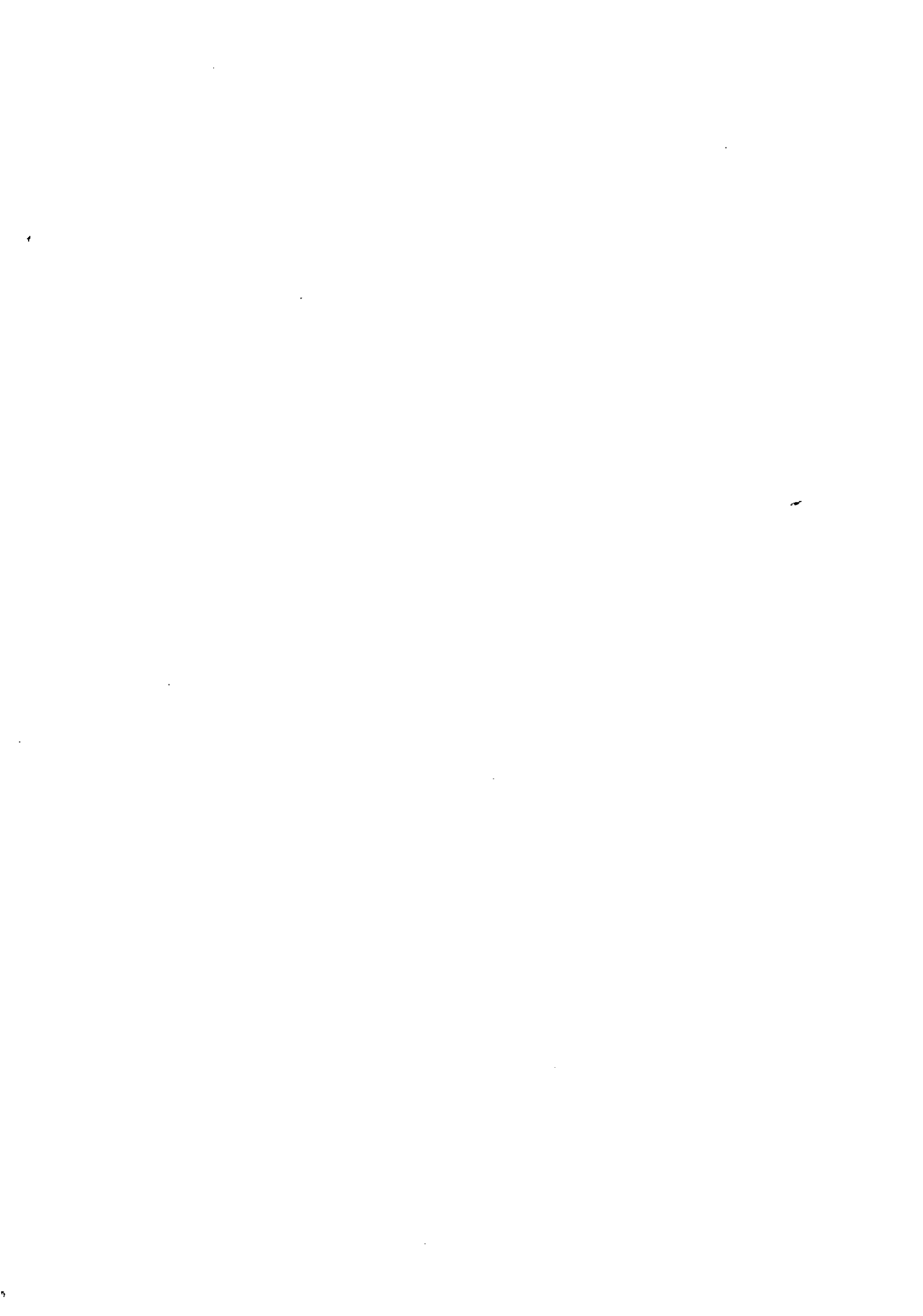


Votes



New South Wales.

No. 1.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 16 NOVEMBER, 1875.

1. **OPENING OF THE SESSION** :—The House met at Twelve o'clock at noon, pursuant to a Proclamation of His Excellency the Governor, bearing date the fourth day of October, 1875.

Mr. Speaker took the Chair.

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

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

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

" Given under my Hand and Seal, at Government House, Sydney, this fourth day of October, in the year of our Lord one thousand eight hundred and seventy-five, and in the thirty-ninth year of Her Majesty's Reign.

" By Command,

" JOHN ROBERTSON.

" GOD SAVE THE QUEEN!"

2. **ELECTORATE OF THE UPPER HUNTER** :—Mr. Speaker informed the House that upon the Committee of Elections and Qualifications reporting, during the late Session, that Thomas Hungerford, Esquire, who had been returned as the Member for the Electoral District of The Upper Hunter, was not duly elected, and that the Election was wholly void, he issued a Writ for the election of a Member to serve for the said Electoral District; and that such Writ had been duly returned, with a Certificate endorsed thereon by the Returning Officer of the election of John McElhone, Esquire.
3. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR** :—The Usher of the Black Rod being admitted, delivered the following Message :—

" MR. SPEAKER,

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

The House went, and being returned, adjourned, on motion of Mr. Robertson, at twenty-eight minutes after Twelve o'clock, until Four o'clock This Day.

The House resumed, pursuant to adjournment.

4. **MEMBER SWORN**.—John McElhone, Esquire, having taken and subscribed the Oath, and signed the Roll, took his Seat as Member for the Electoral District of The Upper Hunter.
5. **PAPERS**:—
Mr. Robertson laid upon the Table,—
- (1.) Papers relating to the Mission of the Colonial Treasurer to England.
 - (2.) Paper sent to the Colonial Treasurer respecting the Sydney Water Supply.
 - (3.) Case for, and joint opinion of Mr. Joseph Brown and Mr. Alexander Gordon, respecting Railway Iron, together with Memorandum of the Attorney General thereon.
 - (4.) Papers relating to litigation respecting inferior Railway Iron obtained from England.
 - (5.) Correspondence respecting the natural strength of Wines of New South Wales.
 - (6.) Correspondence and Papers relative to the natural strength of Wines of South Australia.
 - (7.) Report of Board on the Storage of Gunpowder.
 - (8.) Orders and Regulations concerning the Public Abattoirs at Glebe Island.
 - (9.) Despatch conveying thanks for aid in connection with the establishment of the Government of Fiji.
 - (10.) Report on the Nautical School Ship "Vernon," for the year ending 30th June, 1875.
 - (11.) By-laws of the Municipal District of Broughton Creek and Bomaderry.
 - (12.) By-laws of the Municipal District of Forbes.
 - (13.) By-laws of the Municipal District of Nowra.
 - (14.) Return to an Order made on 25th May, 1875, in reference to Volunteer Land Orders.
 - (15.) Return showing the Number of Electors on the Roll of each Electoral District of New South Wales for 1875-76.
 - (16.) Return showing the estimated number of Electors entitled to vote in the several Gold Fields Electoral Districts for 1875-76.
 - (17.) Fourth Progress Report from the Sydney City and Suburban Sewage and Health Board.
 - (18.) Fifth Progress Report from the Sydney City and Suburban Sewage and Health Board.
 - (19.) Statistical Register of New South Wales for the year 1874.
 - (20.) Memorandum on the present organization of the Volunteer and Military Forces of the Colony.
- Ordered to be printed.
- Mr. Garrett laid upon the Table,—Crown Lands Regulations under the Crown Lands Acts Amendment Act of 1875.
Ordered to be printed.
6. **NORTH SHORE GAS BILL**:—Mr. Dibbs presented a Petition from Charles Watt and James Walter Fell, praying for leave to bring in a Bill to enable Charles Watt and James Walter Fell to construct Gas Works within the Municipalities of East St. Leonards, Victoria, St. Leonards, and North Willoughby.
And Mr. Dibbs having produced the *Government Gazette*, and the *Sydney Morning Herald*, newspaper, containing the Notices required by the 59th Standing Order,—
Petition received.
7. **ELECTION PETITION (The Upper Hunter)**:—Mr. Speaker laid upon the Table an Election Petition which had been addressed to him from Thomas Hungerford, Esquire, complaining of the election and return of John McElhone, Esquire, as the Member for the Electoral District of The Upper Hunter, as being an undue election and return, on the ground that the said John McElhone committed acts of bribery and corruption during the Election; and praying that the Petition may be dealt with according to law, and that the return of the said John McElhone may be declared null and void, and that it may be further declared that Petitioner was duly elected, and is entitled to take his Seat as the Member for the said Electoral District.
Ordered to lie upon the Table.
8. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS**:—Mr. Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant appointing the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—
"By the Honorable the Speaker of the Legislative Assembly
of New South Wales.
"Pursuant to the power in that behalf vested in me, as Speaker of the Legislative Assembly of
"New South Wales, by the Electoral Act of 1858, I do hereby appoint
"Stephen Campbell Brown, Esquire, | "James Hoskins, Esquire,
"Henry Cary Dangar, Esquire, | "Henry Moses, Esquire, and
"Richard Driver, Esquire, | "Robert Wisdom, Esquire,
"Richard Hill, Esquire,
"being Members of the said Assembly, to be Members of the Committee of Elections and Quali-
"fications 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 sixteenth day of November, in the year of our Lord one
"thousand eight hundred and seventy-five.
"G. WIGRAM ALLEN,
"Speaker."
9. **ORDNANCE LANDS TRANSFER BILL**:—Mr. Robertson presented a 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*,"—
which was read a first time *pro forma*.

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

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

1. The period to which the late Session of Parliament extended, the urgent importance of various matters of administration which have engrossed the attention of Government during the recess, and the preparation of numerous measures, which will as soon as possible be submitted to you, have combined to prevent me from calling you together at an earlier and more convenient time.

2. The protracted illness of the late Agent General of the Colony, which resulted in the death of that old and distinguished public servant, and the difficulties connected with our public business in England, rendered it necessary, in the judgment of the Government, that a responsible Minister should visit the Mother Country for the purpose of personal inquiry and prompt action. This office was accepted by the Colonial Treasurer, who left Sydney in October, furnished with ample powers for the protection of the interests of the Colony. Full information upon this subject will be furnished by laying upon the Table of both Houses of the Legislature, without delay, all papers connected with the duties which he has undertaken to discharge.

3. The necessary steps have been taken to bring into operation the Act for the amendment of the Laws concerning the alienation and occupation of Crown Lands; and Regulations to effect this purpose have been issued.

4. The great importance of rendering more efficient the Pilot Service of Port Jackson has led to the temporary employment of a steam-vessel, for the use of the pilots, until the one now being built for the service is completed.

5. The necessity of making improved provision for the disposal of the Sewage of the Metropolis has been brought under the notice of the Government by various bodies of citizens and by the Reports of the Sewage and Health Commission. The Government have adopted such measures as the urgency of the evils complained of appeared to require, and which could be immediately effected; and have undertaken a variety of works which, after careful inquiry, they regard as essential to the preservation of the health of the inhabitants of Sydney.

6. The accumulation of offensive matters from the Abattoirs has been arrested, and steps have been taken to prevent the foreshores of various parts of the harbour from becoming receptacles for the deposit of sewage and other matter.

7. In immediate connection with a comprehensive plan for the disposal of the Sewage of the City, and the removal of certain epidemic influences which occasioned some short time since much sickness, is the adoption of some plan to secure with the least possible delay an inexhaustible supply of pure water for the Metropolis and Suburbs. The Government have taken steps to employ the vote of the Legislature for the introduction from Europe of an Engineer of high standing to advise upon this question. Advantage will also be taken of his visit to enable the Government to deal with the Sewerage question, and with other engineering matters of public importance. The selection of this officer will be immediately made by the Colonial Treasurer, who has been desired in this matter to seek the advice of the President of the Institute of Civil Engineers of England.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

8. The Estimates of Revenue and Expenditure will be submitted to you as soon as possible, in order that satisfactory provision may be made for the various services of the Government.

9. It is with much gratification that I am enabled to offer you my hearty congratulations on the general prosperity of the Colony. The Revenue is in a flourishing condition, and is greatly in excess of the expectations expressed in either of the financial statements for the year. At the close of the last Session of Parliament I felt myself justified in anticipating that there would be no material diminution during the remainder of the year of the very large increase of Revenue in 1875 over a corresponding portion of last year. My anticipations have up to the present time been more than realised. On the 31st of last month this increase had reached the sum of £510,743, with every prospect of improvement during the two remaining months of the year.

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

10. Bills for the more effectual regulation of the various Mining Interests will be proceeded with. Measures for the re-establishment of an amended system of Stamp Duties in connection with a revision of the Tariff and the Customs Laws, for extending the advantages of Public Education, for the more satisfactory regulation of Municipalities, for the extension of Railways and Telegraphs, for the management of the Public Roads, for the keeping and carriage of Gunpowder, for regulating the sale of Poisons, for defining the privileges of Parliament, for the improvement of the Military Defences, for facilitating the introduction into the Colony of suitable population, and to provide for the custody and treatment of Lunatics, have engaged the attention of the Government, and will be submitted to you in due course.

11. At an early period a Bill for the amendment of the Electoral Law will be laid before you. The main object of this measure will be to correct the anomalies which now exist in the representation of various electorates which have, from increase of population, development of local interests, and a variety of causes, outgrown the provisions of the law of 1858.

12. The recommendations of the Commission appointed to inquire into the condition of the various Charitable Institutions receiving assistance from the Public Treasury have been under the consideration of the Government, and you will be invited to deal with a proposal on this subject.

13. In commending to your careful consideration the important subjects to which I have alluded, I humbly trust that the blessing of Almighty God will be upon your work, so that the public welfare may be established upon sound and sure foundations.

Mr.

Mr. Long then moved, and Mr. H. H. Brown seconded the motion,—

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

(2.) That such Committee consist of Mr. Wisdom, Mr. Lord, Captain Ouslow, Mr. Dibbs, Mr. W. H. Suttor, Mr. Charles, Mr. Baker, and the Mover.

Question put and passed.

And the Committee retired to prepare the Address.

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

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

MAY IT PLEASE YOUR EXCELLENCY,—

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

We have learnt with much gratification that the Public Revenue has so largely exceeded the expectations expressed in the financial statements made to Parliament; and we rejoice to be assured that no reasonable grounds exist for contemplating any diminution of the general prosperity of the Colony.

We shall be prepared to give our earnest attention to the more important measures alluded to in Your Excellency's Speech.

We join Your Excellency in humbly trusting that the blessing of Almighty God may be upon our labours, that they may be conducive to the peace and prosperity of the Colony.

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

Debate ensued.

Question put and passed.

Mr. Robertson informed the House that he had ascertained it to be the pleasure of the Governor to receive their Address in reply to His Excellency's Opening Speech at a quarter after Four o'clock to-morrow.

The House adjourned, on motion of Mr. Robertson, at twenty minutes after Ten o'clock, until To-morrow, at half-past Three o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

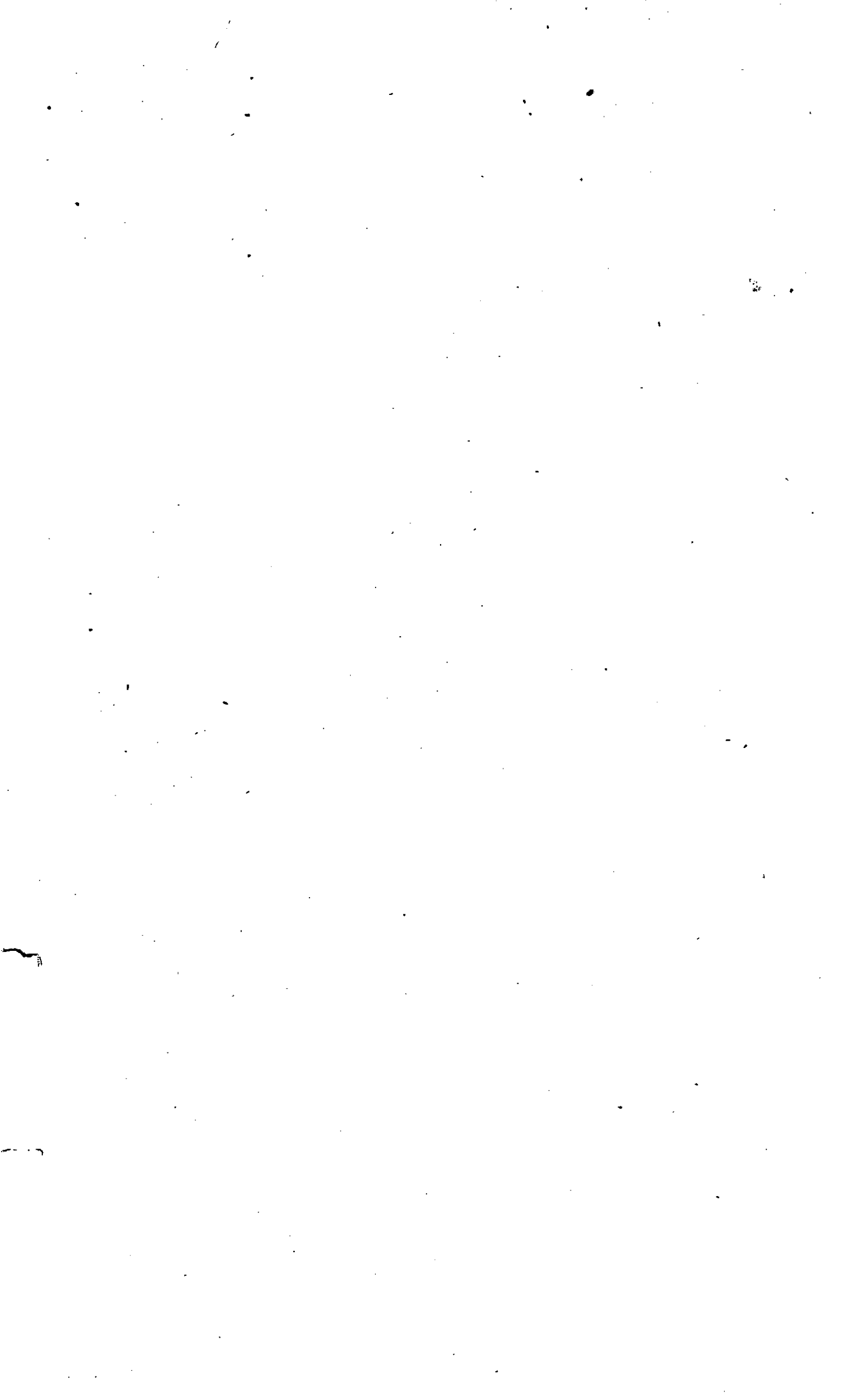
No. 2.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 17 NOVEMBER, 1875.

There being only sixteen Members present, exclusive of Mr. Speaker, namely,—Mr. H. H. Brown, Mr. Thomas Brown, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Davies, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Lackey, Mr. Long, Mr. McElhone, Mr. Robertson, Mr. F. B. Suttor, Mr. W. H. Suttor, and Mr. Wisdom,—Mr. Speaker adjourned the House at Four o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 18 NOVEMBER, 1875.

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

PAPERS:—

Mr. Garrett laid upon the Table,—

- (1.) Return to an Order, made on 20th April, 1875, in reference to Squatting Runs.
- (2.) Abstract of Crown Lands reserved from Sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1.
- (3.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the same Act.
- (4.) Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th section of the same Act.

Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Road Trust Accounts for the half-year ending 31st December, 1873.
- (2.) Return to an Order, made on 18th November, 1874, in reference to the Morpeth Railway.
- (3.) Return to an Order, made on 17th November, 1874, in reference to applications for the establishment of an Electric Telegraph.
- (4.) Return to an Order, made on 20th April, 1875, in reference to Railway Trial Surveys.

Ordered to be printed.

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

And, being returned,—

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

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

I thank you for the loyal expressions contained in the Address which you have just presented to me.

I am glad to learn that you will be prepared to give your earnest attention to the more important measures alluded to in my Opening Speech.

3. PAPERS:—Mr. Robertson laid upon the Table,—

- (1.) By-laws of the Ulladulla Free Public Library.
- (2.) By-laws of the North Illawarra Free Circulating Library.
- (3.) By-laws of the Inverell Free Library and Reading Room.
- (4.) By-laws of the Wollongong Free Circulating Library.
- (5.) Return to an Order, made on the 9th August, 1875, in reference to Coroners Inquests.
- (6.) Return to an Order, made on 23rd June, 1874, in reference to Denominational Schools.
- (7.) Return to an Order, made on 2nd August, 1875, in reference to the case of Mr. Jeremiah Cronin.
- (8.) Return to an Address, adopted on 27th July, 1875, in reference to the Site for a Public School at German's Hill.

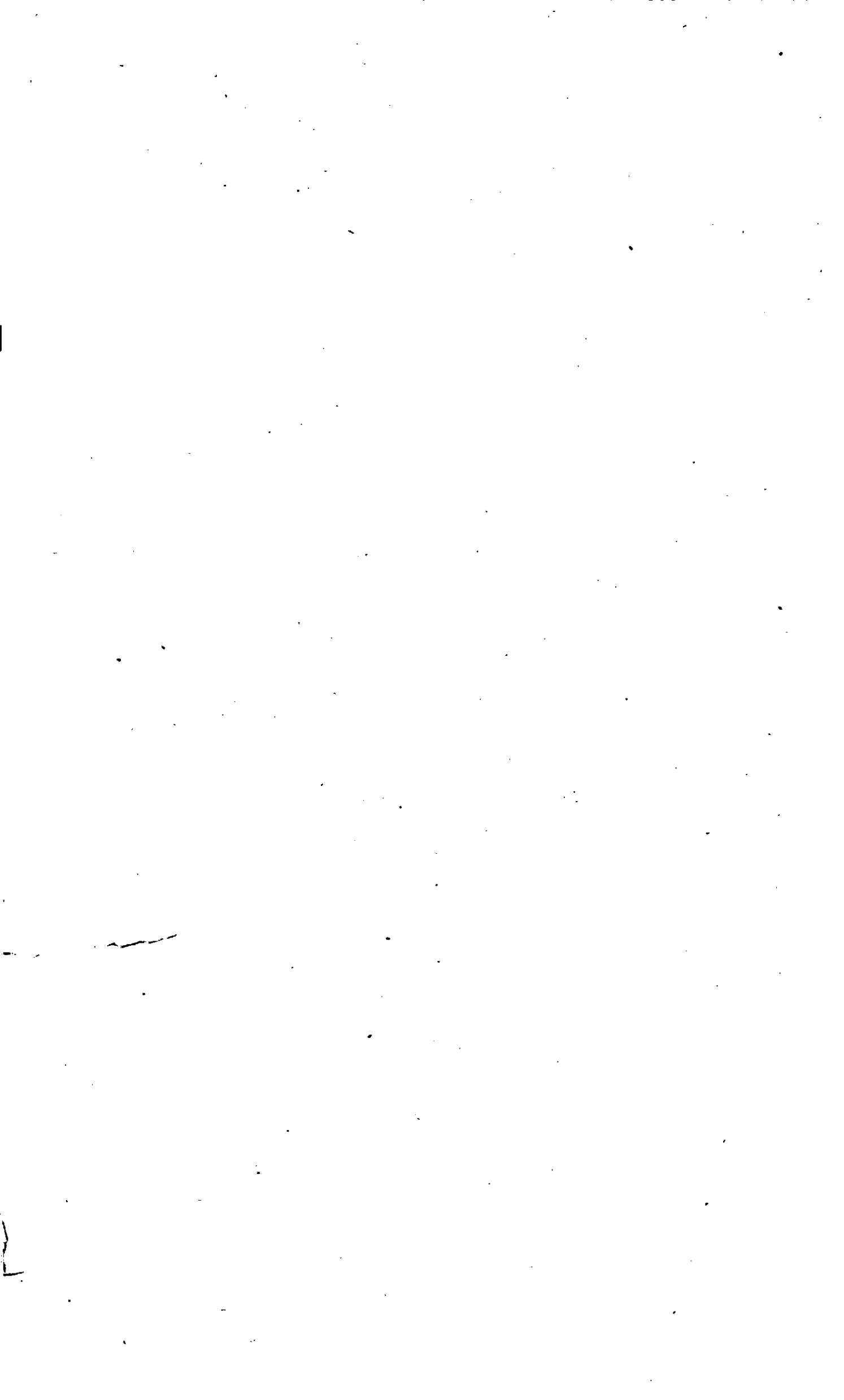
Ordered to be printed.

4. RAILWAY FROM THE CLARENCE TO NEW ENGLAND:—Mr. Bawden presented a Petition from Members of the Clarence and New England Railway League, in Public Meeting assembled, praying for the speedy construction of Railways to connect Glen Innes with the shipping port of Grafton, and the Towns of Armidale, Inverell, and Tenterfield with Glen Innes.
And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.
5. COAL MINES REGULATION BILL:—Mr. Lucas moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to provide for the better regulation of Coal Mines and Collieries.
Question put and passed.
6. CHAIRMAN OF COMMITTEES:—Mr. Fitzpatrick moved, pursuant to Notice, That Richard Driver, Esquire, be Chairman of Committees of the Whole House during the present Session.
Question put and passed.
Whereupon Mr. Driver made his acknowledgments to the House.
7. CRIME PROSECUTION BILL:—
 - (1.) Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to provide for the due and proper prosecution of Crime.
Question put and passed.
 - (2.) Mr. Buchanan presented a Bill, intituled “*A Bill to provide for the due and proper prosecution of Crime,*”—which was read a first time.
Ordered to be printed, and read a second time on Friday, 26th November.
8. MATRIMONIAL CAUSES ACT AMENDMENT BILL:—
 - (1.) Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to amend the law relating to Divorce.
Question put and passed.
 - (2.) Mr. Buchanan presented a Bill, intituled “*A Bill to amend the law relating to Divorce and Matrimonial Causes,*”—which was read a first time.
Ordered to be printed, and read a second time on Friday, 26th November.
9. BUSINESS DAYS (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That, unless otherwise ordered, this House shall meet for despatch of Business at Four o'clock p.m. on Tuesday, Wednesday, Thursday, and Friday, in each week.
Question put and passed.
10. PRECEDENCE OF GOVERNMENT BUSINESS (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business shall take precedence of General Business.
Question put and passed.
11. PRECEDENCE OF GENERAL BUSINESS (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That on Tuesday and Friday in each week, unless otherwise ordered, General Business shall take precedence of Government Business; and that on Fridays, General Orders of the Day shall take precedence of Motions.
Question put and passed.
12. FORMAL BUSINESS (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That it shall be a Sessional Order of this House for the present Session,—
 - (1.) That every Motion or Order of the Day for the third reading of a Bill, to which, on the Question being put from the Chair “Whether there is any objection to its being a ‘Formal’ Motion or Order of the Day,” no objection shall be taken, shall be deemed to be a “Formal” Motion or Order of the Day.
 - (2.) That before the Ordinary Business of each day shall be entered upon, Mr. Speaker shall call over the various Notices of Motions and Orders of the Day for third reading of Bills; and on any such Motion or Order being called, it shall be competent for the Member otherwise entitled to move it, to have the above question put with reference thereto, and such “Formal” Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
 - (3.) That no Debate shall be allowed upon any such “Formal Motions or Orders of the Day,” or upon the further proceedings consequent on the reading of such Orders; but the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.
 - (4.) That, in consequence of any such “Formal” Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions, or the reception of Notices of Motions.
Question put and passed.
13. COMMITTEE OF SUPPLY (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That, unless otherwise ordered, the resumption of the Committee of Supply shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Question put and passed.
14. COMMITTEE OF WAYS AND MEANS (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That, unless otherwise ordered, the resumption of the Committee of Ways and Means shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Question put and passed.
15. TRANSMISSION OF MESSAGES BETWEEN THE TWO HOUSES (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That the Order respecting the transmission of Messages agreed to by the two Houses during the Session of 1856-7, shall stand as a Sessional Order of this House for the present Session.
Question put and passed.

16. **BALLOTING FOR SELECT COMMITTEES** (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That the following Rules shall be observed as a Sessional Order of this House for the present Session:—
 (1.) Members balloting for a Select Committee shall place the Balloting Papers, after completion, in the hands of the Clerk of the House (or in his absence the officer acting in his stead), giving time for him to note one paper (as hereinafter mentioned) before another is presented.
 (2.) The Clerk shall have before him a complete printed list of the Members of the House, and on the presentation of any Balloting Paper shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper, and the Clerk shall place such list so initialled on record with the other proceedings of the Ballot.
 Question put and passed.
17. **VOTE OF CHAIRMAN OF SELECT COMMITTEE ON PRIVATE BILLS** (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That the Chairman of a Select Committee on a Private Bill shall be entitled to vote on all questions in the same way as other Members of such Committee, and in case of an equality of votes, exercise a second or casting vote.
 Question put and passed.
18. **LIBRARY COMMITTEE** (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That the Library Committee for the present Session shall consist of Mr. Speaker, Mr. Burns, Mr. Fitzpatrick, Mr. Greville, Captain Onslow, Mr. Parke, Mr. Piddington, Mr. Stuart, Mr. Wisdom, and the Mover, with leave to sit during any adjournment, and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's Resolution of the 6th August, 1862.
 Question put and passed.
19. **STANDING ORDERS COMMITTEE** (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That the Standing Orders Committee for the present Session shall consist of Mr. Speaker, Mr. H. C. Dangar, Mr. Dibbs, Mr. Stephen Brown, Mr. Gray, Mr. Lackey, Captain Onslow, Mr. Piddington, Mr. Wisdom, and the Mover, with leave to sit during any adjournment, and authority and power to send for persons, papers, and records, and to examine witnesses, and to report in any matter or thing referred to or pending before the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
 Question put and passed.
20. **REFRESHMENT COMMITTEE** (*Sessional Order*):—Mr. Robertson moved, pursuant to Notice, That a Refreshment Committee be appointed for the present Session, to consist of Mr. Speaker, Mr. H. C. Dangar, Mr. G. A. Lloyd, Mr. Hay, Mr. Lord, Mr. Davies, Mr. Phelps, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
 Debate ensued.
 Question put and passed.
21. **GUNPOWDER AND EXPLOSIVE SUBSTANCE LAW CONSOLIDATION BILL**:—Mr. Robertson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to regulate the keeping and carriage of Gunpowder and other explosive substances.
 Question put and passed.
22. **PRIVILEGES OF PARLIAMENT**:—Mr. Robertson moved, pursuant to Notice, for leave to bring in a Bill to define the Privileges and Powers of Parliament.
 Question put and passed.
23. **NORTH SHORE GAS BILL**:—
 (1.) Mr. Dibbs moved, pursuant to Notice, for leave to bring in a Bill to enable Charles Watt and James Walter Fell to construct Gas Works within the Municipalities of East St. Leonards, Victoria, St. Leonards, and North Willoughby.
 Question put and passed.
 (2.) Mr. Dibbs 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 Charles Watt and James Walter Fell to construct Gas Works within the Municipalities of East St. Leonards Victoria St. Leonards and North Willoughby*,"—read a first time.

The House adjourned, at seven minutes after Six o'clock, until To-morrow, at Four o'clock

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 4.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 19 NOVEMBER, 1875.

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

PAPERS:—Mr. Burns laid upon the Table,—

- (1.) Contract for Mail Service between San Francisco and the Colonies.
 (2.) Time Table for the Mail Service between Great Britain, New South Wales, and New Zealand, by way of San Francisco.
 Ordered to be printed.

2. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
3. ADMINISTRATION OF JUSTICE IN BATHURST (*Formal Motion*):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Papers and Letters that have passed between Mr. A. B. Rae, of Bathurst, and the Colonial Secretary, on the subject of the Administration of Justice in Bathurst, and the Bathurst Special Jury List.
 Question put and passed.
4. RAILWAY FROM THE CLARENCE TO NEW ENGLAND (*Formal Motion*):—Mr. Bawden moved, pursuant to Notice, That the Petition presented by him on 18th November, from the Clarence and New England Railway League, relative to Railway communication between the Clarence River and New England, be printed.
 Question put and passed.
5. NORTH SHORE GAS BILL (*Formal Motion*):—Mr. Dibbs moved, pursuant to Notice,—
 (1.) That the North Shore Gas Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. Abbott, Mr. Thomas Brown, Mr. Davies, Mr. Farnell, Mr. Gray, Mr. Hill, Mr. Macintosh, Mr. Nelson, Mr. Tecce, and the Mover.
 Question put and passed.
6. BETTING HOUSES SUPPRESSION BILL (*Formal Motion*):—Mr. Terry moved, pursuant to Notice, for leave to bring in a Bill for the suppression of Betting Houses.
 Question put and passed.
7. BRIDGE AT JACKSON'S SWAMP:—Mr. Pilcher 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 upon the Supplementary Estimates for 1875 a sum not exceeding £200, for the erection of a Bridge across a black-soil gully at Jackson's Swamp, in the Electorate of West Macquarie.
 Question put and passed.
8. DURATION OF THE SESSION:—Mr. Gray moved, pursuant to Notice,—
 (1.) That this House is of opinion it is expedient the business of the present Session of Parliament should be confined to the passing of the Estimates and any other urgently necessary measures which can be passed before the end of the year.
 (2.) That, in the event of the foregoing proposal being agreed to, and the Session being closed by the end of the year, it is desirable that Parliament should be convened for the despatch of business not later than "April" next year.
 (3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor.
 Debate ensued.
 Mr. F. B. Suttor moved, That the Question be amended by the omission of the word "April," with a view to the insertion in its place of the word "March."
 Question proposed, That the word proposed to be omitted stand part of the Question.
 Debate continued.

Question,—

Question,—That the word proposed to be omitted stand part of the Question,—put and negatived.
 Question,—That the word proposed to be inserted in place of the word omitted be there inserted,—
 put and passed.

Question then put,—

(1.) That this House is of opinion it is expedient the business of the present Session of Parliament should be confined to the passing of the Estimates and any other urgently necessary measures which can be passed before the end of the year.

(2.) That, in the event of the foregoing proposal being agreed to, and the Session being closed by the end of the year, it is desirable that Parliament should be convened for the despatch of business not later than March next year.

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

The House divided.

Ayes, 18.

Mr. Charles,	Mr. Greville,
Mr. Wright,	Mr. Terry,
Mr. Gray,	Mr. H. C. Dangar,
Mr. Cameron,	Mr. Hoskins,
Mr. J. S. Smith,	Mr. Baker,
Mr. Long,	Mr. McElhone,
Mr. Driver,	<i>Tellers.</i>
Mr. Byrnes,	Mr. F. B. Suttor,
Mr. Wisdom,	Mr. Stuart.
Mr. Fitzpatrick,	

Noes, 18.

Mr. Robertson,	Mr. W. Watson,
Mr. Garrett,	Mr. T. G. Dangar,
Mr. Lucas,	Mr. Shepherd,
Mr. Burns,	Mr. Stevens,
Mr. Hill,	Mr. Cohen,
Mr. Parkes,	Mr. Sutherland,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Piddington,	Mr. Stephen Brown,
Mr. Nelson,	Mr. Pilcher.
Mr. W. H. Suttor,	

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

9. BUSINESS OF THE SUPREME COURT :—Mr. Greville moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing for each year the number of cases in which the amount claimed was over £200 up to £500, tried in the Supreme Court since the establishment of the District Courts, and also the nature of such cases.
 Question put and passed.

10. GUNPOWDER AND EXPLOSIVE SUBSTANCE LAW CONSOLIDATION BILL :—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to regulate the keeping and carriage of Gunpowder and other explosive substances.
 Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows :—

Resolved,—That it is desirable to bring in a Bill to Consolidate the Law regulating the importation, custody, and transit of Gunpowder and other explosive substances.

On motion of Mr. Robertson, the Resolution was read a second time, and agreed to.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 23 NOVEMBER, 1875.

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

DEPUTY SPEAKER'S COMMISSION TO ADMINISTER THE OATH:—Mr. Speaker reported that he had received a Commission, under the Seal of the Colony, dated 18th November, 1875, and signed by His Excellency the Governor, empowering Richard Driver, Esquire, Chairman of Committees of the Legislative Assembly, in the absence of the Speaker, to administer to Members the Oath or Affirmation of Allegiance required by Law, which Commission was read by the Clerk, as follows:—

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

“To all to whom these presents shall come,

“Greeting:

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

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

“HERCULES ROBINSON.

“By His Excellency's Command,

“JOHN ROBERTSON.”

2. ADJOURNMENT:—Mr. Greville moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
3. PAPERS:—Mr. Robertson laid upon the Table,—
(1.) Second Report to the Sewage and Health Board upon the Sydney City and Suburban Water Supply, by Professor Liversidge.
(2.) Sixth Progress Report of the Sydney City and Suburban Sewage and Health Board.
Ordered to be printed.
4. JURY LAW AMENDMENT BILL (“Formal” Motion):—Mr. Meyer moved, pursuant to Notice, for leave to bring in a Bill to amend the Jury Law.
Question put and passed.
5. WAVE BREAKER (“Formal” Motion):—Mr. Macintosh moved, pursuant to Notice, That there be laid upon the Table of this House, copies of the Correspondence between the Government and Captain Blom Crawford respecting his alleged discovery of a “Wave Breaker.”
Question put and passed.

6. SECRET BILLS OF SALE ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Cohen moved, pursuant to Notice, for leave to bring in a Bill to amend the Secret Bills of Sale Act, 19 Vict. No. 2. Question put and passed.
7. MONEYS RECEIVED, AND SPENT, IN THE UPPER HUNTER ELECTORATE (*"Formal" Motion*):—Mr. McElhone moved, pursuant to Notice,—
 (1.) That there be laid upon the Table of this House, a Return of all Moneys received from the Upper Hunter Electorate for sale of land by auction, by conditional purchase, and rents of land, and all other sources, since 1871.
 (2.) A Return of all Moneys spent on Roads, Bridges, and other Public Works in the Upper Hunter Electorate since 1871, exclusive of money spent on Railways and purchase of Land for Railway purposes.
 Question put and passed.
8. SUPPLY (*"Formal" Motion*):—Mr. Robertson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into the Committee of Supply.
 Question put and passed.
9. SECRET BILLS OF SALE ACT AMENDMENT BILL:—Mr. Cohen presented a Bill, intituled "A Bill to amend the Act 19 Victoria No. 2 relating to Secret Bills of Sale and Chattel Property,"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 3rd December.
10. RESERVES IN THE UPPER HUNTER ELECTORATE:—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House,—
 (1.) A Return of all Reserves in the Upper Hunter Electorate.
 (2.) For what purpose, and on whose application such Reserves were granted, and area of Reserves.
 (3.) A Return of all Land reserved from sale throughout the Colony.
 (4.) The names of all persons on whose Runs, or otherwise, such Reserves were made.
 (5.) The names of the parties who applied for such Reserves.
 (6.) The purpose for which such Reserves were made.
 (7.) The total area of all Land reserved from sale.
 Debate ensued.
 Motion by leave withdrawn.
11. ASSESSMENT ON STOCK—RENTS OF RUNS:—Mr. McElhone moved, pursuant to Notice,—
 (1.) That, in the opinion of this House, the Government should immediately pass a new Assessment of Stock Act, taxing the Lessees of Crown Lands at so much per head on Cattle, Sheep, and Horses, so as to compel them to pay a fair rent for their Runs.
 (2.) That, in the opinion of this House, the present Rents of Runs paid by the Lessees are far below their fair value.
 (3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor.
 Debate ensued.
 And Mr. Garrett requiring that the Resolutions be put *seriatim*,—
 Question,—(1.) That, in the opinion of this House, the Government should immediately pass a new Assessment of Stock Act, taxing the Lessees of Crown Lands at so much per head on Cattle, Sheep, and Horses, so as to compel them to pay a fair rent for their Runs,—put and negatived.
 Question put,—(2.) That, in the opinion of this House, the present Rents of Runs paid by the Lessees are far below their fair value.

The House divided.

Ayes, 6.

Mr. Wisdom,
 Mr. Piddington,
 Mr. McElhone,
 Mr. Wright,

Tellers.

Mr. Long,
 Mr. W. C. Browne.

Noes, 24.

Mr. Robertson, Captain Onslow,
 Mr. Lucas, Mr. T. G. Dangar,
 Mr. Burns, Mr. Cohen,
 Mr. Garrett, Mr. Jacob,
 Mr. Hill, Mr. Farnell,
 Mr. Thomas Brown, Mr. Bawden,
 Mr. R. Forster, Mr. Cameron,
 Mr. Stevens, Mr. Dibbs,
 Mr. H. C. Dangar, Mr. Driver,
 Mr. Warden, *Tellers.*
 Mr. Davies,
 Mr. Goold, Mr. Fitzpatrick,
 Mr. Charles, Mr. Stuart.

And so it passed in the negative.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 6.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 24 NOVEMBER, 1875.

1. The House met pursuant to adjournment: Mr. Speaker took the Chair.
PAPERS:—Mr. Robertson laid upon the Table,—
(1.) Return to an Order, made on 7th May, 1875, in reference to the Sale of Colonial Distilled Spirits.
(2.) Instructions to the Colonial Treasurer respecting the selection of a Sculptor of Cook's Statue.
(3.) Report of Proceedings of the Inspector of the Insane during his recent visit to Europe.
(4.) By-laws under the Public Vehicles Regulation Act of 1873.
Ordered to be printed.
2. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
3. WAYS AND MEANS (*"Formal" Motion*):—Mr. Robertson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into the Committee of Ways and Means.
Question put and passed.
4. MARRIED WOMEN'S PROPERTY BILL (*"Formal" Motion*):—Mr. Pilcher moved, pursuant to Notice, for leave to bring in a Bill to amend the Law relating to the property of Married Women.
Question put and passed.
5. SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL (*"Formal" Motion*):—Mr. Jacob moved, pursuant to Notice, for leave to bring in a Bill to repeal the Sale of Colonial Wines Regulation Act of 1862.
Question put and passed.
6. IMPOUNDING ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Jacob moved, pursuant to Notice, for leave to bring in a Bill to amend the Impounding Act of 1865.
Question put and passed.
7. MARRIED WOMEN'S PROPERTY BILL:—Mr. Pilcher presented a Bill, intituled "*A Bill to amend the Law relating to the property of Married Women,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 3rd December.
8. SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL:—Mr. Jacob presented a Bill, intituled "*A Bill to repeal the 'Sale of Colonial Wines Regulation Act of 1862,'*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 3rd December.
9. IMPOUNDING ACT AMENDMENT BILL:—Mr. Jacob presented a Bill, intituled "*A Bill to amend the Impounding Act of 1865,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 10th December.

10. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant Reported*:—Mr. Speaker reported that his Warrant appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Tuesday, 16th November, 1875, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect as an appointment of such Committee; and intimated that it was therefore open to Members of the Committee to be sworn at the Table by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.

(2.) *Members of Committee Sworn*:—Whereupon Stephen Campbell Brown, Richard Driver, Richard Hill, Henry Moses, and Robert Wisdom, Esquires, came to the Table, and were severally sworn by the Clerk as Members of the said Committee.

(3.) *First Meeting of the Committee*:—Pursuant to the requirement of the 70th section of the Electoral Act of 1858, Mr. Speaker appointed the first meeting of the Committee to take place at Eleven o'clock a.m. on Friday next, the 26th of November, in Committee Room No. 2.

11. ELECTION PETITION (*The Upper Hunter*):—Mr. Robertson moved, That the Election Petition, complaining of the Election and Return of John McElhone, Esquire, as the Member for the Electoral District of The Upper Hunter, which was laid upon the Table of this House on the 16th instant, be referred to the Committee of Elections and Qualifications.
Question put and passed.

12. COAL MINES REGULATION BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Lucas, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to provide for the better regulation of Coal Mines and Collieries.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to provide for the better regulation of Coal Mines and Collieries.

On motion of Mr. Lucas, the Resolution was read a second time, and agreed to.

(2.) Mr. Lucas presented a Bill intituled "*A Bill to make better provision for the regulation of Coal Mines and Collieries*,"—which was read a first time.

Ordered to be printed, and read a second time on Wednesday next.

13. POSTPONEMENT:—The Order of the Day for the House to resolve itself into the Committee of Supply postponed until to-morrow.

14. MEMBERS OF THE LEGISLATIVE ASSEMBLY AS LAND AGENTS:—Mr. McElhone moved, pursuant to Notice,—

(1.) That, in the opinion of this House, it is contrary to the spirit of the Constitution, and dangerous alike to the independence of Members of this House and Ministers of the Crown, that Members of the Legislative Assembly should practise the profession of Land Agents in the transaction of business with the Land Office and other Public Departments.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Mr. Parkes moved, That this Debate be now adjourned until to-morrow.

Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 7.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 25 NOVEMBER, 1875.

1. The House met pursuant to adjournment: Mr. Speaker took the Chair.
ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.
Question put and negatived.
2. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL (*"Formal" Motion*):—Mr. Jacob moved, pursuant to Notice, for leave to bring in a Bill to empower Justices of the Peace to deal with Contempts before them.
Question put and passed.
3. NORTH SHORE GAS BILL:—Mr. Macintosh presented a Petition from Mr. William Tunks, Mayor of the Borough of St. Leonards, praying that he may be heard before the Select Committee now sitting on this Bill in opposition to the first section of the Bill.
Petition received.
Mr. Macintosh then moved, That the Petition be referred to the Select Committee, and that the prayer of the Petitioner be granted.
Question put and passed.
4. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL:—Mr. Jacob presented a Bill, intituled "*A Bill to empower Justices of the Peace to deal with Contempts before them,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 10th December.
5. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Henry Cary Dangar, Esquire, came to the Table, and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
6. PETERSHAM LAND PURCHASE BILL:—
(1.) Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to enable William Condie Renwick and other persons to purchase, without competition, certain parcels of land in the parish of Petersham.
Question put and passed.
(2.) Mr. Garrett presented a Bill, intituled "*A Bill to enable William Condie Renwick and other persons to purchase without competition certain parcels of land in the Parish of Petersham,*"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
7. POSTPONEMENTS:—The following Orders of the Day postponed until Wednesday next:—
(1.) Supply; House to resolve itself into Committee.
(2.) Ways and Means; House to resolve itself into Committee.
8. EXPENDITURE ON MAIN AND MINOR ROADS:—Mr. Bawden moved, pursuant to Notice,—
(1.) That, in the opinion of this House, notwithstanding that the Appropriation Act for the year 1876 may not be passed previous to the 1st January, 1876, the expenditure upon the Main and Minor Roads of the Colony should be proceeded with from that date, at the same rate as sanctioned for the year 1875.
(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put.

The

The House divided.

Ayes, 34.

Mr. Robertson,	Mr. W. C. Browne,
Mr. Garrett,	Mr. T. G. Dangar,
Mr. Lackey,	Mr. Wright,
Mr. Burns,	Mr. Goold,
Mr. Cameron,	Mr. Terry,
Mr. Dibbs,	Mr. Warden,
Mr. Stuart,	Mr. Pilcher,
Mr. Nelson,	Mr. Macintosh,
Mr. Driver,	Mr. Meyer,
Mr. Booth,	Captain Onslow,
Mr. Davies,	Mr. Long,
Mr. Jacob,	Mr. Taylor,
Mr. Charles,	Mr. Cohen,
Mr. Thomas Brown,	Mr. J. S. Smith,
Mr. W. Watson,	
Mr. McElhone,	<i>Tellers.</i>
Mr. Scholey,	Mr. Hill,
Mr. Greville,	Mr. Bawden.

Noes, 8.

Mr. Farnell,
Mr. Parkes,
Mr. Piddington,
Mr. H. C. Dangar,
Mr. Hay,
Mr. Shepherd,
<i>Tellers.</i>
Mr. Fitzpatrick,
Mr. R. Forster.

And so it was resolved in the affirmative.

9. **QUESTIONS AND ANSWERS (Sessional Order)**:—Mr. Cameron 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.

The House divided.

Ayes, 32.

Mr. Macintosh,	Mr. McElhone,
Mr. J. S. Smith,	Mr. Wright,
Mr. Farnell,	Mr. Sutherland,
Mr. Wisdom,	Mr. Goold,
Mr. Booth,	Mr. Scholey,
Mr. G. A. Lloyd,	Mr. Shepherd,
Mr. R. Forster,	Mr. Bawden,
Mr. Hill,	Mr. Terry,
Mr. Greville,	Mr. Taylor,
Mr. Dibbs,	Mr. W. C. Browne,
Mr. J. Watson,	Mr. Piddington,
Mr. Stevens,	Mr. Warden,
Mr. W. Watson,	Mr. Moses,
Mr. Stephen Brown,	<i>Tellers.</i>
Mr. T. G. Dangar,	Mr. Cameron,
Mr. Charles,	Mr. Davies.
Mr. Hoskins,	

Noes, 10.

Mr. Robertson,
Mr. Garrett,
Mr. Lackey,
Mr. Burns,
Mr. Parkes,
Mr. Driver,
Mr. Stuart,
Captain Onslow,
<i>Tellers.</i>
Mr. Fitzpatrick,
Mr. Cohen.

And so it was resolved in the affirmative.

10. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS**:—James Hoskins, Esquire, came to the Table, and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
11. **LEAVE OF ABSENCE**:—Mr. Garrett moved, pursuant to Notice, That leave of absence be given for one month to Mr. Montague, the Member for Monaro, on account of ill health.
Question put and passed.
12. **WIDOW OF THE LATE SIR CHARLES COWPER**:—Mr. Davies moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for 1875 a sum not exceeding £2,000, as a Gratuity to the widow of the late Sir Charles Cowper, in recognition of his many valuable public services to this Colony.
Debate ensued.
Mr. Macintosh moved, That this Debate be now adjourned until to-morrow.
Debate ensued.

And the House continuing to sit till after Midnight,—

FRIDAY, 26 NOVEMBER, 1875 A.M.

Question,—That this Debate be now adjourned until to-morrow,—put and passed.

The House adjourned at two minutes after Twelve o'clock A.M., until Four o'clock P.M. This Day:

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 8.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 26 NOVEMBER, 1875.

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

QUESTIONS:—

- (1.) Crown Lands sold by Auction:—*Mr. W. C. Browne*, on behalf of Mr. Nelson, asked the Secretary for Lands, pursuant to Notice,—

- (1.) What area of Crown Lands has been sold by public auction since the 1st of January last?
 (2.) What was the price per acre realized for Town, Suburban, and Country Lands, respectively?

Mr. Garrett answered,—To furnish this information under the separate headings required by the Honorable Member will involve some time and labour, including the careful examination of over 600 reports of sale, and the classification of the lands sold. I can only state that it will be supplied as soon as practicable.

- (2.) Railway Trial Survey, New England:—*Mr. R. Forster* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is it true that the Surveyors now carrying on the Trial Survey on the Table Land, New England, are avoiding the line recommended to Armidale *viâ* Uralla, and are proceeding by a route *viâ* Gostwyck, said to be far more difficult?
 (2.) If so, will the Minister direct Trial Surveys to be made *viâ* both routes?

Mr. Lackey answered,—

(1 and 2.) The Surveyors are now endeavouring to find the best and most direct line between Tamworth and Armidale, and probably many lines will be surveyed before the route is finally decided.

- (3.) Reserves from Sale for Water Supply, New England:—*Mr. R. Forster* asked the Secretary for Lands, pursuant to Notice,—With reference to Reserves from Sale for Water Supply, New England District, published in the *Government Gazette* of 21st August, 1874, and numbered 346, 347, and 348,—

- (1.) Is it true that the Crown Lands Commissioner at Armidale reported that these Reserves (situated on Terrible Vale Run) were not required?
 (2.) Is it true that the officer in charge of the Crown Lands Commissioners Department did, notwithstanding the aforesaid report, advise the retention of No. 348?
 (3.) If so, will he cause an inquiry to be made into such conduct?
 (4.) Is it true that there was, and is, another Reserve for Water Supply on said Run?
 (5.) Will he cause the Reserve No. 348 to be at once cancelled?

Mr. Garrett answered,—

(1.) Yes.

(2.) Yes.

(3.) Pending further inquiry, the officer in charge of the Crown Lands Department did not consider it advisable to cancel at once the Reserve No. 348—the Terrible Vale Run. The Reserve No. 348, temporarily retained on his recommendation, contained less than one-eighth of the area of the leasehold.

(4.) There appears to be some doubt whether any other Reserve for Water Supply is within the Terrible Vale Run.

(5.) Reserve No. 348 was revoked under *Gazette* notice dated 16th instant.

(4.)

(4.) Medical Witnesses :—Mr. Farnell asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is the only medical witness examined in the case of murder lately tried at Maitland, in which the prisoner Burgess was convicted and sentenced to death, duly registered as a legally qualified medical practitioner; if not, what evidence had the police of his capabilities as an expert witness?
- (2.) Is it with the authority of the Government that the evidence of such witnesses be received as that of experts?

Mr. Robertson answered,—

(1.) The name of Mr. George Lawson, the person referred to, does not appear in the Register of Medical Practitioners of the New South Wales Medical Board. In his depositions, taken before the Bench of Magistrates at Merriwa, on the hearing of the charge which resulted in the prisoner's committal, Mr. Lawson described himself as a medical practitioner—states that he has been practising medicine for the last twenty years—and was Resident Surgeon at the Maitland Hospital for three and a-half years, and at other hospitals.

(2.) It is believed that the Police invariably endeavour to obtain the best medical evidence available. It is sometimes impracticable in distant parts of the country, or by reason of the urgency of the case, for the police to obtain the services of registered practitioners, in which case the only course available is to procure the best evidence which can be obtained. It is presumed that this course has been pursued in the present instance. I may add that the learned Judge who tried the case, on the matter being inquired into by myself, gave me his opinion that this gentleman was thoroughly qualified to deal with the matter.

(5.) Executive Commissioner to Philadelphia Exhibition :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) What salary is attached to the office of Executive Commissioner to the Philadelphia Exhibition, and what amount is allowed for the expenses of the gentleman appointed to the office?
- (2.) What are the duties of the office?

Mr. Robertson answered,—

(1.) There is no salary attached to the office. Any allowance that may be made to the gentleman will be for out-of-pocket expenses. No arrangement has been made with regard to them.

(2.) With regard to the duties, I have not yet had time to confer with the Commission, of which Sir James Martin is the head, for the purpose of determining that matter, nor can I have had, as they are not yet appointed, an opportunity of conferring upon this subject with the several gentlemen who will be appointed Executive Commissioners.

(6.) Mining Bill :—Mr. Buchanan asked the Secretary for Mines, pursuant to Notice,—Is it the intention of the Government to proceed with the new Mining Bill; and if so, when will it be laid upon the Table?

Mr. Lucas answered,—In answer to the first part of the Honorable Member's question, I would say, yes. When this Bill was laid upon the Table last Session I invited suggestions from persons interested in the matter. Many of these have come in, and as I desire to make the Bill as perfect as possible, I am now going through the various communications made to me, with the view of adopting any suggestions that may appear to me desirable. As soon as I have done so I will lay the Bill upon the Table, and at once proceed with it.

(7.) Incorporation of Gulgong :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) What steps has the Government taken to have Gulgong proclaimed a Municipality?
- (2.) Has the Government received the Report of the Commission appointed to inquire into the sanitary condition of Gulgong?
- (3.) Does the Government intend to adopt the recommendation of the Report; if not, what course does the Government intend to adopt in reference to the matter?

Mr. Robertson answered,—This matter has been a very long time before the Government. The Petitioners who applied to have Gulgong proclaimed a Municipality asked for a greater area to be included than the law warrants. That caused a great deal of difficulty, and indeed the departmental officers have throughout been of opinion that the difficulty was of such a nature that the Government would not be able to overcome it, but that the whole matter would have to be commenced *de novo*. Being very anxious that this important district should have the advantages asked, I have taken more than usual trouble in overcoming the difficulties that have arisen from time to time, and the present state of the business is that an injunction has been given to the Survey Department to reduce the area, so as to bring it within the legal extent. The question has been more than once under reference to the Crown Law Officers, and I think it is now in a fair way of being disposed of.

(8.) Diseases in Sheep—Reports from Stock Inspectors :—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—

- (1.) When will the Returns having reference to the number of Sheep and Convictions under Diseases in Sheep Act, ordered by this House on 21st April last, be laid upon the Table?
- (2.) When will the Return of Reports, &c., from Stock Inspectors, ordered by this House on 27th April last, be laid upon the Table?

Mr. Garrett answered,—

(1.) The Papers in this case are being copied, but the Returns will occupy some time yet, as they are lengthy.

(2.) This Return (which is very voluminous) is now nearly completed, so far as the reports are concerned, and the Papers (as copied) have been sent to the Surveyor General for preparation of the tracings which the Honorable Member moved for.

2. BETTING HOUSES SUPPRESSION BILL :—Mr. Terry presented a Bill, intituled "*A Bill for the suppression of Betting Houses*,"—which was read a first time.

Ordered to be printed, and read a second time on Friday next.

FITZGERALD'S ENABLING BILL:—Mr. Pilcher presented a Petition from Robert Marsden Fitzgerald, Esquire, praying for leave to bring in a Bill to enable Robert Marsden Fitzgerald, the Executor of the last Will and Testament of Robert Fitzgerald, deceased, to pay a certain capital sum of money unto the Trustees of a certain Society, denominated the "Hawkesbury Benevolent Society," for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling, and to enable the Trustees of the said Society to receive a certain capital sum of money from the said Robert Marsden Fitzgerald in lieu of an annual payment by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling.

And Mr. Pilcher having produced the *Government Gazette*, and the *Sydney Morning Herald*, the *Evening News*, and the *Australian*, newspapers, containing the Notices required by the 59th Standing Order,—

Petition received.

4. **PAPER**:—Mr. Speaker laid upon the Table, copy of a Minute of the Governor and Executive Council, authorizing the application of a Balance from one Head of Service to supplement a Vote for another Service,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.

Ordered, on motion of Mr. Garrett, to be printed.

5. **CONTAGIOUS DISEASES PREVENTION BILL** ("Formal" Motion):—Mr. Farnell moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill for the prevention of Contagious Diseases.
Question put and passed.

6. **DISEASES AFFECTING LIVE STOCK** ("Formal" Motion):—Mr. J. S. Smith 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 prevention of the Diseases affecting Live Stock, and the constitution and working of the Stock and Brands Branches.

(2.) That such Committee consist of Mr. T. G. Dangar, Mr. Lord, Mr. Garrett, Mr. Hay, Mr. Phelps, Mr. Robertson, Mr. Stuart, Mr. W. H. Suttor, Mr. Day, and the Mover.

(3.) That the Proceedings of, and Papers referred to, the Select Committee of last Session, be referred to the said Committee.

Question put and passed.

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

Debate ensued.

Question put.

The House divided.

Ayes, 13.

Mr. Shepherd,	Mr. Wisdom,
Mr. W. C. Browne,	Mr. Farnell,
Mr. Cameron,	<i>Tellers.</i>
Mr. Scholey,	
Mr. Sutherland,	Mr. Cohen,
Mr. Terry,	Mr. Buchanan.
Mr. Charles,	
Mr. Parkes,	
Mr. McElhone,	

Noes, 15.

Mr. Robertson,	Mr. Goold,
Mr. Lackey,	Mr. Davies,
Mr. Burns,	Mr. W. Watson,
Mr. Lucas,	Mr. Macintosh,
Mr. Butler,	<i>Tellers.</i>
Mr. Jacob,	
Mr. Byrnes,	Mr. R. Forster,
Mr. Driver,	Mr. Dibbs.
Mr. Piddington,	

And so it passed in the negative.

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

Question put and passed.

Bill read a second time.

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

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

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

Ordered, That the Bill be read a third time on Tuesday next.

9. **WIDOW OF THE LATE SIR CHARLES COWPER**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Davies,—“That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for 1875 a sum not exceeding £2,000, as a Gratuity to the Widow of the late Sir Charles Cowper, in recognition of his many valuable public services to this Colony,”—

Debate resumed.

Question put.

The House divided.

Ayes, 12.

Mr. Robertson,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Burns,	Mr. Stuart,
Mr. Lackey,	Mr. Davies.
Mr. Dibbs,	
Mr. Long,	
Mr. Fitzpatrick,	
Mr. Cunneen,	
Mr. Charles,	
Mr. Clarke,	

Noes, 19.

Mr. Parkes,	Mr. Shepherd,
Mr. Farnell,	Mr. McElhone,
Mr. J. S. Smith,	Mr. Driver,
Mr. R. Forster,	Mr. Piddington,
Mr. Cameron,	Mr. Meyer,
Mr. Goold,	Mr. Cohen,
Mr. Moses,	Mr. Wisdom,
Ms. Hoskins,	<i>Tellers.</i>
Mr. Buchanan,	
Mr. Terry,	Mr. Hill,
	Mr. Stephen Brown.

And so it passed in the negative.

The House adjourned at seventeen minutes after Eleven o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 9.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 30 NOVEMBER, 1875.

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

QUESTIONS:—

- (1.) Cost of the last General Election:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—When will the Return of the Costs, &c., of last General Election, ordered by this House on 30th April last, be laid upon the Table?

Mr. Robertson answered,—I received a letter from the Secretary to the Auditor General, in which he says that on inquiry he finds that a Return is being prepared, but as the information in section 2 of the Order involves an abstract, and almost a copy of each voucher and sub-voucher, he fears it will take some weeks to complete it. I will endeavour to press it on, and perhaps the Honorable Member will amend his requirement, so as to get rid of some of these sub-vouchers.

- (2.) Court-houses at Coonabarabran and Walgett—Police Barracks at Narrabri:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

(1.) When will tenders be invited for the erection of Court-houses, &c., at Coonabarabran and Walgett, the moneys for which were voted during last Session of Parliament?

(2.) When will tenders be invited for erection of Police Barracks, &c., at Narrabri, the money for which was voted last Session?

Mr. Lackey answered,—

(1. and 2.) In consequence of the press of business in the office, and the lateness of the period at which the Estimates were passed, it has not been possible to prepare plans and specifications for the Court-house at Coonabarabran and Walgett, and the Police Station, Narrabri, without neglecting other works of equal importance. Tenders will be invited in January next for these works.

- (3.) Public Schools Act:—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—When will the Bill to amend the Public Schools Act of 1866, promised in the Speech of His Excellency the Governor, be laid upon the Table?

Mr. Robertson answered,—I cannot say when the Government will be able to deal with this measure. There are a number of matters certainly more pressing, and I cannot determine the time. However, we shall keep the House supplied with business as quickly as ever they will be able to deal with it; and we hope we shall be able to reach this Public Schools Bill before the Session closes.

- (4.) Employment of Members of the Assembly by the Government:—*Mr. Driver*, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—

(1.) How many Members of this House have received employment from the present Government since they came into office?

(2.) The names, nature of employment, and compensation?

Mr. Robertson answered,—I am not aware that any Member of the House has; however, I will make inquiry. There have been none in my Department, so far as I have been able to ascertain.

- (5.) Agent General for the Colony in London:—*Mr. Driver*, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to appoint an Agent General for the Colony in London; and if so, when?

Mr. Robertson answered,—I suppose if the Government be in office it will be their duty to appoint an Agent General; but I am sure the Honorable Member will know that it is not very easy to find a person suitable for the office. The Government will, however, make no delay in making the appointment.

(6.)

(6.) Commissioner's House at Warialda:—*Mr. Driver*, on behalf of *Mr. Taylor*, asked the Secretary for Lands, pursuant to Notice,—

- (1.) Did the Clerk of Petty Sessions at Warialda recently apply to be allowed to occupy the building known as the Commissioner's House, at Warialda?
- (2.) Was his request granted by the Government?
- (3.) Did any person subsequently, and if so, who, make a similar application, and with what result?
- (4.) To whom was the house ultimately allotted, and upon whose recommendation?
- (5.) Has he any objection to lay all the Correspondence, Minutes, and other Documents in this case, upon the Table of the House?

Mr. Garrett answered,—

- (1.) Yes.
- (2.) Yes, as a temporary arrangement.
- (3.) Yes, *Mr. F. Rusden*, who was appointed Police Magistrate at Warialda in the room of *Mr. Fullerton*, the previous occupant of the quarters. This application was granted.
- (4.) As stated in the preceding answers, to the Police Magistrate, it being considered that, as he was the senior officer, and as the quarters were allowed to his predecessor in office, he was properly entitled to them.
- (5.) If the Papers are moved for in the usual way, no objection will be made.

(7.) Public School at Murrurundi:—*Mr. McElhone* asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has a Petition been recently presented by the parents of children attending the Public School at Murrurundi to the Council of Education for the erection of a new School Building?
- (2.) Has any, and what, action been taken by the Council in reference thereto?
- (3.) Are the Council aware that the present School Building and Teacher's Residence are in a most disgraceful state of repair, and utterly unfit for human habitation?

Mr. Robertson answered,—I have received from the Council of Education the following answers:—

- (1.) Yes.
- (2.) The Council has decided to erect new school buildings, and immediate steps are being taken.
- (3.) No.

2. JOHN AARON PARFITT:—*Mr. Macintosh* presented a Petition from *John Aaron Parfitt*, of Sydney, Coachbuilder, representing that in the month of February, 1868, he was convicted of Perjury, and sentenced to two years imprisonment with hard labour, and that in the month of December of the same year he was liberated, the Attorney General (*Sir William Manning*) stating that the very strong impression left on his mind was that Petitioner was wholly innocent of the crime for which he had been convicted; that in consequence of his imprisonment he lost his business; and praying the House to take his case into consideration.
Petition received.

3. PAPER:—*Mr. Robertson* laid upon the Table,—General Abstracts of Bank Liabilities and Assets for the Quarters ended 30th June and 30th September, 1875.
Ordered to be printed.

4. CONDITIONAL PURCHASE ON COOMOOCOOMO STATION (*"Formal" Motion*):—*Mr. McElhone* moved, pursuant to Notice,—
(1.) That there be laid upon the Table of this House, copies of all Correspondence in connection with a Selection taken up in the name of a person named *Jamison*, on Coomoooomoo Station, Liverpool Plains.
(2.) Copies of all Correspondence in reference to the above Selection taken up by *Margaret Darcy*.
Question put and passed.

5. GAME PROTECTION BILL (*"Formal" Motion*):—*Mr. Cameron*, on behalf of *Mr. Driver*, moved, pursuant to Notice, for leave to bring in a Bill for the protection of Imported and Native Game.
Question put and passed.

6. LAW OF EVIDENCE AMENDMENT BILL (*"Formal" Motion*):—*Mr. Cameron*, on behalf of *Mr. Driver*, moved, pursuant to Notice, for leave to bring in a Bill to amend the Law of Evidence.
Question put and passed.

7. RAILWAY FROM GRAFTON TO GLEN INNES (*"Formal" Motion*):—*Mr. Terry* moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) A copy of the Engineer's Report on the proposed Grafton and Glen Innes Line of Railway.
(2.) A copy of the Engineer's Report on the Laurence and Tenterfield Line.
Question put and passed.

8. MATRIMONIAL CAUSES ACT AMENDMENT BILL (*"Formal" Order of the Day*),—on motion of *Mr. Buchanan*, read a third time, and passed.
Mr. Buchanan then moved, That the Title of this Bill be "*An Act to amend the law relating to Divorce and Matrimonial Causes.*"
Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

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

Legislative Assembly Chamber,
Sydney, 30th November, 1875.

9. **INTERNATIONAL RIFLE CONTEST**:—Mr. H. C. Dangar moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Estimates for 1876 a sum not exceeding £2,000, to defray the expenses of a Team of Riflemen to represent New South Wales at the International Rifle Contest to be held in America next year.

Debate ensued.

Motion by leave withdrawn.

10. **MEETING OF PARLIAMENT**:—Mr. Fitzpatrick moved, pursuant to Notice,—
 (1.) That, in the opinion of this House, Parliament ought ordinarily to assemble for the despatch of Business not later than the month of May in each year.
 (2.) That the foregoing Resolution be embodied in an Address to his Excellency the Governor.

Debate ensued.

Question put.

The House divided.

Ayes, 25.

Noes, 14.

Mr. Robertson,	Mr. Thomas Brown,	Mr. Parkes,	<i>Tellers.</i>
Mr. Lackey,	Mr. Macintosh,	Captain Onslow,	
Mr. Garrett,	Mr. Davies,	Mr. Farnell,	Mr. Stephen Brown,
Mr. Burns,	Mr. H. C. Dangar,	Mr. Hill,	Mr. Pilcher.
Mr. Lucas,	Mr. Charles,	Mr. Nelson,	
Mr. H. H. Brown,	Mr. Warden,	Mr. Terry,	
Mr. Driver,	Mr. McElhone,	Mr. Dibbs,	
Mr. W. Watson,	Mr. W. H. Suttor,	Mr. Stevens,	
Mr. Wisdom,	Mr. T. G. Dangar,	Mr. W. C. Browne,	
Mr. Stuart,	<i>Tellers.</i>	Hr. Shepherd,	
Mr. Cameron,		Mr. Piddington,	
Mr. Phelps,	Mr. Fitzpatrick,	Mr. Sutherland,	
Mr. F. B. Suttor,	Mr. Greville.		
Mr. Wright,			

And so it was resolved in the affirmative.

11. **CAPTAIN SPALDING, VOLUNTEER ARTILLERY**:—Mr. Piddington moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Letters, Minutes, Documents, or other Memoranda connected with the appointment of Captain Spalding, of the Permanent Artillery, to be Adjutant of the Volunteer Artillery.
- Debate ensued.
- Question put and passed.
12. **FITZGERALD'S ENABLING BILL**:—
 (1.) Mr. Pilcher moved, pursuant to Notice, for leave to bring in a Bill to enable Robert Marsden Fitzgerald, the Executor of the last will and testament of Robert Fitzgerald, deceased, to pay a certain capital sum of money unto the Trustees of a certain Society denominated the Hawkesbury Benevolent Society, for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling, and to enable the Trustees of the said Society to receive a certain capital sum of money from the said Robert Marsden Fitzgerald in lieu of an annual payment by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling.
- Question put and passed.
- (2.) Mr. Pilcher 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 Robert Marsden Fitzgerald the Executor of the last will and testament of Robert Fitzgerald deceased to pay a certain capital sum of money unto the Trustees of a certain Society denominated the Hawkesbury Benevolent Society for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling and to enable the Trustees of the said Society to receive a certain capital sum of money from the said Robert Marsden Fitzgerald in lieu of an annual payment by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling,*"—read a first time.
13. **CONTAGIOUS DISEASES PREVENTION BILL**:—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill for the prevention of Contagious Diseases. Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—
- Resolved*,—That it is desirable to bring in a Bill for the prevention of Contagious Diseases.
- On motion of Mr. Farnell, the Resolution was read a second time, and agreed to.
14. **MEMBERS OF THE LEGISLATIVE ASSEMBLY AS LAND AGENTS**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the Motion of Mr. McElhone,—
- "(1.) "That," in the opinion of this House, it is contrary to the spirit of the Constitution, and dangerous alike to the independence of Members of this House and Ministers of the Crown, that "Members of the Legislative Assembly should practise the profession of Land Agents in the transaction of business with the Land Office and other Public Departments.
- "(2.) That the above Resolution be communicated by Address to His Excellency the Governor,"—
- Debate resumed.
- Interruption.*
15. **ADMISSION TO THE BODY OF THE HOUSE**:—Mr. Robertson (*with the unanimous consent of the House*) moved, That the Honorable William Hemmant, Colonial Treasurer of Queensland (now present), be invited to take a Chair on the floor of the House.
- Question put and passed.
- Whereupon Mr. Hemmant entered the Chamber, and took a seat at the right hand of Mr. Speaker.

16. MEMBERS OF THE LEGISLATIVE ASSEMBLY AS LAND AGENTS:—The Debate on this Question,—interrupted by the proceeding recorded in entry 15,—resumed.

Mr. Cameron moved, That the Question be amended, by the omission of all the words thereof after the word "That," in the first Resolution, with a view to the insertion in their place of the words "a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the desirability or otherwise of Members of Parliament acting as paid Land Agents.

"(2.) That such Committee consist of Mr. Abbott, Mr. Baker, Mr. Bawden, Mr. Bennett, Mr. Booth, Mr. Stephen Brown, Mr. Thomas Brown, Mr. W. C. Browne, Mr. Buchanan, and the "Mover."

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

Debate continued.

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

The House divided.

Ayes, 26.

Mr. Robertson,	Mr. Wright,
Mr. Garrett,	Mr. Thomas Brown,
Mr. Lackey,	Mr. Davies,
Mr. Burns,	Mr. Buchanan,
Mr. Lucas,	Mr. Charles,
Mr. Hill,	Mr. McElhone,
Mr. W. C. Browne,	Mr. H. H. Brown,
Mr. Jacob,	Mr. Driver,
Mr. Farnell,	Mr. Long,
Mr. Sutherland,	Mr. Dibbs,
Mr. W. H. Suttor,	<i>Tellers.</i>
Mr. H. C. Dangar,	
Mr. Cunneen,	Mr. Stephen Brown,
Mr. Phelps,	Mr. Cohen.

Noes, 6.

Mr. Wisdom,
Mr. Macintosh,
Mr. F. B. Suttor,
Mr. Terry,
<i>Tellers.</i>
Mr. Nelson,
Mr. Cameron.

And so it was resolved in the affirmative.

Original Question put,—

(1.) That, in the opinion of this House, it is contrary to the spirit of the Constitution, and dangerous alike to the independence of Members of this House and Ministers of the Crown, that Members of the Legislative Assembly should practise the profession of Land Agents in the transaction of business with the Land Office and other Public Departments.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor.

The House divided.

Ayes, 3.

Mr. W. C. Browne,
<i>Tellers.</i>
Mr. Buchanan,
Mr. McElhone.

Noes, 23.

Mr. Robertson,	Mr. Charles,
Mr. Burns,	Mr. Phelps,
Mr. Garrett,	Mr. Wright,
Mr. Lucas,	Mr. Thomas Brown,
Mr. Lackey,	Mr. Davies,
Mr. Farnell,	Mr. Cunneen,
Mr. Macintosh,	Mr. W. H. Suttor,
Mr. Stephen Brown,	Mr. Sutherland,
Mr. Long,	<i>Tellers.</i>
Mr. Driver,	
Mr. Cohen,	Mr. Hill,
Mr. Dibbs,	Mr. Jacob.
Mr. H. C. Dangar,	

And so it passed in the negative.

17. CONTAGIOUS DISEASES PREVENTION BILL:—Mr. Farnell presented a Bill, intituled "*A Bill for the prevention of Contagious Diseases,*"—which was read a first time.

Ordered to be printed, and read a second time on Tuesday next.

18. BRIDGE AT JACKSON'S SWAMP:—The Order of the Day in reference to this subject read, and, on motion of Mr. Driver, discharged.

The House adjourned at half-past Eleven o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 1 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Marriage with Deceased Wife's Sister Legalizing Bill:—*Mr. Driver*, on behalf of Mr. Buchanan, asked the Colonial Secretary, pursuant to Notice,—Can he give any information as to the fate of the Marriage with Deceased Wife's Sister Legalizing Bill, passed by both Houses of Parliament some time ago?

Mr. Robertson answered,—I am quite sure that every Honorable Member in this Chamber must see how thoroughly inconvenient it must be to the Government to have questions placed on the Paper one day to be answered on the next. In many cases the answers to these questions involve considerable inquiry and labour. It happens, however, that in many cases I can answer questions put on the Paper only on the previous day, but I do submit, that how much soever I may desire to avoid discourtesy, I shall have to decide to decline to answer questions so proposed. The Act to declare the validity of the marriage of a man with the sister of his deceased wife was, on the 21st June, 1875, reserved, in accordance with His Excellency the Governor's instructions, for the signification of Her Majesty's pleasure thereon.

- (2.) Bridge over Cheshire Creek:—*Mr. Driver*, on behalf of Mr. Buchanan, asked the Secretary for Public Works, pursuant to Notice,—When will the Bridge over Cheshire Creek be begun, tenders having been accepted over three months ago, and no sign as yet of the Contractor going to work?

Mr. Lackey answered,—The Contractor's Bond has not yet been returned signed to this office. A telegram was sent to the local office this day, but no reply has yet been received.

- (3.) Duration of the Session:—*Mr. Driver*, on behalf of Mr. Buchanan, asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to act upon the late motion of Mr. Gray, the Honorable Member for Illawarra, which motion every Member of the Government voted against, and which was negatived by this House?

Mr. Robertson answered,—I need not say that this question is out of order, but I have no difficulty in answering it. There is an allegation in it that every Member of the Government voted in a certain way, and allegations of that kind have no right to be put into questions. In answer to the question, I would say that the intentions of the Government will be learned by their actions, which will, it is to be hoped, combine a due regard for the transaction of urgent public business with a proper consideration of the wishes expressed by a large section of the House for a short Session.

- (4.) Railway from Cootamundra to Wagga Wagga:—*Mr. Piddington* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the name of the Contractor for the extension of the Southern line of Railway from Cootamundra to Wagga Wagga?
- (2.) What is the date upon which this Contract is let, and the date upon which it expires?
- (3.) What is the estimated amount of this Contract?
- (4.) What is the amount already paid on account of this Contract?
- (5.) Is the progress made by the Contractor under this Contract satisfactory to the Engineer-in-Chief?

Mr.

Mr. Lackey answered,—

(1.) Messrs. Amos and Co. are the contractors.

(2.) The Contract was let to them on the 30th September, 1874, and the stipulated time for completion will expire on the 31st December, 1876.

(3.) The estimated amount of Contract is £172,800.

(4.) The amount paid on Contract is £16,698.

(5.) The Engineer-in-Chief has reported very unfavourably as to the progress made, and the matter is now engaging the attention of the Government.

(5.) Members of the Civil Service acting as Directors of Companies :—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—

(1.) Is the proclamation or notice published in the *Government Gazette* of the 29th September, 1859, and dated 16th September, 1859, prohibiting Heads of Departments and Subordinate Officers of the Government from holding any office in connection with any Banking, Insurance, or other company as therein provided, now in force, or has the same been repealed?

(2.) Are any members of the Civil Service now acting as Directors in Mining or other Companies; and if so, will the Government call upon them to resign such offices?

Mr. Robertson answered,—

(1.) I am not aware that the notice referred to has been repealed; but, whether it has been repealed or not, the practice of various Governments, including the last and the present, has been to abstain from interference, except with reference to officers upon the Gold Fields connected with Mining Companies, who are excluded from such positions by law.

(2.) I will cause inquiries to be made, and will, upon obtaining information, determine upon the course to be pursued.

2. PAPER :—Mr. Robertson laid upon the Table a By-law under the Public Vehicles Regulation Act of 1873.

Ordered to be printed.

3. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL :—Mr. Robertson presented a Bill, intituled "*A Bill to consolidate and amend the Law regulating the importation storage and removal of Gunpowder and other explosive substances,*"—which was read a first time.

Ordered to be printed, and read a second time to-morrow.

4. JOHN AARON PARFITT ("*Formal*" Motion) :—Mr. Macintosh moved, pursuant to Notice, That the Petition presented by him on the 30th November, from John Aaron Parfitt, be printed.

Question put and passed.

5. LEAVE OF ABSENCE ("*Formal*" Motion) :—Mr. Robertson moved, pursuant to Notice, That leave of absence be given to George Day, Esquire, Member for The Hume, for one week, on account of urgent private affairs.

Question put and passed.

6. FITZGERALD'S ENABLING BILL ("*Formal*" Motion) :—Mr. Pilcher moved, pursuant to Notice,—

(1.) That Fitzgerald's Enabling Bill be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Lackey, Mr. Long, Mr. J. S. Smith, Mr. H. H. Brown, Mr. Farnell, Mr. Meyer, Mr. F. B. Suttor, Mr. Driver, Mr. H. C. Dangar, and the Mover.

Question put and passed.

7. COAL MINES REGULATION BILL :—The Order of the Day having been read,—Mr. Lucas moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

Mr. Speaker resumed the Chair, and the Chairman reported progress, and obtained leave to sit again to-morrow.

8. ESTIMATES OF EXPENDITURE FOR 1876, SUPPLEMENTARY ESTIMATES FOR 1874 AND 1875, AND LOAN ESTIMATES FOR 1876 :—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker :—

HERCULES ROBINSON,

Message No 1.

Governor.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly the accompanying Estimates of the Expenditure of this Government for the year 1876, with Supplementary Estimates of Expenditure for the years 1874 and 1875, and Loan Estimates for 1876.

Government House,

Sydney, 1st December, 1875.

Ordered to be printed, together with the accompanying Estimates, and referred to the Committee of Supply.

9. PETERSHAM LAND PURCHASE BILL :—The Order of the Day having been read,—Mr. Garrett moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Garrett that report was adopted.

Ordered, That the Bill be read a third time to-morrow.

10. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
- (1.) Supply ; House to resolve itself into Committee ;—*until to-morrow.*
 - (2.) Ways and Means ; House to resolve itself into Committee ;—*until Wednesday next.*
11. **MRS. CONNOLLY'S SELECTION ON ROBERTSON'S RUN** :—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House,—
- (1.) Copies of all Papers and Correspondence in reference to Mrs. Mary Connolly's Selection on Robertson's Run, Coolah Creek, taken up at Coonabarabran.
 - (2.) Copies of all Correspondence and Papers in reference to a 40-acre Selection claimed by a person named Alexander Campbell out of above Selection.
 - (3.) Copies of all Papers and Correspondence in reference to a Reserve granted to Mr. Robertson, in which Mrs. Connolly's Selection was included.
- Debate ensued.
Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 11.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 2 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Pacific Mail Service:—Mr. J. S. Smith asked the Postmaster General, pursuant to Notice,—
 (1.) Have the steamers "Vasco de Gama" or "Cyphrenes" been despatched from this Port with the Mails from the Colony in terms of the contract with the Pacific Mail Steamship Company?
 (2.) If not, is this Colony liable for any portion of the subsidy?
 (3.) What is the amount due by H. H. Hall for use of Fitzroy Dry Dock for repairs to steamship "Macgregor?"
 (4.) What amount is due by H. H. Hall in connection with the late Pacific Mail Contract?
 (5.) What steps (if any) have the Government taken for the recovery of moneys due by H. H. Hall?

Mr. Burns answered,—I am not quite prepared to answer the whole of the questions of my Honorable Friend, but I will reply to those respecting which I am prepared, and if he wishes further information, I will endeavour to give it at another time.

(1.) So far as the "Vasco de Gama" is concerned, there is reason to believe that she did not leave in terms of the contract, but proceeded by way of Auckland. The "Cyphrenes" did not leave Sydney under contract.

(2 and 5.) These questions have been referred to the Crown Law Officers.

(3.) The amount due by Mr. H. H. Hall for the use of the Fitzroy Dry Dock, for repairs to the steamship "Macgregor," is £1,029 17s. 1d.

(4.) The amount due by Mr. H. H. Hall in connection with the late Pacific Mail Contract, is £3,299 9s. 1d. for overpayments, and he is also liable under his bond for the penalty of £50,000.

- (2.) Dividing Fences:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—Do the Government intend, during this Session, to introduce a Bill to regulate the erection of Dividing Fences of Pastoral Tenants?

Mr. Garrett answered,—The subject has not received the attention of the Government as yet.

- (3.) Railway Coal Traffic:—Mr. Driver, on behalf of Mr. Buchanan, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is there any, and what, sum of money due to the Railway Department by the Western Coal Mining Companies for the carriage of coals from the mines to Sydney?

(2.) Have any, and how many, applications been made for the payment of such sums?

Mr. Lackey answered,—No sums are due by the Western Coal Companies for the carriage of coal from the mines to Sydney.

2. ADJOURNMENT:—Mr. J. S. Smith moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. WINEGROWERS, PORT MACQUARIE:—Mr. Parkes, on behalf of Mr. R. B. Smith, presented a Petition from Wine Producers of the District of Port Macquarie, alleging that the Pilot and Boat's Crew are carrying on the same description of industry as Petitioners; and praying that steps may be taken for the discontinuance of the grievance complained of.

Petition received.

4. **AGREEMENTS VALIDATING BILL** (*"Formal" Motion*):—Mr. Robertson moved, pursuant to Notice, for leave to bring in a Bill to remove doubts as to the validity of Agreements made elsewhere for personal service in New South Wales.
Question put and passed.
5. **PETERSHAM LAND PURCHASE 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 enable William Condie Renwick and other persons to purchase without competition certain parcels of Land in the parish of Petersham.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable William Condie Renwick and other persons to purchase without competition certain parcels of Land in the parish of Petersham,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 2nd December, 1875.*
6. **RAILWAY STATION AT JUNCTION OF VALE AND ROCKLEY ROADS** (*"Formal" Motion*):—Mr. Fitzpatrick, on behalf of Mr. Pilcher, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence and Papers relating to the application for a Railway Station or Platform upon the Great Western Railway at the junction of the Vale and Rockley Roads.
Question put and passed.
7. **POSTPONEMENT**:—The Order of the Day No. 1 postponed, to follow after Order No. 2.
8. **COAL MINES REGULATION BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 3 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Railway Survey from Weris's Creek to Gunnedah:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has any Trial Survey been made, or intended to be, for Railway purposes from Weris's Creek, or from any other part of the Great Northern Railway, in the direction of Gunnedah or Narrabri?
 (2.) If so, would there be any objection to state the nature of such?

Mr. Lackey answered,—A Trial Survey is now in progress from Weris's Creek to Gunnedah. The country is almost a perfect level.

- (2.) School Accommodation at Balmain:—Mr. Fitzpatrick asked the Colonial Secretary, pursuant to Notice,—

- (1.) When will the Council of Education take the necessary steps for providing further School accommodation at Balmain?
 (2.) Have plans been prepared, and tenders called for, for additions to the present Public School at that place?

Mr. Robertson answered,—

- (1.) The Council is now taking the necessary steps for providing further School accommodation at Balmain.
 (2.) The Council's Architect was instructed, on the 15th September last, to prepare plans and specifications of the proposed additions to the Public School Buildings. Tenders have not yet been invited for the works.

- (3.) Post Office Money Order System:—Mr. Cameron, on behalf of Mr. Davies, asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to extend the Post Office Money Order System to the United States of America?

Mr. Burns answered,—The question is now, and has for some time past been, under the consideration of the Government.

- (4.) Shoalhaven and Moss Vale Road:—Mr. Warden asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has a new line of road been recently surveyed on the Shoalhaven and Moss Vale line, which, if adopted, would deprive the inhabitants of Cambewarra of the main thoroughfare and postal road that has for years back passed through their township?
 (2.) Have Petitions been received from the people of that place deprecating such a deviation, as likely to be highly injurious to their interests?
 (3.) Has this deviation been recommended by the Surveyor on the ground that, as it was designed to be a main road, the convenience of the local population, if requiring any divergence from the straightest possible route, should not be considered?
 (4.) Was the intention of making this a first-class road conceived before there was a probability of a South Coast Railway, and is the same idea of its importance still entertained?
 (5.) If upon due inquiry it is found that there is no likelihood of the road being used to any extent, except by the local population, will the wishes of the people of Cambewarra, to retain the road, be acceded to?

Mr.

Mr. Lackey answered,—

- (1.) Such a line has been explored, but the survey is not yet completed.
- (2.) Yes, and counter petitions, as numerously signed.
- (3.) Yes; it is more a question of gradients than straightness.
- (4.) Yes.
- (5.) This is not likely. There can be no question that the road will be much more generally used than that in Cambewarra, which, by entailing bad grades, will prevent the use of the road at all.

(5.) Loan to Borough Council of Parramatta:—Mr. G. A. Lloyd asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that the Government has agreed to lend the Borough Council of Parramatta seven thousand pounds at 4 per cent. interest?
- (2.) Is the Government prepared to lend all other Borough Councils what money they can legally borrow on the same terms?

Mr. Robertson answered,—

(1.) I might answer this question by saying No; but I do not desire to give an answer to the Honorable Member which will not convey the information he seeks. The position of the matter is this:—The law allows the Government to lend money to Municipalities up to a certain amount, according to the rates collected. I am not sure whether the Council of Parramatta collect sufficient to enable them to have £7,000. I am not quite sure about that, but if the Council of Parramatta may borrow to the extent of £7,000, the Government will be not unwilling to lend them the money. If, further, for the purpose of carrying out the water supply, which has been hanging fire so many years, there should be a small sum more required, the Government will probably ask the Parliament to lend it. With regard to interest the law speaks not, but as the banks have had money lent at four per cent., I cannot see, in cases where it is right to lend to Municipalities, why money may not be lent on the same terms.

(2.) With regard to the second question, I would desire to say that any Borough Council that would submit such a case as the Parramatta Council have submitted would be dealt with in the same way; but the Honorable Member will see that I cannot answer a sweeping question of this nature, as there may come in more claims than the Government have money in hand to meet.

(6.) Public Wharf at Tinonee:—Mr. Farnell, on behalf of Mr. R. B. Smith, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Why have tenders not been called for the construction of a Public Wharf at Tinonee, Manning River, for which money was voted by Parliament in July last?
- (2.) Will tenders be forthwith called, to prevent the vote lapsing?

Mr. Lackey answered,—

- (1.) The necessary plans and specifications have only just been completed.
- (2.) Tenders will probably be invited in next Tuesday's *Gazette*.

(7.) Punt at Taree:—Mr. Farnell, on behalf of Mr. R. B. Smith, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the cause of delay in not calling for tenders for the construction of a Punt at Taree, Manning River, for which money was voted by Parliament in July last?
- (2.) Will tenders be immediately called, to prevent the vote lapsing?

Mr. Lackey answered,—

- (1.) The delay is principally due to the fact of the late period of the year in which the vote became available, and there having been some difficulty in getting the local information necessary for the preparation of the designs for this structure.
- (2.) Yes; tenders will be invited for the work on Tuesday next.

2. ADJOURNMENT:—Mr. Cameron moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Hungerford v. McElhone*:—Mr. Stephen Brown, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, the Committee of Elections and Qualifications, relative to the Petition of Thomas Hungerford, Esquire, against the return of John McElhone, Esquire, as the Member for the Electoral District of The Upper Hunter, which was referred to the said Committee on the 24th November last.

Report read at length by the Clerk, by direction of Mr. Speaker, as follows:—

“ The Committee of Elections and Qualifications, duly appointed on the 16th November, 1875, to whom was referred, on the 24th November, 1875, a Petition from Thomas Hungerford, Esquire, against the return of John McElhone, Esquire, as the Member for the Electoral District of The Upper Hunter, have agreed to the following Report:—

“ That the Petitioner, Thomas Hungerford, Esquire, having withdrawn his opposition to the return of John McElhone, Esquire, as Member for the Electoral District of The Upper Hunter, your Committee determine and report that the said John McElhone, Esquire, was duly elected as Member for such Electoral District.

“ Your Committee award to the said John McElhone, Esquire, the sum of £10 10s. for costs and expenses incurred by him in the matter of the said Petition, and which is to be paid to him by the said Thomas Hungerford.

“ No. 2 Committee Room,

“ 2nd December, 1875.

“ S. C. BROWN,

“ Chairman.”

(2.) *Adjournment of the Committee*:—Mr. Brown moved, That the Committee of Elections and Qualifications have leave to adjourn *sine die*, the matter referred to them having been disposed of.

Question put and passed.

4. **AGREEMENTS VALIDATING BILL**:—Mr. Robertson presented a Bill, intituled "*A Bill to remove doubts as to the validity of Agreements made elsewhere for personal service in New South Wales,*"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
5. **PAPER**:—Mr. Robertson laid upon the Table,—Amended Regulations under the Public Schools Act of 1866.
Ordered to be printed.
6. **JAMES DAW**:—Mr. Macintosh presented a Petition from James Daw, of Jacob's Ladder, Kent-street, Sydney, claiming to be the first discoverer of Tin in this Colony; and praying the House to take the allegations of his Petition into consideration, with a view to his being rewarded for his exertions in connection with such discovery.
Petition received.
7. **WINEGROWERS, PORT MACQUARIE** ("*Formal*" *Motion*):—Mr. Farnell, on behalf of Mr. R. B. Smith, moved, pursuant to Notice, That the Petition presented by him on 2nd December from Wine Producers of Port Macquarie, against the Pilot and Boatmen of that place following the same industry, be printed.
Question put and passed.
8. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Secret Bills of Sale Act Amendment Bill; second reading;—*until Tuesday next.*
(2.) Married Women's Property Bill; second reading;—*until Tuesday, 14th December.*
9. **SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL**:—The Order of the Day having been read,—Mr. Jacob moved, "That" this Bill be now read a second time.
Debate ensued.
(1.) Mr. Burns moved, That the Question be amended by the omission of all the words thereof after the word "That," with the view to the insertion in their place of the words "the Bill be referred to a Select Committee for inquiry and report."
" (2.) That such Committee consist of Mr. Jacob, Mr. Piddington, Mr. Macintosh, Mr. H. H. Brown, Mr. Farnell, Mr. W. H. Suttor, Mr. Wisdom, Mr. W. C. Browne, and the Mover."
Question proposed,—That the words proposed to be omitted stand part of the Question.
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
Original Question,—That this Bill be now read a second time,—put and passed.
Bill read a second time.
On motion of Mr. Jacob, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Jacob, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
10. **BETTING HOUSES SUPPRESSION BILL**:—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a second time.
Mr. Driver moved, That this Debate be now adjourned until Tuesday next.
Question put.
The House divided.

Ayes, 15.

Mr. Lackey,	Mr. Cameron,
Mr. Lucas,	Mr. Driver,
Mr. Burns,	Mr. H. H. Brown,
Mr. Hill,	Mr. Farnell,
Mr. Robertson,	<i>Tellers.</i>
Mr. Stuart,	
Mr. Dibbs,	Mr. R. Forster,
Mr. Meyer,	Mr. Greville.
Mr. Moses,	

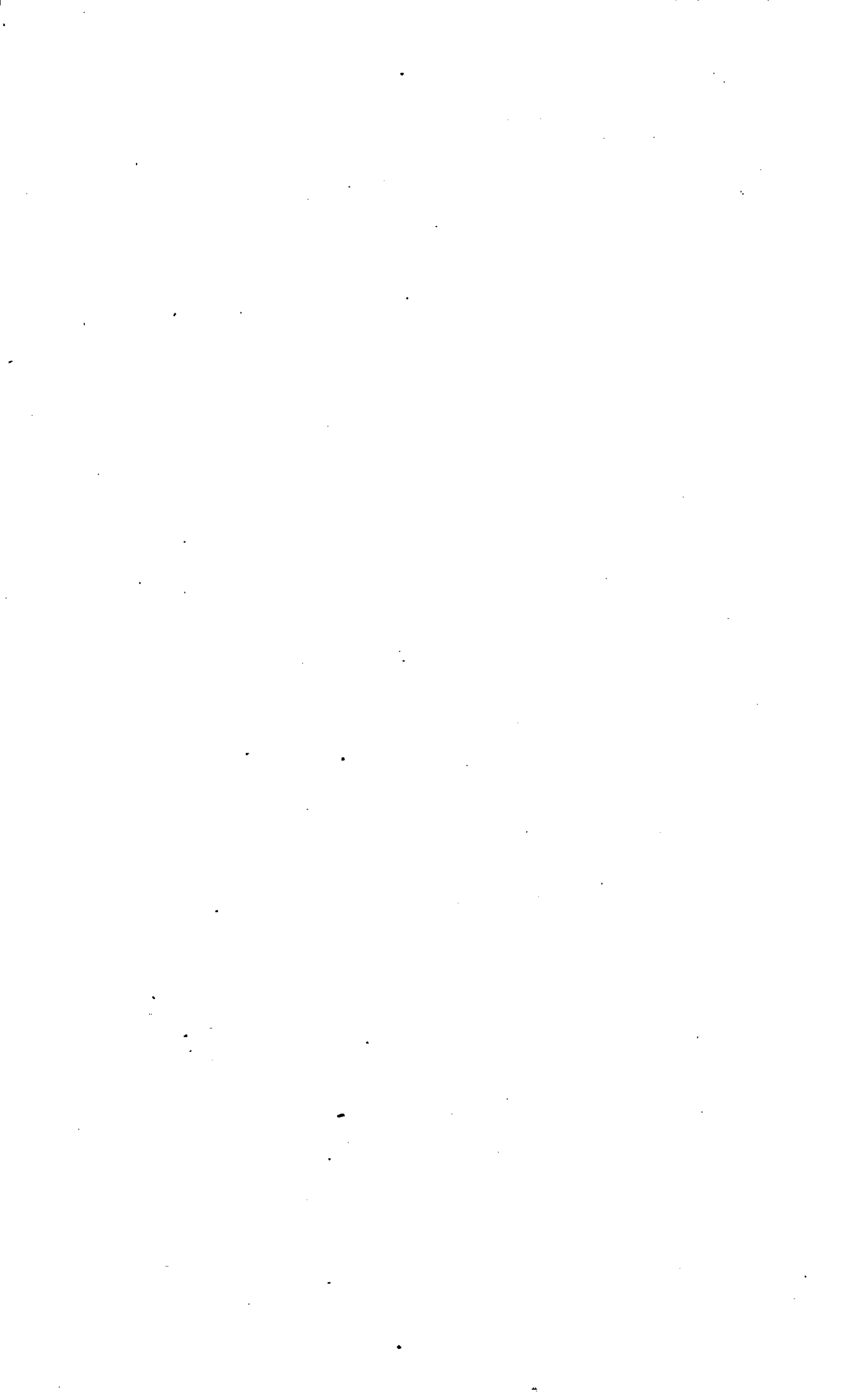
Noes, 14.

Mr. W. C. Browne,	Mr. Shepherd,
Mr. Long,	Mr. H. C. Dangar,
Mr. Phelps,	Mr. Scholey,
Mr. Wright,	<i>Tellers.</i>
Mr. Byrnes,	
Mr. Gray,	Mr. Terry,
Mr. Davies,	Mr. Macintosh.
Mr. Charles,	
Mr. Jacob,	

And so it was resolved in the affirmative.

The House adjourned at nine minutes after Eight o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 13.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 7 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Visiting Surgeon, Berrima Gaol:—Mr. Cohen asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that Dr. Williamson is Visiting Surgeon to the Berrima Gaol?
- (2.) Is it true that a Mr. Cater has during the past two months attended the prisoners in Berrima Gaol in the absence of Dr. Williamson; and if so, how often, and in how many cases, has he prescribed?
- (3.) Is it true that Mr. Cater represented himself to the Gaoler at Berrima as a duly qualified medical officer of the Sydney Infirmary?
- (4.) Is it true that Mr. Cater has not been passed by the Medical Board in Sydney, and is only a professional student?
- (5.) If it be true that Mr. Cater is not a duly qualified medical practitioner, and has attended the prisoners in Berrima Gaol in a medical capacity, will the Government take any, and what, action in the matter?

Mr. Robertson answered,—I have received the following answers from the Comptroller General of Prisons:—

- (1.) Yes.
- (2.) No. Dr. Williamson, who was, and is, suffering from severe illness, brought Mr. Cater to the Gaol on the 26th October, to act as his assistant, which he continued to do up to the 24th ultimo. He paid twenty-one visits, and prescribed for forty-three prisoners. Dr. Williamson remained himself until the end of October supervising Mr. Cater's treatment of the prisoners, and then proceeded to Sydney dangerously ill, but returned twice during the time named, for, together, a period of ten days. He had also arranged with the Gaoler and Mr. Cater to be telegraphed for if any serious case arose. In consequence of his then condition of illness, Dr. Williamson omitted to make an official application for leave, but being at Berrima myself on the 11th November, I sanctioned the temporary arrangement.
- (3.) The Gaoler reports that Mr. Cater led him to believe that he was a "duly qualified medical man."
- (4.) It is understood that Mr. Cater has not passed the Medical Board of the Colony. He was recommended to Dr. Williamson by Dr. Jackson of Sydney, and produced good testimonials, and was by him entrusted with the care of his private practice.
- (5.) There does not appear to be any action now to be taken. Dr. Williamson made the best arrangement in his power for his duties, when unable to perform them himself. If a serious case had been telegraphed, at any cost a medical man would have been sent from Sydney.

- (2.) Distribution of Plants from the Botanic Gardens:—*Mr. Davies*, on behalf of *Mr. Macintosh*, asked the Secretary for Lands, pursuant to Notice,—Is it a fact that plants and seeds are extensively distributed from the Botanical Gardens; and if so, by whose authority, and upon what terms and conditions?

Mr. Robertson answered,—On behalf of my Honorable Friend, I desire to say that seeds and plants are distributed from the Botanic Gardens on the responsibility and at the discretion of the Director. Those sent to places beyond the Colony are in exchange for others received of a similar kind. Within the Colony it has been the custom for many years past to supply such trees and shrubs as could be spared to plant the grounds attached to Public Institutions, such as Gaols, Court-houses, Police Barracks, Churches, Public Schools, and Railway Stations. This practice, in the absence of any provision being made for such a purpose, has now assumed such dimensions as adds greatly to the labour and expense of the Establishment.

(3.)

- (3.) Philadelphia Exhibition:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—
 (1.) Who are the gentlemen appointed to represent the Colony at the Philadelphia Exhibition?
 (2.) For what purposes are they appointed, and what duties have they to perform?
 (3.) What amount is each of them to receive?

Mr. Robertson answered,—

- (1.) I think I have already informed the House that an Executive Commissioner has been appointed: other than the Executive Commissioner no appointment has been made.
 (2.) Before these gentlemen are appointed it will be determined what their duties are to be, and before we determine their duties we shall receive a report from the General Commissioners. The matter is now under the consideration of those gentlemen.
 (3.) Nothing.

- (4.) Harbour Works, Wollongong and Kiama:—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—

- (1.) The amount of money expended on the Harbour Works at Wollongong during the last ten years, showing the amount expended in each year?
 (2.) The expenditure during the like period on the Harbour Works at Kiama?

Mr. Lackey answered,—

	£	s.	d.
(1.) Wollongong 1866... ..	4,113	3	7
1867... ..	7,688	2	2
1868... ..	3,933	19	9
1869... ..	2,437	8	9
1870... ..	2,462	8	9
1871... ..	963	13	2
1872... ..	592	2	3
1873... ..	1,789	3	3
1874... ..	1,947	6	7
1875, to 30th November	2,232	16	5
Total	28,160	4	8

(2.) Kiama ... 1866... ..	966	9	0
1867... ..	95	5	1
1868... ..	2,533	13	7
1869... ..	2,437	17	4
1870... ..	593	16	5
1871... ..	3,417	3	3
1872... ..	5,135	14	3
1873... ..	6,282	0	4
1874... ..	6,377	14	7
1875, to 30th November	8,758	6	11
Total	36,648	0	9

2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS (*Hungerford v. McElhone*):—Mr. Driver, *by consent*, moved, without Notice, That the Report and Minutes of Proceedings of the Committee of Elections and Qualifications, relative to the Petition of Thomas Hungerford, Esquire, brought up and laid upon the Table on the 3rd December, be printed.
 Question put and passed.

3. PAPERS:—

Mr. Robertson laid upon the Table,—Volunteer Regulation defining Battery or Company Parade.
 Ordered to be printed.

Mr. Lackey laid upon the Table,—Return to an Order, made on 9th July, 1875, in reference to Storage of Goods at Murrurundi Railway Terminus.
 Ordered to be printed.

4. JAMES DAW (*Formal Motion*):—Mr. Macintosh moved, pursuant to Notice, That the Petition presented by him on 3rd December, from James Daw, be printed.
 Question put and passed.

5. SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL (*Formal Order of the Day*),—on motion of Mr. Jacob, read a third time, and *passed*.

Mr. Jacob then moved, That the Title of this Bill be "*An Act to repeal the Sale of Colonial Wines Regulation Act of 1862.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to repeal the Sale of Colonial Wines Regulation Act of 1862,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
 Sydney, 7th December, 1875.*

6. CONTAGIOUS DISEASES PREVENTION BILL:—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a second time.

Debate ensued.

Mr. Piddington moved, That this Debate be now adjourned until this day fortnight.

Debate continued.

Question

Question put,—That this Debate be now adjourned until this day fortnight.
The House divided.

Ayes, 8.

Mr. Robertson,
Mr. Macintosh,
Mr. Piddington,
Mr. Thomas Brown,
Mr. Parkes,
Mr. Scholey,

Tellers.

Mr. Davies,
Mr. Goold.

Noes, 27.

Mr. Lackey,
Mr. Farnell,
Mr. Dibbs,
Mr. Cameron,
Mr. Fitzpatrick,
Mr. W. H. Suttor,
Mr. G. A. Lloyd,
Mr. W. C. Browne,
Mr. McElhone,
Mr. Driver,
Mr. Long,
Mr. Phelps,
Mr. H. C. Dangar,
Mr. Charles,
Mr. Greville,

Mr. Terry,
Mr. Baker,
Mr. Cunneen,
Mr. Warden,
Mr. Jacob,
Mr. Wright,
Mr. Day,
Mr. W. Watson,
Mr. F. B. Suttor,
Mr. Gray,

Tellers.

Mr. H. H. Brown,
Mr. Cohen.

And so it passed in the negative.

Original Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 27.

Mr. Lackey,
Mr. H. H. Brown,
Mr. Farnell,
Mr. Charles,
Mr. W. C. Browne,
Mr. G. A. Lloyd,
Mr. Day,
Mr. Cameron,
Mr. Long,
Mr. Cohen,
Mr. W. H. Suttor,
Mr. Fitzpatrick,
Mr. Phelps,
Mr. F. B. Suttor,
Mr. Gray,

Mr. W. Watson,
Mr. Wright,
Mr. Warden,
Mr. Terry,
Mr. Jacob,
Mr. H. C. Dangar,
Mr. McElhone,
Mr. Driver,
Mr. Cunneen,
Mr. Baker,

Tellers.

Mr. Dibbs,
Mr. Greville.

Noes, 8.

Mr. Robertson,
Mr. Parkes,
Mr. Goold,
Mr. Piddington,
Mr. Davies,
Mr. Scholey,

Tellers.

Mr. Thomas Brown,
Mr. Macintosh.

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Farnell then moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for consideration of the Bill.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

And the Committee continuing to sit till after Midnight,—

WEDNESDAY, 8 DECEMBER, 1875 A.M.

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

7. POSTPONEMENT:—The Order of the Day for the second reading of the Secret Bills of Sale Act Amendment Bill postponed until Tuesday next.

8. BETTING HOUSES SUPPRESSION BILL:—The Order of the Day having been read for the resumption of the Debate, on the motion of Mr. Terry, "That this Bill be now read a second time,"—Mr. McElhone moved, That this Order of the Day be postponed until Friday next.

Debate ensued.

Question put.

The House divided.

Ayes, 12.

Mr. Lackey,
Mr. Burns,
Mr. H. C. Dangar,
Mr. Farnell,
Mr. Piddington,
Mr. Phelps,
Mr. Dibbs,
Mr. Thomas Brown,

Mr. Driver,
Mr. Fitzpatrick,

Tellers.

Mr. W. H. Suttor,
Mr. Baker.

Noes, 14:

Mr. Macintosh,
Mr. Long,
Mr. Davies,
Mr. Goold,
Mr. Gray,
Mr. Wright,
Mr. H. H. Brown,
Mr. Terry,

Mr. Scholey,
Mr. Jacob,
Mr. Charles,
Mr. F. B. Suttor,

Tellers.

Mr. Cameron,
Mr. W. C. Browne.

And so it passed in the negative.

Mr. H. C. Dangar moved, That this Debate be now adjourned until Friday week.

Debate ensued.

Question put and passed.

The House adjourned at twenty-eight minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



No. 14.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 8 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Telegraph Office, Richmond:—*Mr. Driver*, on behalf of Mr. Buchanan, asked the Postmaster General, pursuant to Notice,—

- (1.) When will the business of the Richmond Telegraph Office, now transacted in a small room on the Railway platform, be transferred to the new building, which has for some time been completed, and in the possession of the Government?
- (2.) The name and emoluments of the present Postmaster at Richmond?
- (3.) The name and emoluments of the present Telegraphic Operator at Richmond?
- (4.) Is it the intention of the Government to amalgamate the above offices, by placing the management of both departments under one efficient and reasonably remunerated officer?

Mr. Burns answered,—

- (1.) As soon as arrangements can be made the business of the Telegraph Office will be transferred to the new building.
- (2.) The name of the Postmaster is G. M. White, whose salary and emoluments amount to £135 per annum.
- (3.) The name of the Telegraph Operator is G. Plunkett, whose salary is £52 per annum.
- (4.) It is not the present intention of the Government to amalgamate these offices.

- (2.) Sparks from Railway Engines:—*Mr. Taylor* asked the Secretary for Public Works, pursuant to Notice,—Is it his intention to have means adopted this summer to prevent any further destruction to property along the Railway Lines through fire, caused by sparks from the engines?

Mr. Lackey answered,—Instructions were given some time since that the best means possible were to be adopted to prevent the risk of fire from this cause, and I can now state that spark-catchers have been fitted to the engines running on the Windsor and Richmond Line, and that other engines are being similarly fitted as rapidly as possible.

- (3.) Government Veterinary Surgeon:—*Mr. W. C. Browne*, on behalf of Mr. McElhone, asked the Colonial Secretary, pursuant to Notice,—

- (1.) What is the name of the Government Veterinary Surgeon?
- (2.) Is it true that the Government have purchased, for the use of the Infirmary, a large quantity of Scottish Highland Oil for the cure of cancer and other diseases?
- (3.) Are the Government aware that the Veterinary Surgeon referred to is making use of his appointment to foist his medicines on the public?

Mr. Lackey answered,—On behalf of my Honorable Friend the Colonial Secretary, I beg to reply to the questions as follows,—

- (1.) *Mr. Pottie*.
- (2.) Not any.
- (3.) I am not aware.

- (4.) Railway Invoice Books:—*Mr. W. C. Browne*, on behalf of Mr. McElhone, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Are the Government aware that the Station Master at Murrurundi Goods Shed refuses to allow Consignees or Agents of Goods to look over Invoice Book of Goods consigned to Murrurundi, when the said Consignees wish to obtain information concerning lost Goods?
- (2.) By whose authority, and from what does that authority commence?
- (3.) Will he give the necessary instructions to Station Masters to allow Consignees or Agents of Goods to see the necessary Invoice Books?

Mr.

Mr. Lackey answered,—As the Honorable Member has only given a few hours previous notice of his intention to ask these questions, it has not been possible to obtain the necessary information from the Railway officers on the Northern Line, to whom it will be necessary to refer before the questions can be answered. I may state, however, generally, that it is neither necessary nor desirable that the Invoice Books at any Station should be open to the inspection at all times of Consignees and their agents; the regulations of the Railway made under the provisions of the Act, and approved by the Governor and the Executive Council, prohibit publicity being given to the documents and books of the office. A contrary practice which, in error, obtained for some little time at one of the Railway Stations, was strongly condemned by members of the commercial community who were interested in the consignment of goods.

(5.) Commissioner of Crown Lands, Upper Hunter:—*Mr. W. C. Browne*, on behalf of Mr. McElhone, asked the Secretary for Lands, pursuant to Notice,—

(1.) Who is the person appointed as Crown Lands Commissioner for The Upper Hunter to try cases under the new Crown Lands Act?

(2.) Is he aware that great dissatisfaction exists as to the way the inquiries are carried out?

Mr. Burns answered,—

(1.) Mr. Henry James Bolding.

(2.) No.

(6.) Bridge at Rose's Cutting:—*Mr. W. C. Browne*, on behalf of Mr. McElhone, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the Government sent a proper officer to report about the Bridge at Rose's Cutting, south-east of, and near Muswellbrook Station?

(2.) Will the Government place a sufficient sum of money on the Supplementary Estimates for 1876 to erect a Bridge over the Railway at Rose's Cutting?

Mr. Lackey answered,—An officer has not been sent to report about this proposed Bridge. An application has been received from the Municipal Council urging the desirability of a Bridge at Rose's Cutting being erected; but the question has to be considered whether the Government or the Municipality should be at the cost of the work. The matter is now under consideration.

2. ADJOURNMENT:—Mr. Fitzpatrick moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

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

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

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the report be now received.

The Resolution was then read a first time, as follows:—

(1.) *Resolved*,—That there be granted to Her Majesty a sum not exceeding £1,733 to defray the expenses of the establishment of His Excellency the Governor, for the year 1876.

On motion of Mr. Robertson, the Resolution was read a second time, and agreed to.

4. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

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

5. PAPERS:—Mr. Robertson laid upon the Table,—

(1.) Estimates of the Ways and Means of the Government of New South Wales for the year 1876.

(2.) Explanatory Statement of the Public Accounts of New South Wales, as embodied in the Ways and Means for the year 1876.

Ordered to be printed.

6. NORTH SHORE GAS BILL:—Mr. Dibbs, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 19th November, 1875.

Ordered to be printed.

Mr. Dibbs then moved, That the second reading of the Bill (*as amended and agreed to in Select Committee*) stand an Order of the Day for Friday, 17th December.

Question put and passed.

7. COAL MINES REGULATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

The House adjourned at half-past Ten o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 15.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 9 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Maps for Gunnedah Land Office:—*Mr. Davies*, on behalf of *Mr. T. G. Dangar*, asked the Secretary for Lands, pursuant to Notice.—

(1.) Is he aware that there is no map or chart in the Gunnedah Land Office for the guidance of Conditional Purchasers and the Land Agent?

(2.) Will steps be taken to supply one?

Mr. Robertson answered,—The maps are already on their way to Gunnedah.

- (2.) Bridge over the Hawkesbury, at Richmond:—*Mr. Long* asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the proprietors of the Bridge over the Hawkesbury, at Richmond, accepted the sum of money voted last Session for the purchase of that Bridge?

(2.) If not, how long does the Government intend to allow the said sum of money to remain available for the acceptance of the Shareholders?

Mr. Lackey answered,—They have declined to accept the amount offered. A telegram has, however, been received to-day, intimating that the Company desire to reconsider their decision.

- (3.) Pacific Mail Service:—*Mr. Long*, on behalf of *Mr. J. S. Smith*, asked the Postmaster General, pursuant to Notice,—Is the Government in possession of information from the Agents of the Pacific Mail Steamship Company, or otherwise, of the arrangements made, or in progress, for the conveyance of this month's Mails outwards to Fiji, America, and England?

Mr. Burns answered,—The Government have been apprised by the Contractors Agent that the "Colima" will be prepared to leave Sydney with the Mails for Fiji, America, and England, on the appointed day.

- (4.) Wages of Government Employés:—*Mr. W. C. Browne*, on behalf of *Mr. McElhone*, asked the Secretary for Public Works, pursuant to Notice,—

(1.) What are the rates of wages paid to the working men employed at the different Railway Stations?

(2.) Do the Government intend to increase the pay of all clerks and working men employed by the Government, other than those whose salaries are proposed to be increased in the Estimates of 1876, so as to let all share alike in the favours of the Government?

Mr. Lackey answered,—

	s.	d.	s.	d.	
(1.) Yard Foremen and Head Porters	8	6	to	12	0 per day.
Signalmen	9	0	"	12	0 "
Shunters	7	0	"	10	0 "
Porters—1st Class	7	6	"	8	0 "
2nd Class	6	6	"	7	0 "
3rd Class	5	6	"	6	0 "
4th Class (lads)	5	0	"		"

(2.) The pay of the clerks and working men referred to is increased from time to time, according to the increased value of their services.

(5.)

(5.) Mr. Meer's Land, at Murrurundi:—*Mr. W. C. Browne*, on behalf of Mr. McElhone, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Are the Government aware that Mr. Wakeford, Contractor for Great Northern Railway, occupies an allotment of land belonging to Edward Meer, Railway Porter, near Murrurundi, on the ground that the Government intend taking the whole of such land, and refuses to pay him rent for use of the land?

(2.) Will the Government authorize Meer to eject Mr. Wakeford from his land unless he pays him rent for it?

Mr. Lackey answered,—

(1.) Mr. Meer wrote to the Commissioner for Railways, inquiring whether the whole of his land had been taken for Railway purposes, as, if not, he intended to take steps against the Contractor to recover compensation for the use he is making of the land not so taken. In reply, Mr. Meer has been informed that only a portion of his land has been taken for Railway purposes.

(2.) No authority of the kind can legally be given; but the Commissioner for Railways will, in pursuance of the 86th clause of the Railway Act, compensate Mr. Meer for the use made of his land, in the event of the Contractor failing to do so, and will deduct the amount of such compensation from the moneys due to the Contractor.

(6.) Mining Bill:—*Mr. Driver*, on behalf of Mr. Buchanan, asked the Secretary for Mines, pursuant to Notice,—In reference to an answer lately given to this House by the Secretary for Mines, to the effect that he had laid the Mining Bill on the Table with a view to suggestions and improvements by the general public of New South Wales, and that these suggestions and improvements are now being embodied in the Bill,—

(1.) What are the names of those persons who have offered such suggestions and improvements, and what number of such suggestions and improvements have been adopted by the Minister?

(2.) Can the Minister give us any assurance that the Bill will not be withdrawn a second time, to undergo the same process?

Mr. Lucas answered,—I did not say, in my answer to the Honorable Member's questions on a previous occasion, that these suggestions would be embodied in the Bill.

(7.) Conditional Purchases.—Lessees of Crown Lands:—*Mr. Piddington* asked the Secretary for Lands, pursuant to Notice,—

(1.) When will the Return relative to Conditional Purchases, ordered by the Legislative Assembly on the 30th of April last, be laid upon the Table of the House?

(2.) When will the Return relative to the Lessees or Licensees of Crown Lands, ordered by the Legislative Assembly on the 22nd of June last, be laid upon the Table of the House?

Mr. Robertson answered,—I have in my hands a small packet, which I will presently lay upon the Table as a Return (in part) of the information asked for. I hope soon to be able to bring from the Treasury some more papers of a similar kind.

(8.) Land Revenue:—*Mr. Bawden* asked the Secretary for Lands, pursuant to Notice,—

(1.) What was the actual cash amount received as Land Revenue from the 1st January, 1857, to 30th September, 1875, both inclusive?

(2.) What was the amount outstanding unpaid under the head of Land Revenue on the 30th September, 1875?

Mr. Robertson answered,—I am sure the Honorable Member will see that the Returns he asks for will take a long time to prepare. I would suggest to the Honorable Member that he should look to the records of the House, and see whether the Returns he asks for have been already laid upon the Table of the House; and if not, that he should move for them in the usual way.

2. PAPER:—*Mr. Robertson* laid upon the Table,—Return (*in part*) to an Order, made on 22nd June, 1875, in reference to Crown Lands held under Lease or License.

3. ADJOURNMENT:—*Mr. Piddington* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. PAPERS:—*Mr. Robertson* laid upon the Table,—

(1.) Nineteenth Annual Report from the Registrar General on Vital Statistics.

(2.) Further Paper respecting Sydney Water Supply.

Ordered to be printed.

5. RAILWAY FROM THE CLARENCE TO NEW ENGLAND:—

(1.) *Mr. Bawden* presented a Petition from Residents of Glen Innes, in Public Meeting assembled, in favour of the construction of a Railway from The Clarence to New England; and praying the House to adopt measures for the construction of Railways to connect Glen Innes with Grafton, and the Towns of Armidale, Inverell, and Tenterfield with Glen Innes.
Petition received.

(2.) *Mr. Farnell*, on behalf of Mr. Abbott, presented a Petition from Residents of Tenterfield and Northern New England, and the Clarence, Richmond, and Tweed Rivers, in favour of the construction of the Railway from North Grafton *via* The Richmond to Tenterfield, and thence to Inverell, Glen Innes, and Armidale; and praying the House to take the subject into consideration.
Petition received.

6. POSTPONEMENT:—The Order of the Day for the resumption of the Committee of Supply postponed until Wednesday next.

7. COAL MINES REGULATION BILL:—The Order of the Day having been read,—*Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 16.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 10 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Additional Magistrates for Country Districts:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) Having in view the frequent representations, both in this House and out, is it the intention of the Government to appoint additional Magistrates in the Country Districts where so much needed?

(2.) Is the Government aware that in the last batch of Magistrates appointed none were gazetted for many Districts where urgently required?

(3.) Is it in the knowledge of the Government that at Bingera, Gadooga, and other Towns, the duties of the Benches cannot be carried on for the want of such, and the public seriously inconvenienced?

(4.) Will immediate steps be taken to remedy these grievances?

Mr. Robertson answered,—

(1.) It is the intention of the Government to appoint more Magistrates wherever they appear to be needed, and where suitable gentlemen can be obtained for the performance of the duties.

(2.) I am not aware as to whether in some districts where they were urgently required none were appointed, but I have been told so, and a new list is in course of preparation. We appointed a great many the other day, and most of them in far distant districts.

(3.) I am not aware about Bingera and Gadooga; as my Honorable Friend comes from that neighbourhood, and is Member for the District, no doubt he is aware.

(4.) The Government will be willing to make any necessary appointments.

- (2.) Drainage of Land at Shoalhaven:—Mr. Warden asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has the Government stopped persons on the south side of the Shoalhaven River from draining their land into the river?

(2.) If so, does the Government intend to take such steps as may be deemed necessary for clearing out the Crookhaven Creek, with the view to enable the people to drain their lands into the creek, as prayed for by Petition presented to this House on 12th May, 1872?

Mr. Lackey answered,—

(1.) In view of the possible danger to the banks of the river, the Government have stopped a person residing on the south side of the Shoalhaven River from cutting a drain into it.

(2.) The Government have already invited the residents on the creek to form themselves into a Drainage Union, to secure the ends sought by the petition referred to.

- (3.) Salaries of Civil Servants:—Mr. Driver, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—Has any decision been arrived at by the Government respecting the deductions from the Salaries of the Civil Servants during the years 1871 and 1872; and (if any) the nature of such decision?

Mr. Robertson answered,—When this Government came into office they found a Petition from a number of gentlemen in the Civil Service asking for an allowance of money to bring their salaries for the years mentioned up to the amounts they had received in the previous year. There could be no deductions, as stated here, for the salaries never having been voted, there could have been no deductions from them. The late Government did nothing in the matter, but the late Colonial Secretary

Secretary wrote his own opinion upon the paper, avowing that his colleagues, or several of them, disagreed with him. Thus that Government did nothing. When this Government came into office we were asked in the same way, and questions were asked in this House respecting the matter. Recently, after all these months have passed away, the gentlemen who applied to the Government have been answered by letter.

(4.) Expenditure on Harbour at Newcastle and on the Hunter River:—Mr. Charles asked the Secretary for Public Works, pursuant to Notice,—

(1.) The total amount of money expended by Government during the last twenty years on the Harbour and Shipping Appliances of Newcastle?

(2.) The expenditure during the like period on the Hunter River?

Mr. Lackey answered,—

	£	s.	d.
(1.) Newcastle Works	231,154	16	0
Cost of working Dredge, &c.	58,995	17	11
	<hr/>		
	290,150	13	11
(2.) Hunter River Works	6,724	6	4
Cost of working Dredge, &c.	51,604	11	7
	<hr/>		
	58,328	17	11

Cost of construction of Dredges and works chargeable to general votes for Hunter River and Newcastle 78,715 16 0

Total £427,195 7 10

(5.) Electoral Rolls:—Mr. Farnell, on behalf of Mr. F. B. Suttor, asked the Colonial Secretary, pursuant to Notice,—Have the Government any intention of placing upon the Table of the House the Electoral Rolls of the Colony for the years 1873-74 and 1874-75?

Mr. Robertson answered,—I believe the volumes will be ready next week, and as soon as they are ready they will be laid upon the Table.

2. DISTRICT COURTS ACTS AMENDMENT BILL (*"Formal" Motion*):—Mr. R. Forster moved, pursuant to Notice, for leave to bring in a Bill to amend the District Courts Acts. Question put and passed.

3. RAILWAY FROM THE CLARENCE TO NEW ENGLAND (*"Formal" Motions*):—

(1.) Mr. Bawden moved, pursuant to Notice, That the Petition presented by him on 9th December, from Residents of Glen Innes, relative to Railway Communication with the Clarence River, be printed.

Question put and passed.

(2.) Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 9th December (on behalf of Mr. Abbott), from Inhabitants of Tenterfield, Northern New England, the Clarence, Richmond, and Tweed Rivers, relative to the construction of a Railway between the Clarence and New England Districts, be printed.

Question put and passed.

4. DISTRICT COURTS ACTS AMENDMENT BILL:—Mr. R. Forster presented a Bill, intituled "*A Bill to amend an Act to establish District Courts and for enabling the Judges thereof to act as Chairmen of Quarter Sessions*,"—which was read a first time.

Ordered to be printed, and read a second time on Friday, 7th January, 1876.

5. IMPOUNDING ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Jacob moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

Ordered, that the adoption of that report stand an Order of the Day for Friday next.

6. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL:—The Order of the Day having been read,—Mr. Jacob moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 21.

Mr. Robertson,	Mr. Day,
Mr. Burns,	Mr. Baker,
Mr. Lucas,	Mr. Wright,
Mr. Dibbs,	Mr. Long,
Mr. W. C. Browne,	Mr. Macintosh,
Mr. Farnell,	Mr. Lackey,
Mr. G. A. Lloyd,	Mr. Lord,
Mr. Charles,	<i>Tellers.</i>
Mr. Scholey,	
Mr. Moses,	Mr. Gray,
Mr. Terry,	Mr. Jacob.
Mr. Warden,	

Noes, 11.

Mr. Parkes,	<i>Tellers.</i>
Mr. Driver,	
Mr. Fitzpatrick,	Mr. J. S. Smith,
Mr. Cameron,	Mr. Greville.
Mr. W. Watson,	
Mr. Meyer,	
Mr. Hill,	
Mr. Stephen Brown,	
Mr. Stevens,	

And so it was resolved in the affirmative.

Bill read a second time.

On

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

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

On motion of Mr. Jacob (*with the concurrence of the House*) that report was adopted.

Ordered, that the Bill be read a third time on Friday next.

7. **CONTAGIOUS DISEASES PREVENTION BILL:**—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that a Point of Order had arisen in the Committee, and obtained leave to sit again so soon as Mr. Speaker's decision had been obtained thereon.

The Chairman then stated the Point of Order, as follows:—

The second clause of the Bill being under consideration, objection was taken to its being further proceeded with, on the ground that, as it involved an expenditure of public money, it should have been recommended by Message from the Governor; and Mr. Stephen Brown submitted for his opinion thereon the following Question of Order:—

That, as the second section of the Bill provides for the appointment by the Governor, with the advice of the Executive Council, of a medical officer to be, during pleasure, the visiting surgeon for the purposes of the Act, and as such officer must be paid out of the Consolidated Revenue, the Bill, or such appropriation, ought to have been first recommended by a Message from His Excellency the Governor.

Upon which he ruled that the Bill was irregularly before the Committee, not having been recommended by Message from the Governor, as required by the 54th clause of the Constitution Act.

Mr. Speaker said,—The Clause of the Bill under consideration did not appear to him very clearly to conflict with the 54th section of the Constitution Act, inasmuch as it did not directly appropriate any portion of the public revenue. But the practice of Parliament had extended the rule by requiring the suggestion and recommendation of the Crown to matters which, though not directly proposing a grant, involve the expenditure of public money. The second clause of the Bill appeared to him to involve some expenditure from the public revenue, and he felt compelled, though with some degree of doubt, to decide that the Bill should have been recommended by Message from the Governor.

He therefore sustained the Chairman's ruling.

The House adjourned at nineteen minutes before Eleven o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 17.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 14 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Railway Surveys,—Cootamundra to Gundagai, and Wagga Wagga to Deniliquin:—Mr. Piddington asked the Secretary for Public Works, pursuant to Notice—When will the Plans and Sections of the Railway Surveys from Cootamundra to Gundagai, and from Wagga Wagga to Deniliquin, be laid upon the Table of the House?

Mr. Lackey answered,—There is no objection to lay the Plans and Sections in question upon the Table of the House, and I will do so at an early day if the Honorable Member will make the usual motion for their production.

- (2.) Railway Trial Surveys:—Mr. Bawden asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the Trial Surveys for Railway purposes, Sydney to Wollongong, 49 miles; Tamworth to Armidale, 75 miles; and Weris's Creek to Gunnedah, 40 miles, been completed?

(2.) What is the estimated cost per mile for each of these Lines respectively, exclusive of Bridges?

(3.) What is the estimated cost of Bridges upon each of these Lines respectively?

Mr. Lackey answered,—

(1.) The Trial Survey from Sydney to Wollongong has been completed. The surveys from Tamworth to Armidale, and from Weris's Creek to Gunnedah, are in progress, and will shortly be completed.

(2.) The estimated cost of the Wollongong line, exclusive of bridges and land, will be £10,566 per mile. The sections of the other lines not being complete, detailed estimates cannot be made.

(3.) The estimated cost of the bridges on the Wollongong line is £222,233.

- (3.) Woodstock Toll-bar:—Mr. Pilcher asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the name of the successful Tenderer for the Woodstock Toll-bar?

(2.) What amount of Rent has been engaged to pay?

Mr. Lackey answered,—

(1.) Thomas Hart.

(2.) £370.

- (4.) Harbour Works, Kiama and Wollongong:—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the gross amount of expenditure on the Harbour Works at Kiama since the commencement of Responsible Government?

(2.) The like information in regard to the Wollongong Harbour Works?

Mr. Lackey answered,—

(1.) Kiama, £67,634 16s. 2d.

(2.) Wollongong, £61,422 13s. 1d.

- (5.) Establishment of District Courts:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to establish District Courts and Quarter Sessions at Bingera and Warialda; and if so, when?

(2.) Will such Courts be held at both these places?

(3.) Is it intended to establish District Courts and Quarter Sessions at Coonabarabran?

(4.) Will the new Police buildings about to be erected at Coonabarabran be so planned as to afford facilities for such Courts?

Mr.

- Mr. Robertson answered,—
- (1.) The Government have had under consideration Petitions of the inhabitants of the towns of Bingera and Warialda, addressed to the Minister of Justice, and praying for the establishment of Courts of Quarter Sessions and District Courts in these places.
- (2 and 3.) At present it is impossible to answer these questions, as the Government are not in possession of sufficient information as to the necessary erection and alterations of public buildings at these places; and the Judge of the Northern District has reported to the Government that it will be quite impossible, with his present arrangements, to undertake the duty of visiting these places.
- (4.) Yes.
- (6.) Gaol at Yass:—Mr. Fitzpatrick asked the Secretary for Public Works, pursuant to Notice,—What delays the repairs and additions to the Gaol at Yass?
- Mr. Lackey answered,—Plans have been prepared, but the work could not be undertaken because of proposed alterations to the Court-house, which will involve an encroachment upon the site intended for the Gaol, and leave insufficient land for the latter building.
- (7.) The Financial Statement:—Mr. Farnell, on behalf of Mr. G. A. Lloyd, asked the Colonial Secretary, pursuant to Notice,—Have the Government telegraphed to England the substance of the Financial Statement?
- Mr. Robertson answered,—The authorized agent for *The Times* newspaper has had the necessary information communicated to him, with the view of its communication to England.
- (8.) Railway Traffic, Morpeth Station:—Mr. W. Watson asked the Secretary for Public Works, pursuant to Notice,—What is the gross amount of Railway Charges on Merchandize Traffic conveyed by Railway to the Morpeth Station, and from the Morpeth Station respectively (specifying separately the charges for conveyance of coal), for each month of the year 1874, and for each of the eleven months ended 30th November, 1875?
- Mr. Lackey answered,—The charges on merchandize traffic cannot be given separately, nor can the information asked for be given in the shape applied for. The Honorable Member can obtain a Return showing the earnings, and the expense of working the Morpeth Branch, if that will answer his purpose.
2. DUTY ON TOBACCO:—Mr. Cameron presented a Petition from Operative Tobacconists, in opposition to the proposed alteration in the Duties on Tobacco; and praying that the Duties may remain as heretofore.
Petition received.
3. THE MEDICAL PROFESSION:—Mr. Long presented the following Petitions in favour of the passing of an Act that will assimilate the laws regarding the Medical Profession of New South Wales to those now in force in the United Kingdom:—
- (1.) From Members of the Medical Profession practising in New South Wales.
- (2.) From Inhabitants of Newcastle, in the Colony of New South Wales.
- Petitions received.
4. PAPERS:—Mr. Garrett laid upon the Table,—
- (1.) Return to an Order, made on 23rd November, 1875, in reference to the alleged discovery of a Wave Breaker.
- (2.) Return, showing the distribution of the Police Force on the 1st December, 1875.
Ordered to be printed.
5. FITZGERALD'S ENABLING BILL:—Mr. Pilcher, 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, 1875.
Ordered to be printed.
Mr. Pilcher then moved, That the second reading of the Bill (*as amended and agreed to in Select Committee*) stand an Order of the Day for Tuesday next.
Question put and passed.
6. DUTY ON TOBACCO:—Mr. Dibbs presented a Petition from Tobacco Manufacturers of Sydney, complaining of the proposal to increase the Duty on Tobacco; and praying that the duty may remain as heretofore.
Petition received.
7. M'NEIL v. SHEPHERD (*"Formal" Motion*):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of the Depositions in the case M'Neil v. Shepherd, indecent assault, heard some short time ago before the Police Court, Mudgee; also, all Communications or Letters to the Colonial Secretary from the Police Magistrate, Mudgee, and others.
Question put and passed.
8. EMPLOYMENT OF CHILDREN (*"Formal" Motion*):—Mr. W. H. Suttor 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 employment of persons of tender age in trades, professions, and callings, unsuited to their years, and calculated to be injurious alike to their physical as well as their moral development.
- (2.) That such Committee consist of Mr. Stephen Brown, Mr. Burns, Mr. Cameron, Mr. H. C. Dangar, Mr. Farnell, Mr. Stuart, Mr. Fitzpatrick, and the Mover.
Question put and passed.
9. JOHN AARON PARFITT (*"Formal" Motion*):—Mr. Macintosh moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the Petition of John Aaron Parfitt, presented to this House on the 30th November, 1875.
Question put and passed.

10. **MARRIED WOMEN'S REVERSIONARY INTERESTS IN PERSONAL ESTATE BILL** (*"Formal" Motion*):—
 (1.) Mr. Day moved, pursuant to Notice, for leave to bring in a Bill to enable Married Women to dispose of Reversionary Interests in Personal Estate.
 Question put and passed.
 (2.) Mr. Day presented a Bill, intituled "*A Bill to enable Married Women to dispose of Reversionary Interests in Personal Estate*,"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 7th January, 1876.

11. **CRIME PROSECUTION BILL**:—Mr. Buchanan moved, pursuant to Notice, That the second reading of the Crime Prosecution Bill stand an Order of the Day "for" Friday, the 17th December.
 Debate ensued.
 Mr. Butler moved, That the Question be amended by the omission of all the words thereof after the word "for," with a view to the insertion in their place of the words "this day six months."
 Question proposed,—That the words proposed to be omitted stand part of the Question.
 Debate continued.
 Question put,—That the words proposed to be omitted stand part of the Question.
 The House divided.

Ayes, 5.

Mr. Sutherland,
Mr. Meyer,
Mr. W. C. Browne,

Tellers.

Mr. McElhone,
Mr. Buchanan.

Noes, 27.

Mr. Robertson,	Mr. Fitzpatrick,
Mr. Butler,	Mr. Day,
Mr. Lucas,	Mr. W. H. Suttor,
Mr. Burns,	Mr. Davies,
Mr. J. S. Smith,	Mr. Warden,
Mr. Lackey,	Mr. Dibbs,
Mr. Garrett,	Mr. Stevens,
Mr. Piddington,	Mr. Montague,
Mr. Bawden,	Mr. Baker,
Mr. Long,	Mr. Thomas Brown,
Mr. Driver,	Tellers.
Mr. Cohen,	Mr. Cameron,
Mr. Hill,	Mr. Pilcher.
Mr. Macintosh,	
Mr. T. G. Dangar,	

And so it passed in the negative.

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

Question then,—That the second reading of the Crime Prosecution Bill stand an Order of the Day for this day six months,—put and passed.

12. **THE CASE OF AMELIA GOULD**:—Mr. Buchanan moved, pursuant to Notice,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into the facts of a case lately heard before the Bench at Gulgong, in which a woman named Amelia Gould laid a criminal information and obtained a warrant against a man named William M'Cormack, charging that he did assault her with intent to commit a "rape"; that the man M'Cormack was arrested and held to bail; that, on the hearing of the case, after the arresting Constable had given his evidence, and the prosecutrix was called, the Clerk of Petty Sessions at Gulgong rose and informed the Court that he had told the Prosecutrix not to appear, as she had informed him that she could not have been in her right mind when she laid the charge.
 (2.) That the said Committee consist of Mr. Lucas, Mr. Farnell, Mr. Wisdom, Mr. Dibbs, Mr. Hill, Mr. Meyer, Mr. Cohen, Mr. Terry, Mr. Greville, and the Mover.
 Debate ensued.
 Mr. Wisdom moved, That the Question be amended, by the omission of all the words in the first Resolution after the word "rape."
 Question proposed,—That the words proposed to be omitted stand part of the Question.
 Debate continued.
 Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
 Question then,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into the facts of a case lately heard before the Bench at Gulgong, in which a woman named Amelia Gould laid a criminal information and obtained a warrant against a man named William M'Cormack, charging that he did assault her with intent to commit a rape.
 (2.) That the said Committee consist of Mr. Lucas, Mr. Farnell, Mr. Wisdom, Mr. Dibbs, Mr. Hill, Mr. Meyer, Mr. Cohen, Mr. Terry, Mr. Greville, and the Mover,—put and passed.
13. **BRIDGE ACROSS THE PARRAMATTA RIVER**:—Mr. Farnell moved, pursuant to Notice, That, in the opinion of this House, Tenders should be invited forthwith for the construction of the proposed Bridge across the Parramatta River.
 Debate ensued.
 Motion, by leave, withdrawn.
14. **CROWN LANDS HELD UNDER LEASE OR LICENSE**:—Mr. Piddington moved, pursuant to Notice, That the Return laid upon the Table of the House by the Colonial Secretary on Thursday, 9th December, relative to Crown Lands held under Lease or License, be printed.
 Debate ensued.
 Question put and passed.
15. **DUTY ON GOLD ABOLITION BILL**:—
 (1.) Mr. Baker moved, pursuant to Notice, for leave to bring in a Bill to abolish the Duty on Gold.
 Debate ensued.
 Question put and passed.
 (2.) Mr. Baker presented a Bill, intituled "*A Bill for the abolition of the Duty on Gold*,"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 14th January, 1876.

16. MARRIED WOMEN'S PROPERTY BILL:—The Order of the Day having been read,—Mr. Pilcher moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 16.

Mr. Robertson,	Mr. H. C. Dangar,
Mr. Farnell,	Mr. F. B. Suttor,
Mr. Dibbs,	Mr. W. H. Suttor,
Mr. R. Forster,	<i>Tellers.</i>
Mr. G. A. Lloyd,	
Mr. Parkes,	Mr. Cohen,
Mr. Stevens,	Mr. Pilcher.
Mr. McElhone,	
Mr. Baker,	
Mr. Scholey,	
Mr. Sutherland,	

Noes, 20.

Mr. Burns,	Mr. Jacob,
Mr. Lackey,	Mr. J. S. Smith,
Mr. Garrett,	Mr. Warden,
Mr. Long,	Mr. Wright,
Mr. J. Watson,	Mr. Thomas Brown,
Mr. Macintosh,	Mr. W. Watson,
Mr. Clarke,	Mr. Day,
Mr. Montague,	<i>Tellers.</i>
Mr. Driver,	
Mr. Cameron,	Mr. Stuart,
Mr. Meyer,	Mr. Fitzpatrick.

And so it passed in the negative.

On motion of Mr. Fitzpatrick the Order of the Day was discharged, and the Bill withdrawn.

17. SECRET BILLS OF SALE ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Cohen moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 12.

Mr. J. Watson,	<i>Tellers.</i>
Mr. Driver,	
Mr. Meyer,	Mr. R. Forster,
Mr. Day,	Mr. Cohen.
Mr. Fitzpatrick,	
Mr. Baker,	
Mr. Montague,	
Mr. Jacob,	
Mr. Sutherland,	
Mr. Scholey,	

Noes, 18.

Mr. Robertson,	Mr. Cameron,
Mr. Lackey,	Mr. Long,
Mr. Burns,	Mr. Piddington,
Mr. Garrett,	Mr. F. B. Suttor,
Mr. Farnell,	Mr. Wright,
Mr. Macintosh,	Mr. Terry,
Mr. McElhone,	<i>Tellers.</i>
Mr. W. Watson,	
Mr. W. H. Suttor,	Mr. Byrnes,
Mr. H. C. Dangar,	Mr. Dibbs.

And so it passed in the negative.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 15 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Survey of Land:—*Mr. Jacob*, on behalf of *Mr. Baker*, asked the Secretary for Lands, pursuant to Notice,—

(1.) Will he state if it is the practice of the Survey Department to authorize the Surveyors as a rule to execute the work of Survey entrusted to them in the order in which it is placed in their hands?

(2.) Has it come to his knowledge that the Surveyors in the Country Districts do, many of them, at their discretion and without good cause, make many Surveys out of the order in which the business is given to them?

(3.) Is it a fact that it is the practice in very many cases for the Surveyors to omit to survey conditionally purchased lands for which they have had instructions for some time, while they make surveys of lands applied for to be put up by auction, the instructions for the survey of which have reached them at only a recent date?

(4.) If such is the case, will he give the necessary instructions to have all lands measured, where practicable, in the order in which the instructions are sent from the Survey Department?

Mr. Garrett answered,—

(1.) Yes.

(2.) Certainly not in many cases; in some few cases it has come under the notice of the Department that Surveyors have departed from the rule of surveying portions of land out of the order in which they have been given to them, but in such cases they have been called upon to state the reason of their departure from the rule, and, where a good reason has not been given, they have been reprimanded.

(3.) Not in the knowledge of the Department, except in the cases I have referred to.

(4.) In consequence of the loss of time involved, Surveyors cannot be bound absolutely to measure in the order in which land is applied for, therefore they have a discretion, any abuse of which, if represented, is dealt with by stopping payment till the neglected work is done.

- (2.) Revenue received from Newcastle and the Hunter River:—*Mr. G. A. Lloyd* asked the Colonial Secretary, pursuant to Notice,—

(1.) The total amount of money received by the Government during the last twenty years from all sources in Newcastle?

(2.) The same return for the Hunter River?

Mr. Robertson answered,—I shall be very happy to furnish the Honorable Gentleman with these Papers, but I am quite sure he must see the utter impossibility for me to give him the information upon so short a notice.

- (3.) Railway to Molong:—*Mr. J. S. Smith* asked the Secretary for Public Works, pursuant to Notice,—

(1.) What action have the Government taken with reference to a Petition presented by *Mr. J. S. Smith* from certain Residents in and around the district of Molong, praying for the extension of the Western Railway to Molong?

(2.) Have any trial surveys been made *via* Molong?

(3.) If not, will the Government authorize trial surveys to be made immediately?

Mr.

Mr. Lackey answered,—

(1.) The Petition was referred to the Engineer-in-Chief, who has reported that the route *via* Molong would be eleven miles longer than that by Ironbarks, and through a much more difficult country.

(2.) No; but the route has been explored, and a section taken for a few miles beyond Orange; but from the unfavourable nature of the country for railway construction, the survey in that direction was abandoned.

(3.) Under the reports received from competent officers, it is considered undesirable to extend the surveys in the direction of Molong.

(4.) Removal to Parramatta of Persons suffering from Infectious Diseases:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

(1.) Has it been reported to the Government that a great number of deaths have taken place lately in the City of Sydney and Suburbs through those persons having the attendance of medical gentlemen who had been attending patients suffering with erysipelas?

(2.) Is it true that these persons suffering from erysipelas and other infectious diseases have been forwarded from Sydney to a building in Macquarie-street, Parramatta?

(3.) Were these patients removed to Parramatta by the ordinary train?

(4.) Are these patients to be attended by the same medical gentlemen appointed by the Government to visit several Government Establishments in Parramatta, including the two Orphan Schools?

(5.) Is there not reason to fear that these diseases will spread to these Government Establishments, and likewise prove dangerous to the inhabitants of Parramatta?

Mr. Robertson answered,—

(1.) It has been mentioned to me that such is the case, but I have received no official report on the subject.

(2.) A few destitute persons suffering from erysipelas, and refused admission to the Infirmary, have been sent to the Liverpool Asylum, where there were previously cases of the kind under treatment. This course was taken on the advice of the Government Medical Adviser, and with the concurrence of the Medical Officer of that Institution. Two patients (female) have been sent to the old unused Invalid Establishment at Parramatta, to which place it is recommended that all future cases of the kind should be sent.

(3.) Every precaution was taken by the Police to isolate the cases in their charge when conveyed by rail. The officials were requested to cleanse and disinfect the carriages used, and application was made for a carriage to be set apart solely for use in such cases; and on the 10th instant I directed that no such patients should in future be permitted to travel in any railway train, steamboat, or hired vehicle, but that a suitable conveyance should be purchased by the Government to carry such patients, with hired horses and driver. In the meantime an unlicensed and disused cab has been engaged by the Inspector General of Police for the purpose.

(4.) This question has not before had my attention; I will, however, consult the Medical Adviser of the Government as to the best course to be pursued with regard to it.

(5.) Doubtless there is reason for fear of that kind, and it was mainly for that reason that it was determined to remove the cases from Sydney, and from the Asylum at Liverpool. The old Invalid Establishment at Parramatta is perhaps more isolated than any other public building suitable for the accommodation of the patients, and with the extreme care provided for, it is believed that the risk will be reduced to a minimum.

(5.) Resumption of Crown Lands:—Mr. Pilcher asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it the intention of the Government—and if so, when—to introduce during the present Session of Parliament a Bill to authorize the resumption of Crown Lands?

(2.) Do the Government intend to include in the Schedule to such Bill a portion of the Water Reserve at Rockley?

Mr. Garrett answered,—

(1.) Yes.

(2.) It cannot be ascertained with certainty what particular Reserve is referred to. Water Reserves can, however, be revoked at any time, if considered necessary. There is no occasion to include them in such a Bill as that above referred to.

(6.) Town Reserve at Somerton:—Mr. R. Forster asked the Secretary for Lands, pursuant to Notice,—

(1.) At whose instance was the Town Reserve at Somerton, near Tamworth, comprising 1,088 acres, cancelled?

(2.) Was any Land Agent engaged in the transaction; and if so, what is his name?

(3.) Is it true that this land has since been dummied by the Crown Lessee at Somerton?

(4.) Is it true that a Land Agent is trying, on behalf of the Crown Lessees, to have necessary roads in that locality closed in the interest of the Crown Lessee; if so, what is the name of the Land Agent?

Mr. Garrett answered,—

(1, 2, & 3.) The Town Reserve at Somerton has not been cancelled.

(4.) An application has been made to purchase an unnecessary road by the Crown Lessee, which is under reference to the Surveyor.

(7.) Overloading Vessels:—Mr. R. Forster asked the Acting Colonial Treasurer, pursuant to Notice,—

(1.) Is it the duty of any Public or Government Officer to see that vessels are not overloaded prior to leaving the harbour of Port Jackson?

(2.) If so, what is his name?

(3.) Has he been called upon to explain how it was that he allowed the steam-ship "Whampon" to be overloaded, and suffered the evil to continue until complained of by the seamen of the ship, or other parties?

(4.) If so, will the Acting Treasurer make known to this House the explanation afforded?

Mr.

Mr. Robertson answered,—

- (1.) Yes, it is the duty of any of the Inspectors under the Navigation Act to do so.
- (2.) The names of the different officers are Richard Johnson, Alexander Bell, and Isaac Lee.
- (3.) None of them have been called on to explain the cause. Two of them, Messrs. Johnson and Bell, took action before the complaint of the seamen had reached them. This was by direction of the Chairman of the Marine Board.

(8.) Mr. Fraser, Clerk of the Peace :—Mr. R. Forster asked the Colonial Secretary, pursuant to Notice,—

- (1.) When was Mr. Fraser appointed Clerk of the Peace, *vice* Edward Rogers, Esq.?
- (2.) What salary was attached to the office at the date of his appointment?
- (3.) How many times since his appointment to his present office has he gone on Circuit acting for the Crown Solicitor? How long has he been absent from his duties on each occasion, and by whom were those duties then performed?
- (4.) What remuneration has he received on each occasion of going on Circuit as aforesaid?

Mr. Robertson answered,—

- (1.) On the 1st January, 1868.
- (2.) The sum provided at the date of Mr. Fraser's appointment was £600, but he accepted the office at a salary of £550.
- (3.) During the time specified Mr. Fraser has gone on Circuit on three different occasions, viz., in October, 1872, on the South-western Circuit; in October, 1874, on the Mudgee Circuit; in April, 1875, on the South-western Circuit. On the first occasion he was absent thirty-nine days; on the second, eleven days; and on the third, twenty-six days. During these absences his duties were discharged by Mr. Francis Sheriff Isaacs, the Chief Clerk in the office of the Clerk of the Peace; and the Crown Solicitor and the Under Secretary for the Department of Justice gave whatever assistance was necessary, while Mr. Fraser himself was in constant telegraphic communication with his office. It is due to Mr. Fraser to explain that his state of health, owing to excessive labour, would have entitled him to leave of absence, but he preferred taking this work on Circuit.
- (4.) None; he simply was paid his travelling expenses at the ordinary rate, 30s. per day.

(9.) Railway Extension to Orange :—Mr. W. H. Suttor asked the Secretary for Public Works, pursuant to Notice,—When will the Government take into consideration the claims for compensation for private lands appropriated for the Railway Extension towards Orange?

Mr. Lackey answered,—These claims are being dealt with daily. Offers of compensation have already been made in 55 out of 98 claims received, and offers in 40 additional cases will be sent out this week.

(10.) Mr. John Delaney, Inspector of Conditional Purchases :—Mr. Cameron, on behalf of Mr. Buchanan, asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is it true that Mr. John Delaney, one of the officers lately appointed to see that free selectors comply with the conditions of the Land Act of 1861, held a Court of Inquiry at Tamworth lately, in which he refused to allow an attorney to appear for a free selector?
- (2.) If this is true, will the Minister prevent Mr. Delaney from following this course in future?

Mr. Garrett answered,—I was informed some days ago by the Honorable Member for Morpeth, Mr. Wisdom, that this course had been taken by Mr. Delaney, and I immediately instructed Mr. Delaney to allow attorneys to appear as in other Courts.

(11.) Incorporation of Gulgong :—Mr. Cameron, on behalf of Mr. Buchanan, asked the Colonial Secretary, pursuant to Notice,—

- (1.) When will the Municipality be proclaimed at Gulgong?
- (2.) Is it the intention of the Government to assist the Volunteer Fire Brigade of Gulgong with funds, already promised, to enable them to erect an engine-house?

Mr. Robertson answered,—

- (1.) Immediately that a description of an area warranted by law has been obtained from the Lands Department.
- (2.) I am not at present aware of such a promise. A fire-engine was lent to the Volunteer Fire Brigade of Gulgong, but applications for the cost of repairing it, and for means of erecting an engine-house, have not been complied with.

(12.) Presbyterian School, Erskine-street :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has the attention of the Council of Education been called to the fact that, owing to recent action of the Trustees of the Presbyterian Certified Denominational School at the foot of Erskine-street, the play-ground attached to that school has been reduced to a space some eighteen feet wide, bounded on either side by the dead wall of a building?
- (2.) Do the Council consider this small piece of ground, thus closed in, sufficient for the number of children attending the school to exercise in; if not, what action do they intend to take in the matter?

Mr. Robertson answered,—

- (1.) The Inspector has reported that the piece of land used as a play-ground measures about 30 feet by 18 feet.
- (2.) The Council does not consider this piece of ground sufficient for the recreation of the pupils, but has no power to interfere in the matter.

(13.) Sites for Places of Public Worship :—Mr. Pilcher, on behalf of Mr. Cohen, asked the Secretary for Lands, pursuant to Notice,—When will the Returns of Sites Reserved and Dedicated as Sites for Places of Public Worship, ordered by the House on June 17th last, be laid upon the Table of the House?

Mr. Garrett answered,—The preparation of this Return involves a careful examination of registers and papers for many years back, and to furnish it in a reliable form the utmost care is required. I can only assure the Honorable Member that it will be laid upon the Table at the earliest possible moment.

2. PAPERS:—Mr. Robertson laid upon the Table the Electoral Rolls of New South Wales for 1873-74, 1874-75, and 1875-76.
3. DUTY ON TOBACCO:—Mr. Davies presented a Petition from Citizens of Sydney in reference to the proposal to increase the Duties on Tobacco; and praying that the House will refuse to sanction the proposed alteration of the Duties.
Petition received.
4. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

(1.) Gunpowder and Explosive Substances Law Consolidation Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 2.

In accordance with the 54th section of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, the expediency of making provision for the necessary expenses in connection with the amendment of the Law regulating the importation, storage, and removal of Gunpowder and other explosive substances.

Government House,
Sydney, 15th December, 1875.

Ordered to be printed.

(2.) Coal Mines Regulation Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 3.

In accordance with the 54th section of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, the expediency of making provision to meet the requisite expenses in connection with the better regulation of Coal Mines and Collieries.

Government House,
Sydney, 15th December, 1875.

Ordered to be printed, and referred to the Committee of the Whole on the Bill.

5. ADJOURNMENT:—Mr. Wisdom moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
6. DISTRICT COURT SUMMONSES (*"Formal" Motion*):—Mr. Scholey moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the number of District Court Summonses granted by the Registrar of each Court held at Bathurst, Goulburn, Maitland, and Newcastle, for the six months ending June, 1875.
Question put and passed.
7. CORONERS INQUESTS (*"Formal" Motion*):—Mr. Scholey moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the number of Inquests held by each Coroner in the Districts of Sydney, Maitland and Paterson, Newcastle, Goulburn, and Bathurst, for the year ending December, 1874, and the cost of each inquiry.
Question put and passed.
8. DUTY ON TOBACCO (*"Formal" Motions*):—
 - (1.) *Mr. Long*, on behalf of Mr. Cameron, moved, pursuant to Notice, That the Petition presented by him on 14th December, from the Operative Tobacconists of Sydney, against the proposed alteration in the Tobacco Duties, be printed.
Question put and passed.
 - (2.) Mr. Dibbs moved, pursuant to Notice, That the Petition presented by him on 14th December, from Tobacco Manufacturers, respecting the proposed Duties on Tobacco, be printed.
Question put and passed.
9. COMMITTEE OF WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 16 DECEMBER, 1875 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.

The House adjourned at half-past Twelve o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 19.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 16 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Extra Tide-waiters:—Mr. Cameron asked the Acting Colonial Treasurer, pursuant to Notice,—
- (1.) Have the Government made any inquiry (as promised in answer to questions of November 24), with reference to the recent stoppages of pay on Public Holidays from the extra Tide-waiters employed in the Customs Department?
 - (2.) Is it true that since that date the said Tide-waiters have been stopped pay for the Prince of Wales Birthday, which was a proclaimed Government Holiday; if so, do the Government intend to refund such money as may be due for that day?
 - (3.) Is it the intention of the Government that these men are to be paid for the forthcoming Christmas Holidays or not?

Mr. Robertson answered,—I have learned from the chief of the Customs Department that the “immemorial practice” of the Department has been not to pay the salaries during holidays, but I cannot think it is a reasonable practice. So far as I am able to comprehend the matter, if a man is willing to work, and the Government give him a holiday, I think it rather hard that he should not be paid. In such cases it is my idea that these men should be paid on Government Holidays, and that is the course I shall advise the Government to pursue.

- (2.) The Naval Brigade:—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—
- (1.) Is it true that the members of the Naval Brigade are frequently kept waiting for their monthly pay one week or longer after it is due?
 - (2.) How often during its existence have the members of the Torpedo Company received instructions in the use of the Torpedo?
 - (3.) Have the members of the Torpedo Company received any instruction in Signalling; and if so, how often since their formation?

Mr. Robertson answered,—The following information has been furnished to me by the Captain Commanding the Naval Brigade:—

- (1.) Sometimes such is the case, as the different Companies only meet once a week.
 - (2.) Torpedo exercise has been practised eight times. Frequent practice is not considered necessary, as the Officers of the Company are professional electricians.
 - (3.) Signalling has only been practised once, as signal-lamps have only recently been supplied.
- (3.) Presbyterian School, Erskine-street:—Mr. Cameron, on behalf of Mr. Davies, asked the Secretary for Lands, pursuant to Notice,—
- (1.) Is the Government aware that a large ship-chandler's store has been erected on the ground at the foot of Erskine-street granted by the Crown for a Presbyterian School?
 - (2.) Does the Government consider this a misappropriation of the land; and if so, does it intend to take action in the matter?
 - (3.) Is the Government aware that the lower portion of the building in which the school is conducted is let for a provision store, at a rental of about £100 a year, and that another £100 a year is received by the Trustees as ground rent for the new store? What is being done at present with this money?

Mr.

Mr. Garrett answered,—

(1.) A building has been erected on a portion of the ground referred to in Erskine-street.

(3.) The lower portion of the building in which the school is conducted has since its erection in 1865 been let on lease; the proceeds therefrom are disbursed for the expenses of the school and the necessary repairs to the building. The Trustees are at present in receipt of £75 a year from the entire grant, which is expended in terms of the Trust. This information is given by the Trustees of the school.

(4.) Non-delivery of Newspapers:—*Mr. Scholey*, on behalf of Mr. McElhone, asked the Postmaster General, pursuant to Notice,—

(1.) Is he aware that a large number of Newspapers sent from this Colony to England, and properly stamped, are never delivered to parties they are sent to?

(2.) Is he aware that a large number of Newspapers sent here are not delivered, and will he inquire as to the reason of non-delivery of Newspapers?

Mr. Burns answered,—I am not aware that such is the case; but if the persons whose newspapers are supposed to have gone astray will send the particulars to the Post Office Department, inquiries will be made.

(5.) The Financial Statement —*Mr. G. A. Lloyd* asked The Colonial Secretary, pursuant to Notice,—

(1.) Did the authorized agent of *The Times* transmit the substance of the Financial Statement to England at the expense of the Government?

(2.) If so, what was the cost of the message?

Mr. Robertson answered,—

(1.) I believe the authorized agent of *The Times* did transmit the substance of the Financial Statement. Of course I cannot know that he did.

(2.) As to the expense, I have not yet considered whether or not it is a proper charge to be made against the public funds.

(6.) Dog Act:—*Mr. Byrnes* asked the Colonial Secretary, pursuant to Notice,—Has the Government received a recommendation from the Bench of Magistrates at Parramatta to extend to the Police District of Parramatta the provisions of the Dog Act, 6 Wm. IV. No. 4, as amended by 39 Vic. No. 6; and if so, is it the intention of the Government to comply with such recommendation?

Mr. Robertson answered,—In consequence of some difference of opinion among the Members of the Bench, the Government have permitted the matter to remain in abeyance pending the receipt of further information. The inhabitants appealed against the extension of the Act.

(7.) Erysipelas:—*Mr. Byrnes* asked the Colonial Secretary, pursuant to Notice,—Has the Government received from any of the Government Medical Officers in Parramatta a report of any cases of Erysipelas said to have been in any of the Government Establishments in that town; if not, will the Government make inquiries relative to the said cases?

Mr. Robertson answered,—I find that no such reports have been received. Inquiries shall be made.

2. THE MEDICAL PROFESSION:—*Mr. J. S. Smith* presented the following Petitions in favour of the passing of an Act that will assimilate the laws regarding the Medical Profession of New South Wales to those now in force in the United Kingdom:—

(1.) From Residents of Sydney.

(2.) From Inhabitants of Cooma, and others.

(3.) From Inhabitants of Sydney.

(4.) From Inhabitants and Residents of the City and District of Bathurst.

(5.) From Inhabitants and Residents of Hill End, and others.

(6.) From Inhabitants and Residents of Mudgee, and others.

(7.) From Inhabitants and Residents of Dubbo, and others.

(8.) From Inhabitants and Residents of Maitland.

(9.) From Inhabitants and Residents of Trunkey Creek, and its vicinity.

Petitions received.

3. THE CASE OF AMELIA GOULD:—*Mr. Buchanan* (*with the concurrence of the House*) moved, without Notice, That power to report be granted to the Select Committee on the case of Amelia Gould. Question put and passed.

4. COLONIAL DISTILLATION ACT ("*Formal*" Motion):—*Mr. Jacob* moved, pursuant to Notice, That there be laid upon the Table of this House, a Report from the Chief Inspector of Distilleries, embodying the opinions and experiences of the Sub-Inspectors of Distilleries as to the working of the 19th section of the Colonial Distillation Act 13 Vic. No. 27, which allows of the keeping and using of a Still by makers of Wine from grapes the produce of their own Vineyards. Question put and passed.

5. PUBLIC SCHOOL AT WAVERLEY ("*Formal*" Motion):—*Mr. Sutherland* moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence with the Council of Education having reference to the establishment of a Public School at Waverley. Question put and passed.

6. RAILWAY SURVEYS—COOTAMUNDRA TO GUNDAGAI, AND WAGGA WAGGA TO DENILIQUIN ("*Formal*" Motion):—*Mr. Piddington* moved, pursuant to Notice, That there be laid upon the Table of this House, Plans and Sections of the Railway Surveys from Cootamundra to Gundagai, and from Wagga Wagga to Deniliquin. Question put and passed.

7. DUTY ON TOBACCO ("*Formal*" Motion):—*Mr. Cameron*, on behalf of Mr. Davies, moved, pursuant to Notice, That the Petition presented by him on 15th December, from Citizens of Sydney, against the proposed Duties on Tobacco, be printed. Question put and passed.

8. BARRISTERS ADMISSION BILL (*Formal Motion*):—*Mr. Parkes*, on behalf of *Mr. Farnell*, moved, pursuant to Notice, for leave to bring in a Bill to amend an Act, intituled "An Act to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales."
Question put and passed.
9. THE MEDICAL PROFESSION (*Formal Motion*):—*Mr. Long* moved, pursuant to Notice, That the two Petitions presented by him on 14th December, relative to the introduction of a Medical Bill, be printed.
Question put and passed.
10. ADJOURNMENT:—*Mr. J. S. Smith* moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
11. PAPER:—*Mr. Garrett* laid upon the Table,—Return to an Order, made on 20th April, 1875, in reference to the expenditure from Loan Funds under the Department of Harbours and Rivers.
Ordered to be printed.
12. VERDICTS OF *Felo-de-se* BILL:—*Mr. 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 the Law respecting Verdicts of Felo-de-se,*"—presents the same to the Legislative Assembly for its concurrence.
Legislative Council Chamber,
Sydney, 16th December, 1875.
- JOHN HAY,*
President.
- Bill, on motion of *Mr. Wisdom*, read a first time.
Ordered to be printed, and read a second time on Tuesday next.
13. WAYS AND MEANS:—The Order of the Day having been read,—on motion of *Mr. Garrett*, *Mr. Speaker* left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 17 DECEMBER, 1875.

There being only nineteen Members present, exclusive of Mr. Speaker, namely:—Mr. Baker, Mr. Buchanan, Mr. Burns, Mr. Cameron, Mr. Clarke, Mr. H. C. Dangar, Mr. T. G. Dangar, Mr. Dibbs, Mr. Driver, Mr. Fitzpatrick, Mr. Garrett, Mr. Jacob, Mr. Lackey, Mr. G. A. Lloyd, Mr. Long, Mr. Lucas, Mr. Robertson, Mr. Scholey, and Mr. W. H. Suttor,—Mr. Speaker adjourned the House at half-past Four o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 21.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 21 DECEMBER, 1875.

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

QUESTIONS:—

- (1.) Crown Prosecutor for Western District:—Mr. Meyer asked the Colonial Secretary, pursuant to Notice,—

(1.) Did the Crown Prosecutor for the Western District attend the Sittings of the Courts during the last Court of Quarter Sessions in that District?

(2.) If not, why did he not attend?

(3.) Was a substitute appointed to prosecute for him at these Courts?

(4.) Is it true that the Crown Prosecutor for the Western District was attending the Court at Mudgee, and holding briefs as a private professional gentleman whilst his substitute was doing his public duty in the Western District?

Mr. Robertson answered,—

(1.) No.

(2 and 3.) In October last Mr. Isaacs, the Crown Prosecutor for the Western District, applied, on the ground of ill health, to be relieved from attending at the recent Circuit in the Western District, representing that the state of his health precluded his undertaking a distant journey into the interior, and tendering his resignation as an alternative. The application, presumably for leave, was acceded to, on condition that Mr. Isaacs provided a competent substitute without additional cost to the country, and a competent Barrister was duly appointed, receiving the usual travelling expenses only from the Crown while necessarily engaged on public duty.

(4.) The Crown Prosecutor considered that, arrangements having been made under the above circumstances for the performance of his duties, he was at liberty to pursue his private professional avocation in Sydney or elsewhere, when able to do so, and he accordingly did attend at the Civil Sittings of the Mudgee District Court; but his presence at Mudgee was not, I am informed, contemporaneous with the Sittings of the Quarter Sessions at Bathurst. Having received leave of absence, under the circumstances indicated, the Government had no kind of control over Mr. Isaacs's professional arrangements from the 5th of November until the 3rd of December, inclusive, the period for which such leave was given. It may be remarked that Mr. Isaacs, up to the 3rd December, perused and gave directions in respect of all Depositions which were transmitted from various Country Benches to Sydney, there being, as understood, no other Crown Prosecutor in town.

- (2.) Railway to Wollongong:—Mr. H. C. Dangar asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the approximate area of alienated Land required for the proposed Wollongong Railway?

(2.) What is the estimated cost of such Land?

Mr. Lackey answered,—

(1.) 476 acres.

(2.) Cannot be given, as no valuation has been made. I may add, however, that I have received an intimation from several of the proprietors of land on the proposed line (comprising, as nearly as I can estimate, about 20 miles of the line), who are prepared to give the land required.

(3.)

(3.) Mineral Leases—Illawarra, Wollongong, and Kiama :—Mr. H. C. Dangar asked the Secretary for Mines, pursuant to Notice,—

(1.) What is the number of Mineral Leases, other than Gold, applied for in the Illawarra, Wollongong, and Kiama Districts, during the last four years?

(2.) What are the names of the applicants, and the areas applied for by each?

Mr. Lucas answered,—Alexander Stuart, 320 acres, 5th October, 1872. Since converted into a mineral lease. Alexander Stuart, 160 acres, same date. Also converted into a mineral lease.

Applicants.	Area.			Date.	
	a.	r.	p.		
Parkes & Sutherland ...	280	0	0	5 January, 1875.	
Do. do. ...	302	0	0	do. do.	
Do. do. ...	274	0	0	do. do.	
Do. do. ...	320	0	0	do. do.	
Do. do. ...	316	0	0	do. do.	
Do. do. ...	170	0	0	do. do.	
Do. do. ...	299	0	0	do. do.	
Do. do. ...	320	0	0	do. do.	
Do. do. ...	43	0	0	do. do.	
Do. do. ...	40	0	0	do. do.	
Do. do. ...	40	0	0	do. do.	
Do. do. ...	40	0	0	do. do.	
Do. do. ...	40	0	0	do. do.	
Do. do. ...	40	0	0	do. do.	
Do. do. ...	40	0	0	do. do.	
Do. do. ...	162	0	0	do. do.	
G. W. Lord	120	0	0	26 August, 1873.	
Do.	320	0	0	do. do.	
Do.	210	0	0	do. do.	
Do.	320	0	0	do. do.	
Do.	164	0	0	do. do.	
Do.	320	0	0	do. do.	
Do.	230	0	0	do. do.	
Do.	156	0	0	do. do.	
Do.	120	0	0	do. do.	
Parkes & Sutherland ...	200	0	0	5 January, 1875.	
Do. do. ...	200	0	0	do. do.	
Lahiff & Ahern	37	1	33	22 May, 1874.	
G. W. Lord	160	0	0	26 August.	
Blackwood & Wrench...	20	0	0	20 April, 1872.	
					a. r. p.
					Parkes & Sutherland 3,126 0 0
					G. W. Lord 2,120 0 0
					Lahiff & Ahern 37 1 33
					Blackwood & Wrench 20 0 0

(4.) Railway from Murrurundi to Tamworth :—Mr. Davies, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it true that the progress of the Railway—Murrurundi to Tamworth—is delayed for the want of rails?

(2.) Is it the intention to open a Passenger Station at Quirindi so soon as the line is completed so far?

Mr. Lackey answered,—

(1.) It is not true that the progress of the Railway—Murrurundi to Tamworth—is delayed for the want of rails.

(2.) A passenger station at Quirindi will be opened when the line is completed to that place.

(5.) Mineral Lease granted to Thomas Cox :—Mr. Macintosh asked the Secretary for Mines, pursuant to Notice,—

(1.) Has any further determination been arrived at by the Government respecting the 20-acre Mineral Lease granted to Thomas Cox, No. 5,907, near Mitchell's Creek, and gazetted as cancelled on 17th June, 1875?

(2.) If not, when will the Government decide on their course of action in the matter?

Mr. Lucas answered,—This matter has been referred to the Attorney General, and I hope in a day or two to bring it before my colleagues, when the question will be finally settled.

(6.) Railway from Gunning to Yass :—Mr. Fitzpatrick asked the Secretary for Public Works, pursuant to Notice,—When will the Railway from Gunning to Yass be opened for traffic?

Mr. Lackey answered,—It is expected that this extension will be opened about the end of March next.

(7.) Railway Traffic—Newcastle to Singleton, and Singleton to Murrurundi :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the Passenger Rate per mile for first and second class from Newcastle to Singleton?

(2.) What is the Goods Rate per ton per mile from Newcastle to Singleton?

(3.) What is the Passenger Rate per mile from Singleton to Murrurundi for first and second class?

(4.) What is the Goods Rate per ton per mile from Singleton to Murrurundi?

(5.) Why is a higher Passenger and Goods Rate charged from Singleton to Murrurundi than from Newcastle to Singleton?

(6.) Is there any difference in Goods and Passenger Rates on Western and Southern Railway other than for suburban traffic?

Mr.

Mr. Lackey answered,—

(1.) There are two rates between Newcastle and Singleton. From Newcastle to Maitland the basis of calculation is—1st class, 2½d. per mile; 2nd class, 1½d. per mile. From Maitland to Singleton—1st class, 3d. per mile; 2nd class, 2d. per mile.

(2.) The rate varies with the description of goods. The charge for goods of the 3rd class is—for the first 7 miles, 8s. per ton; for 15 miles, 9s. per ton; and 7d. per ton per mile for every mile beyond 15.

(3.) From Singleton to Murrurundi the passenger fares are—1st class, 3¼d. per mile; 2nd class, 3d. per mile.

(4.) The goods rates from Singleton to Murrurundi are the same as they are between Newcastle and Singleton.

(5.) A higher goods rate is not charged; a higher passenger rate is charged because the number of passengers travelling between Singleton and Murrurundi is considerably smaller than the number travelling between Newcastle and Maitland and Singleton, while the expense per train mile is comparatively higher.

(6.) There is no difference in the goods rate, but the principle of charging differential rates for passengers prevails on the South and West Lines as on the Northern Line; the charge per mile from Sydney to Parramatta is lower than the charge per mile from Parramatta to Penrith, and the latter charge is lower than the rate per mile from Penrith to Kelso. The same system applies to the lengths between Parramatta Junction and Picton, and between Picton and Gunning.

(8.) Narrandera and Juneec:—Mr. Pilcher asked the Colonial Secretary, pursuant to Notice,—

(1.) What is the population of Narrandera?

(2.) What is the distance of Narrandera from Juneec?

(3.) Are there any towns between Narrandera and Juneec?

(4.) What is the distance between Juneec and Wagga?

(5.) What is the distance between Narrandera and Wagga?

Mr. Robertson answered,—

(1.) The population of the village at the last Census in 1871 was 142. The rural population round Narrandera numbered 280.

(2.) 80 miles.

(3.) Two, viz.:—Currawarna and Wagga Wagga.

(4.) 22 miles.

(5.) 58 miles.

(9.) Revenue received from Electorates of Illawarra, Kiama, and Shoalhaven:—Mr. Cameron, on behalf of Mr. Gray, asked the Colonial Secretary, pursuant to Notice,—What is the total amount of money received by the Government at different times from the Illawarra, Kiama, and Shoalhaven Electorates?

Mr. Robertson answered,—I regret that I could not prepare in so short a notice the Return asked for. The proper mode of obtaining it would be a motion for the Return. It will be a very long Return, if it can be furnished.

(10.) Sheep Traffic, Wallerawang Station:—Mr. Davies, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it a fact that George Irvine, a drover from Gurley Station, in the Gwydir District, arrived at Wallerawang on the 16th of November last with a flock of fat sheep, and was kept there waiting for trucks until the 29th November, fourteen days; the cause of delay being, that trucks were not sent up to take the sheep, the sheep suffering very much by the delay, and the drover subjected to an additional expense of three pounds a week?

(2.) Will inquiries be made into this matter?

(3.) Will the necessary steps be taken to prevent a repetition of such delay, causing loss and inconvenience to the stockholders of the Colony?

Mr. Lackey answered,—I am informed by the Traffic Manager that the bulk of the sheep referred to were despatched on Wednesday, the 24th November, and the balance on Monday, the 29th November. It is not known when the sheep arrived at Wallerawang, but between the 16th and 23rd November the whole of the available rolling stock for sheep was employed in the conveyance of three flocks, amounting to about 6,000, which had arrived before, and were entitled to precedence over those brought by George Irvine. Every exertion is made to meet the demands of the sheep traffic, and it is always allowed precedence over mineral and merchandize traffic. The sheep traffic is a peculiar one, depending to a large extent upon the state of the market. If prices are low, little or no traffic is offered, and the sheep vans lie idle; but in a favourable state of the market, flock masters are anxious to get their sheep down, and larger quantities are offered than the department can carry without some delay taking place. Additional sheep vans are to be made to meet these exceptional demands, as far as possible.

2. PAPERS:—

Mr. Robertson laid upon the Table,—

(1.) Return to an Address, adopted on 27th April, 1875, in reference to the Administration of the Government of this Colony in the temporary absence of the Governor.

(2.) Correspondence relating to a Letter addressed by His Honor the Chief Justice to the Editor of the *Sydney Morning Herald*, and published in that Journal on the 15th July, 1875.

(3.) Statement respecting the sum of £50,000 voted for Immigration.

Ordered to be printed.

Mr. Burns laid upon the Table,—

(1.) Submarine Cable between New Zealand and Australia, &c.—Agreement.

(2.) Postal Convention between the United States of America and the Government of New South Wales.—Amended Article to replace Article three.

Ordered to be printed.

3. **APPOINTMENTS IN THE VOLUNTEER FORCE**:—Mr. Cameron (*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 upon the Table of this House, copies of all Correspondence, Minutes, and other Documents, having reference to the recent appointments to the rank of Lieutenant-Colonel of Majors Goodlet, Raymond, and Wilson, of the Volunteer Force.
Question put and passed.
4. **WILLIAM DUNN**:—Mr. Macintosh presented a Petition from William Dunn, of Paddington, relative to his claim to a grant of Land in the City of Sydney; and praying for inquiry into the matter.
Petition received.
5. **EMPLOYMENT OF CHILDREN**:—Mr. W. H. Suttor (*with the concurrence of the House*) moved, without Notice, That the Select Committee now sitting on "Employment of Children" be authorized to make visits of inspection to, and to hold inquiries at, places in which children of tender age are employed.
Question put and passed.
6. **ADJOURNMENT**:—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. **BETTING HOUSES SUPPRESSION BILL**:—Mr. Stuart presented a Petition from Members of the Sydney Young Men's Christian Association, and others, praying the House to pass this Bill.
Petition received.
8. **RAILWAY GOODS TRAFFIC, MORPETH AND NEWCASTLE** ("*Formal*" *Motion*):—Mr. Davies, on behalf of Mr. Wisdom, moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) A Return showing the quantity of Goods (exclusive of Coal) forwarded by the Great Northern Railway to and from Morpeth during the years 1874 and 1875, such Return to specify the number of tons of each particular class of Goods, and the amount of freight paid on the same.
(2.) A similar Return having reference to the quantity of Goods (exclusive of Coal) forwarded by the Great Northern Railway to and from Newcastle during the same period.
Question put and passed.
9. **THE MEDICAL PROFESSION** ("*Formal*" *Motion*):—Mr. Davies, on behalf of Mr. J. S. Smith, moved, pursuant to Notice, That the nine Petitions presented by him on 16th December, in favour of the passing of a Medical Bill, be printed.
Question put and passed.
10. **COAL FOR RAILWAY PURPOSES** ("*Formal*" *Motion*):—Mr. Davies, on behalf of Mr. Scholey, moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) A Return showing the amount of Co-operative, Waratah, and Four-mile Creek Coal, consumed by the Locomotives on the Great Northern Railway, from 1st January to 1st December, 1875.
(2.) The cost per ton from each place.
(3.) Copies of all tenders for the supply of Engine Coal for the Great Northern Railway for the year 1876, together with all Reports and Correspondence connected therewith.
Question put and passed.
11. **EMPLOYMENT OF MEMBERS OF PARLIAMENT BY THE GOVERNMENT**:—Mr. Buchanan moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the Government should not employ any Member of "it" in any office or temporary employment to which remuneration is attached, while he continues to hold his Seat as a Representative of the people.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Mr. Piddington moved, That the Question be amended by the omission of the word "it," in the first Resolution, with a view to the insertion in its place of the words "the Legislative Council or the Legislative Assembly."
Question proposed, That the word proposed to be omitted stand part of the Question.
Debate continued.
Question,—That the word proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the word omitted be there inserted,—put and passed.
Question then,—
X (1.) That, in the opinion of this House, the Government should not employ any Member of the Legislative Council or the Legislative Assembly in any office or temporary employment to which remuneration is attached, while he continues to hold his Seat as a Representative of the people:
(2.) That the above Resolution be communicated by Address to His Excellency the Governor,—
put and passed.
12. **THE MEDICAL PROFESSION**:—Mr. J. S. Smith presented a Petition from Mr. Thomas Hogg, Surgeon, praying the House to pass an amended Medical Bill.
Petition received.
13. **WINDSOR AND RICHMOND RAILWAY**:—Mr. Wisdom moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the cost of construction of the Windsor and Richmond Line of Railway; the yearly cost of working the said Line for the last ten years; and the annual return for the same period.
Question put and passed.
14. **FITZGERALD'S ENABLING BILL**:—The Order of the Day having been read,—Mr. Pilcher moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.

On motion of Mr. Pilcher (*with the concurrence of the House*), that report was adopted.

Ordered, that the Bill be read a third time to-morrow.

15. **POSTPONEMENT**:—The Order of the Day for the second reading of the Verdicts of *Felo-de-se* Bill, postponed until Friday, 7th January, 1876.
16. **BETTING HOUSES SUPPRESSION BILL**:—The Order of the Day having been read for the resumption of the Debate, on motion of Mr. Terry, "That this Bill be now read a second time."
Debate resumed.
Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 26.

Mr. Robertson,	Mr. G. A. Lloyd,
Mr. Garrett,	Mr. Day,
Mr. Burns,	Mr. Parkes,
Mr. Lackey,	Mr. McElhone,
Mr. Lucas,	Mr. Davies,
Mr. Hill,	Mr. Shepherd,
Mr. Cameron,	Mr. W. H. Suttor,
Mr. W. C. Browne,	Mr. Macintosh,
Mr. Wisdom,	Mr. Scholey,
Mr. J. S. Smith,	Mr. Piddington,
Mr. Long,	<i>Tellers.</i>
Mr. Farnell,	
Mr. F. B. Suttor,	Mr. H. C. Dangar,
Mr. Dibbs,	Mr. Terry.

Noes, 5.

Mr. Fitzpatrick,
Mr. Thomas Brown,
Mr. Driver,

Tellers.

Mr. Pilcher,
Mr. Stephen Brown.

And so it was resolved in the affirmative.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 14th January, 1876.

17. **NORTH SHORE GAS BILL**:—The Order of the Day having been read,—Mr. Dibbs moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Dibbs, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 14th January, 1876.
18. **IMPOUNDING ACT AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Terry moved, That the report from the Committee of the Whole on this Bill be now adopted.
Question put and passed.
Ordered, that the Bill be read a third time to-morrow.
19. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Contempts before Justices Punishment Bill; third reading;—*until Friday, 7th January, 1876.*
(2.) John Aaron Parfitt; consideration in Committee of the Whole of the Petition of John Aaron Parfitt;—*until Friday, 14th January, 1876.*
20. **ADJOURNMENT**:—Mr. Robertson moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House stood adjourned at twenty-four minutes before Twelve o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 22.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 22 DECEMBER, 1875.

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

QUESTIONS:—

(1.) Government Banking Account:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—Has any decision been arrived at with regard to the future Banking Account of the Government; and if not, when is it likely that the subject will be taken into consideration?

Mr. Robertson answered,—No decision has been arrived at, nor has it been submitted to the Cabinet.

(2.) Free Passes to Railway Labourers:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—Is John M'Donald, a labourer, who resides at Parramatta, and works at the Sydney Railway Station, allowed a free pass daily by the train to and from Parramatta to Sydney; and if so, will the same privilege be allowed to other persons working for the Government at the Sydney Railway Station?

Mr. Lackey answered,—M'Donald is a porter in the Traffic Branch, at present employed at Redfern Station instead of Parramatta, to which station he was appointed, but from which he has been taken for the convenience of the Department, to serve for a time at Redfern. He is allowed no privilege which would be denied to any one under the same circumstances.

(3.) Warders at Lunatic Asylum, Parramatta:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—Has he received a Petition from the Warders and Keepers at the Lunatic Asylum, Parramatta, praying for increase of salary; if so, will he state what decision has been arrived at (if any)?

Mr. Robertson answered,—A Petition did come in after the Estimates were determined, otherwise it would have been dealt with. When the Additional Estimates are brought forward it will be considered.

(4.) Erysipelas:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—Has any report been received by the Government from any medical gentleman with reference to the contagious disease, Erysipelas; if so, will he have any objection to lay the same upon the Table of the House?

Mr. Robertson answered,—It has been ascertained that there has been one severe case of Erysipelas, now nearly convalescent, in the Roman Catholic Orphan School at Parramatta. I yesterday communicated with the medical officers of the Parramatta Institutions, but no further information has yet been received.

(5.) Improper Telegrams:—Mr. Wisdom asked the Postmaster General, pursuant to Notice,—Is there any objection to state to the House the result of the inquiry respecting the transmission of certain improper Telegrams from Sydney to Yass?

Mr. Burns answered,—The inquiry has left no moral doubt in my mind as to the authorship of the telegrams in question, but it does not appear to me that there is sufficient evidence to justify further proceedings. I should add that, as there was nothing obviously improper in the telegrams, I do not think the receiving officer deserved to be censured.

(6.) Telegraph Line to Molong:—Mr. Davies, on behalf of Mr. J. S. Smith, asked the Secretary for Public Works, pursuant to Notice,—When will the Telegraph Line be completed to Molong?

Mr. Lackey answered,—The line is expected to be completed in about six weeks.

(7.) Railway from Bathurst to Orange :—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—

- (1.) When will the contract time expire for the completion of the Great Western Railway from Bathurst to Orange?
- (2.) What steps (if any) have the Government taken towards the erection of the Railway Station and Goods Sheds at Orange?

Mr. Lackey answered,—

- (1.) 1st August, 1876.
- (2.) The drawings will be prepared as early as practicable.

(8.) The Financial Statement :—Mr. G. A. Lloyd asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has he decided whether he will pay out of Government Funds the cost of the Telegram which the authorized Agent of *The Times* sent to London containing the substance of the Budget Speech?
- (2.) If so, what was the cost of the Telegram?
- (3.) When was the money paid?

Mr. Robertson answered,—I have been so busy that I have not troubled myself about this small payment; but I may inform the Honorable Gentleman that I have had a telegram from Mr. Larnach since the telegram to *The Times* alluded to went to England, recommending the fixing the minimum for sale of our Debentures now in England at £2 10s. per cent. higher than that fixed by the Honorable Member.

(9.) Medals for resisting Bushrangers :—Mr. F. B. Suttor asked the Colonial Secretary, pursuant to Notice,—

- (1.) Have the Government any intention of presenting medals to the four Messrs. Faithful, who bravely and successfully resisted an attack made upon them by the notorious bushrangers Ben. Hall, Gilbert, and Dunn, in the year 1865?
- (2.) Have the Government any intention of presenting a medal to Sub-Inspector James Stephenson, for bravery displayed by him on the occasion of his shooting the notorious criminal Lowry, while endeavouring to arrest him, at the imminent risk of his own life?

Mr. Robertson answered,—The matter of the medals that have been distributed was determined so long ago as when my late friend and colleague Sir Charles Cowper was Colonial Secretary, and the determination then arrived at has only lately been carried out. In the matter of the Messrs. Faithful and Mr. Stephenson, I some time ago called the attention of the Inspector General of Police to it. So far as I can remember, those gentlemen behaved in a very gallant manner on the occasion referred to, and it may be, therefore, that something of the sort suggested may be done, but I have not had time to deal with it since the question was put on the paper by my Honorable Friend.

(10.) Sydney Sewerage and Water Supply :—Mr. W. H. Suttor asked the Acting Colonial Treasurer, pursuant to Notice,—

- (1.) What portion of the Public Debt, amounting to £735,800, to be paid off in 1876, was raised to pay for Sydney Sewerage and Water Supply?
- (2.) Has the interest on this debt been a charge upon the Consolidated Revenue of the Colony?
- (3.) What is the amount of Sewerage and Water Rates annually levied, and do these rates form a part of the Revenue of the Municipal Council of the City of Sydney?

Mr. Robertson answered,—

(1.) Sydney Sewerage	...	...	...	...	...	...	£25,900
Water Supply	...	...	...	...	...	...	£36,700
							£62,600

(2.) Yes.

(3.) The Municipal Council will be requested to forward this information.

(11.) Philadelphia Exhibition :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

- (1.) Was the gentleman appointed as Secretary to the Philadelphia Exhibition recommended by the Local Commissioners for such appointment?
- (2.) Did the Government consult the Local Commissioners before appointing the Executive Commissioner for such Exhibition?
- (3.) Will he state how many, and who were the applicants for the appointment of Executive Commissioner?
- (4.) Did the Government consult the Local Commissioners as to the fitness or qualification of any person before such appointment?
- (5.) Will the Government appoint a Committee to examine the fitness or otherwise of the Executive Commissioner appointed in the various productions of this Colony, especially in mineral, vegetable, and animal products?

Mr. Robertson answered,—

(1.) It so happens.

(2.) The Government did not consult the Local Commissioners. There can be no reason for anything of the kind.

(3.) Only two persons applied for the office; certainly the gentleman who was appointed was not an applicant. I do not know that I am warranted in giving the names of the applicants. As they did not receive the appointment, I do not know that it would be fair to them to expose their names. If they have no objection, I have none.

(4.) The Government did not consult the Local Commissioners as to his fitness, because they were aware of it themselves.

(5.) It would be a gross insult to the gentleman.

(12.)

- (12.) Mr. F. T. Rusden, Police Magistrate at Warialda :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—
- (1.) When was Mr. F. T. Rusden appointed to the office of Police Magistrate at Warialda ; and also, at what salary, and upon whose recommendation ?
 - (2.) Has the salary of this office been increased in the Estimates for 1876 ?
- Mr. Robertson answered,—
- (1.) Mr. Rusden is a gentleman so well known that he required no recommendation from any one. I have known him these twenty, or I dare say thirty years. The Government take the responsibility of his appointment.
 - (2.) He was appointed at a salary of £400. On the present Estimates £450 is put down.
- (13.) Electorate of the Bogan :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—
- What is the total amount proposed by the Government to be expended in the Electorate of The Bogan during 1876 ?
- Mr. Robertson answered,—It will be utterly impossible, the Honorable Member must know, to answer this question.
- (14.) Bridge across the Murrumbidgee at Narrandera :—Mr. Day asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Is it true that the Government received a Petition some time since from the Inhabitants of Narrandera, praying for the erection of a Bridge across the Murrumbidgee at that place ; if so, when was the Petition received ?
 - (2.) Did the Government ever acknowledge the receipt of the said Petition ; if not, what is the reason that no notice was taken of it ?
- Mr. Lackey answered,—
- (1.) Yes, on the 4th November last.
 - (2.) The Petitioners were informed, on the 17th instant, that pending the consideration of the future railway routes, the question of erection of a Bridge at Narrandera should be allowed to remain in abeyance.
- (15.) Public Vehicles Regulation Act :—Mr. Macintosh asked The Colonial Secretary, pursuant to Notice,—
- (1.) What amount has been received by the Commissioners for Licenses for Vehicles, Fines, and all other sources, since the provisions of the Public Vehicles Regulation Act of 1873 have been brought into operation to the 20th December instant ?
 - (2.) What is the total amount now remaining in their hands, or in the Bank ?
- Mr. Robertson answered,—I have not had time to obtain all this information, but we are inquiring for it, and it will be ready in a few days.
2. PAPER:—Mr. Robertson laid upon the Table,—By-laws under Public Vehicles Regulation Act of 1873. Ordered to be printed.
3. SUNDAY TRAFFIC IN INTOXICATING LIQUORS :—Mr. G. A. Lloyd presented a Petition from Morgan Williams, Chairman of the Congregational Union of New South Wales, praying that measures may be taken for closing Public Houses on Sunday. Petition received.
4. WILLIAM DUNN. (“*Formal*” *Motion*) :—Mr. Macintosh moved, pursuant to Notice, That the Petition presented by him on 21st December, from William Dunn, be printed. Question put and passed.
5. PUBLIC VEHICLES REGULATION BILL (“*Formal*” *Motion*) :—Mr. Davies moved, pursuant to Notice, That this House will, on Tuesday, 11th January next, resolve itself into a Committee of the Whole for the purpose of considering the propriety of bringing in a Bill to make better provision for the Licenses and Regulation of Public Vehicles in the City and Police District of Sydney. Question put and passed.
6. LIBEL LAW AMENDMENT BILL (“*Formal*” *Motion*) :—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to amend the Law of Libel. Question put and passed.
7. SOUTH HEAD AND GLENMORE ROADS (“*Formal*” *Motion*) :—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House,—
- (1.) A Return of all money spent on the New South Head Road, from the Bridge at Rushcutters Bay to Rose Bay, in 1874 and 1875.
 - (2.) A Return of all money spent on the Old South Head Road, from the Toll-bar to the old Orphan School, Waverley, in 1874 and 1875.
 - (3.) A Return of all money spent on the Glenmore Road in 1874 and 1875.
- Question put and passed.
8. ROAD FROM STONEQUARRY CREEK TO ROAD FROM BARREN GROUNDS (“*Formal*” *Motion*) :—Mr. Farnell moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence, Minutes, and other Documents, having reference to the proclamation of a road from M. M. Williams’s Conditional Purchase of 40 acres, on Stonequarry Creek, to the road from Barren Grounds to Sutton Forest, within H. and E. Badgery’s land, situated in the County of Camden and in the Parish of Sutton Forest. Question put and passed.
9. BETTING HOUSES SUPPRESSION BILL (“*Formal*” *Motion*) :—Mr. Davies, on behalf of Mr. Stuart, moved, pursuant to Notice, That the Petition presented by him on 21st December from Members of the Young Men’s Christian Association, in favour of the passing of the Betting Houses Suppression Bill, be printed. Question put and passed.

10. RAILWAY TRUCKS FOR FIREWOOD (*"Formal" Motion*):—Mr Terry moved, pursuant to Notice, That there be laid upon the Table of this House, a Return of the number of Trucks employed in conveying Firewood in cut lengths, billets, and bundles, exclusive of posts and rails, and sawn timber, to the Railway Terminus, Newtown and Darling Harbour respectively, specifying the gross weight in tons delivered at each of the abovenamed places, from 1st January, 1874, to 31st December, 1875.
Question put and passed.
11. THE MEDICAL PROFESSION (*"Formal" Motion*):—Mr. Davies, on behalf of Mr. J. S. Smith, moved, pursuant to Notice, That the Petition presented by him on 21st December, from Mr. Thomas Hogg, in reference to the introduction of a Medical Bill, be printed.
Question put and passed.

12. FITZGERALD'S ENABLING BILL (*"Formal" Order of the Day*),—on motion of Mr. Farnell, read a third time, and passed.

Mr. Farnell then moved, That the Title of this Bill be "*An Act to enable Robert Marsden Fitzgerald the Executor of the last Will and Testament of Robert Fitzgerald deceased to pay a certain capital sum of money unto the Trustees of a certain Society denominated the 'Hawkesbury Benevolent Society' for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling and to enable the Trustees of the said Society to receive a certain capital sum of money from the said Robert Marsden Fitzgerald in lieu of an annual payment by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable Robert Marsden Fitzgerald the Executor of the last Will and Testament of Robert Fitzgerald deceased to pay a certain capital sum of money unto the Trustees of a certain Society denominated the 'Hawkesbury Benevolent Society' for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling and to enable the Trustees of the said Society to receive a certain capital sum of money from the said Robert Marsden Fitzgerald in lieu of an annual payment by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling,*"—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, together with an attested copy of the Probate of the Will of Richard Fitzgerald; also, of the Probate of the Will of Robert Fitzgerald; also, copy of Special Case submitted to the Supreme Court in reference to the annuity of £50 referred to in the Preamble; also, Decree of the Supreme Court on the said Special Case; and also, an Order on Appeal to the Supreme Court upholding the said Decree.

Legislative Assembly Chamber,

Sydney, 22nd December, 1875.

13. LIBEL LAW AMENDMENT BILL:—Mr. Buchanan presented a Bill, intituled "*A Bill to amend the Law of Libel,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 21st January, 1876.

14. SPECIAL ADJOURNMENT:—Mr. Robertson moved, pursuant to Notice, That this House, at its rising this day, do adjourn until "Wednesday, the 5th" of January next.
Debate ensued.

Mr. J. S. Smith moved, That the Question be amended, by the omission of the words "Wednesday, the 5th," with a view to the insertion in their place of the words "Tuesday, the 11th."

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

The House divided.

Ayes, 23.

Mr. Robertson,	Mr. W. C. Browne,
Mr. Lackey,	Mr. W. H. Suttor,
Mr. Garrett,	Mr. Day,
Mr. Lucas,	Mr. F. B. Suttor,
Mr. Farnell,	Mr. Sutherland,
Mr. McElhone,	Mr. Hoskins,
Mr. Taylor,	Mr. Scholey,
Mr. Buchanan,	<i>Tellers.</i>
Mr. Macintosh,	
Mr. G. A. Lloyd,	Mr. Nelson,
Mr. Parkes,	Mr. Shepherd.
Mr. Piddington,	
Mr. Terry,	
Mr. Fitzpatrick,	

Noes, 26.

Mr. H. H. Brown,	Mr. Warden,
Mr. J. S. Smith,	Mr. Thomas Brown,
Mr. Long,	Mr. Goold,
Mr. Butler,	Mr. Clarke,
Mr. Dibbs,	Mr. Davies,
Mr. Stuart,	Mr. H. C. Dangar,
Mr. Tecece,	Mr. Booth,
Mr. Meyer,	Mr. Cohen,
Mr. Hill,	Mr. W. Watson,
Mr. Stephen Brown,	Mr. Cunneen,
Mr. Lord,	<i>Tellers.</i>
Captain Onslow,	
Mr. Driver,	Mr. Cameron,
Mr. Wisdom,	Mr. Greville.

And so it passed in the negative.

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

Question then,—That this House, at its rising this day, do adjourn until Tuesday, the 11th of January next,—put and passed.

15. WAYS AND MEANS:—The Order of the Day having been read,—Mr. Robertson moved, "That" Mr. Speaker do now leave the Chair.

And Mr. Parkes proceeding to move, as an amendment, the *Contingent Notice* standing in his name,—

Point of Order.—Mr. Cameron objected to the proposed amendment, as being out of order, on the ground that it deals with statements made in Committee of Ways and Means, of which the House has no cognizance, and with which it would now be irregular to deal, and with documents of the said Committee which have not been laid upon the Table of this House,—

And requested Mr. Speaker's ruling thereon.

Mr.

Mr. Speaker said it would be irregular to refer, in the proposed amendment, to statements in Committee, or to the "Financial Statement," as that document was not before the House; but that any amendment referring to the statement of Ways and Means, which has been laid on the Table, or to any other document regularly before the House, would be in order. It would be competent for the Honorable Member so to frame his amendment.

Whereupon Mr. Parkes moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "an Address be presented to the Governor, respectfully informing His Excellency that this House, while disapproving of other measures proposed by His Excellency's Advisers, is of opinion that the provision for the promotion of Immigration is entirely inadequate to meet the wants of the Colony; and further especially disapproves of so much of the proposals submitted for Railway Extension as includes the expenditure of upwards of £1,100,000 for the construction of Railways from Sydney to Wollongong, and from Junee to Narrandera."

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

Debate ensued.

Captain Onslow moved, That this Debate be now adjourned until Wednesday, 12th January, 1876.

Debate ensued.

Question put and passed.

16. PAPER:—Mr. Robertson laid upon the Table,—Return to an Address, adopted on 21st December, 1875, in reference to appointments to the rank of Lieutenant-Colonel in the Volunteer Force.
Ordered to be printed.

The House adjourned at nine minutes before Twelve o'clock, until Four o'clock on *Tuesday, the 11th day of January next.*

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 23.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 11 JANUARY, 1876.

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

QUESTIONS:—

- (1.) Crown Lands Commissioners:—Mr. Taylor asked the Secretary for Lands, pursuant to Notice,—What are the names of the persons who recommended each of the Commissioners appointed under the amended Crown Lands Act?

Mr. Robertson answered,—I have no intention to give these names.

- (2.) Agent General for the Colony:—Mr. Taylor asked The Colonial Secretary, pursuant to Notice,—Has the subject of appointing an Agent General for the Colony been taken into consideration by the Government; and if so, when is the matter likely to be finally determined?

Mr. Robertson answered,—I am sure Honorable Members will see at once that there is very great difficulty in making the selection of a gentleman for so important an office as that of Agent General. It seems to me to be surrounded with very considerable difficulty, and that being so, the Government has it under its consideration, but I cannot say precisely when the appointment will be made. In the meantime, I believe the duties are being carried on in a very satisfactory manner, and therefore there does not seem to me to be any great urgency in the matter.

2. RACECOURSE AND PUBLIC RECREATION RESERVE, WAGGA WAGGA:—Mr. Piddington presented a Petition from Inhabitants of the Town of Wagga Wagga and neighbourhood, praying that leave be not granted to bring in a Bill securing to the members of the Murrumbidgee Turf Club the absolute control of this Reserve.
Petition received.

3. PAPERS:—

Mr. Robertson laid upon the Table,—

- (1.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Vic. No. 1.
- (2.) Abstracts of Revenue, Receipts, and Expenditure of the Government of New South Wales for the Quarter and Year ended 31st December, 1875.

Ordered to be printed.

Mr. Burns laid upon the Table,—Electric Telegraphs (Alteration of Tasmania and Victoria Cable Tariff.)

Ordered to be printed.

4. ELECTORATE OF THE HASTINGS:—Mr. R. B. Smith presented a Petition from Electors of The Hastings Electorate, residing in the Police District of the Macleay River, alleging that the Northern Districts are inadequately represented in the Legislative Assembly; and praying that this Electorate may be divided, and form three Electorates.
Petition received.
5. BARRISTERS ADMISSION BILL:—Mr. Farnell presented a Bill, intituled "A Bill to amend an Act intituled 'An Act to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales,'"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 21st January.
6. SUMMARY RECOVERY OF MONEY FOR LABOUR BILL ("Formal" Motion):—Mr. Jacob moved, pursuant to Notice, for leave to bring in a Bill for the summary recovery of Money not exceeding Fifty Pounds due for labour.
Question put and passed.

7. **ENDOWMENT TO MUNICIPAL COUNCIL OF PADDINGTON** ("Formal" Motion):—Mr. Sutherland 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 cause of the Government withholding the last half of the fifteenth yearly endowment to the Municipal Council of Paddington.
 (2.) That such Committee consist of Mr. Robertson, Mr. Parkes, Mr. Driver, Mr. Cunneen, Mr. Shepherd, Mr. Hill, Mr. W. C. Browne, Mr. Macintosh, and the Mover.
 Question put and passed.
8. **APPLICATIONS FOR PUBLIC SCHOOLS** ("Formal" Motion):—Mr. Driver, on behalf of Mr. Buchanan, moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—
 (1.) What applications for a Public School were under the consideration of the Council of Education on the 26th of last April.
 (2.) Which of these applications were granted, and which rejected.
 (3.) What applications have been received since that date.
 (4.) Which of these have been granted, which rejected, and which are still under consideration.
 Question put and passed.
9. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS** ("Formal" Motion):—Mr. Macintosh, on behalf of Mr. G. A. Lloyd, moved, pursuant to Notice, That the Petition presented by him on 22nd December, 1875, from the Congregational Union of New South Wales, relative to Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
10. **PROPOSED ILLAWARRA RAILWAY** ("Formal" Motion):—Mr. Macintosh, on behalf of Mr. Greville, moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the estimates of the Engineer-in-Chief of the following items in his calculation of the cost of the proposed Illawarra Railway:—
 (1.) The acreage of the Crown Lands to be used.
 (2.) The acreage of the alienated Land to be resumed.
 (3.) The cost of No. 2.
 (4.) The cost of the proposed Bridge over George's River.
 (5.) The cost of the Tunnel, 50 chains long, required on the said proposed Railway.
 Question put and passed.
11. **SUMMARY RECOVERY OF MONEY FOR LABOUR BILL**:—Mr. Jacob presented a Bill, intituled "A Bill for the summary recovery of Money not exceeding Fifty Pounds for Labour,"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 21st January.
12. **CONTAGIOUS DISEASES PREVENTION BILL**:—Mr. Farnell moved, pursuant to Notice, That this House dissents from the ruling of Mr. Speaker relative to the Bill for the prevention of Contagious Diseases.
 Debate ensued.
 Motion, by leave, withdrawn.
13. **MEETING OF THE HOUSE** (Sessional Order):—Mr. Dibbs moved, pursuant to amended Notice, That it be a Sessional Order of this House for the remainder of the present Session, that the Bell be rung two minutes prior to Mr. Speaker taking the Chair.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 20.

Mr. Robertson,	Mr. Stevens,
Mr. Lackey,	Mr. R. Forster,
Mr. Burns,	Mr. Thomas Brown,
Mr. Lucas,	Mr. W. Watson,
Mr. Hill,	Mr. Jacob,
Mr. Gray,	Mr. Scholey,
Mr. Stuart,	Mr. Macintosh,
Mr. Long,	<i>Tellers.</i>
Mr. Byrnes,	Mr. W. C. Browne,
Mr. Meyer,	Mr. Dibbs.
Mr. Fitzpatrick,	

Noes, 11.

Mr. Parkes,	<i>Tellers.</i>
Mr. Sutherland,	Mr. Nelson,
Mr. Farnell,	Mr. H. C. Dangar.
Mr. Piddington,	
Mr. Hoskins,	
Mr. Shepherd,	
Mr. Taylor,	
Mr. Driver,	
Mr. R. B. Smith,	

And so it was resolved in the affirmative.

14. **PUBLIC VEHICLES REGULATION BILL**:—The Order of the Day having been read,—on motion of Mr. Jacob, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the propriety of bringing in a Bill to make better provision for the Licenses and Regulation of Public Vehicles in the City and Police District of Sydney.
 Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to make better provision for the Licenses and Regulation of Public Vehicles in the City and Police District of Sydney.

On motion of Mr. Jacob, the Resolution was read a second time, and agreed to.

15. **IMPOUNDING ACT AMENDMENT BILL**:—The Order of the Day having been read,—Mr. W. Watson moved, "That" this Bill be now read a third time.

Mr. Jacob moved, That the question be amended by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted, with the view of verbally amending clauses 5 and 7, and inserting five new clauses, to stand as clauses 7, 8, 9, 10, and 11 of the Bill."

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

Question,—

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

Question then,—That the Bill be recommitted, with the view of verbally amending clauses 5 and 7, and inserting five new clauses to stand as clauses 7, 8, 9, 10, and 11 of the Bill,—put and passed.

On motion of Mr. Jacob, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such reconsideration.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments.

On motion of Mr. Jacob (*with the concurrence of the House*) that report was adopted.

Ordered, that the Bill be read a third time to-morrow.

16. POSTPONEMENTS:—The following Orders of the Day postponed until Friday, 21st January:—
- (1.) District Courts Act Amendment Bill; second reading.
 - (2.) Married Women's Reversionary Interests in Personal Estate Bill; second reading.
 - (3.) Verdicts of *Felo-de-se* Bill; second reading.
17. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL:—The Order of the Day having been read,—Mr. Dibbs moved, That this Bill be now read a third time.

Debate ensued.

Mr. Farnell moved, That this Debate be now adjourned until Friday, 21st January.

Debate continued.

Question,—That this Debate be now adjourned until Friday, 21st January,—put and passed.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 JANUARY, 1876.

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

QUESTIONS:—

- (1.) Agent General for the Colony:—*Mr. Driver*, on behalf of Mr. Buchanan, asked the Colonial Secretary, pursuant to Notice,—

- (1.) How long has the office of Agent General been vacant?
- (2.) Is it the intention of the Government to appoint any one to fill the vacant office of Agent General?
- (3.) Is it the intention of the Government to appoint the present Treasurer, Mr. Forster, to fill the vacant office of Agent General?
- (4.) Will the vacant office of Agent General be filled up within the next month, and if not, will the Colonial Secretary state to this House when it is likely to be filled up?
- (5.) Has any injury to the interests of this country taken place through the long delay in filling up this important office?

Mr. Robertson answered,—I can give no other answers than I gave substantially to the Honorable Member who proposed similar questions yesterday.

- (2.) Coroners Inquests:—*Mr. Jacob* asked the Colonial Secretary, pursuant to Notice,—

- (1.) Have instructions at any time been given to Coroners, Magistrates, and Police Officers, with the view of preventing Inquests and Inquiries concerning Deaths being unnecessarily held?
- (2.) If so, would he be good enough to lay a copy of such Instructions on the Table of this House?

Mr. Robertson answered,—

- (1.) General instructions are given on the occasion of the appointment of each Coroner to the office, but not to the Magistrates, who are employed from time to time as occasion may require. The Police themselves have no power to cause Inquests or Inquiries to be held respecting deaths.
- (2.) A copy of the Circular on the subject, as forwarded to Coroners on their appointment, I hold in my hand, and may be seen by the Honorable Member.

- (3.) Grant for repairs of Minor Roads:—*Mr. Jacob* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has it been determined, or is it contemplated, to entrust the expenditure of the annual grant for the repairs of the Minor Roads to Government Officers?
- (2.) If so, will the whole grant for all such roads be so dealt with, or only for some of them?
- (3.) If only for some, under what circumstances is the distinction to be made?
- (4.) If there is to be any alteration from the present system, what expense will it involve?

Mr. Lackey answered,—This matter is under the consideration of the Government, but nothing has been finally determined.

- (4.) Cataract and Nepean Rivers:—*Mr. Farnell* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) The quantity of water discharged monthly during the years 1874 and 1875 (either in gallons or cubic feet) by the Cataract and Nepean Rivers at the points where gauges have been established?
- (2.) The registered rainfall per month at Wilton for the years 1874 and 1875, as per rain gauge fixed at that place?

Mr. Lackey answered,—The Returns asked for by the Honorable Member are being prepared, and I hope to be able to lay them upon the Table of the House to-morrow.

(5.)

- (5.) Railway Siding near Penrith:—Mr. Shepherd asked the Secretary for Public Works, pursuant to Notice,—Why has the Siding recently erected close to the cross roads near Penrith not been opened to the public?

Mr. Lackey answered,—The parties at whose request the Siding was constructed have been informed that it is ready for traffic, and the Department is prepared to convey any traffic that may be offered.

- (6.) Commissioner of Crown Lands for District of Maitland:—Mr. Scholey asked the Secretary for Lands, pursuant to Notice,—What amount of Commission has been paid to the present Commissioner for the sale of Crown Lands for the District of Maitland for the four years ending June 30th, 1875?

Mr. Garrett answered,—This information can only be supplied by the Treasury Department. It will be ready, perhaps, on Friday.

- (7.) Railway from Cootamundry to Gundagai:—Mr. Piddington asked the Secretary for Public Works, pursuant to Notice,—What is the estimated cost of constructing a Line of Railway per mile from Cootamundry to Gundagai, and the total cost and length of the Line?

Mr. Lackey answered,—The estimated cost, exclusive of land, is £5,500 per mile; length of line 33½ miles. Total cost, £184,250.

- (8.) Railway from Wagga Wagga to Deniliquin:—Mr. Piddington asked the Secretary for Public Works, pursuant to Notice,—What is the estimated cost of constructing a Line of Railway per mile from Wagga Wagga to Deniliquin, and the total cost and length of the Line?

Mr. Lackey answered,—It is proposed in the surveys that the Deniliquin Line shall branch from the Albury Line at Hanging Rock, eighteen miles beyond Wagga Wagga. From this point to Deniliquin the distance is 124 miles. The estimated cost, exclusive of land, is £5,500 per mile, equal to £682,000.

- (9.) Mr. Charles Lewis Lumley:—Mr. Macintosh, on behalf of Mr. R. Forster, asked the Colonial Secretary, pursuant to Notice,—

(1.) Has Mr. Charles Lewis Lumley, Surgeon at Nundle, been appointed Public Vaccinator at that place, as requested by Mr. Forster, on behalf of the Gold Miners of Nundle, by letter dated the 1st instant?

(2.) If not, will the Colonial Secretary say whether it is his intention, or not, to make the appointment?

Mr. Robertson answered,—

(1.) The letter of the Honorable Member was referred on the 6th instant to the Acting Medical Adviser to the Government, as is usual in such cases.

(2.) On his report, when received, the appointment will be dealt with, either in favor of, or against it.

- (10.) Leases of Crown Lands:—Mr. Macintosh, on behalf of Mr. R. Forster, asked the Secretary for Lands, pursuant to Notice,—

(1.) Are the holders in fee simple of any lands allowed, in contravention to the provisions of the Crown Lands Occupation Act of 1861, clause 12, sub-clause 5, leases of Crown Lands not adjoining to their respective properties?

(2.) If so, by what authority is this done?

(3.) Are the holders of land in fee simple allowed leases of vacant Crown Lands separated from the purchased lands by a public road?

Mr. Garrett answered,—

(1 & 2.) No; that is to say, that the leases either adjoin the land held in fee simple, or each other.

(3.) Under the 36th clause of the Lands Act Amendment Act of 1875 it is provided that the intervening of any road or creek shall not be a bar to the granting of any application to pre-lease.

- (11.) Reserve at Nundle and Bowling Alley Point:—Mr. Macintosh, on behalf of Mr. R. Forster, asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it his intention to grant or reserve an extended area of land, by way of commonage or otherwise, for the use of the gold miners at Nundle and Bowling Alley Point, as prayed for in the Petition from the miners, presented to him on the 19th November, 1875?

(2.) Is he aware that the Crown Lessees in the neighbourhood feed their sheep on the gold fields named, thereby depriving the miners of the means of keeping milking cows for the use of themselves and families?

(3.) Will he take action to put a stop to this injury to the miners?

Mr. Garrett answered,—The matter is now under the consideration of the Government, and will be dealt with as soon as practicable.

- (12.) Government Banking Account:—Mr. Dibbs asked the Acting Colonial Treasurer, pursuant to Notice,—

(1.) The amount at the credit of the various Public Accounts in the Bank of New South Wales, Sydney, on the 31st October last?

(2.) The amount at the credit of the Colony in the hands of the Bank of New South Wales at its London Branch, or in its control, on the 31st October?

(3.) The amount at the credit of the various Public Accounts in the Bank of New South Wales, Sydney, on the 31st December last?

(4.) The amount at the credit of the Colony in the hands of the Bank of New South Wales at its London Branch, or in its control, on the 31st December?

(5.) The amount of Debentures in the hands of the Bank of New South Wales, London, for sale on 31st December?

(6.) If advice has been received of the sale of such Debentures, and at what price?

Mr. Robertson answered,—

(1.) £1,107,185 10s. 2d.

(2.) £531,146 19s. (including £400,000 in transit, and not yet brought to account).

(3.) £1,275,957 4s.

(4.) £516,309 (including £200,000 in transit, and not yet brought to account. On 3rd January, 1876, the credit balance was £172,833, taking all-remittances received into account.)

(5.) £901,500.

(6.) Yes, the particulars are shown in the following cablegram, received from the Managing Director of the London Branch of the Bank of New South Wales :—"Loan successful. Average £92 17s. 3d., "assisted by Budget figures embodied in prospectus,"—which I take to mean the Budget figures given in the telegram of *The Times*.

- (13.) Railway from Orange to the Darling :—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—Have any Trial Surveys been made on a proposed line of Railway from Orange to the Darling *via* Parkes?

Mr. Lackey answered,—No survey of this line has been made.

- (14.) Railway Trial Surveys, Sydney to Wollongong :—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—What amount of money has been expended by the present Government on Railway Trial Surveys between Sydney and Wollongong?

Mr. Lackey answered,—The survey which was authorized by our predecessors, and which has been continued by the present Government, has cost during their tenure of office, £1,405 17s.

- (15.) Mineral Conditional Purchases, Illawarra :—Mr. Nelson asked the Secretary for Lands, pursuant to Notice,—

(1.) What is the number of Mineral Conditional Purchases applied for in the Illawarra and Wollongong Districts during the last six years?

(2.) What are the names of the applicants, and the areas applied for by each?

Mr. Garrett answered,—

(1.) Thirty.

(2.) Henry Parkes and John Sutherland, 4,168 acres; G. W. Lord, 280 acres; James Wilson and James Stewart, 200 acres; G. W. Allen, 50 acres; Hon. John Hay and W. R. Piddington, 187 acres.

2. RAILWAY FROM THE CLARENCE TO NEW ENGLAND :—Mr. Gray presented a Petition from the Delegates of the Richmond and Tweed Rivers League in favour of Railway communication between New England and the Clarence River; and praying that a certain route may be examined, with a view to its adoption.
Petition received.
3. ELECTORAL DISTRICT OF THE CLARENCE :—Mr. Gray presented a Petition from the Delegates of the Richmond and Tweed Rivers League, relative to a subdivision of the Electorate of The Clarence; and praying that the Police Districts of Richmond River and Tweed River may be formed into a separate Electorate.
Petition received.
4. RECOGNIZANCE TO KEEP THE PEACE BILL (*"Formal" Motion*) :—Mr. Jacob moved, pursuant to Notice, for leave to bring in a Bill to amend the law regarding Sureties of the Peace and for good behaviour.
Question put and passed.
5. RACECOURSE AND PUBLIC RECREATION RESERVE, WAGGA WAGGA (*"Formal" Motion*) :—Mr. Piddington moved, pursuant to Notice, That the Petition presented by him on 11th January, from the Inhabitants of the Town of Wagga Wagga and its neighbourhood, relative to the Bill respecting the Wagga Racecourse, be printed.
Question put and passed.
6. ELECTORATE OF THE HASTINGS (*"Formal" Motion*) :—Mr. R. B. Smith moved, pursuant to Notice, That the Petition presented by him on 11th January, from certain Electors of the Electoral District of The Hastings, praying that the Electorate may be subdivided into three parts, be printed.
Question put and passed.
7. IMPOUNDING ACT AMENDMENT BILL (*"Formal" Order of the Day*),—on motion of Mr. Jacob, read a third time, and *passed*.
Mr. Jacob then moved, That the Title of this Bill be "*An Act to amend the 'Impounding Act of 1865.'*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the 'Impounding Act of 1865.'*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 12th January, 1876.*
8. RECOGNIZANCE TO KEEP THE PEACE BILL :—Mr. Jacob *presented* a Bill, intituled "*A Bill to amend the law regarding Sureties of the Peace and for good behaviour.*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 28th January.
9. CONTAGIOUS DISEASES PREVENTION BILL :—Mr. Farnell moved, That the Order of the Day for the further consideration in Committee of this Bill be discharged.
Question put and passed.
Ordered, on motion of Mr. Farnell, that the Bill be withdrawn.

10. WAYS AND MEANS:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Robertson,—“That Mr. Speaker do now leave the Chair,”—upon which Mr. Parkes had moved, as an amendment, the omission of all the words after the word “That,” with a view to the insertion in their place of the words—“an Address be presented to the Governor, respectfully informing His Excellency that this House, while disapproving of other measures proposed by His Excellency’s Advisers, is of opinion that the provision for the promotion of Immigration is entirely inadequate to meet the wants of the Colony; and further especially disapproves of so much of the proposals submitted for Railway Extension as includes the expenditure of upwards of £1,100,000 for the construction of Railways from Sydney to Wollongong, and from Junce to Narrandera,”—

And the Question being again proposed, That the words proposed to be omitted stand part of the Question,—

The House resumed the said adjourned Debate.

Mr. H. C. Dangar moved, That this Debate be now adjourned until to-morrow.

Debate ensued.

Question put and passed.

The House adjourned at twenty-six minutes after Eleven o’clock, until To-morrow, at Four o’clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 25.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 13 JANUARY, 1876.

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

QUESTIONS :—

- (1.) Reserve on Yanko Creek :—*Mr. Farnell*, on behalf of Mr. Piddington, asked the Secretary for Lands, pursuant to Notice,—

- (1.) What is the length of the Reserve on Yanko Creek, in the District of the Murrumbidgee?
 (2.) What is the width of the Reserve on each side of the creek?
 (3.) How long has the Reserve on Yanko Creek been proclaimed?

Mr. Garrett answered,—

- (1.) 97 miles.
 (2.) 1 mile on each side.
 (3.) Since the 22nd December, 1865.

- (2.) Post Office, West Maitland :—*Mr. Cohen* asked the Postmaster General, pursuant to Notice,—Have any, and if so what, steps been taken towards the erection of a new Post Office in West Maitland, for which a sum of £2,000 was voted in the last Session of Parliament?

Mr. Burns answered,—The amount voted last Session for the erection of a Post Office at West Maitland has been found to be insufficient, and a further sum of £1,000 has been placed on the Estimates for 1876 for the purpose.

- (3.) Public School, North Sydney :—*Mr. Davies* asked the Colonial Secretary, pursuant to Notice,—(1.) How long is it since the Council of Education resolved to erect new buildings for the Public School at North Sydney?

- (2.) When did the Council's architect receive instructions to prepare the necessary plans and specifications?
 (3.) When will tenders be called for?

Mr. Robertson answered,—

- (1.) The Council agreed to erect a new school building on the 12th July last, and a new teacher's residence on the 11th October last.
 (2.) On the 17th July the architect was instructed to prepare plans for the school building, and on the 21st October to prepare the full plans and specifications of the school and residence.
 (3.) The plans are now completed, and tenders will be called for the works at once.

- (4.) Orphan Schools :—*Mr. Davies* asked the Colonial Secretary, pursuant to Notice,—What action has the Government taken with a view to the amalgamation of the Protestant and Roman Catholic Orphan Schools at Parramatta?

Mr. Robertson answered,—In regard to this matter I desire to say that it will require an Act of Parliament, and I have a Bill prepared for the purpose of dealing with this question. I think I can hardly be expected to give any details of that Bill, but that is the course the Government are pursuing.

- (5.) Crown Lands Commissioners :—*Mr. Farnell*, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—Is it true that a Circular Letter has been addressed to the Commissioners appointed under the Land Act amending Act of last Session, to the effect that their acceptance of hospitality from pastoral occupants or free selectors will be punishable by the penalty of dismissal from office; and if so, will the Government be good enough to lay a copy of the Circular before this House?

Mr. Garrett answered,—In regard to the portion of the Honorable Member's question as to the nature of the Circular, certainly not. As to the other portion, there will be no objection, if moved for in the usual way.

(6.) Dr. Fortescue:—*Mr. Farnell*, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is the Colonial Secretary aware that the Medical Board of New South Wales has suspended Dr. Fortescue from practising as a medical man for a period of six months?
- (2.) If so, will he inform this House the reasons for such suspension?

Mr. Robertson answered,—I am not aware of anything of the kind; on the contrary, so ignorant am I of the matter, that I do not believe they have any such power.

(7.) Agent for Sale of Crown Lands, Maitland:—Mr. Scholey asked the Secretary for Lands, pursuant to Notice,—What amount of Commission has been paid to the present Agent for the sale of Crown Lands for the District of Maitland for the four years ending June 30th, 1875?

Mr. Garrett answered,—The following memorandum has been supplied by the Treasury, showing the salary and commission on sales of Crown and Church and School Lands, paid to the present Agent for the years 1871 to 1874 inclusive, as made up in the annual accounts from January to December, rendered to that office:—

Year.	Salary.	Commission on Crown Lands.	Sales of Church and School Lands.	Total.
	£	£ s. d.	£ s. d.	£ s. d.
1871	35	.....	.....	35 0 0
1872	50	6 1 9	174 17 2	230 18 11
1873	50	80 0 1	27 0 5	157 0 6
1874	50	58 17 1	23 18 1	132 15 2
	£185	£144 18 11	£225 15 8	£555 14 7

(8.) *Joachim v. O'Shanassy*:—Mr. Farnell asked the Colonial Secretary, pursuant to Notice,—

- (1.) What is the amount of the total expenditure, including the cost of telegrams, on account of the application to the Judicial Committee of the Privy Council for the Government to be allowed to appear as a third party in the case *Joachim v. O'Shanassy*?
- (2.) Will the Government be good enough to lay upon the Table a copy of any communication received on the subject?

Mr. Robertson answered,—No information has yet been received from the Law Agents of the Crown in England of the costs incurred by the Government on account of the application of the Attorney General to be allowed to intervene in the appeal.

(9.) The case of Henry Clarence Roberts:—Mr. R. Forster asked the Colonial Secretary, pursuant to Notice,—With reference to the following extract from the *Herald* of the proceedings at the Water Police Office, on Tuesday, 4th instant, viz. :—"In the case of the Crown *v.* Henry Clarence Roberts, Mr. S. C. Brown stated to the Bench that he desired to withdraw the charges preferred against the defendant for fraudulent insolvency. Mr. Pilcher, who appeared for the defendant, asked that under these circumstances his client be freed from custody. Mr. Hellyer asked the Bench to reserve its decision for a week, so that he (Mr. Hellyer) might have an opportunity of communicating with the Attorney General to see whether he could not obtain permission to carry on the prosecution himself. The decision on this point was reserved till half-past 11 this forenoon, when the charges against Roberts were dismissed,"—

- (1.) Is it a fact that a miscarriage of justice took place?
- (2.) Who were the Magistrates who presided in the case?
- (3.) Has the Attorney General's attention been drawn to this matter; and if so, is it his intention to order that the law shall take its course against Roberts?
- (4.) If the Attorney General has not been made acquainted with the facts, will the Colonial Secretary, in the ends of justice, cause the same to be made known to that officer?
- (5.) Was the information against Roberts laid by a Magistrate of the territory; if so, what is his name?
- (6.) Was the Official Assignee of the estate of Roberts a consenting party to the withdrawal of the charges of fraudulent insolvency?
- (7.) Has the Colonial Secretary heard that it has been currently reported that a sum of money was paid to compromise these charges?

Mr. Robertson answered,—I have answers to these very lengthy questions, prepared in the Crown Law Department, and these I will read,—

(1.) On Tuesday, the 4th instant, upon the case of Henry Clarence Roberts being called, Mr. S. C. Brown, who appeared for the prosecutor, said that he withdrew from the case, and had no evidence to offer. The Bench, consisting of Messrs. George Renwick and R. Grant Reading, retired to consult the Water Police Magistrate, who recommended an adjournment for a time sufficient to permit of his seeking the advice of the Honorable the Attorney General. The case was consequently adjourned until half-past 11 o'clock. Mr. Marsh immediately consulted the Attorney General, who advised the Magistrates to be no parties to any compromise of the prosecution, but to intimate, on the Court being resumed, that they were prepared to go on with the case, and to have the person who had sworn the information called by the officers of the Court. The Attorney General further advised the Magistrates that if the prosecutor did not appear, and no evidence was adduced on the part of the prosecution to sustain the charge against the prisoner, it would be their duty to dismiss the case. Upon Mr. Marsh's return to the Court from the Crown Law Offices the case was again called, whereupon Mr. Richard Driver, who stated that he appeared for Mr. S. C. Brown for the prosecution, intimated to the Bench that he had no evidence to offer in support of the information, and the prosecutor having been called, and not appearing, the Bench dismissed the case.

(2.)

(2.) As has been already stated, the Magistrates were Messrs. George Renwick and R. Grant Reading.

(3 and 4.) The Attorney General's attention was directed to the matter in the way already stated, but as that officer knows nothing of the circumstances of the private dealings between the prosecutor in this case and the accused, upon which this prosecution was based, and as no such information is open to the Police, it is impossible for him to direct a fresh prosecution.

(5.) The information was laid by Mr. Archibald Thompson, who is a Magistrate of the territory.

(6.) The Official Assignee of the estate of Roberts was not a party to the prosecution.

(7.) I have not heard that it has been currently reported that a sum of money was paid to compromise these charges. I may add, that I have been informed that another of the creditors in the insolvent estate of the accused has laid an information against him for a similar charge to that contained in the information of Archibald Thompson, and that such information, and the evidence adduced in support of it, will be heard on the 1st of February next.

(10.) Destitute Children's Asylum:—Mr. R. Forster asked the Colonial Secretary, pursuant to Notice,—

(1.) Is he aware that one or more of the boys at the Destitute Children's Asylum, Randwick, fled from that Institution in consequence of the punishments inflicted on him or them by one of the masters, named Sprowl?

(2.) If not, will he cause inquiry to be made into so grave a charge against one of the masters?

Mr. Robertson answered,—I have made inquiry into this matter, and find that the main attendant (Mr. Sprowl) denies the infliction of any such punishment, and the Superintendent gives credit to the truth of the attendant's statement. The Inspector of Public Charities shall be directed to make further inquiries.

(11.) Proposed Railway from Sydney to Wollongong:—Mr. Nelson asked the Secretary for Lands, pursuant to Notice,—

(1.) What are the names of the owners of land along the proposed line of Railway from Sydney to Wollongong?

(2.) What is the area owned by each person?

Mr. Garrett answered,—It is utterly impossible to give the names of these persons at present. It is not usual to prepare the "Book of Reference" when trial surveys only are made.

2. RESERVE ON BANDO RUN:—Mr. Wisdom presented a Petition from certain Conditional Purchasers resident in the Parishes of Merrigula and Premer, in the County of Pottinger, Liverpool Plains, praying that the Reserve made on the Bando Run on 21st December, 1875, may be revoked, and that the Conditional Purchases made by them on the said Run may be confirmed. And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.

3. RAILWAY FROM THE CLARENCE TO NEW ENGLAND ("Formal" Motion):—Mr. Gray moved, pursuant to Notice, That the Petition presented by him on 12th January, from the Delegates of the Richmond and Tweed Rivers League, relative to Railway Communication between New England and the Clarence River, be printed.
Question put and passed.

4. ELECTORAL DISTRICT OF THE CLARENCE ("Formal" Motion):—Mr Gray moved, pursuant to Notice, That the Petition presented by him on 12th January, from the Delegates of the Richmond and Tweed Rivers League, praying that the Districts of the Richmond and Tweed may be formed into a separate Electorate, be printed.
Question put and passed.

5. WAYS AND MEANS:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Robertson,—“That Mr. Speaker do now leave the Chair,”—upon which Mr. Parkes had moved, as an amendment, the omission of all the words after the word “That,” with a view to the insertion in their place of the words—“an Address be presented to the Governor, respectfully informing His Excellency that this House, while disapproving of other measures proposed by His Excellency's Advisers, is of opinion that the provision for the promotion of Immigration is entirely inadequate to meet the wants of the Colony; and further especially disapproves of so much of the proposals submitted for Railway Extension as includes the expenditure of upwards of £1,100,000 for the construction of Railways from Sydney to Wollongong, and from Junee to Narrandera,”—

And the Question being again proposed, That the words proposed to be omitted stand part of the Question,—

The House resumed the said adjourned Debate.

And the House continuing to sit till after Midnight,—

FRIDAY, 14 JANUARY, 1876, A.M.

Mr. McElhone moved, That this Debate be now adjourned until “Wednesday next.”
Debate ensued.

Mr. Hoskins moved, That the Question be amended, by the omission of the words “Wednesday next,” with a view to the insertion in their place of the word “to-morrow.”
Debate continued.

Proposed amendment, by leave, withdrawn.

Question

Question put,—That this Debate be now adjourned until Wednesday next.
The House divided.

Ayes, 20.

Mr. Farnell,	Mr. R. B. Smith,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. McElhonn,	
Mr. Nelson,	Mr. Bawden,
Mr. W. C. Browne,	Mr. Cohen.
Mr. Sutherland,	
Mr. Scholey,	
Mr. Stevens,	
Mr. Bennett,	
Mr. Driver,	
Mr. Shepherd,	
Mr. Parkes,	
Mr. Stephen Brown,	
Mr. Hill,	
Mr. Meyer,	
Mr. Piddington,	
Mr. Fitzpatrick,	

Noes, 31.

Mr. Robertson,	Mr. Warden,
Mr. Burns,	Captain Onslow,
Mr. Lackey,	Mr. Thomas Brown,
Mr. Garrett,	Mr. Gray,
Mr. H. H. Brown,	Mr. Macintosh,
Mr. Long,	Mr. Davies,
Mr. Lucas,	Mr. Greville,
Mr. J. S. Smith,	Mr. Baker,
Mr. R. Forster,	Mr. Hoskins,
Mr. Lord,	Mr. Dibbs,
Mr. Wisdom,	Mr. Jacob,
Mr. Goold,	Mr. Montague,
Mr. Cameron,	<i>Tellers.</i>
Mr. Byrnes,	
Mr. Teece,	Mr. Stuart,
Mr. T. G. Dangar,	Mr. J. Watson.
Mr. Clarke,	

And so it passed in the negative.

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

Mr. W. C. Browne moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

Mr. Farnell moved, That this Debate be now adjourned until Wednesday next.

Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 26.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 14 JANUARY, 1876.

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

QUESTIONS:—

- (1.) Resumption of Land near Randwick Racecourse:—*Mr. Macintosh*, on behalf of Mr. H. C. Dangar, asked the Secretary for Lands, pursuant to Notice,—

- (1.) What is the amount paid, or to be paid, for the five acres of land and premises lately resumed by the Government near the Randwick Racecourse?
 (2.) Who were the arbitrators appointed to assess the value of such land and premises?
 (3.) What was the valuation of the land and the premises respectively?

Mr. Garrett answered,—

- (1.) £875.
 (2.) Messrs. D. McBeath and John W. Dearing were the arbitrators appointed, and Mr. G. Allen Mansfield was umpire.
 (3.) The award did not distinguish between the value placed on the land and premises respectively; they were valued as a whole. I may add that the above information has been furnished by the Mayor of Sydney—the determination of the compensation resting, under the provisions of the Water Supply Act of 1853, with the Commissioners, whose powers have since been transferred to the Municipal Council.

- (2.) Railway Extension to the Circular Quay:—*Mr. Nelson* asked the Secretary for Public Works, pursuant to Notice,—Has Mr. John Solomon submitted to the Engineer-in-Chief for Railways Plans showing proposed lines of Railway extension from Redfern into Sydney to the Circular Quay; if so, will he lay such Plans and the Engineer-in-Chief's Report thereon, on the Table of the House?

Mr. Lackey answered,—Three maps of Sydney have been left with the Engineer-in-Chief for Railways by Mr. Solomon, on which are shown his proposed Railway extensions. As it is not intended to adopt Mr. Solomon's proposals, his plans will be returned to him. The Engineer-in-Chief has not thought it necessary to make any report in the matter.

- (3.) Mail Steamship "City of San Francisco":—*Mr. Davies* asked the Colonial Secretary, pursuant to Notice,—Is it true that a large number of men were engaged at the Fitzroy Dock on Sunday last in docking, cleaning, and painting the Mail Steamship "City of San Francisco"?

Mr. Robertson answered,—Yes. With reference to this answer, the Engineer-in-Chief for Harbours informs me that orders were given by him on the 7th instant for the docking of the "City of San Francisco" on Saturday, the 8th instant, at 5 a.m., but owing to her non-arrival at the Docks at the time arranged, and to the fact of her draught of water being eighteen inches in excess of that represented by Mr. Hall, she could not be taken in at the time appointed. The Engineer-in-Chief subsequently gave orders for her being docked in the evening of the same day, but difficulties intervened to prevent this being carried out, and, as the agents of the vessel represented that time was of the utmost importance, the "City of San Francisco" having to leave with the Mails on this day, she was docked on Sunday morning at 5.45. We employed (says the Engineer-in-Chief) the men engaged in the actual operations of docking, the agents, as in every similar case, those employed in cleaning and painting. I may add that it is not compulsory at any time upon any man employed at the Dock to work on Sunday.

(4.)

- (4.) Pacific Mail Service:—Mr. J. S. Smith asked the Postmaster General, pursuant to Notice,—
- (1.) Is it the intention of the Government to enforce the fines due by the Pacific Mail Steamship Company for breaches committed by them in failing to take the outward Mails for the months of November and December?
 - (2.) Is it the intention of the Government to charge the Pacific Mail Company with the cost of the charter of the Steamship "City of Melbourne," despatched with the Mails hence to San Francisco in December last?
- Mr. Burns answered,—
- (1.) This matter has not yet been dealt with by the Government. When it is, the Government will be guided by the provisions of the contract.
 - (2.) Yes.
- (5.) Mail Steamship "City of San Francisco":—Mr. Long asked the Postmaster General, pursuant to Notice,—
- (1.) Is the Government aware that a report is current to the effect that the pumps had to be kept at work on board the "City of San Francisco" during the greater part of the voyage from San Francisco to Sydney?
 - (2.) If this report be true, will the Government insist on an examination of the hull of the steamship "City of San Francisco" (as it is entitled to do under the Pacific Mail Contract) prior to her proceeding to sea?
- Mr. Burns answered,—
- (1.) A rumour to the effect stated has reached the Government.
 - (2.) The Government caused an examination of the hull and machinery of the "City of San Francisco" to be made before she left the dock, and are satisfied, from the report of the Engineer Surveyor to the Marine Board, that she is in a seaworthy condition.
- (6.) Wages of Railway Employés:—Mr. Cameron asked The Secretary for Public Works, pursuant to Notice,—
- (1.) Is it true that the men in the Locomotive Department of the Great Northern Railway have not been paid their wages for the last month, now thirteen days overdue, while the other branches of the same works have received their pay?
 - (2.) Will he ascertain the cause of this delay, and remedy it, if possible?
- Mr. Lackey answered,—It is not a fact that these men have not been paid their wages for the last month, as the wages earned up to the 16th December were paid on the 22nd of that month. The men of the Locomotive Branch, Great Northern Railway, have not been paid their wages for the last fortnight of December, due on the 8th of this month, owing to the Votes unexpectedly proving insufficient. Arrangements, however, have now been perfected with the Treasury, and the wages due will be forwarded for payment to-day.
- (7.) Electorate of the Upper Hunter:—Mr. McElhone asked the Acting Colonial Treasurer, pursuant to Notice,—
- (1.) When will the Returns showing amount of money spent in the Upper Hunter Electorate, asked for by him, be laid upon the Table of this House?
 - (2.) When will the Return asked for by him, showing amount of money received from sale of land by auction for conditional purchase, and rents of land, &c., be laid upon the Table of this House?
- Mr. Robertson answered,—
- (1.) As the accounts in the Treasury are not kept so as to show the receipts and expenditure in each Electorate of the Colony, it will take considerable time to prepare the Returns referred to.
 - (2.) The information asked for in the second question will be laid upon the Table of the Assembly about the beginning of February next.
- (8.) Parliamentary Stables:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Is he aware that certain public servants are in the habit of putting their horses and vehicles into the stables belonging to the Legislative Assembly?
- Mr. Robertson answered,—I understand that certain of the Parliamentary Officers have the privilege of putting their horses in the stables; but, as the matter is one which rests with Mr. Speaker and the President of the Legislative Council, I do not know very much about it.
- (9.) Singleton Railway Station:—Mr. McElhone, on behalf of Mr. W. C. Browne, asked the Secretary for Public Works, pursuant to Notice,—
- (1.) What were the receipts and expenditure at the Singleton Railway Station for the year 1874?
 - (2.) The same information for 1875?
- Mr. Lackey answered,—The information for 1875 cannot be given till reference is made to the books on the Northern Line.
2. ROAD THROUGH PROPERTY OF MESSRS. BADGERY, AT SUTTON FOREST:—Captain Onslow presented a Petition from Inhabitants of surrounding neighbourhood of Sutton Forest, complaining of the opening of a Road through the properties of Messrs. Henry and Edward Badgery; and praying the House to inquire into the matter.
Petition received.
3. PAPER:—Mr. Robertson laid upon the Table,—Regulations for the New South Wales Naval Brigade.
Ordered to be printed.
4. RAILWAY TRIAL SURVEY FROM TAMWORTH TO ARMIDALE:—Mr. Terry presented a Petition from Residents of Bendemeer and surrounding Districts, in favour of the extension of the Northern Railway towards the Queensland Border *via* Armidale; and praying the House to take the subject into favourable consideration.
Petition received.
5. DUTY ON TOBACCO:—Mr. Davies presented a Petition from Inhabitants of the City of Bathurst, in reference to the proposal to increase the Duties on Tobacco; and praying that the House will refuse to sanction the proposed alteration of the Duties.
Petition received.

6. ADJOURNMENT :—Mr. Nelson moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. PAPER :—Mr. Garrett laid upon the Table,—Return to an Order, made on 30th April, 1875, in reference to Interest due on Conditional Purchases.
Ordered to be printed.
8. RESERVE ON BANDO RUN (*“Formal” Motion*) :—Mr. Wisdom moved, pursuant to Notice, That the Petition presented by him on 13th January, from certain Conditional Purchasers of Liverpool Plains, be printed.
Question put and passed.
9. DUTY ON GOLD ABOLITION BILL :—The Order of the Day having been read,—Mr. Baker moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 17.

Mr. Robertson,	Mr. Driver,
Mr. Lucas,	Mr. Wisdom,
Mr. Burns,	Mr. Macintosh,
Mr. J. S. Smith,	Mr. Lackey,
Mr. McElhone,	Mr. Garrett,
Mr. Jacob,	
Mr. Hoskins,	<i>Tellers.</i>
Mr. Scholey,	Mr. Baker,
Mr. Bennett,	Mr. Cameron.
Mr. Terry,	

Noes, 5.

Mr. G. A. Lloyd,
Mr. Fitzpatrick,
Mr. W. Watson,
<i>Tellers.</i>
Mr. W. C. Brownie,
Mr. Dibbs.

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

Ordered, that the Bill be read a third time on Tuesday next.

10. BETTING HOUSES SUPPRESSION BILL :—The Order of the Day having been read, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 27.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 18 JANUARY, 1876.

1. The House met pursuant to adjournment.

UNAVOIDABLE ABSENCE OF MR. SPEAKER:—The Clerk informed the House that Mr. Speaker was unavoidably absent, in consequence of severe illness, and read the following note (addressed to himself), which he had received from Mr. Speaker:—

“ Strathmore,
“ 18th January, 1876.

“ I regret to say that I shall not be able to attend the Assembly this evening. I am confined to my bed by severe indisposition.

“ Will you communicate to the House my compulsory absence.”

Whereupon Mr. Driver, the Chairman of Committees, took the Chair of the House for to-day, as directed by the second Standing Order of the Assembly.

2. QUESTIONS:—

(1.) Conditional Purchases on the Brawlan Run:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to introduce a Bill during the present Session for the legalization of certain Conditional Purchases made by John Hoolohan and John Higgins, at Gundagai, during the years from 1872 to 1874, cancelled through interference with a Reserve on the Brawlan Run?

Mr. Garrett answered,—Authority has been given to include these cases in a special Bill, which will be introduced as soon as practicable.

(2.) Buildings occupied by the Police at Moree:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to place a sum upon the Estimates for compensation to William Wade, for destruction of property rented by the Government for Police purposes at Moree, in 1867?

Mr. Robertson answered,—It is not quite clear that the ownership of this property is in William Wade, and therefore, as that is a doubtful point, there can be no doubt that the question is irregular; but, unless the Speaker objects, I am prepared to answer the question. The ownership of the slab and bark huts at Moree, erected on Government land by one Kean, and occupied for some four years by the police, is contested by no less than three persons, namely,—Kean, Wilson, and Wade. If Mr. Kean, Mr. Wilson, or Mr. Wade can prove that they, or either of them, were the rightful owners of the buildings, I shall have no objection to place a sum of £30 on the next Estimates as payment of rent at the rate of £7 10s. per annum during the time the police occupied them.

(3.) Salaries of Officers in the Customs Department:—Mr. Farnell asked the Acting Colonial Treasurer, pursuant to Notice,—With reference to the Estimates laid on the Table on the 8th December, by which it is proposed to increase the salaries of the Collector, Tide Surveyors, and others in the Customs Department,—Is it finally settled by the Government that the clerks performing very responsible duties for many years shall not participate in the general increase of pay in the same Department?

Mr. Robertson answered,—I am sure my Honorable Friend, who has had so much experience in government and legislation, knows very well there has been nothing finally decided.

(4.) Railway Extension, Kelso to Bathurst:—Mr. Baker asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it a fact, as stated commonly at Bathurst and its vicinity, that the Western Railway Extension would be now ready to be opened from Kelso to Bathurst were it not that the station at Bathurst is not completed, or likely to be completed for some time?

(2.) If this be a fact, will the Minister state how it comes that the Railway Station-house at Bathurst has not been got ready by the time the line was completed?

(3.) Will the Minister state when the line is likely to be opened from Kelso to Bathurst?

Mr,

Mr. Lackey answered,—

(1.) It is not a fact that the extension would now be ready for opening but for the cause stated, as the line itself is not completed, but there is no doubt that the line could be completed before the station buildings will be finished.

(2.) The station buildings have been delayed in consequence of the first contractor having declined to carry out the work after his tender was accepted, necessitating the invitation of fresh tenders. But for this, the station buildings would have been ready as soon as the line was finished.

(3.) About the end of March next.

3. PAPERS :—

Mr. Garrett laid upon the Table,—Report from the Chief Inspector of Stock for the year 1874.
Ordered to be printed.

Mr. Lackey laid upon the Table,—

(1.) A Return in reference to the quantity of Water discharged by the Cataract and Nepean Rivers ; and the registered Rainfall at Wilton.

(2.) Return to an Order, made on 22nd December, 1875, in reference to the South Head and Glenmore Roads.

(3.) Return to an Order, made on 2nd December, 1875, in reference to an application for a Railway Station or Platform upon the Great Western Railway, at the junction of the Vale and Rockley Roads.

(4.) Minute of the Honorable John Sutherland, Minister for Public Works, dated 31st January, 1873, in reference to placing sums of money on the Estimates without his knowledge.

Ordered to be printed.

Mr. Robertson laid upon the Table,—

(1.) Report on Lunatic Asylum at Parramatta for the year 1875.

(2.) Despatch relative to Claims against the Crown Act.

Ordered to be printed.

4. ROAD THROUGH MESSRS. BADGERY'S LAND AT SUTTON FOREST :—Mr. Farnell presented a Petition from Messrs. Henry Badgery and Edward Hamilton Badgery, of Sutton Forest, alleging that they have suffered very serious injustice by the opening of a road through their land at Sutton Forest ; and praying that such steps may be taken as will prevent a continuance of the injustice complained of.
Petition received.
5. FITZGERALD'S ENABLING BILL :—Mr. Piddington presented a Petition from the President and Trustees of the Hawkesbury Benevolent Society, praying the House not to pass this Bill in its present shape.
Petition received.
6. APPLICATIONS FOR CONDITIONAL PURCHASES IN PARISH OF SOUTHEND (*"Formal" Motion*) :—Mr. Farnell, on behalf of Mr. Stephen Brown, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence, Minutes, and other Papers relating to the application by Messrs. Allen, Hay, and Piddington to conditionally purchase under the 19th clause of the Crown Lands Alienation Act certain parcels of land (189 acres, 50 acres, and 40 acres) in the Parish of Southend, County of Cumberland.
Question put and passed.
7. RAILWAY TRIAL SURVEYS (*"Formal" Motion*) :—Mr. Nelson moved, pursuant to Notice, That there be laid upon the Table of this House, copies of any Instructions given by the Government or the Secretary for Public Works to the Engineer for Railways, or any other person ; also, a copy of all Papers, Letters, Minutes, and Reports, having reference to Trial Surveys throughout the Colony authorized by the present Government ; also, a report of the progress made, and amount of money expended upon each line.
Question put and passed.
8. ROAD THROUGH MESSRS. BADGERY'S LAND AT SUTTON FOREST (*"Formal" Motion*) :—Mr. Davies, on behalf of Captain Onslow, moved, pursuant to Notice, That the Petition presented by him on 14th January, from certain Justices of the Peace and Residents in Sutton Forest, relative to the opening of a Road through Mr. Badgery's ground, be printed.
Question put and passed.
9. WHARFS AT CIRCULAR QUAY (*"Formal" Motion*) :—Mr. Macintosh moved, pursuant to Notice, That there be laid upon the Table of this House, a copy of the Tender sent in to the Secretary for Public Works by Mr. Charles Fowler for the first design for Wharfs at the Circular Quay, as prepared by the Engineer-in-Chief for Harbours and Rivers ; and also a copy of all subsequent Correspondence between that gentleman and the Public Works Department.
Question put and passed.
10. THE CASE OF HENRY ECKHOUSE (*"Formal" Motion*) :—Mr. Cohen 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 Petition to the Executive Council of Henry Eckhouse, a prisoner awaiting trial in Her Majesty's Gaol, Darlinghurst, praying for compensation for loss sustained by him in the alleged unnecessary postponement of his trial at the last Criminal Sittings of the Supreme Court, and for means of defence, of which he has been thereby deprived, and for other relief, as mentioned in the said Petition ; together with copies of any Minutes or Correspondence in reference thereto.
Question put and passed.
11. RAILWAY TRIAL SURVEY FROM TAMWORTH TO ARMIDALE (*"Formal" Motion*) :—Mr. Terry moved, pursuant to Notice, That the Petition presented by him on the 14th January, from Residents of Bendemeer, Walcha, Uralla, Armidale, and others, in the district of New England, in reference to the Railway Trial Survey from Tamworth to Armidale, be printed.
Question put and passed.

12. M'CARTHY'S CONDITIONAL PURCHASE AT LIVERPOOL PLAINS ("Formal" Motion):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House, a Return as to date on which E. M'Carthy's Selection on Liverpool Plains, in dispute with Margaret Darcy, is entered in the Lands Office Book at Tamworth, and the date on which the said Selection is entered in the book in the Sydney Office.
Question put and passed.
13. BATHURST PRESBYTERIAN CHURCH TRUSTEES ENABLING BILL:—Mr. Pilcher presented a Petition from Henry Butterworth, John Busby, and others, praying for leave to bring in a Bill to enable the Trustees of a certain parcel of Land situated in George-street, Bathurst, in the Colony of New South Wales, to sell the said Land, and to provide for the appropriation of the proceeds of such sale.
And Mr. Pilcher having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Bathurst Times*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.
14. THE CASE OF MR. J. B. BAMFORD:—Mr. Cameron 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 dismissal of Mr. J. B. Bamford from his position of Captain of No. 8 Battery Volunteer Artillery.
(2.) That such Committee consist of Mr. Robertson, Mr. Parkes, Mr. Hill, Mr. T. G. Dangar, Mr. F. B. Suttor, Mr. Terry, Mr. Gray, Mr. Warden, and the Mover.
Mr. Robertson moved, That this Debate be now adjourned until this day week.
Debate ensued.
Question put and passed.
15. AUCTION SALES OF PUBLIC LANDS:—Mr. W. H. Suttor moved, pursuant to Notice,—
(1.) That, in the opinion of this House, it is desirable that not more than 500,000 acres of country public lands be offered at auction sale in any one year.
(2.) That the moneys derived from the auction sale of lands be devoted to certain specific purposes, viz., for the construction of Railways and liquidation of Railway Loan, for the introduction of Immigrants from the United Kingdom of Great Britain and Ireland, and for the building of Public Schools.
(3.) That of the moneys derived from the auction sale of lands there be paid annually into the Treasury to the credit of the following Trust Accounts these sums, viz.,—£250,000 to an account to be called "The Railway Construction and Loan Liquidation Account"; £150,000 to an account to be called "The Immigration Account"; £100,000 to an account to be called "The Building of Public Schools Account."
(4.) That the above Resolutions be embodied in an Address to His Excellency the Governor.
Debate ensued.
Motion, by leave, withdrawn.
16. ROADS PURCHASED BY MR. ANDREW LODER:—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House, a Return of all Roads purchased by Mr. Andrew Loder in the District of Liverpool Plains.
Debate ensued.
Question put and passed.
17. TEACHERS AND OFFICERS UNDER THE COUNCIL OF EDUCATION:—Mr. Dibbs moved, pursuant to (*amended*) Notice, That there be laid upon the Table of this House, a Return showing,—
(1.) The names of all Public School Teachers under the Council of Education.
(2.) The District in which such Teachers are employed, and the locality of the Schools.
(3.) The Salary.
(4.) Emolument from Fees.
(5.) Classification.
(6.) Religion.
A similar Return of all School Inspectors—defining,—
(1.) District.
(2.) Number of Schools under charge of each Inspector.
(3.) Salary.
(4.) Allowances.
(5.) Religion.
A similar Return of all Officers, Clerks, and Messengers in the service of the Council, showing,—
(1.) Duty.
(2.) Length of Service.
(3.) Salary.
Debate ensued.
Question put.
The House divided.

Ayes, 10.

Mr. Lackey,
Mr. Garrett,
Mr. Davies,
Mr. Jacob,
Mr. Stuart,
Mr. Thomas Brown,
Mr. Long,
Mr. Wisdom,

Tellers.

Mr. J. S. Smith,
Mr. Dibbs.

Nocs, 18.

Mr. Parkes,	Mr. Montague,
Mr. Farnell,	Mr. Shepherd,
Mr. Fitzpatrick,	Mr. Cohen,
Mr. W. H. Suttor,	Mr. R. Forster,
Mr. W. Watson,	Mr. W. C. Browne,
Mr. Terry,	Mr. Hoskins,
Mr. Cunneen,	Tellers.
Mr. Baker,	Mr. McElhone,
Mr. Macintosh,	Mr. Hill.
Mr. Bennett,	

And so it passed in the negative.

18.

18. DEPUTY CHAIRMAN OF COMMITTEES :—Mr. Garrett moved, That Mr. Piddington do take the Chair in Committee of the Whole House for this day only.
Question put and passed.
19. DUTY ON GOLD ABOLITION BILL :—The Order of the Day having been read,—Mr. Baker moved, That this Bill be now read a third time.
Debate ensued.
Question put.
The House divided.

Ayes, 19.

Mr. Garrett,	Mr. Bennett,
Mr. Lackey,	Mr. Thomas Brown,
Mr. Burns,	Mr. Macintosh,
Mr. Cohen,	Mr. Farnell,
Mr. R. Forster,	Mr. Wisdom,
Mr. Hoskins,	Mr. W. H. Suttor,
Mr. Jacob,	
Mr. Cunneen,	<i>Tellers.</i>
Mr. McElhone,	Mr. Baker,
Mr. Terry,	Mr. J. S. Smith.
Mr. Parke,	

Noes, 7.

Mr. Piddington,
Mr. Dibbs,
Mr. Davies,
Mr. W. C. Browne,
Mr. Hill,
<i>Tellers.</i>
Mr. Fitzpatrick,
Mr. Stuart.

And so it was resolved in the affirmative.

Bill read a third time.

Mr. Baker then moved, That this Bill do now pass.

Debate ensued.

Question put and passed.

Whereupon Mr. Baker moved, That the Title of this Bill be "*An Act for the abolition of the Duty on Gold.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act for the abolition of the Duty on Gold,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 18th January, 1876.

20. POSTPONEMENT :—The Order of the Day for the further consideration in Committee of the Betting Houses Suppression Bill postponed until Friday, 28th January.

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

RICHD. DRIVER,
Deputy Speaker.

New South Wales.

No. 28.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 JANUARY, 1876.

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

QUESTIONS:—

(1.) Gold Field at Glen Elgin:—Mr. R. Forster asked the Secretary for Lands, pursuant to Notice,—
With reference to my letter to him, dated 6th December, 1875, enclosing a letter received by me from Mr. T. M. Wright, of Glen Elgin,—

- (1.) Is it true that portions of the gold field at Glen Elgin are being measured for the purpose of being offered for sale by auction?
- (2.) Who are the parties (if any) who have applied for these lands to be so measured and offered for sale?
- (3.) Is he aware that some of these lands are now being profitably worked, and that parties are at work on other portions?
- (4.) Is it his intention to sanction the destruction of this rich gold field, and allow it to pass into the hands of private individuals?

Mr. Garrett answered,—

- (1.) There is no proclaimed or recognized Gold Field at Glen Elgin.
- (2.) Land at Glen Elgin has been applied for by Mr. Alexander Rodgers.
- (3.) No.
- (4.) There being (as stated in reply to Question No. 1), no proclaimed Gold Field at Glen Elgin, inquiry into the matter will be necessary, and will be instituted without delay.

(2.) Land taken at Darling Harbour for Railway purposes:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What was the amount claimed by Mr. Bell for his land at Darling Harbour, taken for Railway purposes?
- (2.) What was the amount of valuation made by the Government valuator?
- (3.) What was the amount awarded by the arbitrator?
- (4.) The name of the arbitrator?

Mr. Lackey answered,—

- (1.) £2,000.
- (2.) £843 3s.
- (3.) £1,944; but I would desire to point out at the same time that the valuation of the Government valuator was made in 1866, and the recent valuation was arrived at in 1875.
- (4.) The arbitrator for the Commissioner for Railways was John Davies, Esq., and the arbitrator for Mr. Bell, R. B. Richardson, Esq.

(3.) Lake Macquarie:—Mr. *McEllhone*, on behalf of Mr. W. C. Browne, asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to send a Dredge to Lake Macquarie; and if so, when?

Mr. Lackey answered,—Yes, in about a fortnight.

(4.) Government Banking Account:—Mr. Taylor asked The Acting Colonial Treasurer, pursuant to Notice,—What was the amount of outstanding credits on the 3rd January which the Bank had recognised as obligations to pay on the Government Account?

Mr. Robertson answered,—I have endeavoured to find out what was meant by this question, and I have obtained a paper from the Treasury to this effect:—That the writer is at present unable to give information respecting what he understands to mean the outstanding credits in London on the 3rd instant, the Government not having received the Bank's account of a date later than the 31st October last. I do not wish to withhold from the Honorable Gentleman the information he wants, and if he will frame his question in such a manner as to make it more intelligible to me, I shall be able, possibly, to answer it more satisfactorily.

2. PAPERS :—

Mr. Garrett laid upon the Table,—Abstract of Crown Lands reserved from Sale until Surveyed for the preservation of Water Supply, or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1. (November and December, 1875.)
Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Further Correspondence respecting defective Rails supplied by the Park Gate Iron Company.
- (2.) Return to an Order, made on 21st December, 1875, in reference to Coal used for Railway purposes on the Great Northern Railway.

Ordered to be printed.

3. ELECTORATE OF THE BOGAN (*Formal Motion*):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the amount of money spent in the Bogan Electorate during 1873, 1874, and 1875.
Question put and passed.

4. DUTY ON TOBACCO (*Formal Motion*):—Mr. Davies moved, pursuant to Notice, That the Petition presented by him on 14th January, from Residents of the Bathurst District, against the proposed increased Duties on Tobacco, be printed.
Question put and passed.

5. ROAD THROUGH MESSRS. BADGERY'S LAND AT SUTTON FOREST (*Formal Motion*):—Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 18th January, from Henry and Edward Hamilton Badgery, relative to a Road proclaimed through their land at Sutton Forest, be printed.
Question put and passed.

6. FITZGERALD'S ENABLING BILL (*Formal Motion*):—Mr. Piddington moved, pursuant to Notice, That the Petition presented by him on 18th January, from the Trustees of the Hawkesbury Benevolent Society, against the passing of Fitzgerald's Enabling Bill, be printed.
Question put and passed.

7. BATHURST PRESBYTERIAN CHURCH TRUSTEES ENABLING BILL (*Formal Motion*):—

(1.) Mr. Pilcher moved, pursuant to Notice, for leave to bring in a Bill to enable the Trustees of a certain parcel of Land, situated in George-street, Bathurst, in the Colony of New South Wales, to sell the said land, and to provide for the appropriation of the proceeds of such sale.
Question put and passed.

(2.) Mr. Pilcher 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 certain parcel of Land situated in George-street Bathurst in the Colony of New South Wales to sell the said land and to provide for the appropriation of the proceeds of such sale,*"—read a first time.

8. WAYS AND MEANS:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Robertson,—“That Mr. Speaker do now leave the Chair,”—upon which Mr. Parkes had moved, as an amendment, the omission of all the words after the word “That,” with a view to the insertion in their place of the words—“an Address be presented to the Governor, respectfully informing His Excellency that this House, while disapproving of other measures proposed by His Excellency's Advisers, is of opinion that the provision for the promotion of Immigration is entirely inadequate to meet the wants of the Colony; and further especially disapproves of so much of the proposals submitted for Railway Extension as includes the expenditure of upwards of £1,100,000 for the construction of Railways from Sydney to Wollongong, and from Junee to Narrandera,”—

And the Question being again proposed, That the words proposed to be omitted stand part of the Question,—

The House resumed the said adjourned Debate.

And the House continuing to sit till after Midnight,—

THURSDAY, 20 JANUARY, 1876 A.M.

Mr. G. A. Lloyd moved, That this Debate be now adjourned until to-morrow.

Debate ensued.

Question put and passed.

The House adjourned at fifteen minutes after Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 29.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 JANUARY, 1876.

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

QUESTIONS:—

- (1.) Bridge at Jackson's Swamp:—*Mr. Driver*, on behalf of *Mr. Pilcher*, asked the Secretary for Public Works, pursuant to Notice,—Have tenders been called for the erection of the Bridge at Jackson's Swamp?

Mr. Lackey answered,—Tenders have not been invited, pending voting of a sum of money for contingent vote, from which the expense is to be defrayed.

- (2.) Railway Platforms at George's Plains and Back Creek:—*Mr. Driver*, on behalf of *Mr. Pilcher*, asked the Secretary for Public Works, pursuant to Notice,—What determination (if any) has been come to with reference to the Railway Stations or Platforms at the junction of the Vale and Rockley Roads and at Back Creek, both upon the Great Western Extension?

Mr. Lackey answered,—It has been decided to erect a Platform at George's Plains in preference to the proposed site at the junction of the Vale and Rockley Roads. Inquiry is now being made as regards the proposal to erect a Platform at Back Creek.

- (3.) Non-delivery of Newspapers:—*Mr. Baker* asked the Postmaster General, pursuant to Notice,—

(1.) Has the attention of the Post Office Department been drawn to the inconvenience arising to the public by the loss of Newspapers in their transmission through the Post Office?

(2.) Will he consider if some steps cannot be taken by calling to account the offending Country Postmasters, or otherwise to remedy the evil complained of by the public in the frequent non-delivery of Newspapers, which it is known have been regularly posted?

Mr. Burns answered,—

(1 and 2.) It is often alleged that Newspapers are lost in their transmission through the Post, and in every instance in which complaint has been made to the Department inquiry has been made. If the Honorable Member, or any other person, will furnish me with particulars of any case in which Newspapers are known to have been so lost, I shall direct the fullest inquiries to be instituted.

- (4.) Road from Murrumburrah to Young:—*Mr. Baker* asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the name of the Local Officer of the Roads Department who reported, as was stated in a letter from the Works Department to the Member for the Southern Gold Fields, dated the 22nd October last—"That no portion of the road, Murrumburrah to Young, is in better order than the part referred to in the Petition, which forms the main street in Wombat"?

(2.) Has this local officer been any length of time in the Public Service; and if so, has he been long stationed in the neighbourhood of Wombat?

(3.) Is it the custom of the Government, when the report of a Local Officer regarding the condition of certain roads is at variance with the statements of a number of the inhabitants of a town or district, to accept such report as correct, and the statements of such inhabitants as erroneous, or to cause further inquiry to be made into the matter before coming to a conclusion as to what is necessary to be done?

Mr. Lackey answered,—

(1.) *Mr. J. B. Meldrum*.

(2.) *Mr. Meldrum* has been thirteen years in the service, and ten years stationed at Yass, during which time he has had charge of the road through Wombat.

(3.) The Government consider the professional report of the local officer more likely to be correct than the statements of persons directly interested. Wherever such report is officially called in question, however, the officer is asked to reconsider it, and if the matter is of sufficient importance, another officer is sent to investigate further.

(5.)

(5.) District Court Summonses.—Coroners Inquests:—Mr. Scholey asked the Colonial Secretary, pursuant to Notice,—When will the Returns ordered by this House on the 15th December, 1875, be laid upon the Table, viz.:—

- (1.) A Return showing the number of District Court Summonses granted by the Registrar of each Court held at Bathurst, Goulburn, Maitland, and Newcastle, for six months ending June, 1875?
- (2.) A Return showing the number of Inquests held by each Coroner in the Districts of Maitland and Paterson, Newcastle, Goulburn, and Bathurst, for the year ending December, 1874, and the cost of each Inquiry?

Mr. Robertson answered,—

- (1.) The Return concerning the District Court Summonses is now ready, and I will lay it upon the Table as soon as I have an opportunity.
- (2.) With regard to the number of Inquests, the Return has not been completed, but I hope to be able to lay it upon the Table in the course of a few days.

(6.) Gold Fields Reserve at Denison Diggings:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) What is the area of the Gold Fields Reserve at Denison Diggings?
- (2.) Who is the said Reserve leased to, and what is the rent received for it?
- (3.) Will the Government cancel the lease of said Reserve, and throw it open to the diggers to run their stock on?

Mr. Garrett answered,—I regret that I am able to give only a partial answer to the Honorable Member's question. The Reserve is 167 square miles, and was proclaimed on the 23rd December, 1861. It includes the whole or portions of several pastoral leases, but I am not able to give the Honorable Member the names of the lessees. As to the question of cancellation, that is a matter for further consideration.

(7.) Right of Surveyors to Purchase Crown Lands:—Mr. Gray asked the Secretary for Lands, pursuant to Notice,—Is there any Minute or Order existing in the Lands Department prohibiting Surveyors and Officers of the Department from dealing in mineral or other lands; and if so, what is the purport of such Order or Minute?

Mr. Garrett answered,—One of the General Directions to Surveyors is as follows:—"The Surveyor will be at liberty to purchase a homestead from the Crown, but his position precludes his availing himself of the right to purchase Crown Lands (beyond such homestead) in a district in which he may be employed, and any departure from this rule will render him liable to be removed from the "public service." There has never been any Order or Minute promulgated in the Lands Department on the subject.

(8.) Prothonotary of the Supreme Court:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

- (1.) Did not the office of Prothonotary of the Supreme Court of New South Wales become vacant by the death of David Bruce Hutchinson, Esquire, on the 12th instant?
- (2.) Is it not a fact, and are the Government aware, that Writs of Summons, Execution, &c., cannot be issued, and that the business generally of the office of the Supreme Court has been brought to a standstill by reason of such vacancy?
- (3.) Have any applications been made for the appointment, and who are such applicants?
- (4.) Has any person been appointed to the office (so vacant), if not, what has occasioned the delay in such appointment, and when will such appointment be made?
- (5.) Is it not necessary, for the protection of the public interest, that a Prothonotary be appointed immediately?

Mr. Robertson answered,—

- (1.) No; he died on the 11th instant.
- (2.) It is not the fact that Writs of Summons, Execution, &c., cannot be issued, but doubts have been expressed by some members of the legal profession as to the legality of such writs.
- (3.) A number of applications have been made for the appointment, but it is not customary or expedient, and would not serve any public purpose, to inform the Honorable Member of the names of the applicants.
- (4.) A person will be appointed to the office, and his appointment will be gazetted early next week. The delay has been occasioned by the consideration of the claims, and the fitness of the various applicants, and by reference to their Honors the Judges of the Supreme Court, concerning the appointment, as it was thought desirable to have the expression of their Honors opinion.
- (5.) I think after the other answers I have given, it is almost unnecessary to say anything in reply to this question.

(9.) Assistant Postmaster at Tamworth:—Mr. Bennett asked the Postmaster General, pursuant to Notice,—

- (1.) The name of the present Assistant Postmaster at Tamworth?
- (2.) The date of his appointment?
- (3.) The salary he receives?
- (4.) Why did he not finally appoint the first applicant to the office after he had served four months as a probationer?

Mr. Burns answered,—

- (1.) The name of the present Postal Assistant in the office at Tamworth is Edward Conolly.
- (2.) 13th December, 1875.
- (3.) £75 per annum.
- (4.) If the Honorable Member means Mr. Chandler, I have to say that he was appointed from the 5th June, and that he resigned on the 30th October, 1875.

2. DUTY ON TOBACCO:—

- (1.) Mr. H. H. Brown presented a Petition from Residents on the Paterson, Allyn, and Williams Rivers, in favour of the proposal to increase the Duty on Imported Tobacco.
- (2.) Mr. Farnell presented the following Petitions against the proposed increased Duties on Tobacco:—
- (1.) From Inhabitants of the Borough of Mudgee.
 - (2.) From Inhabitants of Gundaroo and the surrounding District.
- Petitions received.

3. PAPERS:—

Mr. Garrett laid upon the Table,—Return to an Order, made on 15th December, 1875, in reference to District Court Summonses.

Ordered to be printed.

Mr. Lackey laid upon the Table,—

(1.) Return to an Order, made on 22nd December, 1875, in reference to Railway Trucks used for the conveyance of Firewood.

(2.) Return to an Order, made on 21st December, 1875, in reference to the Windsor and Richmond Railway.

Ordered to be printed.

4. PETERSHAM LAND PURCHASE BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having appointed a Select Committee on the "Petersham Land Purchase Bill," and that Committee being desirous to examine Samuel Henry Terry, Esq., 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, 20th January, 1876.*

JOHN HAY,
President.

Mr. Garrett moved, That Mr. Terry have leave to attend and give evidence accordingly, if he think fit.

Question put and passed.

Ordered, that the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

In answer to the Message from the Legislative Council, dated the 20th January, 1876, requesting leave for Samuel Henry Terry, Esquire, a Member of the Legislative Assembly, to attend and be examined before a Select Committee of the Legislative Council on the "Petersham Land Purchase Bill,"—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, 20th January, 1876.*

5. FITZGERALD'S ENABLING BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable Robert Marsden Fitzgerald the Executor of the last Will and Testament of Robert Fitzgerald deceased to pay a certain capital sum of money unto the Trustees of a certain Society denominated the 'Hawkesbury Benevolent Society' for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling and to enable the Trustees of the said Society to receive a certain capital sum of money from the said Robert Marsden Fitzgerald in lieu of an annual payment by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling,*"—with the amendments indicated by the accompanying Schedule, including amendments in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 20th January, 1876.*

JOHN HAY,
President.

FITZGERALD'S ENABLING BILL.

SCHEDULE of the amendments referred to in Message of 20th January, 1876.

For JOHN J. CALVERT,

Clerk of the Parliaments,

ADOLPHUS P. CLAPIN,

Clerk Assistant.

- Page 1, Title, line 1. Omit "enable Robert Marsden Fitzgerald" insert "authorize"
- " " " 2. Omit "and testament"
- " " " Omit "deceased"
- " " " 3. Omit "a certain capital sum of money unto" insert "and"
- " " lines 3 and 4. Omit "a certain Society denominated"
- " " " 5 to 7. Omit "for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling and to enable the Trustees of the said Society"
- " " line 8. Omit "from the said Robert Marsden Fitzgerald"
- " " lines 9 and 10. Omit "by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling"
- " 2, Preamble, line 1. Omit "the said"
- " " " 43. Omit "and"
- " " " After "Society" insert "and they"

- Page 2, Preamble, line 47. Omit "eleven hundred and eleven" insert "twelve hundred and fifty"
 " " " 51. Omit "a certain" insert "that"
 " " " 52. Omit "of money"
 Pages 2 and 3, clause 1, lines 59 and 1. Omit "eleven hundred and eleven" insert "twelve hundred and fifty"
 Page 3, clause 2, line 7. Omit "eleven hundred and eleven" insert "twelve hundred and fifty"
 " " " Omit "sterling"
 " " 3, " 14. Before "capital" insert "said"
 " " " Omit "of eleven hundred and eleven pounds sterling"
 " " 4, " 27. After "the" insert "said"
 " " lines 27 and 28. Omit "of eleven hundred and eleven pounds sterling"
 " " 5, line 34. Omit "of eleven hundred and eleven pounds"
 " " 6, " 52. Omit "of eleven hundred and eleven pounds"
 " 4, " 7, " 1. Omit "of eleven hundred and eleven pounds"

Examined—

J. GEO. LONG INNES,
 Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration in Committee of the Whole on Friday, 28th January.

6. BATHURST PRESBYTERIAN CHURCH TRUSTEES ENABLING BILL ("*Formal*" Motion):—*Mr. Driver*, on behalf of *Mr. Pilcher*, moved, pursuant to Notice;—
 (1.) That the Bathurst Presbyterian Church Trustees Enabling Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of *Mr. Hill*, *Mr. Fitzpatrick*, *Mr. Day*, *Mr. W. H. Suttor*, *Mr. Macintosh*, *Mr. Greville*, *Mr. McElhone*, *Mr. Nelson*, *Mr. Farnell*, and the Mover.
 Question put and passed.
7. ADJOURNMENT:—*Mr. Parkes* moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
8. DUTY ON TOBACCO:—*Mr. Gray* presented a Petition from Inhabitants of the City of Goulburn, in reference to the proposal to increase the Duties on Tobacco; and praying that the House will refuse to sanction the proposed alteration of the Duties.
 Petition received.
9. WAYS AND MEANS:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of *Mr. Robertson*,—"That *Mr. Speaker* do now leave the Chair,"—upon which *Mr. Parkes* had moved, as an amendment, the omission of all the words after the word "That," with the view to the insertion in their place of the words—"an Address be presented to the Governor, respectfully informing His Excellency that this House, while disapproving of other measures proposed by His Excellency's Advisers, is of opinion that the provision for the promotion of Immigration is entirely inadequate to meet the wants of the Colony; and further especially disapproves of so much of the proposals submitted for Railway Extension as includes the expenditure of upwards of £1,100,000 for the construction of Railways from Sydney to Wollongong, and from Junee to Narrandera,"—

And the Question being again proposed, That the words proposed to be omitted stand part of the Question,—

The House resumed the said adjourned Debate.

And the House continuing to sit till after Midnight,—

FRIDAY, 21 JANUARY, 1876 A.M.

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

The House divided.

Ayes, 34.

Mr. Robertson,	Mr. Clarke,
Mr. Garrett,	Mr. Macintosh,
Mr. Burns,	Mr. Warden,
Mr. Lackey,	Mr. Gray,
Mr. Lucas,	Mr. Jacob,
Mr. Long,	Mr. Montague,
Mr. Cameron,	Mr. Wright,
Mr. J. Watson,	Mr. Cunneen,
Mr. W. Watson,	Mr. Greville,
Mr. Goold,	Mr. Thomas Brown,
Mr. Byrnes,	Mr. Charles,
Mr. H. H. Brown,	Mr. H. C. Dangar,
Mr. J. S. Smith,	Mr. Teece,
Mr. Lord,	Mr. Baker,
Captain Onslow,	
Mr. T. G. Dangar,	<i>Tellers.</i>
Mr. Davies,	Mr. Dibbs,
Mr. R. Forster,	Mr. Stuart.

Noes, 22.

Mr. Parkes,	Mr. Hill,
Mr. Farnell,	Mr. Cohen,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Driver,	
Mr. W. H. Suttor,	Mr. Stephen Brown,
Mr. Bennett,	Mr. Fitzpatrick.
Mr. Scholey,	
Mr. Stevens,	
Mr. F. B. Suttor,	
Mr. Buchanan,	
Mr. Sutherland,	
Mr. McElhone,	
Mr. Day,	
Mr. Shepherd,	
Mr. Nelson,	
Mr. Meyer,	
Mr. Piddington,	
Mr. R. B. Smith,	

And so it was resolved in the affirmative.

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

Whereupon *Mr. Speaker* left the Chair, and the House resolved itself into the Committee of Ways and Means.

Mr.

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

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the report be *now* received.

The Resolution was then read a first time, as follows:—

- (1.) *Resolved*,—That to make good the supply granted to Her Majesty for the service of the year 1876, there be granted out of the Consolidated Revenue Fund of New South Wales the sum of £1,733, for the expenses of the Establishment of His Excellency the Governor, for the year 1876.

On motion of Mr. Robertson, the Resolution was read a second time, and agreed to.

The House adjourned at five minutes after One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 30.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 21 JANUARY, 1876.

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

QUESTIONS:—

- (1.) Mr. M'Donald, Land Agent at Tamworth:—*Mr. W. C. Browne*, on behalf of Mr. McElhone, asked the Secretary for Lands, pursuant to Notice,—When will the reply of Mr. M'Donald, Land Agent at Tamworth, to the charges made by me, be laid on the Table of the House?

Mr. Garrett answered,—I shall be glad to lay these Papers upon the Table of the House when they are ordered in the usual way.

- (2.) Mr. Dennis Leucy's Conditional Purchases at Boramble Creek:—*Mr. W. C. Browne*, on behalf of Mr. McElhone, asked the Secretary for Lands, pursuant to Notice,—
(1.) On what grounds did the Surveyor refuse to measure Mr. Dennis Leucy's Free Selection of 200 acres at Boramble Creek, taken up by him at Murrurundi?

(2.) What is the reason that he could not get the quantity of land selected by him?

Mr. Garrett answered,—Mr. Dennis Leucy made three Conditional Purchases,—60 acres, 8th January, 1874, under sec. 13; 60 acres, same date; 40 acres, 5th March, 1874. Survey of the first purchase has been received from Mr. J. S. Wyncham; but the two applications for additional purchases were returned by the Surveyor, on the ground that the lands applied for were improved by M. A. Town. The matter has again been referred to the Surveyor on 12th ultimo for additional report.

- (3.) Volunteer Land Orders:—*Mr. Davies*, on behalf of Mr. Cameron, asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that a large number of Volunteer Land Orders, due on the 31st December last, are not yet issued, although the men to whom they belong have made repeated applications for them?

(2.) What is the reason of this delay, and will it be remedied as soon as possible?

Mr. Robertson answered,—I may say that I have put great pressure on the Military Department in order to have the Papers with reference to Major Shepherd laid upon the Table of the House, and the following answer to the questions has been supplied by the Brigade Office:—"About twenty have been delayed, partly by reason of necessary returns not having been rendered by officers commanding corps—omission of officers commanding corps in not having rendered the dates of joining on application, necessitating the return of the documents for the information. Lastly, the preparation of voluminous documents urgently required by the Colonial Secretary's Department. Most of the Orders were ready for issue to officers commanding corps on the 19th instant, the remainder the day following."

- (4.) Bridge at Moree:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has a site been chosen for the erection of a Bridge over the Mihi River at Moree?

(2.) Is the Government aware that the frontage in that locality is fast being alienated, and unless a site is reserved it may be difficult to procure a good one?

(3.) Will steps be taken to do so?

Mr. Lackey answered,—

(1.) No.

(2.) The Government is not aware that all the frontage is being alienated; being in the centre of a town there are, no doubt, sufficient reserves.

(3.) The local officer is now *en route* to determine site.

(5.)

- (5.) Excursion Tickets, Great Northern Railway :—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to issue Excursion Tickets on the Great Northern Railway available from Saturday till Monday, as on the Southern and Western Railways?

Mr. Lackey answered,—Yes, the proposal has now been approved by the Governor and Executive Council in terms of the "Railway Act," and will come into operation on Saturday, the 29th instant.

- (6.) Seaworthiness of Steamships :—Mr. Davies, on behalf of Mr. Hoskins, asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the opinion of the Crown Law Officers been taken by the Government with the view of ascertaining whether the provisions of the Colonial Navigation Act in respect to providing seaworthy Steam Vessels for the conveyance of passengers from this Colony to Foreign Countries, can be enforced in respect to ships with a foreign register?

(2.) Are the Government of opinion, based upon advice given by the Crown Law Officers, that the provisions of the Colonial Navigation Act in respect to the seaworthiness of the Steamships employed in the conveyance of the Mails between this Colony and San Francisco can be enforced?

(3.) Was the Steamship "City of San Francisco" provided with a Certificate from the Marine Board of this Colony in respect to her seaworthiness and fitness to convey passengers to San Francisco previous to leaving this port?

Mr. Robertson answered,—

(1.) Not yet.

(2.) The first answer is also a reply to the second question; but I desire to say a few words further to elucidate this matter. Doubts, almost at the last moment, prior to the departure of the ship, arose as to whether or not she could be brought under the Act alluded to, in consequence of her sailing under a foreign flag, and having been cleared out for San Francisco, a foreign port. The whole matter of the legal position of this Company's ships clearing from this port has occupied my attention, and that of the department to which such business belongs. I may add that the Government made themselves acquainted, through the Marine Board's Engineer, with the fact that the ship was perfectly sound, as I have already stated to the House. A variety of very difficult international questions have arisen with regard to this matter, and the opinion of the Law Officers will be obtained upon them before the departure of any other of these ships.

- (7.) Railway Sleepers :—Mr. W. H. Suttor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is the Government aware that timber of an inferior quality (white gum) is being largely used for Sleepers on the Orange Extension of the Western Line of Railway?

(2.) Is such timber so used by authority of the Railway Department?

Mr. Lackey answered,—I am informed that no white gum Sleepers have been used on the Orange Extension.

- (8.) Gold Field Reserve at Solferino :—Mr. R. Forster asked the Secretary for Lands, pursuant to Notice,—When will the Return in reference to the Gold Field Reserve at Solferino, ordered by this House on 3rd July, 1875, be laid upon the Table?

Mr. Garrett answered,—As soon as possible; I cannot state positively the exact time, owing to the number of Returns at present in hand, several of which were ordered by the House previously to that referred to. No delay shall, however, take place.

- (9.) East Maitland Public Reserve :—Mr. Scholey asked the Secretary for Lands, pursuant to Notice,—

(1.) Whether the letters written by the East Maitland Council, directed to the Minister for Lands, dated respectively the 6th of September last, the 13th October last, and 27th of same month, the 20th November last, and the 14th and 31st December last, and having referene to the approval, pursuant to the provisions of the Public Parks Act of 1854, of the Rules and Regulations for the East Maitland Public Reserve, framed by the Council under the Act 39 Vic. No. 3, have been received?

(2.) If all these letters have not been received, then which, and when?

(3.) Have any of these letters been replied to; and if so which, and when?

(4.) If none of them, though received, have not been replied to, then why not?

(5.) Is it intended that the application of the Council to have these Rules and Regulations approved shall be ignored?

(6.) If not, what is going to be done in the matter, and when?

Mr. Garrett answered,—

(1.) Yes, with the exception of the letter of the 6th September, which was said to cover the Rules and Regulations.

(2.) One letter dated 13th October was received on the 14th; one the 27th, received 28th; one the 20th November, received 23rd; one the 14th December, received the 15th; one the 31st December, received 5th January, 1876.

(3.) No.

(4.) Because the Papers have only just been returned from the Department of Justice and Public Instruction, where they were sent in May last, with a view to the preparation of a Bill to vest the Reserve in the Municipal Council.

(5.) No.

(6.) The matter will be considered when the second copy of the Rules, which the Honorable Member has promised shall be furnished, has been received.

- (10.) Railway from Berrima Coal Fields to Main Southern Line :—Captain Onslow asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has any offer been made by any person or persons to construct a Railway from the Berrima Coal Fields to the Main Southern Line?

(2.) The name or names of the persons making this offer?

(3.) At what point will the proposed line join the Main Line?

(4.) Has a survey of the proposed Line been made; if not, do the Government intend to make one?

Mr.

Mr. Lackey answered,—

(1.) A conditional offer was made in September last to construct this line.

(2.) Mr. Daniel Williams.

(3.) The exact point is not known. Mr. Williams states in his letter on the subject that the junction would be "a few miles north or south of Moss Vale."

(4.) No survey has yet been made by the Government; they have not determined on what future course will be taken.

(11.) Hyde Park Reserve:—Mr. Hill asked the Secretary for Lands, pursuant to Notice,—

(1.) Has a portion of the Hyde Park Reserve, near the Museum, been alienated, or promised to any person or body?

(2.) If so, at whose request, and to whom has such land been granted, and for what purpose?

Mr. Garrett answered,—

(1.) Yes; about 1 rood 22 perches, at the corner of Boomerang and William Streets, and fronting Boomerang-street, has been granted as a site for an Asylum for the Indigent Blind. An abstract of the proposed dedication was laid upon the Table of the House last week.

(2.) At the instance of Messrs. Shepherd Smith, Robert L. Tooth, and John Dawson, as executors of the late Mr. J. N. Woods, who bequeathed, on certain conditions, the sum of £5,000 for the erection of the building.

2. SPECIAL ADJOURNMENT:—Mr. Robertson (*with the concurrence of the House*) moved, without Notice, That this House, at its rising on Tuesday next, do adjourn until Thursday, the 27th instant. Question put and passed.

3. PAPER:—Mr. Speaker laid upon the Table,—Copy of a Minute of the Governor and Executive Council authorizing the application of a Balance from one Head of Service to another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870. Ordered to be printed.

4. ADJOURNMENT:—Mr. Bennett moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. ELECTORATE OF THE GWYDIR ("*Formal*" Motion):—Mr. Davies, on behalf of Mr. T. G. Dangar, moved, pursuant to Notice,—

(1.) That there be laid upon the Table of this House, a Return of all Moneys received from the Gwydir Electorate for the sale of land by auction, by conditional purchase, rents of lands, and all other sources, per year, since 1871.

(2.) A Return of all Moneys spent on Roads, Bridges, and other Public Works in the Gwydir Electorate, per year, since 1871.

Question put and passed.

6. CLAIMS AGAINST THE GOVERNMENT OF NEW SOUTH WALES BILL ("*Formal*" Motion):—Mr. Terry moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to enforce Claims against the Government of New South Wales, and to consider of an Address to His Excellency the Governor, praying that provision be made by Message for the carrying out of the provisions of the said Bill.

Question put and passed.

7. DUTY ON TOBACCO ("*Formal*" Motions):—

(1.) Mr. Davies, on behalf of Mr. H. H. Brown, moved, pursuant to Notice, That the Petition presented by him on 20th January, from Residents on the Paterson, Allyn, and Williams Rivers, in favour of the proposed Duties on Tobacco, be printed.

Question put and passed.

(2.) Mr. Farnell moved, pursuant to Notice, That the two Petitions presented by him on 20th January, from the Inhabitants of Mudgee and Gundaroo, relative to the proposal to increase the Duties on Tobacco, be printed.

Question put and passed.

8. DISTRICT COURTS ACT AMENDMENT BILL (No. 2.) ("*Formal*" Motion):—

(1.) Mr. Greville moved, pursuant to Notice, for leave to bring in a Bill to amend the District Courts Act of 1858.

Question put and passed.

(2.) Mr. Greville presented a Bill, intituled "A Bill to amend the District Courts Act of 1858,"—which was read a first time.

Ordered to be printed, and read a second time on Friday, 18th February.

9. POSTPONEMENTS:—The following Orders of the Day postponed until Friday, 4th February:—

(1.) Libel Law Amendment Bill; second reading.

(2.) Barristers Admission Bill; second reading.

10. SUMMARY RECOVERY OF MONEY FOR LABOUR BILL:—Mr. Jacob proceeding to move the second reading of this Bill,—

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Bennett, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. H. C. Dangar, Mr. Davies, Mr. Dibbs, Mr. Driver, Mr. R. Forster, Mr. Jacob, Mr. Lackey, Mr. Lucas, Mr. Macintosh, Mr. Parkes, Mr. Robertson, Mr. W. H. Suttor, Mr. Terry, and Mr. W. Watson,—Mr. Speaker adjourned the House at two minutes before Seven o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 31.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 JANUARY, 1876.

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

QUESTION.—Appointments in the Post Office:—Mr. Taylor asked the Postmaster General, pursuant to Notice,—How many persons have been appointed in the Department of the Post Office from the time the present Government came into Office until the present time?

Mr. Burns answered,—I presume that the Honorable Member refers to new permanent appointments, of which I intend to cause a Return to be prepared.

2. ELECTORATE OF LIVERPOOL PLAINS:—Mr. Wisdom presented a Petition from Residents of the Western portion of the Electoral District of Liverpool Plains, praying that steps may be taken for dividing the Electorate into two Electorates.
Petition received.
3. DUTY ON TOBACCO:—Mr. Taylor presented a Petition from Inhabitants of the Borough of Parramatta, in reference to the proposal to increase the Duties on Tobacco; and praying that the House will refuse to sanction the proposed alteration of the Duties.
Petition received.
4. PAPER:—Mr. Lucas laid upon the Table,—Regulations made by the Mining Board of New South Wales.
Ordered to be printed.
5. THE HONORABLE WILLIAM FORSTER:—Mr. Buchanan moved, pursuant to Notice,—
(1.) "That," in the opinion of this House, the Seat of William Forster, Member for The Murrumbidgee, has become, and is hereby declared vacant, in consequence of his acceptance of an office of emolument under the Crown.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Mr. Fitzpatrick moved, That the Question be amended, by the omission of all the words thereof after the word "That," in the first Resolution, with a view to the insertion in their place of the words "while this House is not in a position to say whether the Honorable William Forster has or has not accepted a new office of emolument under the Crown, it yet desires to record its opinion that the departure from the Colony of the Colonial Treasurer without the sanction of, or any reference to, this House, is in a high degree reprehensible."
Question proposed, That the words proposed to be omitted stand part of the Question.
Mr. Long moved, That this Debate be now adjourned until this day week.
Debate ensued.
Question,—That this Debate be now adjourned until this day week,—put and negatived.
Mr. H. C. Dangar moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
Original Question, and the proposed amendment thereon, again stated.
Question again proposed, That the words proposed to be omitted stand part of the Question.
Debate continued.
Mr. Cameron moved, That this Debate be now adjourned until next Friday week.
Debate ensued.
Question put.

The

The House divided.

Ayes, 17.

Mr. Cameron,	Mr. R. B. Smith,
Mr. Farnell,	Mr. Wisdom,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. W. H. Suttor,	Mr. Nelson,
Mr. McElhone,	Mr. Fitzpatrick.
Mr. Stephen Brown,	
Mr. Stevens,	
Mr. Parkes,	
Mr. R. C. Dangar,	
Mr. Driver,	
Mr. Buchanan,	
Mr. Meyer,	
Mr. Hill,	

Noes, 26.

Mr. Robertson,	Mr. Thomas Brown,
Mr. Burns,	Mr. Booth,
Mr. Lackey,	Mr. Davies,
Mr. Long,	Mr. Wright,
Mr. Lucas,	Mr. Macintosh,
Mr. H. H. Brown,	Mr. Warden,
Mr. Stuart,	Mr. Montague,
Mr. Lord,	Mr. Dibbs,
Mr. Garrett,	Mr. Jacob,
Mr. Gray,	Mr. F. B. Suttor,
Mr. Byrnes,	<i>Tellers.</i>
Mr. W. Watson,	Mr. R. Forster,
Mr. Goold,	Mr. J. Watson.
Mr. Day,	

And so it passed in the negative.

Original Question, and the proposed amendment thereon, again stated.

Question again proposed, That the words proposed to be omitted stand part of the Question.
Debate continued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 26 JANUARY, 1876 A.M.

Mr. Stevens moved, That this Debate be now adjourned until next Friday week.

Debate ensued.

Question put.

The House divided.

Ayes, 13.

Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Farnell,	Mr. H. C. Dangar,
Mr. Meyer,	Mr. W. H. Suttor.
Mr. Driver,	
Mr. R. B. Smith,	
Mr. Nelson,	
Mr. Fitzpatrick,	
Mr. Buchanan,	
Mr. Stevens,	
Mr. Sutherland,	
Mr. McElhone,	

Noes, 23.

Mr. Lucas,	Mr. T. G. Dangar,
Mr. Lackey,	Mr. Warden,
Mr. Burns,	Mr. Macintosh,
Mr. Garrett,	Mr. Thomas Brown,
Mr. Stuart,	Mr. W. Watson,
Mr. H. H. Brown,	Mr. Dibbs,
Mr. Long,	Mr. Goold,
Mr. Booth,	Mr. Wisdom,
Mr. Wright,	<i>Tellers.</i>
Mr. Montague,	Mr. Byrnes,
Mr. Gray,	Mr. Cameron.
Mr. Jacob,	
Mr. Davies,	

And so it passed in the negative.

Original Question, and the proposed amendment thereon, again stated.

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

Debate continued.

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

The House divided.

Ayes, 23.

Mr. Garrett,	Mr. Wright,
Mr. Burns,	Mr. Montague,
Mr. Lucas,	Mr. Booth,
Mr. Lackey,	Mr. Thomas Brown,
Mr. Long,	Mr. T. G. Dangar,
Mr. Stuart,	Mr. Jacob,
Mr. Cameron,	<i>Tellers.</i>
Mr. Gray,	Mr. W. Watson,
Mr. Goold,	Mr. Dibbs.
Mr. Byrnes,	
Mr. Wisdom,	
Mr. H. H. Brown,	
Mr. Macintosh,	
Mr. Warden,	
Mr. Davies,	

Noes, 13.

Mr. Nelson,
Mr. Driver,
Mr. Farnell,
Mr. G. A. Lloyd,
Mr. R. B. Smith,
Mr. Meyer,
Mr. Sutherland,
Mr. Stevens,
Mr. Buchanan,
Mr. McElhone,
Mr. H. C. Dangar,
<i>Tellers.</i>
Mr. W. H. Suttor,
Mr. Fitzpatrick.

And so it was resolved in the affirmative.

Original Question then put and negatived.

6. PAPERS:—Mr. Robertson laid upon the Table,—

- (1.) Returns, for 1874, under Real Property Act.
 - (2.) By-laws of the Borough of Grafton.
 - (3.) Correspondence respecting the Volunteer Force.
- Ordered to be printed.
- (4.) Compilation of Papers connected with the Volunteers and Military Force.

The House adjourned at six minutes after One o'clock A.M., until *Thursday next*, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 32.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 JANUARY, 1876.

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

QUESTIONS:—

- (1.) Land at Jervis Bay:—Mr. Gray asked the Secretary for Lands, pursuant to Notice,—

(1.) The names of all persons who have within the last four years taken up land on or near the shores of Jervis Bay, either by purchase or free selection, specifying whether such lands had previously been offered at auction or had been forfeited conditional purchases?

(2.) The date of selection or purchase, and quantity of each allotment taken up?

(3.) Have any mineral selections been made, and if so, by whom and to what extent, in same locality?

Mr. Garrett answered,—On the 26th September, 1873, Mr. J. Dent purchased at auction 1 rood 35 perches; on the same date Mr. A. Mackenzie purchased three lots of 1 rood 35 perches, 1 rood 35 perches, and 1 rood 30 perches; on the 7th November, 1874, Henry Parkes purchased 45 acres 1 rood as an after auction selection—this land was offered at auction on 3rd May, 1857, and the purchase was made in Sydney; on the 13th November, 1874, Henry Parkes purchased 68 acres, which also had been offered on the 3rd May, 1857; on the 7th November, 1874, Henry Parkes purchased two blocks of 50 acres and 30 acres, which had been offered at auction on 3rd May, 1857—these also were taken up in Sydney; on the 13th March, 1875, A. Conlon purchased 5 acres, which had been previously offered at auction on the 26th August, 1872; on the 19th May, 1873, J. Parnell purchased 4 acres 2 roods 34 perches, which had been offered at auction on the 26th August, 1872; there were five blocks of 2 roods each, which were purchased at auction on the 11th June, 1875 respectively, by A. Mackenzie, J. Parnell, A. Mackenzie, A. Mackenzie, and J. Parnell. With regard to conditional purchases within the last four years, the following have been made:—19th December, 1872, Samuel Leach, 40 acres, and John Clark, 40 acres; 6th May, 1875, Christopher Murray, 48 acres; 13th May, 1875, Joseph Murray, 42 acres; 3rd June, 1875, James Monaghan, 40 acres. I believe there were no mineral conditional purchases previously.

- (2.) Metropolitan Transit Commissioners:—Mr. McElhone asked the Acting Colonial Treasurer, pursuant to Notice,—

(1.) The amount of money received by the Transit Commissioners for Cab and Omnibus Licenses, and all sources, during 1875?

(2.) The amount received by the Transit Commissioners as Fees for their attendance in 1875?

(3.) The amount of money paid as Salaries to clerks and other officers during 1875?

(4.) The net balance in hand for 1875, after payment of all expenses in connection with the commission?

Mr. Robertson answered,—

(1.) £3,540 12s. 3d.

(2.) £306.

(3.) £2,042 9s.

(4.) £165 19s. 2d.

- (3.) Salaries of Judges of the Supreme Court:—Mr. Stuart asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to bring in a Bill this Session for increasing the Salaries of the Judges of the Supreme Court?

Mr. Robertson answered,—It is almost impossible in the present state of the public business, and the prospect in regard to business of very urgent importance, that the Government can attempt to deal with this question this Session. (4.)

- (4.) Destitute Children's Asylum :—*Mr. Davies*, on behalf of *Mr. R. Forster*, asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to proceed against the man Craddock, charged with illtreating the Boys at the Randwick Asylum, in like manner as they have already proceeded against the man Sproule?

Mr. Robertson answered,—The Government have not proceeded against Sproule, but the police; and the Inspector General of Police is making inquiries before a decision can be arrived at. I think Honorable Members on both sides of the House will admit that it would not be becoming for the Government to step forward in this matter. All that is necessary will be done by the police, and if they fail in their duty, I suppose the Government or the House will teach them not to neglect it. Of course, when the Attorney General and myself became acquainted with the extraordinary course that had been pursued at the Randwick Establishment, we did call the attention of the police to the matter, and it is now in their hands.

2. VOTE OF CREDIT :—The following Message from His Excellency the Governor was delivered by *Mr. Robertson*, and read by *Mr. Speaker*:—

HERCULES ROBINSON,
Governor.

Message, No. 4.

In accordance with the 54th clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly that provision be made for the expenses of the various Departments and Services of the Government for the month of January, 1876, together with other expenses of an urgent character.

Government House,

Sydney, 27th January, 1876.

Ordered to be printed, and taken into consideration in the Committee of Supply.

3. PAPERS :—

Mr. Robertson laid upon the Table,—

- (1.) By-laws of the Borough of Randwick.
- (2.) Further Correspondence relating to Major Shepherd's Case.

Ordered to be printed.

Mr. Garrett laid upon the Table,—Return to an Order, made on 17th June, 1875, in reference to Sites for Places of Public Worship.

Ordered to be printed.

Mr. Lackey laid upon the Table,—Return to an Order, made on 16th December, 1875, for Plans and Sections of the Railway Surveys from Cootamundra to Gundagai, and from Wagga Wagga to Deniliquin. (*As Exhibits only, and not to remain as Records of the House.*)

4. CONDITIONAL PURCHASES AT PORT HACKING CREEK :—*Mr. Gray* presented a Petition from *Henry Wilson* and *Michael Cawley*, representing that they are about to be deprived of certain lands selected by them at Port Hacking Creek, on the ground that the said lands are included within a Reserve; and praying the House to take the premises into consideration, with a view to relief.

Petition received.

5. SUSPENSION OF STANDING ORDERS ("*Formal*" Motion) :—*Mr. Robertson* moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876," through all its stages in one day; and would also preclude the Resolutions of the Committees of Supply and of Ways and Means respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively.

Question put and passed.

6. ELECTORATE OF LIVERPOOL PLAINS ("*Formal*" Motion) :—*Mr. Gray*, on behalf of *Mr. Wisdom*, moved, pursuant to Notice, That the Petition presented by him on 25th January, praying for the division of the Electorate of Liverpool Plains, be printed.

Question put and passed.

7. DUTY ON TOBACCO ("*Formal*" Motions) :—

- (1.) *Mr. Taylor* moved, pursuant to Notice, That the Petition presented by him on 25th January, from Residents of the Borough of Parramatta, against the proposed increase of Duty on Tobacco, be printed.

Question put and passed.

- (2.) *Mr. Gray* moved, pursuant to Notice, That the Petition presented by him on 20th January, from Inhabitants of Goulburn, against the proposed Duties on Tobacco, be printed.

Question put and passed.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported the Resolution, which was read a first time, as follows :—

- (2.) *Resolved*,—That there be granted to Her Majesty for the Services of the year 1876, a sum not exceeding £535,550, being £186,865 to defray the expenses of the various Departments and Services of the Colony for the month of January, 1876, at the rates which have been sanctioned for 1875, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1876; £60,000 to enable the Colonial Treasurer to make advances to Public Officers, and on account of other Governments, and to pay expenses of an unforeseen nature, which will afterwards be submitted for Parliamentary appropriation, the amount to be adjusted not later than the 31st December, 1877; and £288,685, for services of 1876 in excess of the monthly proportionate amount required for January.

On motion of *Mr. Robertson*, the Resolution was read a second time, and agreed to.

9. **WAYS AND MEANS:**—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means. Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported the Resolution, which was read a first time as follows:—

- (2.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1876, the sum of £535,550 be granted out of the Consolidated Revenue Fund of New South Wales,—being £186,865 to defray the expenses of the various Departments and Services of the Colony for the month of January, 1876; £60,000 to enable the Colonial Treasurer to make advances to Public Officers, and on account of other Governments, and to pay expenses of an unforeseen nature, to be afterwards submitted for Parliamentary appropriation; and £238,685 for Services of 1876 in excess of the monthly proportionate amount required for January.

On motion of Mr. Robertson, the Resolution was read a second time, and agreed to.

10. **CONSOLIDATED REVENUE FUND BILL:**—

- (1.) Ordered, on motion of Mr. Robertson, That leave be given to bring in a Bill, founded on Resolution of Ways and Means (No. 2) to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876.

- (2.) Mr. Robertson then presented a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—which was read a first time.

Ordered to be printed, and now read a second time.

- (3.) Bill read a second time.

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

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

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

Ordered, that the Bill be now read a third time.

- (4.) Bill read a third time,—and, on motion of Mr. Robertson, *passed*.

Mr. Robertson 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 Services of the Year 1876*."

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 27th January, 1876.*

- (5.) Mr. 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 Services of the Year 1876*,"—returns the same to the Legislative Assembly, without amendment.

*Legislative Council Chamber,
Sydney, 27th January, 1876.*

JOHN HAY,
President.

11. **ADJOURNMENT:**—Mr. J. S. Smith moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

12. **POSTPONEMENT:**—The Order of the Day for the further consideration in Committee of the Coal Mines Regulation Bill postponed until Wednesday next.

13. **AGREEMENTS VALIDATING BILL:**—The Order of the Day having been read,—Mr. Robertson moved, That this Bill be now read a second time.

Debate ensued.

Mr. R. B. Smith moved, That this Debate be now adjourned until Wednesday next.

Debate ensued.

Question put.

The House divided.

Ayes, 11.

Mr. R. B. Smith,
Mr. Fitzpatrick,
Mr. Piddington,
Mr. Cohen,
Mr. Driver,
Mr. McElhone,
Mr. Sutherland,
Mr. G. A. Lloyd,
Mr. Farnell,

Tellers.

Mr. Nelson,
Mr. Stephen Brown.

Nocs, 20.

Mr. Robertson,	Mr. Shepherd,
Mr. Lucas,	Mr. Terry,
Mr. Burns,	Mr. Long,
Mr. Lackey,	Mr. Gray,
Mr. H. H. Brown,	Mr. Cameron,
Mr. Garrett,	<i>Tellers.</i>
Mr. J. S. Smith,	
Mr. Davies,	Mr. Jacob,
Mr. Stuart,	Mr. T. G. Dangar.
Mr. Dibbs,	
Mr. Montague,	
Mr. Macintosh,	
Mr. Greville,	

And so it passed in the negative.
Debate on Original Question continued.

And

And the House continuing to sit till after Midnight,—

FRIDAY, 28 JANUARY, 1876 A.M.

Question put, That this Bill be now read a second time.

The House divided.

Ayes, 13.		Noes, 6.
Mr. Robertson,	Mr. Long,	Mr. Farnell,
Mr. Garrett,	Mr. Lackey,	Mr. Driver,
Mr. Burns,	Mr. Montague,	Mr. Cohen,
Mr. Lucas,	<i>Tellers.</i>	Mr. Shepherd,
Mr. Dibbs,		<i>Tellers.</i>
Mr. Stuart,	Mr. Davies,	Mr. Jacob,
Mr. Gray,	Mr. Greville.	Mr. Fitzpatrick.
Mr. Cameron,		

And it appearing by the Tellers Lists that there was not a Quorum of Members present,—

Mr. Speaker adjourned the House at twenty-five minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 28 JANUARY, 1876.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

- (1.) Consolidated Revenue Fund Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 5.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—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, 28th January, 1876.

- (2.) Employment of Members of Parliament by the Government:—

HERCULES ROBINSON,
Governor.

Message, No. 6.

The Governor desires to state that he has laid before his Responsible Advisers the Address of the Legislative Assembly of the 21st ultimo, conveying the opinion of the House that the Government should not employ any Member of the Legislative Council or the Legislative Assembly in any office or temporary employment to which remuneration is attached while he continues to hold his Seat as a Representative of the People.

Government House,
Sydney, 28th January, 1876.

2. QUESTIONS:—

- (1.) Railway Carriages:—Mr. Cohen asked the Postmaster General, pursuant to Notice,—Is he aware that the Railway Carriages used on the Great Northern Line for the conveyance and sorting of the Mails are inadequate for the purpose of sorting; and if so, will he take any steps to have carriages suitable for that purpose provided for that line?

Mr. Burns answered,—It was reported to me some weeks ago that the carriages provided for the postal service were unsuitable, and steps were then taken to have them replaced by others of a suitable character, which will be ready for use in a few days.

- (2.) Newtown Railway Station:—Mr. Stephen Brown asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have several complaints been made to him as to the inadequate accommodation at the Newtown Railway Station, not only for passengers, but also for the unloading of trucks, and for the receipt and delivery of goods?

(2.) Is he aware that there is not any accommodation at that Station for persons attending funerals, and that coffins containing bodies which are to be interred at the Cemetery at Haslem's Creek are placed on the platform beside the passengers waiting the arrival of the Train?

(3.)

- (3.) Were plans prepared during the tenure of office of the late Government for the building of a new Station at Newtown, or for giving increased accommodation; and if so, do the Government intend to carry out those plans, and when?
- (4.) How many tons of goods have been received or delivered at the Newtown Railway Station during the last six months?
- (5.) What amount has been received from the passenger and goods traffic to and from the Newtown Station during the last six months?

Mr. Lackey answered,—

- (1.) The Honorable Member was one of a deputation which waited upon me in this matter in August last, and presented a Petition from Consignees of Goods at Newtown urging that larger provision should be made for the reception of Goods at that Station. A copy of the Report of the Engineer-in-Chief on this subject was furnished to the Honorable Member at his request.
- (2.) Until notice of this question was given, I was not aware that the accommodation which was provided for funerals at Newtown Station some months ago had not been made available. The Station Master has been reprimanded for his neglect to make use of the room specially set apart for this purpose.
- (3.) A proposal to make use of the Station Master's old residence for the purposes of the Station was approved by Mr. Secretary Sutherland; the necessary alterations were effected in June, 1875, and, with the exception of the room for funerals, were made use of from that date. No plans for a new Station at Newtown have been made, but the subject has been under consideration, and it is proposed to erect a new Station at an early date.
- (4.) Outward Goods from Newtown, 624 tons; Inward Goods to Newtown, 10,355 tons; for the six months ending 31st December, 1875.
- (5.) For the like period the Receipts were,—Coaching Traffic, £1,274 7s. 8d.; Goods Traffic, £2,381 8s. 8d.; Total, £3,655 16s. 4d.
- (3.) The Circular Quay:—*Mr. Driver*, on behalf of Mr. Taylor, asked the Acting Colonial Treasurer, pursuant to Notice,—
- (1.) Have the Government at any time made Regulations for the storage or landing of Goods upon the Circular Quay?
- (2.) How long are Goods, after being landed upon the Quay, allowed by the Government to remain there?
- (3.) Is it a fact that Goods are frequently allowed to remain upon the Quay in such a way as to interfere with, and interrupt the traffic of vehicles thereon?
- (4.) If so, will steps be taken to prevent a continuance thereof?

Mr. Robertson answered,—

- (1.) No special Regulations have ever been made. Consignees take charge of their own goods.
- (2.) No stated time; they should be removed as soon as possible.
- (3.) Goods do sometimes remain on the Quay and interfere with the traffic.
- (4.) Steps will be, and indeed constantly are, taken to enforce the removal of goods. There is power to seize and sell under extreme conditions, but it is very seldom resorted to.
- (4.) Wharf Labourers:—*Mr. Buchanan* asked the Colonial Secretary, pursuant to Notice,—
- (1.) Is it true that a Deputation waited on the Government requesting the Government to bring labour into Sydney to supply the place of the Wharf Labourers when they asked their employers to shorten their day's labour to eight hours?
- (2.) Is it true that any labourers were brought to Sydney at this time; and if so, at whose expense?
- (3.) Was there any arrangement made by which Free Passages would be granted to those men if they wished to go back to where they came from?

Mr. Robertson answered,—

- (1.) No.
- (2.) I cannot tell; but not at the expense of the Government.
- (3.) No.

3. **CONDITIONAL PURCHASES AT PORT HACKING CREEK** (*"Formal" Motion*):—*Mr. Jacob*, on behalf of Mr. Gray, moved, pursuant to Notice, That the Petition presented by him on 27th January, from Henry Wilson and Michael Cawley, Conditional Purchasers at Port Hacking Creek, be printed. Question put and passed.
4. **PUBLIC SCHOOL AT DAPTO** (*"Formal" Motion*):—*Mr. Buchanan* moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Documents in the possession of the Council of Education relating to applications for a Public School at East Dapto in the years 1874 and 1875. Question put and passed.
5. **RECOGNIZANCE TO KEEP THE PEACE BILL**:—The Order of the Day having been read,—*Mr. Jacob* moved, That this Bill be now read a second time. Debate ensued. Question put and passed. Bill read a second time. On motion of Mr. Jacob, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for consideration of the Bill. Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment. On motion of Mr. Jacob, that report was adopted. Ordered, that the Bill be read a third time on Tuesday next.
6. **BETTING HOUSES SUPPRESSION BILL**:—The Order of the Day having been read, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee. Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed. Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday next.

7. FITZGERALD'S ENABLING BILL:—The Order of the Day having been read,—on motion of Mr. Piddington, Mr. 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. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

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

Ordered, 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 Robert Marsden Fitzgerald the Executor of the last Will and Testament of Robert Fitzgerald deceased to pay a certain capital sum of money unto the Trustees of a certain Society denominated the 'Hawkesbury Benevolent Society' for the purpose of securing to the said Society the annual payment of the sum of fifty pounds sterling and to enable the Trustees of the said Society to receive a certain capital sum of money from the said Robert Marsden Fitzgerald in lieu of an annual payment by the said Robert Marsden Fitzgerald to them of the sum of fifty pounds sterling,*"—including the amendments in the Title.

Legislative Assembly Chamber,

Sydney, 28th January, 1876.

8. CLAIMS AGAINST THE GOVERNMENT OF NEW SOUTH WALES BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Terry, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to enforce Claims against the Government of New South Wales, and to consider of an Address to His Excellency the Governor, praying that provision be made by Message for the carrying out of the provisions of the said Bill.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to enforce Claims against the Government of New South Wales, and that an Address be presented to the Governor, praying that His Excellency will recommend that provision be made for the carrying out of the provisions of the said Bill.

On motion of Mr. Terry, the Resolution was read a second time, and agreed to.

- (2.) Mr. Terry presented a Bill, intituled "*A Bill to enforce Claims against the Government of New South Wales,*"—which was read a first time.

Ordered to be printed, and read a second time on Friday next.

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

- (1.) Resumption of Debate in reference to the Case of Mr. J. B. Bamford;—*until Friday next.*
 (2.) District Courts Act Amendment Bill; second reading;—*until Friday next.*
 (3.) Married Women's Reversionary Interests in Personal Estate Bill; second reading;—*until Friday next.*
 (4.) Verdicts of *Felo-de-se* Bill; second reading;—*until Friday, 11th February.*
 (5.) Contempts before Justices Punishment Bill; resumption of the adjourned Debate, on motion of Mr. Dibbs, "That this Bill be now read a third time";—*until Friday next.*

10. NORTH SHORE GAS BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

On motion of Mr. Dibbs (*with the concurrence of the House*), that report was adopted.

Ordered, that the Bill be read a third time on Tuesday next.

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

- (1.) John Aaron Parfitt; consideration in Committee of the Whole of the Petition of John Aaron Parfitt;—*until Friday, 11th February.*
 (2.) Summary recovery of Money for Labour Bill; second reading;—*until Friday, 18th February.*

The House adjourned at five minutes after Eight o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 34.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 1 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Bonded Goods:—*Mr. Cohen*, on behalf of *Mr. Meyer*, asked the Acting Colonial Treasurer, pursuant to Notice,—Is it true that goods bonded in the Argyle Bond from the ship “Kirkwood,” on the 7th instant, cannot be released on payment of the duty, owing to an officer of the Customs having delayed giving in his returns?

Mr. Robertson answered,—I have an answer to this question prepared for me by the Collector of Customs:—“As no complaint has been made to me on this subject I can only conjecture that the question refers to 55 bags of salt belonging to Messrs. T. F. Meyer & Co. The facts are these:—“The ‘Kirkwood’ is not yet entirely discharged, consequently the Landing Waiter’s Book has not yet reached the Custom House. But this is no obstacle. My instructions are, that if any portion of the cargo bonded be required for consumption before the delivery is complete, the Landing Waiter shall send up an extract from his book to enable the entry to be passed. This was done in this case, as soon as an application to that effect was made, namely, on the 25th ultimo, and the duty was received accordingly. No application of the kind was made on the 7th, nor at any date before the 25th. None was at any time made to me.”

I have answered this question as a matter of courtesy to the Honorable Member, but in future I shall not answer the questions of merchants about the Customs business until complaint has been made to the proper officer in the regular way.

- (2.) Government Wharf at Eden:—*Mr. Cohen*, on behalf of *Mr. Meyer*, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Was the Government Wharf at Eden last year let by private arrangement or public tender?
- (2.) The names of the persons renting same, and the amount agreed upon?
- (3.) Do the Government intend to let the said Wharf by public tender at the termination of the present tenancy?
- (4.) At what date does the present tenancy expire?

Mr. Robertson answered,—

- (1.) No. The Wharf was let in February, 1873, by private tender for three years, which will expire during the present month.
- (2.) *Mr. E. Manning*, at a rental of £50 per annum.
- (3.) By public tender. Prior to the lease of 1873 the Wharf was managed on account of the Government by a Wharfinger, who did not collect sufficient dues to pay his salary.

- (3.) Crossing-place over the Namoi River:—*Mr. T. G. Dangar* asked the Secretary for Lands pursuant to Notice,—

- (1.) Is the Government aware that the old Crossing-place for Stock over the Namoi River, near Tarrario Bridge, which has been in use for years, has been closed from the public and fenced off by the Lessees of the Run?
- (2.) Has such land been alienated?
- (3.) Will steps be taken to restore this Crossing to the public, it being impossible in many instances to get over the bridge?

Mr. Garrett answered,—The Government has no information on the subject, but inquiry will be made without delay.

(4.)

- (4.) **Railway Iron**:—Mr. Farnell asked the Secretary for Public Works, pursuant to Notice,—Have any letters or other communications been received from the Contractors who supplied the alleged bad Rails; if so, will he have any objection to lay the same upon the Table of the House, together with any communications from Mr. Shields on the same subject?

Mr. Lackey answered,—Yes; the Contractors addressed the Agent General on this subject, and a copy of their letter, together with a communication from Mr. Shields, were laid upon the Table of the House on the 19th ultimo, and ordered to be printed.

- (5.) **San Francisco Mail Service**:—Mr. Farnell asked the Postmaster General, pursuant to Notice,—Has the Government received any offer of compromise from the sureties of the Contractors for the late Contract of the San Francisco Mail Line; if so, when was such offer received, when was it submitted to the New Zealand Government, and will he state the particulars of such offer?

Mr. Burns answered,—On the 28th October an offer was made to the Government, without prejudice, on behalf of Mr. Edward Cunningham of Boston, of the sum of £5,000 for a release for all parties concerned from the penalty bonds for £50,000 in connection with the two Mail Contracts, which offer was communicated to the Government of New Zealand on the 24th November. I may add that the New Zealand Government referred this, with other matters, to Sir Julius Vogel, with whom my Honorable Colleague, the Colonial Secretary, and myself, conferred by telegram on Saturday, and resolved to decline the offer.

- (6.) **Bridge over Dora Creek**:—Mr. Macintosh, on behalf of Mr. Cunneen, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has a Contract been accepted for the erection of a Bridge over Dora Creek, Cooranbong?
- (2.) If so, were Tenders publicly invited in the usual way for its erection?
- (3.) The amount of the Contract, and name of the Contractor?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) No; there was no local officer in the district, and the Superintendent from Sydney was instructed to make the best arrangement he could when on the spot. The Contractor to whom he let the work had plant near the ground at another Bridge contract, and there was no other likely man with plant and experience in the vicinity. The Bridge is let at a very low rate.
- (3.) £420—G. Blissett.

- (7.) **Newtown Railway Station**:—Mr. Stephen Brown asked the Secretary for Public Works, pursuant to Notice,—

- (1.) How many persons are employed at the Newtown Railway Station, and what is the amount of the Salaries paid to them?
- (2.) What is the number of passengers to and from the Newtown Railway Station during the last six months?

Mr. Lackey answered,—

- (1.) There are four persons employed at Newtown; their salaries amount to £465 per annum.
- (2.) Passengers to Newtown, including season ticket holders, for past six months, 81,307; passengers from Newtown, including season ticket holders, for past six months, 71,144.

2. **ROAD THROUGH MESSRS. BADGERY'S LAND AT SUTTON FOREST**:—Mr. Davies presented a Petition from Residents, Freeholders, and others of, and near Sutton Forest, approving of the action of the Honorable Minister for Lands in regard to this Road; and praying the House to take their Petition into consideration.
Petition received.

3. **COAL MINES REGULATION BILL**:—Mr. Gray presented a Petition from Coal Miners of the District of Illawarra, in favour of the passing of this Bill.
Petition received.

4. **AGREEMENTS VALIDATING BILL**:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 7.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with Agreements made elsewhere for personal service in New South Wales.

Government House,
Sydney, December, 1875.

5. **RAILWAY FROM NEWCASTLE TO EAST MAITLAND** ("Formal" Motion):—Mr. Wisdom moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—

- (1.) The total cost of construction of the Line of Railway from Newcastle to East Maitland.
- (2.) The annual expenditure on the said Line during the five years ending 31st December, 1875.
- (3.) The annual Receipts for the carriage of all Goods (exclusive of Coal) on the said Line during the same period.

Question put and passed.

6. **PUBLIC LAND SOLD IN THE DISTRICTS OF ALBURY, COROWA, &C.** ("Formal" Motion):—Mr. Farnell, on behalf of Mr. Piddington, moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the quantity of public land sold by the Government in the following Districts during the years 1871, 1872, 1873, 1874, 1875, respectively, namely,—Albury, Corowa, Deniliquin, Gundagai, Mitchell, Moama, Urana, Tumut, Wagga, and Balranald, and the value received for said land.

Question put and passed.

7. **RECOGNIZANCE TO KEEP THE PEACE BILL** (*"Formal" Order of the Day*),—on motion of Mr. Farnell read a third time, and *passed*.

Mr. Farnell then moved, That the Title of this Bill be "*An Act to amend the Law regarding Sureties of the Peace and for good behaviour.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Law regarding Sureties of the Peace and for good behaviour,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 1st February, 1876.*

8. **NORTH SHORE GAS BILL** (*"Formal" Order of the Day*),—on motion of Mr. Dibbs, read a third time, and *passed*.

Mr. Dibbs then moved, That the Title of this Bill be "*An Act to enable Charles Watt and James Walter Fell to construct Gas Works within the Municipalities of East St. Leonards Victoria St. Leonards and North Willoughby.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable Charles Watt and James Walter Fell to construct Gas Works within the Municipalities of East St. Leonards Victoria St. Leonards and North Willoughby,*"—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 February, 1876.*

9. **HISTORY IN PUBLIC SCHOOLS**:—Mr. Buchanan moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the non-teaching of History in our Public Schools is a serious defect in our Public School System, and ought to be amended without delay.

(2.) That in future a knowledge of History should be taught in all our Public Schools, particularly the History of England.

(3.) That the above Resolutions be communicated by Address to His Excellency the Governor.

Debate ensued.

Mr. Robertson moved the Previous Question.

Debate continued.

Previous Question put, That that question be now put.

The House divided.

Ayes, 7.

Mr. Gray,
Mr. Driver,
Mr. Piddington,
Mr. Wisdom,
Mr. Wright,

Tellers.

Mr. Buchanan,
Mr. Cameron.

Noes, 22.

Mr. Robertson,	Mr. Macintosh,
Mr. Lucas,	Mr. Montague,
Mr. Burns,	Mr. Long,
Mr. Garrett,	Mr. Charles,
Mr. W. C. Browne,	Mr. W. H. Suttor,
Mr. Farnell,	Mr. Hill,
Mr. Dibbs,	Mr. Day,
Mr. Fitzpatrick,	Mr. Terry,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Butler,	
Mr. Nelson,	Mr. Jacob,
Mr. McElhone,	Mr. Cohen.

And so it passed in the negative.

10. **THE FINANCIAL STATEMENT**:—Mr. G. A. Lloyd moved, pursuant to Notice, That there be laid upon the Table of this House,—

(1.) A copy of the Telegram which was sent through the authorized agent of the *Times* to London in regard to the Financial Statement.

(2.) The amount paid for the Telegram.

(3.) The date on which the Telegram was sent.

(4.) The date on which it was paid for.

Debate ensued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 2 FEBRUARY, 1876, A.M.

Question put and passed.

11. **LAND TAKEN UP BY MESSRS. PARKES AND SUTHERLAND AT KIAMA AND SHOALHAVEN**:—Mr. Gray moved, pursuant to Notice, That there be laid upon the Table of this House,—

(1.) Copies of all Applications for the lease or purchase of Mineral or other Land in the Kiama and Shoalhaven Districts by Messrs. Parkes and Sutherland, or either of them, since they accepted office as Responsible Ministers on the 14th of May, 1872, to the present date.

(2.) A Return showing the extent, situation, and dates of all leases, selections, and purchases of Mineral or other Lands, made by Messrs. Parkes and Sutherland, or either of them, since the 14th of May, 1872; also, copies of all Applications (if any) from other parties for the same, or partly the same lands.

(3.) A Return showing the dates and amount of all moneys paid, either as rent, deposit, or purchase-money by Messrs. Parkes and Sutherland, or either of them, on account of such selections.

(4.)

(4.) Copies of all Applications for, and all Letters, Minutes, Opinions, Decisions, and all other Papers and Documents relative to the refund of such rent, deposit, or purchase money, or any part thereof, or the allowance of rent already paid, to be accepted or calculated as part of the purchase money on such selections, or with regard to the cancellation of any such selections.

(5.) A Return of the date and amount of all refunds of deposit, or of rent accepted or calculated as part payment of deposit or purchase money.

(6.) A Return showing all the cases (if any) in which a refund had been at any time previously allowed under similar circumstances to any other persons.

Question put and passed.

12. PETITION OF JAMES DAW:—Mr. Macintosh moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the Petition of James Daw, presented to this House on 3rd December, 1875.

On motion of Mr. Lucas, the Debate on this Question adjourned until Tuesday next

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 35.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 2 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Land taken up by Ministers of the Crown:—*Mr. Charles*, on behalf of *Mr. Gray*, asked the Secretary for Lands, pursuant to Notice,—

(1.) The names of all Ministers of the Crown who, since the introduction of Responsible Government, have, during their tenure of office, taken up, either by lease, selection, or purchase, pastoral, mineral, or other lands in this Colony?

(2.) The area, situation, and rent or price paid for such lease, selection, or purchase, if any?

Mr. Garrett answered,—Mineral leases have been taken up by the following gentlemen who have occupied the position of Ministers of the Crown:—*Robert Macintosh Isaacs*, *Sir James Martin*, *Henry Parkes*, *John Sutherland*, *Sir Joseph George Long Innes*, *Saul Samuel*, *George Alfred Lloyd*, and *Thomas Garrett*. A pre-emptive lease was taken up by the late *Sir Charles Cowper*, by virtue of a freehold he had previously held, on the 12th September, 1862. With regard to mineral selections, a conditional purchase was made by *Arthur Todd Holroyd* on the 12th November, 1863. With regard to selections on lands purchased after auction, *Edward Butler* purchased three blocks of country land situated in the district of *Berrima*, on the 24th July, 1872, and *Henry Parkes* purchased in the same way four blocks at *Jervis Bay*, in November, 1874. I have made this verbal abstract of the information I hold in my hand, and will place these documents on the Table of the House to-morrow, and move that they be printed.

- (2.) Council of Education:—*Mr. Dibbs* asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the Hon. *Thomas Holt*, Esq., M.L.C., resigned his seat at the Board of the Council of Education?

(2.) Is the Government aware that other Members of the Council contemplate resigning?

(3.) In this phase of affairs will the Government make fresh appointments to the Council, or take steps to place the management and control of the Educational Establishment under the supervision of a Responsible Minister?

Mr. Robertson answered,—

(1.) I have just ascertained, since I saw the notice of this Question, that the Honorable *Thomas Holt* has resigned his seat at the Board of the Council of Education.

(2.) I need scarcely say that it is impossible for the Government to know what these gentlemen contemplate, but they certainly have not intimated such an intention.

(3.) The Government have not had time to give the matter the least consideration since they have known of the resignation of *Mr. Holt*.

- (3.) Stamp Department:—*Mr. Buchanan* asked the Colonial Secretary, pursuant to Notice,—

(1.) Is there a Stamp Department at present in existence?

(2.) At what cost is it kept up?

(3.) Are there any duties for a Stamp Department to perform; if not, will the Government make provision for its abolition without delay?

Mr. Robertson answered,—

(1.) Yes.

(2.) It is kept up, for the present, by means of a reduced staff of four persons, at an annual cost for Salaries and Rent of £1,170, as against the previous staff of ten persons, and annual cost of £1,960.

(3.) Yes; apart from the necessity of stamping Deeds executed prior to 31st December, 1874, there were outstanding, on that date, 750 estates,—the personalty being of the sworn value of £2,000,000. There is, besides, the Real Estate, of equal or greater value, also chargeable with duty. In view of the Revenue at stake (nearly £100,000) it is not considered desirable to abolish the Stamp Office, although it has been considered expedient to reduce the staff.

2. PAPERS :—
Mr. Garrett laid upon the Table,—Return to an Order, made on 21st April, 1875, in reference to the Inspection of Sheep, and the convictions that have taken place under the Diseases in Sheep Act. Mr. T. G. Dangar (*by consent*) moved, without Notice, That the Returns having reference to number of Sheep and convictions under Diseases in Sheep Act; also, Return of Reports, &c., from Stock Inspectors, laid upon the Table of the House, be referred to the Select Committee now sitting on Diseases affecting Live Stock.
Question put and passed.
- Mr. Lackey laid upon the Table,—
(1.) Return showing the proposed distribution of the Vote on the Estimates for Subordinate Roads under Trustees.
(2.) Return showing the proposed distribution of the Vote on the Estimates for Subordinate Roads under Officers of the Roads Department.
Ordered to be printed.
3. DISEASES AFFECTING LIVE STOCK :—Mr. J. S. Smith (*by consent*) moved, without Notice, That the Select Committee on Diseases affecting Live Stock have leave to make a Special Report.
Question put and passed.
4. ROAD THROUGH MESSRS. BADGERY'S LAND AT SUTTON FOREST ("*Formal*" Motion) :—Mr. Davies moved, pursuant to Notice, That the Petition presented by him on 1st February, from Freeholders and others of Sutton Forest, in favour of opening a Road through the Messrs. Badgery's land, be printed.
Question put and passed.
5. COAL MINES REGULATION BILL ("*Formal*" Motion) :—Mr. Charles, on behalf of Mr. Gray, moved, pursuant to Notice, That the Petition presented by him on 1st February, from Coal Miners of the District of Illawarra, in favour of the passing of the Coal Mines Regulation Bill, be printed.
Question put and passed.
6. RANDWICK AND COOGEE ROADS TRANSFER ACT AMENDMENT BILL ("*Formal*" Motion) :—Mr. Parkes moved, pursuant to Notice, That leave be given to bring in a Bill to amend the Randwick and Coogee Roads Transfer Act of 1869, by authorizing the removal of the Randwick Toll-gate.
Question put and passed.
7. ADJOURNMENT :—Mr. Meyer moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. AGREEMENTS VALIDATING BILL :—Mr. Robertson moved, pursuant to Notice, That the Order of the Day for the second reading of the Agreements Validating Bill, which lapsed on Friday, 28th January A.M., for want of a Quorum, be restored to the Paper, and stand an Order of the Day for to-morrow.
Debate ensued.
Question put and passed.
9. POSTPONEMENT :—The Order of the Day for the further consideration in Committee of the Coal Mines Regulation Bill postponed until to-morrow.
10. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 3 FEBRUARY, 1876 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

11. CHEQUES AND DRAFTS AMENDMENT BILL :—Mr. 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 the Law respecting Cheques and Drafts*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 2nd February, 1876.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Friday, 11th February.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 3 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Amended Public Schools Bill:—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—
Is it the intention of the Government to bring in this Session the amended Public Schools Bill promised in the Opening Speech of His Excellency the Governor; and if so, when will it be laid upon the Table of the House?

Mr. Robertson answered,—The Government are very anxious to bring forward this Bill, and already a draft of it has been prepared, although I have not yet had an opportunity of submitting it to my Colleagues. As to whether the Government will introduce it to the House this Session must depend upon the state of the public business. There are some other matters which are of more immediate importance than this of Education, and whether this shall be brought forward or not depends upon Honorable Members rather than upon the Government. We are not at all anxious to make this a short Session, but if the House is not willing to go on with the business it is simply a waste of energy and assurance of defeat to introduce a measure. The Government will put no impediment in the way of, but rather encourage, their going on with the public business.

- (2.) The Case of Messrs. Ogilvie, Jones, and Tuck:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Were Messrs. Ogilvie, Jones, and Tuck, Storekeepers, Dubbo, committed to take their trial for Larceny at the Quarter Sessions at Dubbo on the 7th February?

(2.) Is it true that the venue in this case has been changed to the Bathurst Circuit Court, which opens on the 22nd April?

(3.) What is the reason of this change of venue, which results in great inconvenience to the persons charged, besides expense and anxiety?

Mr. Robertson answered,—

(1.) Yes.

(2.) Yes.

(3.) The place of trial was changed by order of the Attorney General in consequence of representations made to him that the ends of justice would be more satisfactorily attained, the expenses of the prosecution reduced, and the public convenience generally consulted by change of venue. The case is one of considerable local interest, and the attention of the Attorney General was specially drawn to the circumstance that some of the most important witnesses for the prosecution reside in Sydney.

- (3.) Conditional Purchase of Geo. Dunkley:—Mr. Davies asked the Secretary for Lands, pursuant to Notice,—

(1.) Did a person named Geo. Dunkley select 200 acres of land on the 8th July, 1875, and pay the usual deposit of £50 on same?

(2.) Is it true that through the misdirection of the Land Agent of Wellington the selection was not available?

(3.) Is it a fact that he was applied to for a return of the money so deposited, and without avail?

(4.) How long will this person (Dunkley) be kept out of his money, and be prevented from making another selection?

Mr.

Mr. Garrett answered,—

- (1.) Yes.
- (2.) I do not think it is true.
- (3 and 4.) It is a fact that Dunkly applied for a refund of his money, but not without avail, because (after obtaining some necessary information in the matter), a voucher for the refund of his deposit money was forwarded to him on the 10th of December last.

(4.) The Volunteer Force:—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—

- (1.) How many Commissioned Officers, Non-Commissioned Officers, and rank and file, respectively, attended the first parade called by Lieutenant-Colonel Wilson (the newly appointed Commanding Officer of the Volunteer Artillery), on Saturday, the 22nd January, 1876?
- (2.) The dates of all Commissions issued in the Volunteer Artillery from 1st January, 1861, with names of persons holding the same?
- (3.) Has Colonel Richardson command of the Naval Brigade in the same manner as he has of the Volunteer and Permanent Forces?
- (4.) Have any appeals to Parliament for redress of grievances been made by members of the Naval Brigade?
- (5.) Were any appeals to Parliament for redress of grievances made by Volunteers previous to the appointment of Colonel Richardson to command that Force; if so, on what date or dates, and by whom?

Mr. Robertson answered,—

- (1.) Eighteen Officers, twelve Sergeants, three Trumpeters, and eighty-two rank and file. Total, 115 all ranks.
- (2.) I will presently lay upon the Table a Return giving this information.
- (3.) No.
- (4.) No.
- (5.) No, it is believed not. It should be remembered that the Naval Brigade is a paid corps throughout.

(5.) Crown Lands under Lease or License:—Mr. Piddington asked the Secretary for Lands, pursuant to Notice,—When will the Return, ordered by the House to be laid upon the Table on the 22nd June, 1875, relative to Crown Lands under lease or license, be prepared, and the Order of the House complied with?

Mr. Garrett answered,—I hope to lay the Return upon the Table of the House about this day week.

(6.) Conditional Purchases:—Mr. Piddington asked the Secretary for Lands, pursuant to Notice,—

- (1.) Why the information relative to Conditional Purchases, ordered by the House to be laid upon the Table on the 30th April, 1875, and contained in the fourth paragraph of the said Return, has not been furnished,—“Whether such purchases were forfeited or not at the date of this Return”?
- (2.) When will the above information be prepared, and laid upon the Table?

Mr. Garrett answered,—Taking the Honorable Member's question to mean “required by the “fourth paragraph of the said Order” instead of “contained in the fourth paragraph of the said Return,” I would say that, as the Return evidently showed that none of the Conditional Purchases were forfeited, it was not considered necessary to make a separate statement to that effect. It will be seen that the Return gives, in each case, “the amount of interest due up to 31st December, 1875.” Had any of the purchases become forfeited no interest could have been due on them, because upon forfeiture the lands, and all moneys paid thereon, would revert by law to the Crown, and no further interest would, therefore, have either been due or receivable.

(7.) Appointments in the General Post Office:—Mr. McElhone asked the Postmaster General, pursuant to Notice,—Have any appointments been made in the General Post Office in anticipation of the salaries being voted by Parliament; if so, from what fund are the salaries in the meantime being paid?

Mr. Burns answered,—The only appointments which have been made in anticipation of the Votes of the House have been an extra Mail Guard, rendered necessary by the extension of the Southern Railway to Gunning, and some Railway Sorters, required to bring the system of railway sorting into operation at the beginning of the year. These appointments, the introduction of which was promised during last Session, are of course subject to the vote of Parliament.

2. DISEASES AFFECTING LIVE STOCK:—Mr. J. S. Smith (*by consent*) moved, without Notice, That the name of Mr. Farnell be substituted for that of Mr. Stuart as a Member of the Select Committee on “Diseases affecting Live Stock.”
Question put and passed.

3. PAPERS:—Mr. Garrett laid upon the Table,—

- (1.) Return showing the names of Ministers of the Crown who, since the introduction of Responsible Government, have, during their tenure of Office, taken up Lands in this Colony.
- (2.) Abstract of Crown Lands reserved from Sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1.
- (3.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the same Act.
- (4.) Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th section of the same Act.

Ordered to be printed.

4. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. DISEASES AFFECTING LIVE STOCK:—Mr. J. S. Smith, as Chairman, brought a Special Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 26th November, 1875, together with Appendix.

Ordered to be printed.

6. PAPER:—Mr. Robertson laid upon the Table,—A Return showing the dates of all Commissions issued in the Volunteer Artillery from 1st January, 1861, with the names of the persons holding the same.
7. AGREEMENTS VALIDATING BILL (*House in Division*):—The Order of the Day for the second reading of this Bill, having been read,—

Question put, That this Bill be now read a second time.

The House divided.

Ayes, 21.

Mr. Robertson,	Mr. F. B. Suttor,
Mr. Laekey,	Mr. W. H. Suttor,
Mr. Garrett,	Mr. Greville,
Mr. Lucas,	Mr. Charles,
Mr. Burns,	Mr. Teece,
Mr. Thomas Brown,	Mr. W. Watson,
Mr. Lord,	Mr. Day,
Mr. Long,	<i>Tellers.</i>
Mr. J. S. Smith,	
Mr. Wisdom,	Mr. Stuart,
Mr. Clarke,	Mr. Gray.
Mr. Piddington,	

Noes, 12.

Mr. Parkes,	<i>Tellers.</i>
Mr. Farnell,	
Mr. Nelson,	Mr. W. C. Browne,
Mr. Hill,	Mr. Cohen.
Mr. Driver,	
Mr. R. B. Smith,	
Mr. Shepherd,	
Mr. Stephen Brown,	
Mr. Stevens,	
Mr. Jacob,	

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Robertson then moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for consideration of the Bill, and that the Message of His Excellency the Governor, No. 7, of December, 1875, be referred to the Committee.

Question put and passed.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 4 FEBRUARY, 1876 A.M.

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

Ordered, That the adoption of that report stand an Order of the Day for Wednesday next.

The House adjourned at twenty-eight minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 37.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 4 FEBRUARY, 1876.

The House met pursuant to adjournment : Mr. Speaker took the Chair.

QUESTIONS :—

- (1.) Application of William Elliott for Land occupied by the Messrs. Gibson :—Mr. Farnell asked the Secretary for Lands, pursuant to Notice,—What decision (if any) has he given in the case of William Elliott, an applicant for vacant country occupied by the Messrs. Gibson in excess of their Run since 1848 ?

Mr. Garrett answered,—The Government has taken this case, and others in connection therewith, into its consideration, and have decided that Elliott's tender cannot be now entertained, the country therein referred to having been, since it was applied for by him, leased to the Messrs. Gibson. As to the question of compensation to Elliott for the wrongful setting aside of his tender,—when it is submitted, the Government will be prepared to deal with it in an equitable spirit.

- (2.) Compensation to Mr. James Carlan :—Mr. Fitzpatrick asked the Secretary for Public Works, pursuant to Notice,—When will the Government compensate Mr. James Carlan for the injury sustained by him through the deviation of the Great Southern Road through his property, near Sharpening-stone Creek ?

Mr. Lackey answered,—There is no record of any claim of the nature referred to having been made by Mr. Carlan to the Works Department.

- (3.) Testimonial to an Inspector of Schools :—*Mr. Davies*, on behalf of Mr. Dibbs, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that the Teachers connected with the Council of Education have collected and presented a Testimonial to one of the Inspectors of the Council ?
- (2.) Will the Government inform the House of the nature and character of such Testimonial ?
- (3.) Were the Teachers canvassed by circular or otherwise to contribute to the Testimonial ?
- (4.) Have all the Teachers within the province of the Inspector's duties contributed ?
- (5.) Have any of the Teachers refused to contribute to the Testimonial ?

Mr. Robertson answered,—I have learned from the Council of Education that, “although there is some reason to believe that a Testimonial has been presented to an Inspector by Teachers, the Council has no official information on the subject, and is therefore unable to furnish specific replies to these questions.”

- (4.) Bingera Common :—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has the Common promised to Bingera been surveyed, if not, will there be any objection to state the cause of delay in doing so ?
- (2.) When is it likely the proclamation of this Common for the use of the Inhabitants of Bingera will be issued ?

Mr. Garrett answered,—

- (1.) Commons are not surveyed until after the boundaries are notified.
- (2.) 777 acres have been recommended for temporary commonage for Bingera, and will be notified after receiving Executive approval.

(5.)

(5.) Bingera Court-house :—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

(1.) When does the Contract time for the completion of the Bingera Court-house expire?

(2.) Is it a fact the progress of this work has been suspended; and if so, will steps be taken to hasten the completion thereof?

Mr. Lackey answered,—

(1.) The Contract time for erecting the Court-house, Bingera, expired in July last.

(2.) I am not aware that progress of the work is suspended, but the Contractor has been urged to complete the building; and, in view of the delay that has taken place, an officer of the Department has been sent to the spot to take steps to expedite proceedings. His report has not yet been received.

(6.) Education Bill :—Mr. R. B. Smith asked the Colonial Secretary, pursuant to Notice,—With reference to the Resolutions on the Public Schools Act which were submitted by Mr. William Forster (the present Colonial Treasurer), and dealt with by the Assembly on the 21st January, 1873,—Will the promised Education Bill of the Government contain provision for the extension and stricter enforcement of the principle of Secular Instruction, and the discontinuance of assistance from Public Funds for Denominational Schools?

Mr. Robertson answered,—I am sure my Honorable Friend will see how much more satisfactory it would be to him and to the House to see the Bill itself, than to have my explanation of it.

(7.) Landale v. Robertson :—Mr. Farnell, on behalf of Mr. Hay, asked the Secretary for Lands, pursuant to Notice,—If any Subpœna or Summons was served upon any officer of his department for the production of papers in the case Landale v. Robertson, tried at the Circuit Court held at Deniliquin in November last; and if so, were such papers sent?

Mr. Garrett answered,—A Summons was served upon the Under Secretary, as also upon the Surveyor General, by Messrs. McCarthy and Robertson, solicitors for the plaintiff, to produce some papers in the case referred to. It was arranged that they should be taken down by Mr. Rutter of the Survey Office, to whom one of the abovementioned firm pointed out what papers were required. No Summons appears to have been served in behalf of the defendant by his solicitor. There was a telegram from the Land Agent, stating that he had been subpœnaed to produce different papers at the same Circuit Court, but he did not mention any papers relating to the case Landale v. Robertson.

(8.) Reserves for Travelling Stock :—Mr. W. C. Browne, on behalf of Mr. McElhone, asked the Secretary for Lands, pursuant to Notice,—In reference to my application to proclaim a road half-a-mile wide from Boggabri, on the Namoi, to Denman, on the Hunter, where Government land is available for use of travelling stock,—

(1.) Does he intend to proclaim such Road?

(2.) If not, will he have Reserves for travelling stock made on said Road, as applied for by me?

(3.) Does he intend to prohibit lessees of Runs from fencing in above Road to 66 feet wide, as they are now doing?

Mr. Garrett answered,—

(1 and 2.) Provision has already been made for travelling stock by Reserves notified the 5th January, 1876, and the 25th January, 1876.

(3.) The fencing being erected on the road from Coolah to Merriwa is on purchased or conditionally purchased land.

2. VACANT SEAT—(*The Murrumbidgee*):—Mr. Robertson informed the House that the Honorable William Forster had accepted the Office of Agent General for the Colony, and moved,—

That the Seat of William Forster, Esquire, hath become, and is now vacant, by reason of his acceptance of the Office of Agent General for the Colony since his Election and Return to serve in this House as Member for the Electoral District of The Murrumbidgee.

Debate ensued.

Mr. Fitzpatrick moved the Previous Question.

Debate continued.

Previous Question put,—That that Question be now put.

The House divided.

Ayes, 23.

Mr. Robertson,	Mr. Wright,
Mr. Garrett,	Mr. Day,
Mr. Lackey,	Mr. Macintosh,
Mr. Burns,	Mr. Montague,
Mr. Lucas,	Mr. Gray,
Mr. Dibbs,	Mr. Long,
Mr. Charles,	Mr. Hill,
Mr. Jacob,	Mr. Lord,
Mr. W. Watson,	Tellers.
Mr. Terry,	
Mr. Hoskins,	Mr. J. S. Smith,
Mr. T. G. Dangar,	Mr. Cameron.
Mr. F. B. Suttor,	

Noes, 8.

Mr. Parkes,
Mr. Farnell,
Mr. Nelson,
Mr. G. A. Lloyd,
Mr. McElhone,
Mr. Driver,

Tellers.

Mr. H. C. Dangar,
Mr. Fitzpatrick.

And so it was resolved in the affirmative.

Original Question then put and passed.

3. RANDWICK TOLL-GATE REMOVAL BILL :—Mr. Parkes presented a Bill, intituled "A Bill to amend the 'Randwick and Coogee Roads Transfer Act of 1869' by authorizing the removal of the Randwick Toll-gate,—which was read a first time.

Ordered to be printed, and read a second time on Tuesday next.

4. CONTAGIOUS DISEASES PREVENTION BILL (No. 2) :—Mr. Farnell presented a Bill, intituled "A Bill for the prevention of Contagious Diseases,"—which was read a first time.

Ordered to be printed, and read a second time on Friday, 18th February.

5. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 7.

Mr. McElhone,
Mr. Driver,
Mr. H. C. Dangar,
Mr. F. B. Suttor,
Mr. Long,

Tellers.

Mr. Cameron,
Mr. Hill.

Noes, 14.

Mr. Robertson,
Mr. Lucas,
Mr. Burns,
Mr. Garrett,
Mr. Farnell,
Mr. Fitzpatrick,
Mr. Day,
Mr. Macintosh,
Mr. J. S. Smith,

Mr. Terry,
Mr. Nelson,
Mr. Dibbs,

Tellers.

Mr. W. Watson,
Mr. Jacob.

And so it passed in the negative.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House ; and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. H. C. Dangar, Mr. Day, Mr. Dibbs, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Jacob, Mr. Lackey, Mr. Lucas, Mr. Macintosh, Mr. Nelson, Mr. Robertson, Mr. J. S. Smith, Mr. F. B. Suttor, Mr. Terry, and Mr. W. Watson,—

Mr. Speaker adjourned the House at eighteen minutes after Ten o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 38.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 8 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Parramatta Junction:—*Mr. Driver*, on behalf of Mr. Buchanan, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the estimated cost of the Works at present going on at the Parramatta Junction, on the Western Railway?
 (2.) What is the object and purpose of these Works, and at whose request were they undertaken?

Mr. Lackey answered,—

- (1.) Estimated cost of Station Master's House, £1,130 14s. 4d.; estimated cost for Dock and Cattle Pen, £246 13s.

(2.) The object and purpose of these works are to facilitate the conduct of the traffic. The Traffic Manager represented the necessity for the Station Master residing near the station premises, and the erection of the house was thereupon authorized. The erection of the dock and cattle pen was authorized at the time similar accommodation was authorized at other country stations, after an official inspection of the line by the Minister, who saw the necessity there was for these works.

- (2.) Municipality of St. Peter's:—*Mr. Macintosh* asked the Colonial Secretary, pursuant to Notice,—Has he any objection to lay upon the Table of the House a copy of the Correspondence between the Government and the Mayor and Aldermen of St. Peter's Municipality respecting the Endowments they received during the first six months of the year 1875?

Mr. Robertson answered,—The Correspondence referred to is not yet complete; when completed there will be no objection to lay it upon the Table.

- (3.) Post and Telegraph Offices, Gulgong:—*Mr. Davies*, on behalf of Mr. R. Forster, asked the Postmaster General, pursuant to Notice,—

- (1.) Is he aware that the Post and Telegraph Offices at Gulgong are situated within an enclosed area, and that the entrance thereto is fastened every evening about five o'clock?
 (2.) Will he cause steps to be taken to remove this public inconvenience?

Mr. Burns answered,—

- (1.) I have ascertained that the Post and Telegraph Offices at Gulgong are surrounded by a two-rail fence, and that it is necessary for persons having business with the office to pass through this fence sometimes, when the police lock the gate for the purpose of keeping their horses in the paddock.

(2.) It is proposed to construct two turnstiles to obviate this inconvenience.

- (4.) East Channel, Port Jackson:—*Mr. Dibbs* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) The cost from commencement to the present date of the Dredging operations at the East Channel of Port Jackson, inclusive of all expenditure in connection therewith?
 (2.) The amount estimated to be the probable cost, as submitted to the Government, prior to these Works being commenced?

Mr. Lackey answered,—

- (1.) Working expenses, £13,425 10s. 1d.; estimated cost of repairs, which are unusually heavy, owing to the great strain to which the machinery was subjected working in an exposed seaway, £5,999 13s. 3d. Total, £19,425 3s. 4d.
 (2.) £9,306.

- (5.) Private Reynolds, Parramatta Volunteer Rifles:—*Mr. Farnell* asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has any Correspondence taken place between the late or the present Government and Maurice Reynolds, a Private of the Parramatta Company of Volunteer Rifles?
 (2.) Has the Government any objection to lay copies of such Correspondence upon the Table of the House?

Mr.

Mr. Robertson answered,—A letter has been received from Mr. Reynolds, and its receipt acknowledged. As far as I can understand the matter, it would answer no purpose to make the correspondence public.

- (6.) Watch-houses in the City of Sydney :—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—Has the Health and Sewage Board sent in to the Government a Progress Report, with Evidence attached, relating to the present state of the Watch-houses of the City ; if so, will he be pleased to lay such Report and Evidence upon the Table of the House ?

Mr. Robertson answered,—Considering these Reports of the Health and Sewage Board to be of great value, I have systematically laid them upon the Table as soon as I have received them ; but with regard to this report, I thought it desirable to have a memorandum from the Colonial Architect attached to it before I laid it upon the Table. So soon as that is done it will be submitted to the House.

- (7.) Hill and Bellevue Streets :—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—
(1.) The cause of the delay in proclaiming Hill and Bellevue Streets, in accordance with the desire of the Redfern Municipal Council ?
(2.) When will such proclamation be made ?

Mr. Garrett answered,—

(1.) I can only assign as the cause of delay that the matter has been overlooked for a time in the present great press of business in the department.

(2.) The notification will appear in next Friday's *Gazette*. The plan and book of reference have already been forwarded to the Bench of Magistrates, Sydney.

2. VACANT SEAT (*East Sydney*) :—Mr. Robertson informed the House that Alexander Stuart, Esquire, a Member for the Electoral District of East Sydney, had accepted the Office of Colonial Treasurer, and moved,—

That the Seat of Alexander Stuart, 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 East Sydney.

Question put and passed.

3. PAPER :—Mr. Garrett laid upon the Table,—Return to an Order made on 27th April, 1875, in reference to Reports from Stock Inspectors.

Ordered, that the Documents be referred to the Select Committee now sitting on "Diseases affecting Live Stock."

4. THE CASE OF JAMES MILLER ("*Formal*" *Motion*) :—Mr. Fitzpatrick 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 and Warrant in virtue of which James Miller was arrested by the Gunning Police, on or about the 26th October last, on a charge of Larceny ; also, copies of all Depositions taken, and proceedings had, before the Bench of Magistrates at Gunning, touching the said charge.
Question put and passed.

5. SITES FOR SCHOOLS ("*Formal*" *Motion*) :—Mr. Stephen Brown moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to facilitate the acquisition by the Council of Education of Sites for Schools, and also to consider of an Address to His Excellency the Governor, praying that he will cause to be forwarded to this House a Message recommending the appropriation of the moneys necessary to carry out the object of said Bill.
Question put and passed.

6. SEA-WALL AT COOGEE ("*Formal*" *Motion*) :—Mr. Macintosh moved, pursuant to Notice, That there be laid upon the Table of this House,—

(1.) Copies of any Correspondence between the Government and Residents of Coogee and neighbourhood, since 1868, having reference to the erection of a Sea-wall at that place.

(2.) Copies of any Petition having reference to the same subject.

Question put and passed.

7. CIRCULARS TO INSPECTORS OF CONDITIONAL PURCHASES ("*Formal*" *Motion*) :—Mr. Driver, on behalf of Mr. Taylor, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of the Circulars issued by the Minister for Lands to the Inspectors of Conditional Purchases.

Question put and passed.

8. CONTAGIOUS DISEASES PREVENTION BILL No. 2 ("*Formal*" *Motion*) :—Mr. Farnell moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause a Message to be sent to this House, recommending for the consideration of the Legislative Assembly, under the 54th clause of the Constitution Act, the expediency of making provision for certain offices and expenses in connection with the Prevention of Contagious Diseases Bill.

Question put and passed.

9. ROAD THROUGH MR. BADGERY'S LAND :—Mr. Farnell, on behalf of Captain Onslow, 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 Petitions presented to this House relative to the opening of a Road from Stone Quarry Creek through Mr. Badgery's land.

(2.) That such Committee consist of Mr. Garrett, Mr. Farnell, Mr. Hill, Mr. W. H. Suttor, Mr. Wisdom, Mr. Jacob, Mr. Terry, Mr. R. Forster, Mr. H. C. Dangar, and the Mover.

Debate ensued.

Question put and passed.

10. APPOINTMENTS IN THE CIVIL SERVICE :—Mr. McElhone 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 Return showing the appointments and promotions, and the dates thereof, made by each Minister since the present Government came into office, whether by the Executive Council or otherwise, with the office to be filled, and the salary in each case.

(2.) The names of the relatives of each Member of the present Ministry now in the Government Service, their relationship to such Minister, the dates of their appointments and promotions, if any.

(3.) The like Returns as No. 2 with reference to each Member of the present Parliament.

Debate ensued.

Mr. Nelson moved, That the Question be amended by omitting the 2nd and 3rd Resolutions.

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

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, 25.		Noes, 10.
Mr. Farnell,	Mr. Moses,	Mr. Robertson,
Mr. G. A. Lloyd,	Mr. Shepherd,	Mr. Garrett,
Mr. Fitzpatrick,	Mr. Davies,	Mr. Lucas,
Mr. R. B. Smith,	Mr. Hoskins,	Mr. Burns,
Mr. Piddington,	Mr. Scholey,	Mr. Lackey,
Mr. McElhone,	Mr. Macintosh,	Mr. Day,
Mr. Taylor,	Mr. Abbott,	Mr. Montague,
Mr. Meyer,	Mr. T. G. Dangar,	Mr. Lord,
Mr. Driver,	Mr. W. Watson,	<i>Tellers.</i>
Mr. Parkes,	<i>Tellers.</i>	Mr. H. H. Brown,
Mr. Hill,	Mr. Cohen,	Mr. Long.
Mr. Terry,	Mr. Dibbs.	
Mr. Hay,		
Mr. Stephen Brown,		

And so it was resolved in the affirmative.

11. MRS. SARAH ANN KEMP :—Mr. Taylor presented a Petition from Sarah Ann Kemp, of Marsden-street, Parramatta, representing that her husband was killed by a Railway train whilst employed on the line near the Parramatta Junction, and that she is thereby left without support; and praying the House to take her case into consideration.
Petition received.

12. MR. M'DONALD, LAND AGENT, TAMWORTH :—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers in reference to charges made by Mr. McElhone against Mr. M'Donald, Land Agent, Tamworth.

Debate ensued.

Question put,—

And Division called for,—

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

13. RECOGNITION OF PUBLIC SERVICES OF JOHN DUNMORE LANG :—Mr. Davies moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the expediency of adopting an Address to the Governor, praying that His Excellency will be pleased to cause a Bill to be brought in to confer an annuity upon John Dunmore Lang, or for conferring upon that gentleman some other pecuniary recognition for his great public services.

Debate ensued.

Mr. Robertson moved, That this Debate be now adjourned until next Friday week.

Debate continued.

Question put, That this Debate be now adjourned until next Friday week.

The House divided.

Ayes, 12.		Noes, 12.
Mr. Robertson,	Mr. Parkes,	Mr. Long,
Mr. Burns,	Mr. G. A. Lloyd,	Mr. Farnell,
Mr. Garrett,	Mr. Dibbs,	Mr. Piddington,
Mr. Lackey,	<i>Tellers.</i>	Mr. Driver,
Mr. H. H. Brown,		Mr. McElhone,
Mr. Davies,	Mr. Cameron,	Mr. Hill,
Mr. Fitzpatrick,	Mr. Macintosh.	Mr. Abbott,
		Mr. Terry,
		Mr. Day,
		Mr. Scholey,
		<i>Tellers.</i>
		Mr. H. C. Dangar,
		Mr. Nelson.

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

Original Question again stated.

Debate continued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Abbott, Mr. Burns, Mr. Davies, Mr. Day, Mr. Dibbs, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Hill, Mr. G. A. Lloyd, Mr. Macintosh, Mr. McElhone, Mr. Nelson, Mr. Parkes, Mr. Piddington, Mr. Robertson, Mr. Scholey, and Mr. Terry,—

Mr. Speaker adjourned the House at fifteen minutes after Eleven o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 39.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 9 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Police Station at Cobbora:—*Mr. Davies*, on behalf of Mr. Lord, asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to establish a Police Station at Cobbora; if so, when?

Mr. Robertson answered,—I have had several interviews with the Inspector General of Police on this matter, but nothing has been finally determined; it is still under consideration.

- (2.) Philadelphia Exhibition Commission:—*Mr. McElhone* asked the Colonial Secretary, pursuant to Notice,—

(1.) How often do the Commissioners of the Philadelphia Commission meet?

(2.) Since the appointment of *Mr. Thornton* as Executive Commissioner how often has the President (*Sir James Martin*) attended the meetings of the Commission?

(3.) What are the names of the Commissioners who attended at the last meeting, when it was decided that an Executive Commissioner was not required?

(4.) How often have the Commissioners, referred to in Question 3, attended the meetings of the Commission?

Mr. Robertson answered,—I am glad that this matter has been inquired into, because I am bound to say that its position has not been very satisfactory, that is, from my point of view. In order that the Honorable Member, the House, and the public, may know how the matter stands, I will read a letter addressed by *Mr. Halloran*, of course under my direction, to the President of the Philadelphia Exhibition Commission:—

“ Colonial Secretary’s Office,
“ Sydney, 6th February, 1876.

“ SIR,

“ I am directed to acknowledge the receipt of *Mr. Palmer’s* letter of the 5th instant, requesting that the attention of the Colonial Secretary might be invited to a Resolution passed on that day by the Philadelphia Exhibition Commission, in the following terms:—‘That *Mr. J. F. Dircks*, Storekeeper, be recommended to the Government for employment as Storekeeper and Assistant at the Philadelphia Exhibition, to proceed with the next shipment of goods, and to be under the direction of the Secretary, *Mr. Charles Robinson*, the matter of remuneration to be left to the Government.’

“ 2. The Colonial Secretary desires me to state, in reply, that, with every disposition to meet to the full the views of the Commission with regard to the Philadelphia Exhibition, the Government cannot arrive at the conclusion that, in view of all the circumstances, it would be wise or expedient to send *Mr. Dircks* as the Commissioners propose. It is understood that *Mr. Dircks* would labour under great disadvantages as compared with a gentleman better acquainted with, or at any rate better known to, the Colony. Besides, he would require payment of salary as well as passage money to and from America, and expenses while there; whereas the Parliament, when voting the additional grant a few days ago, was assured that no other salary would be paid for any person going from the Colony than that already determined in the case of *Mr. Robinson*.

“ 3. I am desired to say, also, that from the first the Government were impressed with the necessity of sending an Executive Commissioner, and that *Mr. Robinson* accepted his present position on the understanding that such a functionary would be sent. *Mr. Thornton’s* unfortunate resignation of the position of Executive Commissioner did not alter the views of the Government

“ as

“ as to the necessity of sending an Executive Commissioner ; nor, apparently, did it alter the views
 “ of the Commissioners, who, on the 18th January last, urged the expediency of such a course.
 “ Soon after the receipt of their letter the Government wrote to the Commissioners, asking them to
 “ recommend a suitable gentleman, and, in reply, received on the 1st February an intimation that
 “ ‘ the Commission was of opinion that the arrangements already made by it were sufficient for the
 “ ‘ proper care of the exhibits sent, and to be sent, to Philadelphia, &c.’ and in that view of the matter
 “ the Government was willing to concur. But the letter now under answer makes another, and,
 “ apparently, less satisfactory arrangement than the first (namely, the appointment of an Executive
 “ Commissioner), and at the same time makes the addition of another salaried officer, an addition
 “ which the Government does not feel warranted in authorizing.

“ 4. As the Mail goes within three days from the present time, and as it seems that the
 “ required official must go with it and with the goods, there is, as Mr. Robertson observes, no time
 “ for further deliberation or reference. In this state of things it has been determined to appoint
 “ an Executive Commissioner to take the position in every regard as vacated by Mr. Thornton, if a
 “ satisfactory arrangement can be made.

“ 5. As to the appointment of a gentleman who should be chosen (in terms of the resolution
 “ communicated by the letter of the 1st instant), ‘ rather with a view to the general representation
 “ ‘ of the interests of the Colony than to the more limited duties of Executive Commissioner,’ I
 “ am desired to say that that can remain a matter for further consideration.

“ The Honorable

I have, &c.,

“ Sir James Martin, Kt., &c., &c., &c.,

HENRY HALLORAN.

“ President of the Philadelphia

and Melbourne Exhibitions Commission.”

I may add that Mr. Augustus Morris has been offered, and has accepted, the office of Executive Commissioner.

- (1.) I have not been able to ascertain, but I believe they have met usually once a week, and sometimes at intermediate periods.
- (2.) I believe he has been present on nearly every occasion. I was told so by one member of the Commission ; but of that I am not sure.
- (3.) I have not the names ; but if it is thought to be of any importance I can obtain them.
- (4.) That can be ascertained if it is desired ; but I do not know that the information would be of much value, as the object of the Commission has been carried out.

(3.) Wardens of Mining Districts :—Mr. Meyer asked the Secretary for Mines, pursuant to Notice,—

- (1.) Have Wardens appointed under the Mining Act of 1874 power to adjudicate in matters arising out of Mining upon Church and School Lands ; if not, do the Government intend to take any steps to give them such powers ?
- (2.) Did he receive a letter from the Warden of the Carcoar District, nearly three months ago, requesting information as to whether he had authority to adjudicate in cases in connection with Mining on Church and School Lands ; has he replied to that letter ; and if not, does he intend to give the information required ?

Mr. Lucas answered,—

- (1.) The Government is advised that under the Mining Act of 1874 no such power is given. The Government does intend to take such steps.
- (2.) A communication has been received from the officer mentioned ; the matter was referred to the Crown Law Officers, and the information is now furnished.

2. ELECTORATE OF THE HASTINGS :—Mr. R. B. Smith presented a Petition from Electors of The Hastings Electorate, residing in the Police District of Port Macquarie, praying that this Electorate may be divided, and formed into three Electorates.

Petition received.

Mr. Smith then (*by consent*) moved, That the Petition be printed.

Question put and passed.

3. PAPERS :—Mr. Robertson laid upon the Table,—

- (1.) Report of the Inspector General of Police on the Police Department, for 1875.
 - (2.) Return to an Order, made on 11th January, 1876, in reference to Applications for Public Schools.
- Ordered to be printed.
- (3.) Return to an Address, adopted on 18th January, 1876, in reference to the Case of Henry Eckhouse.

4. PUBLIC SCHOOLS ACT AMENDMENT BILL (“*Formal*” Motion) :—Mr. Robertson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Public Schools Act of 1866, 30 Victoria No. 22.
 Question put and passed.

5. BATHURST HOSPITAL BILL (“*Formal*” Motion) :—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to authorize the sale of the Site of the Bathurst Hospital, and to provide for the expenditure of the money derived therefrom in the erection of suitable buildings for a like purpose on a new Site.
 Question put and passed.

6. RAILWAY FROM NEWCASTLE TO WEST MAITLAND (“*Formal*” Motion) :—Mr. W. C. Browne moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—

- (1.) The total cost of construction of the Line of Railway from Newcastle to West Maitland.
 - (2.) The annual Expenditure on the said Line during the five years ending 31st December, 1875.
 - (3.) The annual Receipts for the carriage of all Goods on the said Line during the same period.
- Question put and passed.

7. MRS. SARAH ANN KEMP (“*Formal*” Motion) :—Mr. Taylor moved, pursuant to Notice, That the Petition presented by him on 8th February, from Mrs. Sarah Ann Kemp, be printed.
 Question put and passed.

8. RAILWAY STATION, VALE AND ROCKLEY ROADS (*"Formal" Motion*):—Mr. Pilcher moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for 1875 a sum not exceeding £1,000, for the erection of a Railway Station at the junction of the Vale and Rockley Roads, upon the Extension of the Great Western Railway.
Question put and passed.

9. AGREEMENTS VALIDATING BILL:—The Order of the Day having been read,—Mr. Robertson moved, That the Report from the Committee of the Whole on this Bill be now adopted.
Debate ensued.
Question put.

The House divided.

Ayes, 19.		Noes, 18.
Mr. Robertson,	Mr. Montague,	Mr. Parkes,
Mr. Garrett,	Mr. Macintosh,	Mr. G. A. Lloyd,
Mr. Lackey,	Mr. Goold,	Mr. Farnell,
Mr. Lucas,	Mr. Lord,	Mr. Nelson,
Mr. Burns,	Mr. Butler,	Mr. Meyer,
Mr. Day,	Mr. Dibbs,	Mr. Piddington,
Mr. Booth,		Mr. Sutherland,
Mr. Hoskiss,	<i>Tellers.</i>	Mr. Taylor,
Mr. H. C. Dangar,	Mr. Clarke,	Mr. Driver,
Mr. W. Watson,	Mr. Long,	Mr. Cohen,
Mr. Thomas Brown,		Mr. Shepherd,
		Mr. Hill,
		Mr. Stephen Brown,
		Mr. Stevens,
		Mr. Terry,
		Mr. McElhone,
		<i>Tellers.</i>
		Mr. Fitzpatrick,
		Mr. Pilcher.

And so it was resolved in the affirmative.

Ordered, that the Bill be read a third time to-morrow.

10. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 40.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 10 FEBRUARY, 1876.

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

FITZGERALD'S ENABLING BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 8.

A Bill, intituled "*An Act to authorize the Executor of the last Will of Robert Fitzgerald to pay and the Trustees of the 'Hawkesbury Benevolent Society' to receive a certain capital sum of money in lieu of an annual payment,*"—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, 9th February, 1876.

2. QUESTIONS:—

(1.) Tender of W. B. Elliott for Land occupied by the Messrs. Gibson:—Mr. Driver asked the Secretary for Lands, pursuant to Notice,—

(1.) Did Mr. W. B. Elliott at any time Tender for what he described as vacant country, and which has been recently held by the Government to belong to, and form part of, the Run of Messrs. Gibson Brothers?

(2.) When was such application received?

(3.) Was there any renewal of such application; and if so, when?

(4.) When was such application finally disposed of?

(5.) Was the same dealt with by the Minister for Lands, or by the Government?

(6.) Did the Secretary for Lands at any time offer, or express, verbally or otherwise, any opinion at variance with the decision recently given?

Mr. Garrett answered,—

(1.) Yes.

(2.) 7th May, 1861.

(3.) Yes, 27th July, 1872.

(4.) 9th February, 1876.

(5.) By the Minister, after consultation with his Colleagues.

(6.) The only opinion I ever expressed as a Minister of the Crown is to be found upon the Papers, and is in accordance with the decision finally arrived at, which was intimated to this House in reply to a question of the Honorable Member for St. Leonards on the 4th instant.

(2.) Essay on the Progress and Resources of New South Wales:—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—

(1.) Did the Philadelphia Commission invite competition for a prize of Fifty Guineas to be awarded to the best Essay on the Progress and Resources of New South Wales?

(2.) Were the Essays decided upon solely in reference to their merits?

(3.) Is it a fact that the Essay to which the prize has been awarded was afterwards found to be so inaccurate or imperfect that members of the Commission have endeavoured to make it fit for publication?

(4.) Will he refrain from authorizing the printing and foreign distribution of this prize Essay until further inquiry be made?

Mr.

Mr. Robertson answered,—

(1.) Yes, I am so informed.

(2.) The Statistical Committee selected four Essays from those sent in, and submitted them to the President, who, I understand, selected one entitled "Advance Australia."

(3.) The Essay has been carefully revised by the members of the Statistical Committee.

(4.) I did not interfere in the matter at all, but have asked that all four of the Essays forwarded to the President should be sent to the Colonial Secretary's Office.

3. PAPERS:—

Mr. Robertson laid upon the Table,—Return to an Order, made on 3rd August, 1875, in reference to Mechanics Schools of Art.
Ordered to be printed.

Mr. Garrett laid upon the Table,—Return showing Reserves from Sale on the Messrs. Clift Brothers Runs.
Ordered to be printed.

4. BATHURST HOSPITAL BILL:—Mr. Garrett presented a Bill, intituled "*A Bill to authorize the sale of the Site of the Bathurst Hospital and to provide for the expenditure of the money derived therefrom in the erection of suitable buildings for a like purpose on a new Site,*"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.

5. MR. MONTAGUE LEVY ("*Formal*" Motion):—Mr. Cameron 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, Minutes, and other Documents in the possession of the Government relating to the recent resignation by Mr. Montague Levy of his position as a Justice of the Peace.

Question put.

The House divided.

Ayes, 27.		Noes, 3.
Mr. Robertson,	Mr. Thomas Brown,	Mr. Farnell,
Mr. Garrett,	Mr. Shepherd,	<i>Tellers.</i>
Mr. Lackey,	Mr. Davies,	Mr. Fitzpatrick,
Mr. Burns,	Mr. Clarke,	Mr. Nelson.
Mr. Lucas,	Mr. J. Watson,	
Mr. Day,	Mr. Terry,	
Mr. Driver,	Mr. Macintosh,	
Mr. Byrnes,	Mr. W. H. Suttor,	
Mr. Lord,	Mr. Montague,	
Mr. J. S. Smith,	Mr. Scholey,	
Mr. H. H. Brown,	<i>Tellers.</i>	
Mr. Long,		
Mr. Dibbs,	Mr. Hill,	
Mr. Piddington,	Mr. Cameron.	
Mr. E. Forster,		

And so it was resolved in the affirmative.

6. ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

7. PUBLIC SCHOOLS ACT AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Public Schools Act of 1866, 30 Victoria No. 22.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to amend the Public Schools Act of 1866, 30 Victoria No. 22.

On motion of Mr. Robertson, the Resolution was read a second time, and agreed to.

8. AGREEMENTS VALIDATING BILL:—The Order of the Day having been read,—Mr. Lackey moved, That this Bill be now read a third time.

Debate ensued.

Question put.

The House divided.

Ayes, 24.		Noes, 24.
Mr. Robertson,	Mr. H. C. Dangar,	Mr. Parkes,
Mr. Lackey,	Mr. F. B. Suttor,	Mr. Farnell,
Mr. Garrett,	Mr. Macintosh,	Mr. G. A. Lloyd,
Mr. Lucas,	Mr. Greville,	Mr. Piddington,
Mr. Burns,	Mr. T. G. Dangar,	Mr. McElhone,
Mr. Cameron,	Mr. Hoskins,	Mr. Taylor,
Mr. Montague,	Mr. Clarke,	Mr. Hill,
Mr. W. Watson,	Mr. J. S. Smith,	Mr. R. B. Smith,
Mr. Teece,	Mr. Lord,	Mr. W. C. Browne,
Mr. Dibbs,	<i>Tellers.</i>	Mr. Driver,
Mr. J. Watson,		Mr. Nelson,
Mr. Booth,	Mr. H. H. Brown,	Mr. Sutherland,
Mr. Davies,	Mr. Long.	Mr. Meyer,
		Mr. R. Forster,
		Mr. Cohen,
		Mr. Fitzpatrick,
		Mr. Shepherd,
		Mr. Terry,
		Mr. Moses,
		Mr. Day,
		Mr. Stevens,
		Mr. Abbott,
		<i>Tellers.</i>
		Mr. W. H. Suttor,
		Mr. Stephen Brown.

The numbers being equal, Mr. Speaker said he had prescribed for himself a rule to give his casting vote for the further discussion of any measure which the House had previously sanctioned, as in this instance, by having agreed to the second reading, and he accordingly gave his vote with the *Ayes*;—and declared the Question to have passed in the *affirmative*.
Bill read a third time.

Mr.

Mr. Robertson then moved, That this Bill do now *pass*.

Question put.

The House divided.

Ayes, 24.

Mr. Robertson,	Mr. Macintosh,
Mr. Lackey,	Mr. Greville,
Mr. Lucas,	Mr. T. G. Dangar,
Mr. Garrett,	Mr. Hoskins,
Mr. Burns,	Mr. Clarke,
Mr. Montague,	Mr. H. H. Brown,
Mr. Tecece,	Mr. Long,
Mr. Dibbs,	Mr. J. S. Smith,
Mr. J. Watson,	Mr. Lord,
Mr. Booth,	<i>Tellers.</i>
Mr. Davies,	
Mr. H. C. Dangar,	Mr. W. Watson,
Mr. F. B. Suttor,	Mr. Cameron.

Noes, 24.

Mr. Parkes,	Mr. Sutherland,
Mr. Farnell,	Mr. Meyer,
Mr. G. A. Lloyd,	Mr. R. Forster,
Mr. Stephen Brown,	Mr. Terry,
Mr. Fitzpatrick,	Mr. Stevens,
Mr. Piddington,	Mr. Abbott,
Mr. McElhone,	Mr. Moses,
Mr. Taylor,	Mr. Day,
Mr. Hill,	Mr. W. H. Suttor,
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. W. C. Browne,	
Mr. Driver,	Mr. Shepherd,
Mr. Nelson,	Mr. Cohen.

The numbers being again equal, Mr. Speaker said, that the Bill having now arrived at the last stage, and the House having been unable to agree whether the present law should stand or be changed, he thought he should best discharge his duty by leaving to the future and deliberate judgment of the House to decide what change (if any) should be made, rather than of taking the responsibility of the change by his single vote. He therefore gave his casting vote with the *Noes*, and declared the Question to have passed in the *negative*.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 11 FEBRUARY, 1876 A.M.

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

10. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at fifteen minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 41.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 11 FEBRUARY, 1876.

The House met pursuant to adjournment: Mr. Speaker took the Chair.

QUESTIONS:—

(1.) Crown Lands Commissioners:—Mr. W. C. Brown asked the Secretary for Lands, pursuant to Notice,—

- (1.) The names and dates of the appointments of the Commissioners under the new Land Act?
- (2.) The number of days each has been employed in his duties as such Commissioner since his appointment?
- (3.) The manner in which each was engaged on those days?
- (4.) Their respective Salaries?
- (5.) The Travelling Expenses incurred by each up to 31st January last?
- (6.) The respective places where such expenses were incurred, with the amount at each place?

Mr. Garrett answered,—This information for the most part cannot be supplied without reference to the various Commissioners, as well as to the Treasury. A Return will be laid upon the Table giving the particulars required as early as practicable.

(2.) Removal of Fence in Elizabeth-street:—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to cause the removal of the old fence in Elizabeth-street enclosing Hyde Park back, so as to leave twelve feet pathway on the east side of Elizabeth-street, leaving the trees standing?

Mr. Robertson answered,—The Hyde Park Improvement Committee have recently made a broad path under the trees immediately inside the fence referred to, along Elizabeth-street, and it is not considered by them necessary that there should be two parallel paths within a few feet of each other. I have not had time since the receipt of their report to examine into the matter.

(3.) Appointments in the Post Office:—Mr. Farnell, on behalf of Mr. Taylor, asked the Postmaster General, pursuant to Notice,—When will the Return showing the number of persons appointed in the Department of the Post Office from the time the present Government came into office until the present time, and promised by the Postmaster General some time ago, be laid upon the Table of the House?

Mr. Burns answered,—The Return has been partly prepared, but I think the information asked for by the Honorable Member should be comprised in the more general Return ordered by the House on the 8th instant.

(4.) Road for Travelling Stock from Narrabri to Boggabri:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is it the intention of the Government to proclaim a Road half a mile wide for Travelling Stock from Narrabri to Boggabri?
- (2.) Is the Government aware this line of Road is being fenced in, and in course of time it will be impossible to travel stock, and in the winter months the general traffic will be stopped?

Mr. Garrett answered,—

- (1.) A Reserve (No. 550) including the Crown Lands within 20 chains on the Southern side of the road, was notified on the 17th February, 1874.
- (2.) The Government is not aware, but will make inquiries.

(5.)

- (5.) Illawarra Railway:—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—If the amount named in the Loan Estimate of £740,000, as the estimated cost of the Illawarra Railway, includes the cost of Rolling Stock and Plant necessary for working the proposed line?
Mr. Lackey answered,—The cost of the Rolling Stock is not included in the amount estimated to be required for this Railway.
- (6.) Saturday Excursion Train:—Mr. Shepherd asked the Secretary for Public Works, pursuant to Notice,—Is he aware that the Saturday mid-day Excursion Train to the Blue Mountains stops at all the platforms between Parramatta and Penrith, and passes the Emu Plains platform, and if there is any reason why this platform should be made an exception?
Mr. Lackey answered,—I was not aware that the trains referred to did not stop at the Emu Plains Station. Directions have now been given that the trains are for the future to stop at this station.
2. GERMAN EVANGELICAL CHURCH:—Mr. Macintosh presented a Petition from the Minister and Churchwardens of the German Evangelical Church at Sydney, representing that repeated applications have been made to various Governments for a Site on which to erect a Church; and praying the House to take the subject into favourable consideration.
Petition received.
3. VERDICTS OF *Felo-de-se* BILL:—The Order of the Day having been read,—Mr. Stephen Brown moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
-
- Interruption.*
4. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—
- (1.) Claims against the Government of New South Wales Bill:—
HERCULES ROBINSON, *Message, No. 9.*
Governor.
In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with Claims against the Government of New South Wales.
Government House,
Sydney, 11th February, 1876.
- (2.) Marriage with Deceased Wife's Sister Legalizing Bill:—
HERCULES ROBINSON, *Message, No. 10.*
Governor.
In pursuance of the provisions of the 33rd section of the Act 5 and 6 Victoria, cap. 76, the Governor hereby signifies to the Legislative Assembly that the Bill passed by the Parliament of New South Wales in 1875, and intitled "*An Act to declare valid the Marriage of a Man with the Sister of his Deceased Wife,*" has been laid before the Queen in Council, and that Her Majesty has been pleased to assent to the same.
Government House,
Sydney, 11th February, 1876.
-
5. DEPUTY CHAIRMAN OF COMMITTEES:—Mr. Robertson moved, That William Richman Piddington, Esquire, do take the Chair in Committee of the Whole for this day only.
Question put and passed.
6. VERDICTS OF *Felo-de-se* BILL:—On motion of Mr. Stephen Brown, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and *Mr. Piddington* reported the Bill without amendment.
On motion of Mr. Brown, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
7. JOHN AARON PARFITT:—The Order of the Day having been read,—on motion of Mr. Macintosh, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Petition of John Aaron Parfitt.
Mr. Speaker resumed the Chair; and *Mr. Piddington* reported that the Committee had come to a Resolution.
Ordered, on motion of *Mr. Piddington (with the concurrence of the House)* that the said Resolution be now received.
Mr. Piddington then reported the Resolution, which was read a first time, as follows:—
Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on an additional Estimate for 1876, a sum not exceeding £500, to compensate Mr. John Aaron Parfitt for losses sustained by him through his wrongful conviction and incarceration on a charge of perjury in the year 1868.
On motion of Mr. Macintosh, the Resolution was read a second time, and agreed to.
8. POSTPONEMENTS:—The following Orders of the Day postponed until Friday next:—
(1.) Cheques and Drafts Amendment Bill; second reading.
(2.) Sites for Schools; consideration in Committee of an Address to the Governor.

9. **CONTAGIOUS DISEASES PREVENTION BILL (No. 2.)** :—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to cause a Message to be sent to this House, recommending for the consideration of the Legislative Assembly, under the 54th clause of the Constitution Act, the expediency of making provision for certain offices and expenses in connection with the Prevention of Contagious Diseases Bill.
Mr. Speaker resumed the Chair; and *Mr. Piddington* reported from the Committee a Resolution, which was read, as follows :—
Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause a Message to be sent to this House, recommending for the consideration of the Legislative Assembly, under the 54th clause of the Constitution Act, the expediency of making provision for certain offices and expenses in connection with the Prevention of Contagious Diseases Bill.
On motion of Mr. Farnell, the Resolution was read a second time, and agreed to.
10. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Railway Station, Vale and Rockley Roads; consideration in Committee of an Address to the Governor;—*until Friday next*.
(2.) Petition of James Daw; resumption of Debate;—*until Friday next*.
(3.) Randwick Toll-gate Removal Bill; second reading;—*until Friday next*.
(4.) Libel Law Amendment Bill; second reading;—*until Friday, 25th February*.
11. **PUBLIC SCHOOLS ACT AMENDMENT BILL** :—Mr. Robertson *presented* a Bill, intituled "A Bill intituled 'An Act to amend the Public Schools Act of 1866,'"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday, 1st March.
12. **POSTPONEMENT** :—The Order of the Day for the second reading of the Barristers Admission Bill postponed until Friday next.
13. **BETTING HOUSES SUPPRESSION BILL** :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and *Mr. Piddington* reported the Bill with amendments.
Ordered, that the adoption of that report stand an Order of the Day for Tuesday next.
14. **CLAIMS AGAINST THE GOVERNMENT OF NEW SOUTH WALES BILL** :—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
Mr. Terry then moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill; and that the Governor's Message No. 9, in reference thereto, be referred to the Committee.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and *Mr. Piddington* reported the Bill with amendments, and with the Title amended.
Ordered, that the adoption of that report stand an Order of the Day for Tuesday next.
15. **ADJOURNMENT** :—Mr. Dibbs moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
16. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Case of Mr. J. B. Bamford; resumption of adjourned Debate;—*until Friday next*.
(2.) District Courts Act Amendment Bill; second reading;—*until Friday, 25th February*.
17. **MARRIED WOMEN'S REVERSIONARY INTERESTS IN PERSONAL ESTATE BILL** :—The Order of the Day having been read,—Mr. Day moved, That this Bill be now read a second time.
Mr. R. B. Smith moved, That this Debate be now adjourned until this day week.
Debate ensued.
Motion, by leave, withdrawn.
Question,—That this Bill be now read a second time,—put and passed.
Bill read a second time.
On motion of Mr. Day, Mr. Speaker left the Chair, and the House resolved itself in a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and *Mr. Piddington* reported the Bill without amendment.
On motion of Mr. Day, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday, 22nd February.
18. **POSTPONEMENT** :—The Order of the Day for the resumption of the adjourned Debate on the third reading of the Contempts before Justices Punishment Bill postponed until Friday next.

The House adjourned at four minutes after Nine o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 42.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 15 FEBRUARY, 1876.

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

ELECTORATE OF EAST SYDNEY:—Mr. Speaker informed the House that upon the passing of the Resolution of the 8th instant, declaring the Seat of Alexander Stuart, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Stuart; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Alexander Stuart, Esquire, to serve as a Member for the Electoral District of East Sydney.

2. QUESTIONS:—

(1.) Engine Coal:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Were tenders called for the supply of Engine Coal for the Great Western and Southern Railway in October last?
- (2.) How many tenders were received, and the names of such tenderers?
- (3.) What was the price tendered for by each person, per ton?
- (4.) Were fresh tenders invited on or about the 21st December, 1875?
- (5.) What are the names of those who sent in tenders in accordance with the second advertisement?
- (6.) What was the price per ton tendered for by each tenderer, and the names of the mines specified?
- (7.) Is he aware of the fact that the William Pitt, whose tender has been accepted, is the paid servant of the proprietor of the colliery from which the supply is to be taken?
- (8.) What is the name of the proprietor of the colliery from which the Coal has to be taken to supply the contract?

Mr. Lackey answered,—

(1.) Yes.

(2 and 3.) Ten tenders were received, as under:—

Wollongong Coal:—Joseph Ward & Co., 15s. 9d. per ton; J. G. Catley, 15s. 9d. per ton.

Newcastle Coal:—T. G. Kelly, 18s. 6d. per ton; W. Summerbell, 18s. 5½d. per ton; J. G. Catley, 17s. 6d. per ton; Waratah Coal Company, current rate at Newcastle, with 4s. 9d. added for freight; Warburton & Sons, current rate at Newcastle, with 6s. added for freight.

Bowenfels Coal delivered at Sidings:—Thomas Wilton, Lithgow Valley Colliery, 4s. 10d. per ton; Thomas Brown, Esk Bank Colliery, 6s. 4d. per ton; Bowenfels Coal Company, 4s. 5½d. per ton; Vale of Clwydd Coal Company, 4s. 2d. per ton.

(4.) Fresh tenders were invited for Bowenfels Coal at the time stated:

(5 and 6.) The names of those who sent in tenders in accordance with second advertisement were W. H. Bogie, Manager of the Bowenfels Coal Company, price 4s. 9d. per ton; Joseph Mitchell, either Lithgow Valley or Vale of Clwydd Company's Coal, 5s. 9d. per ton; Thomas Wilton, Lithgow Valley Coal, 5s. 6d. per ton; Wm. Pitt, Esk Bank Colliery Coal, 6s. per ton.

(7.) I am not aware of the position which William Pitt holds in connection with the Esk Bank Colliery.

(8.) The reputed owner of the mine is Thomas Brown, Esq.

- (2.) Alienated Crown Lands, Port Jackson:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—When will the Return ordered on the 10th November, 1874, to be laid upon the Table of this House, relating to the alienated Crown Lands abutting on the waters of Port Jackson, be complied with?

Mr. Garrett answered,—This Return lapsed in consequence of the Parliament which ordered it having ceased to exist. There will be no objection made to the Return being furnished if again moved for. It will take, however, some time to prepare it accurately.

(3.)

(3.) Road through Mr. Blaxland's Land:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—With respect to the notification in the *Government Gazette* of the 7th December, 1875, for the closing and alienation of the Road dividing R. Blaxland's 40 acres from R. Blaxland's 90 acres,—

(1.) Is he aware that this Road leads to the building used as a Church and Provisional School; and if not, will he make inquiries to ascertain the fact?

(2.) Will he lay a copy of the application upon the Table of this House?

Mr. Garrett answered,—

(1.) In one of the objections received to the closing of the said road it is represented that the road leads to the building in question. The time prescribed by him for making objections only expired on the 11th instant, but the matter will be inquired into as early as practicable.

(2.) There will be no objection.

(4.) Crown Prosecutor, Western District:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

(1.) Has Mr. Isaacs resigned the office of Crown Prosecutor for the Western District; and if so, on what day was such resignation received?

(2.) Is it true that Mr. John J. Teece, Barrister-at-Law, has been appointed a Crown Prosecutor in the room of Mr. Isaacs; and if so, on what day was such appointment made?

(3.) How many applicants were there for the said office, and what are their names?

(4.) What were the several dates of the admission to the Bar of New South Wales of Mr. Teece and of the other applicants for the said office?

(5.) How often, in how many, and what towns or cities, in how many cases, and at what dates, has Mr. Teece previously prosecuted for the Crown in this Colony?

(6.) Who prosecuted throughout the last Western Quarter Sessions?

(7.) Was the relative fitness of the said applicants the sole question considered by the Government before the making of the said appointment?

Mr. Robertson answered,—

(1.) Yes, on the 31st January, 1876.

(2.) Yes, on the 1st February, 1876.

(3.) It is not usual, nor is it expedient, to furnish this information.

(4.) Mr. Teece was admitted to the Bar of New South Wales in 1874.

(5.) Mr. Teece prosecuted at the last Grafton Circuit Court, before Sir William Manning.

(6.) Mr. Barton.

(7.) Mr. Teece was appointed because the Government were satisfied that he was a gentleman of education, competent legal attainments, and fit for the office of Crown Prosecutor. The Government were aware that Mr. Teece was M.A. of the University of Sydney, had been an industrious law student in the chambers of a Barrister of extensive practice, had already given satisfactory evidence of his ability as Crown Prosecutor, and was highly recommended by several members of his own profession for his present appointment.

(5.) Compensation to Mr. Philip Ryan:—*Mr. Cohen*, on behalf of Mr. Pilcher, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has the compensation money for fencing along Government Road been paid to Mr. Philip Ryan, of Tea-pot Swamp, in West Macquarie Electorate?

(2.) If not, will the Minister direct that such money be paid as soon as possible?

Mr. Garrett answered,—The sum of £6 12s. has been authorized to be paid to Mr. P. Ryan as cost of removal of fencing on road through his land, portion No. 44, of 41½ acres, in the parish of Three Brothers, County of Bathurst.

(6.) Immigration:—*Mr. Farnell*, on behalf of Mr. Piddington, asked the Colonial Secretary, pursuant to Notice,—Does the Government intend to introduce a “well devised scheme of Immigration,” as described in the last paragraph of the Address of the Colonial Treasurer (Mr. A. Stuart), to the Electors of East Sydney, dated February 10th; and if so, when will the “well devised scheme of Immigration” be introduced?

Mr. Robertson answered,—In reply to this very remarkable question, I desire to say that so soon as the Parliament places funds at the disposal of the Government, as provided under the Estimates of 1876, and perhaps sooner, the Government will exhibit their contemplated regulations.

3. RAILWAY EXTENSION TO ALBURY:—Mr. Day presented a Petition from Inhabitants of the Municipality of Albury, in favour of the extension of the Southern Railway to Albury.
Petition received.

4. STATISTICS OF PUBLIC INSTITUTIONS (“*Farmal*” Motion):—Mr. Macintosh moved, pursuant to Notice, That there be laid upon the Table of this House, a Tabular Statement, showing,—

(1.) The number of Persons in the Gaols and Watch-houses, or on bail, in the Colony, for hearing, under committal, and under sentence, on the first day of February, 1876.

(2.) A similar statement with regard to the number of Insane Persons in custody of the Government or in private Asylums, supported wholly or in part by the State, on same date.

(3.) A similar statement in regard to the number of Children supported wholly or in part by the State in the Asylums and Orphan Schools in the Colony, on same date.

(4.) A similar statement with regard to the number of Indigent Persons supported by the State within the Benevolent Asylums of the Colony, on same date.

(5.) A similar statement with regard to the number of persons under medical treatment in the Public Hospitals of the Colony, supported wholly or in part by the State, on same date.

(6.) A similar statement with regard to the number of persons employed in the Police Force, also number of persons employed as Professional Men, Clerks, Teachers, Instructors, Matrons, Warders, Nurses, or other Servants, receiving pay from the State, and employed in the several services mentioned in the foregoing Return, on same date.

(7.) A similar statement setting forth the estimated number of persons resident in the Colony on same date, viz., February 1st, 1876.

(8.) A similar Tabular Statement to the above, as far as can be complied with, for the first day of February, 1866, distinguishing sex in each case.

Question put and passed.

5. **RAILWAY EXTENSION TO ALBURY** (*"Formal" Motion*):—Mr. Day 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 the necessary steps to be taken, without delay, for the completion of the Southern Railway to Albury.
Question put and passed.
6. **COMERONG ISLAND** (*"Formal" Motion*):—Mr. Cameron moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Applications for the Conditional Purchase, cancellation of Roads, purchase by Volunteer Land Orders, or for lease for mining purposes of all unalienated Land at Comerong Island, Shoalhaven River, County of St. Vincent, and all Papers connected with such Applications.
Question put and passed.
7. **GERMAN EVANGELICAL CHURCH** (*"Formal" Motion*):—Mr. Macintosh moved, pursuant to Notice, That the Petition presented by him on 11th February, from the Minister and Churchwardens of the German Evangelical Church at Sydney, be printed.
Question put and passed.
8. **MEMBER SWORN**:—The Honorable Alexander Stuart having taken and subscribed the Oath, and signed the Roll, took his Seat as a Member for the Electoral District of East Sydney.
9. **AGENT GENERAL FOR THE COLONY**:—Mr. Buchanan moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the long continued delay in filling up the office of Agent General, together with the absence from the Country of so important a Minister as the Treasurer without the House having the least assurance how long that absence is to continue, is calculated to prejudice the interests of this Country.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put and negatived.
10. **PETITION OF WILLIAM DUNN**:—Mr. Macintosh moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the Petition of William Dunn, presented to this House on 21st December, 1875.
Debate ensued.
Question put and passed.
11. **INCORPORATION OF GULGONG**:—Mr. Buchanan moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the long and vexatious delay on the part of the Government in proclaiming Gulgong a Municipality, and the serious injury resulting to the inhabitants therefrom, together with the general and systematic neglect by the Government of the interests of this large town and district, calls loudly for the interposition of Parliament.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put and negatived.
12. **MR. MONTAGUE LEVY**:—Mr. Nelson moved, pursuant to Notice, That the motion agreed to by this House on the 10th February, viz.,—"That an 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, Minutes, and other Documents in the possession of the Government relating to the recent resignation by Mr. Montague Levy of his position as a Justice of the Peace," be rescinded.
Debate ensued.
Motion, by leave, withdrawn.
13. **RESERVES ON THE MESSRS. WHITE'S STATIONS**:—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) A Return of all Reserves in the Parish of Merrigula and Premer, County of Pottinger, and area of Reserves.
(2.) A Return of all Reserves on the Honorable J., F., and H. White's Bando and other Stations in the District of Liverpool Plains, and area of Reserves.
(3.) A Return of all Travelling Stock Reserves on the Honorable J., F., and H. White's Bando and other Stations in Liverpool Plains District.
(4.) On whose application such Reserves were granted, the purposes they were granted for, and the date on which they were granted.
(5.) The number of forfeited Conditional Purchases on the Honorable J., F., and H. White's Bando and other Runs, in the Liverpool Plains District.
(6.) The names of all Conditional Purchasers, and area of such purchases, and dates of selection, on Bando and other Stations, belonging to Honorable J., F., and H. White, in the District of Liverpool Plains.
(7.) Copies of all applications by, or on behalf of, Chas. Higgins, Thomas Meek, Jno. Dowling, Daniel Cowan, James M'Gill, and Michael Callaghan, for conditional purchase of lands by each of them in the County of Pottinger and Parish of Merrigula, showing by whom such applications were made, and also of all Reports and Correspondence made in reference to such Conditional Purchases.
(8.) Copies of all Correspondence in reference to Reserve No. 974 in the County of Pottinger, and Parish of Premer.
(9.) Copies of the applications of Adam James Wightman, John Harrison Wightman, James Doherty, and Michael Hussey, at Gunnedah, on the 23rd day of December last.
Debate ensued.
Question put and passed.
14. **ATHEISTS EVIDENCE ADMISSION BILL**:—
(1.) Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to make it lawful to admit the evidence of Atheists in our Courts of Law and other tribunals.
Debate ensued.
Question put.

The House divided.

Ayes, 14.

Mr. Robertson,	Mr. Wisdom,
Mr. Lucas,	Mr. Piddington,
Mr. Burns,	Mr. Nelson,
Mr. Garrett,	Mr. Parkes,
Mr. Farnell,	<i>Tellers.</i>
Mr. G. A. Lloyd,	Mr. Buchanan,
Mr. H. C. Dangar,	Mr. Cameron.
Mr. Driver,	

Noes, 11.

Mr. J. S. Smith,	Mr. Sutherland,
Mr. Long,	<i>Tellers.</i>
Mr. Hoskins,	Mr. Davies,
Mr. R. Forster,	Mr. Jacob.
Mr. T. G. Dangar,	
Mr. Macintosh,	
Mr. W. Watson,	
Mr. Terry,	

And so it was resolved in the affirmative.

(2.) Mr. Buchanan *presented* a Bill, intituled "*A Bill to enable Atheists to give evidence in our Courts of Law,*"—which was read a first time.

Ordered to be printed, and read a second time on Friday, 3rd March.

15. VERDICTS OF *Felo-de-se* BILL,—on motion of Mr. Farnell, read a third time, and *passed*.
Mr. Farnell then moved, That the Title of this Bill be "*An Act to amend the Law respecting verdicts of Felo-de-se.*"

Question put and passed.

Ordered, that the Bill be returned to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to amend the Law respecting Verdicts of Felo-de-se,*"—returns the same to the Legislative Council without amendment.

*Legislative Assembly Chamber,
Sydney, 15th February, 1876.*

16. POSTPONEMENT:—The Order of the Day for the adoption of the Report on the Betting Houses Suppression Bill postponed until Friday, 25th February.

17. CLAIMS AGAINST THE COLONIAL GOVERNMENT BILL:—The Order of the Day having been read,—Mr. Terry moved, That the Report from the Committee of the Whole on this Bill be now adopted.
Question put and passed.

Ordered, that the Bill be read a third time on Friday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 43.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Mr. Delohery, Clerk of Petty Sessions, Maitland:—Mr. Scholey asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that Fifty Pounds was granted last year for fodder of two horses for the Clerk of Petty Sessions, East Maitland, to Mr. Delohery, who has not more than three miles to ride?
- (2.) Is it true that this amount was not voted by this House in that gentleman's name?
- (3.) Is he (Mr. Delohery) to be appointed a Justice of the Peace against the opinion of nearly all the Justices of the Peace in the district of Maitland?
- (4.) By what Member of Parliament was the Fifty Pounds, and his appointment as Justice of the Peace, recommended?

Mr. Robertson answered,—

- (1.) Mr. Delohery was granted £50 last year as a forage allowance, because he was put to daily expense in the discharge of his duties, and had to keep a horse to attend the Benches of West Maitland and Morpeth in addition to that of East Maitland.
 - (2.) No; the allowance is paid from Vote for Incidental Expenses, under the head of Petty Sessions, and appears as a foot note under that head.
 - (3.) The question has not yet been considered.
 - (4.) It does not appear that any Member of Parliament recommended the allowance of £50 to Mr. Delohery. It was approved by the Minister of Justice and Public Instruction, upon Mr. Delohery's application, and the recommendation of the late Police Magistrate at Maitland that such allowance should be made to Mr. Delohery; and his appointment as Justice of the Peace was recommended by several local Magistrates, but has not been made.
- (2.) Coal for Great Northern Railway:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Has the Bond for the due performance of the Contract for the supply of Coal to the Great Northern Railway by the Waratah Company been signed?
 - (2.) Who is to act as arbitrator on behalf of the Government to fix the current rate on the day of delivery?
 - (3.) What is the price charged by the Waratah Company for the Coal delivered during the month of January of the present year?

Mr. Lackey answered,—

- (1.) The Bond has been signed.
 - (2.) No arbitrator required; the current rate of coal at Newcastle is a matter of public notoriety.
 - (3.) The price is 18s. 9d. per ton—viz., 14s. a ton, the current rate at Newcastle, and 4s. 9d. per ton for freight, as per tender.
- (3.) Lieutenant Bacchus, Permanent Artillery:—Mr. Farnell, on behalf of Mr. Cohen, asked the Colonial Secretary, pursuant to Notice,—
- (1.) What period has elapsed since Mr. George Henry Bacchus, the recently appointed Lieutenant of the Permanent Artillery, was a Subaltern Officer in the 7th Dragoon Guards?
 - (2.) Has he ever been connected with any corps in which a knowledge of artillery is requisite?
 - (3.) Has he passed any examination in artillery subjects, or given any evidence of any acquaintanceship with them?

(4.)

(4.) Are candidates for Commissions in the Permanent Artillery required to pass examinations in artillery subjects?

(5.) Are candidates for Commissions in the Volunteer Artillery required to pass such examinations?

(6.) Is it the fact that Lieutenant Bacchus is now learning the ordinary duties of a gunner, and that Lieutenant Le Patourel was required to do the same?

(7.) Is it the fact that Colonel Richardson has the actual nomination of officers of the Permanent Artillery?

(8.) Have Commissions in the Permanent Artillery ever been offered to deserving officers of the Volunteer Artillery?

Mr. Robertson answered,—

(1.) Upwards of ten years.

(2.) He was, I understand, during a period of five years, ending in June, 1875, Commandant of a Force composed of Artillery and Infantry at Sarawak.

(3.) He received a certificate from the Rajah of Sarawak complimenting him on the efficiency to which he had brought the Force under his command. He passed two examinations in the Imperial Service—first, on receiving his Commission, and secondly, prior to his attaining his Lieutenancy.

(4.) The Major commanding, I understand, exacts from all new officers their going (under his own observation) through the whole practice of the Service.

(5.) Yes; it is so required by the Volunteer Regulations.

(6.) I believe that, as the Major commanding requires that officers should, in his presence, show practically the knowledge of such ordinary duties, Lieutenant Bacchus has been so practising, and I presume Lieutenant Le Patourel's case was no exception to the rule.

(7.) No.

(8.) It is quite unusual to volunteer such appointments; but there is nothing to prevent their making applications in any case.

(4.) Mining Bill:—Mr. Nelson asked the Secretary for Mines, pursuant to Notice,—Is it his intention to introduce and proceed with a Mining Bill this Session?

Mr. Lucas answered,—In the present state of the public business it is impossible for me to say. I am very anxious and desirous to pass this Bill during the present Session. It is ready, and if the other business will allow, I will not only lay it upon the Table, but proceed with it.

(5.) Duty on Tobacco:—Mr. Davies asked the Colonial Treasurer, pursuant to Notice,—Is it the intention of the Government to withdraw the proposal for the increase of Duties on Tobacco?

Mr. Stuart answered,—Having considered the question of the duty on Tobacco, and held an interview with the leading tobacco manufacturers, and viewing the large and increasing proportion which home grown tobacco now bears to the total consumption, the question appears to me to assume a much wider importance than one merely of relative or differential import duties, so that while the Revenue may be maintained, neither the local manufacture nor the home cultivation may be unduly interfered with or impeded. It appears to me, therefore, that a measure of a comprehensive character will be required, involving probably the bonding of the various factories; but as the mode of carrying out such an alteration, even if determined on, will necessarily involve considerable delay in making due arrangements for the change, and as, before it can be accomplished, it will be necessary to institute rigid and extended inquiries into the quality, extent, and prospects of the home growth of tobacco both in the northern and southern districts, I feel that the subject ought not to be dealt with hastily, and therefore the Government will not proceed with the proposed alteration of the duty at the present time, with the intention of submitting to Parliament at a future time some measure calculated to meet the exigencies of the case. The old duty only will be charged to-morrow, and any duty paid under the increased rates will be refunded.

(6.) Crown Prosecutor for Western District:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—Were the following gentlemen applicants for the office of Crown Prosecutor for the Western District, and the date of their admission to the Bar of New South Wales:—Mr. George Milner Stephen, Mr. Henry Wilford Ellis, Mr. Arthur M'Donald Ritchie, Mr. Edmund Barton, Mr. John J. Tecco, Mr. Grantley Hyde Fitzhardinge, Mr. Picree O'Keefe?

Mr. Robertson answered,—It is not usual for the Government to publish the names of applicants for office. I shall not, therefore, give the information the Honorable Member asks for unless the House, by Resolution, expresses its desire to have it.

(7.) Saturday Excursion Train:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the Saturday Mid-day Excursion Train to the Blue Mountains stops at the Parramatta Station, and that the Station Master there will not issue tickets by that train?

(2.) Will he instruct the Station Master at Parramatta to issue tickets to persons wishing to avail themselves of that Excursion Train to the Blue Mountains?

Mr. Lackey answered,—This Train is run for the benefit and convenience of residents in the metropolis who wish to obtain the advantage of country air. Tickets are issued only at the Sydney Station, as advertised in the Time Table, and as large a train as the engine can haul is obtained in this way.

2. PAPERS:—

Mr. Lackey laid upon the Table,—Return to an Order, made on 18th January, 1876, in reference to Wharfs at the Circular Quay.

Ordered to be printed.

Mr. Robertson laid upon the Table,—Further Papers respecting the Case of Captain Bamford of the Volunteer Force.

Ordered to be printed.

3. **REPORTS FROM STOCK INSPECTORS**:—Mr. T. G. Dangar (*by consent*) moved, without Notice, That the Return to Order in reference to the Inspection of Sheep, laid on the Table upon the 2nd February, and the Return to Order in reference to Reports from Stock Inspectors, laid upon the Table on the 8th February, be printed.
Debate ensued.
Question put and passed.
4. **PUBLIC VEHICLES REGULATION BILL**:—Mr. Davies presented a Bill, intituled "*A Bill to make better provision for the Licenses and Regulation of Public Vehicles in the City and Police District of Sydney,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 25th February.
5. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—
- (1.) **Petersham Land Purchase Bill**:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable William Condie Kenwick and other persons to purchase without competition certain parcels of Land in the Parish of Petersham,*"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 16th February, 1876.
- JOHN HAY,
President.
- (2.) **North Shore Gas Bill**:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable Charles Watt and James Walter Fell to construct Gas Works within the Municipalities of East St. Leonards Victoria St. Leonards and North Willoughby,*"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 16th February, 1876.
- JOHN HAY,
President.
6. **COAL MINES REGULATION BILL**:—Mr. Stevens presented a Petition from Miners and others, residents of the Hunter River District, in favour of the passing of this Bill.
Petition received.
7. **ADJOURNMENT**:—Mr. Taylor moved, That this House do now adjourn.
Debate ensued.
Question put.
The House divided.

Ayes, 6.

Mr. Taylor,
Mr. McElhone,
Mr. Cameron,
Mr. W. H. Suttor,
Tellers.
Mr. Fitzpatrick,
Mr. H. C. Dangar.

Noes, 47.

Mr. Robertson,	Mr. W. Watson,
Mr. Burns,	Mr. Wisdom,
Mr. Lackey,	Mr. W. C. Browne,
Mr. Lucas,	Mr. H. H. Brown,
Mr. Farnell,	Mr. Hoskins,
Mr. Long,	Mr. T. G. Dangar,
Mr. Garrett,	Mr. Terry,
Mr. Stephen Brown,	Mr. Goold,
Mr. G. A. Lloyd,	Mr. Scholey,
Mr. Piddington,	Mr. Cunneen,
Mr. Lord,	Mr. Stevens,
Mr. Stuart,	Mr. Macintosh,
Mr. Driver,	Mr. Charles,
Mr. Hill,	Mr. Clark,
Mr. R. B. Smith,	Mr. Davies,
Mr. Sutherland,	Mr. Shepherd,
Mr. Cohen,	Mr. Jacob,
Mr. J. Watson,	Mr. Montague,
Mr. Day,	Mr. Buchanan,
Mr. Parkes,	Mr. Dibbs,
Mr. Moses,	<i>Tellers.</i>
Mr. Thomas Brown,	Mr. F. B. Suttor,
Mr. J. S. Smith,	Mr. Groville.
Mr. Teece,	
Mr. Nelson,	

And so it passed in the negative.

8. **ANIMALS PROTECTION BILL**:—Mr. 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 the Law respecting Cruelty to Animals,*"—presents the same to the Legislative Assembly for its concurrence.
Legislative Council Chamber,
Sydney, 16th February, 1876.
- JOHN HAY,
President.
- Bill, on motion of Mr. Farnell, read a first time.
Ordered to be printed, and read a second time on Tuesday, 29th February.
9. **EMPLOYMENT OF CHILDREN**:—Mr. W. H. Suttor (*by consent*) moved, without Notice, That the names of Mr. F. B. Suttor and Mr. W. Watson be added to the Select Committee now sitting on the "Employment of Children," and that the name of Mr. Stuart, which, in consequence of his resignation, was withdrawn, be restored to the said Committee.
Question put and passed.

10. SALE OF LIQUORS LICENSING ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Davies moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of bringing in a Bill to amend the Licensed Publicans Act of 1862, to make provision for closing all public houses on Sundays.
Question put and passed.
11. SYDNEY SEWERAGE ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Davies moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of bringing in a Bill to amend the Sydney Sewerage Act of 1858, to make provision for imposing a more equitable Sewerage Rate.
Question put and passed.
12. RAILWAY EXTENSION TO ALBURY (*"Formal" Motion*):—Mr. Day moved, pursuant to Notice, That the Petition presented by him on 15th February, from the Inhabitants of the Albury District, in favour of the extension of the Southern Railway to the Murray, be printed.
Question put and passed.
13. POSTPONEMENT:—The Order of the Day for the second reading of the Bathurst Hospital Bill postponed until to-morrow.
14. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 17 FEBRUARY, 1876 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 44.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 17 FEBRUARY, 1876.

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

QUESTIONS :—

- (1.) Camberwell Railway Station :—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—
- (1.) What amount was received from the 1st January to 31st December, 1875, for goods and passengers at the Camberwell Railway Station?
 - (2.) The same information for Glennie's Creek Platform?

Mr. Lackey answered,—

- (1.) The amount received at Camberwell Railway Station was £331 6s. 3d.; the value of the traffic to and from this place amounted to £576 1s. 4d.
- (2.) No account was received at Glennie's Creek, as it is a platform only; but the value of the traffic to and from this place, for 1875, amounted to £303 1s. 7d.

- (2.) Singleton Railway Station :—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—What amount was received at the Singleton Railway Station from 1st January to 31st December, 1875?

Mr. Lackey answered,—The amount received was £6,015 11s. 6d.

- (3.) Widow of William Kemp :—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to place on the Additional Estimates for 1876 any sum of money to compensate the Widow (who is left destitute) of the late William Kemp, a fletcher on the Great Western and Southern Railroad for the last eighteen or twenty years, and who lost his life on the 21st January last, being run over by a passenger train while attending to his duties on the railway line?

Mr. Lackey answered,—The Government will take the course in this case which is taken in all similar ones, viz.—to place upon the Estimates the sum of £100 as a gratuity to the widow.

- (4.) Tamworth Gaol :—Mr. W. C. Browne, on behalf of Mr. Buchanan, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that the Tamworth Gaol contains only three cells; the dimensions of the cells being 9 feet by 6 feet, and 14 feet by 8 feet?
- (2.) Is it true that on the 9th of February, 1876, there were nineteen prisoners confined in those three cells; the thermometer marking 100° in the shade?
- (3.) Is it true that prisoners awaiting trial in this gaol have leg irons fastened to them as a necessity, to prevent escape, the gaol being so insecure?
- (4.) Is it true that lunatics are also confined in this gaol, five having been there at one time?
- (5.) Is it true that the Gaoler has nothing but a bark shanty, which he erected at his own expense, for the accommodation of his family?
- (6.) Is it true that when female prisoners come into this gaol, the male prisoners are all put into one cell, making sometimes as many as twelve in a cell which is constructed only to hold one?
- (7.) Will he undertake to see to this important matter without an hour's delay?

Mr.

Mr. Robertson answered,—

(1.) The gaol is a lock-up gaol, such as I described the other day as being in the south-western, and indeed, in most of the distant parts of the Colony. I believe they were originally proclaimed gaols in order to comply with the law, and doubtless they are altogether unsuitable for the purpose. This gaol contains three cells, one of 13 x 9 feet, and two of 12 x 9 feet. There is also a cell 9 x 9 feet, which is used as a store-room.

(2.) Yes; but as regards the heat, no register of thermometer is kept.

(3.) Yes, while in exercise-yard, for security.

(4.) Lunatics are occasionally confined, but the greatest number at any one time has been three.

(5.) The gaoler's quarters consist of a brick building containing two rooms, one called the guard-room, 14 feet 9 inches x 12 feet, the other a bed-room 14 x 8 feet 8 inches, and a bark hut outside the gaol for temporary additional accommodation.

(6.) On one occasion thirteen prisoners were necessarily confined in one cell. It is stated that two cells are now available.

(7.) In the case of this town of Tamworth, as in all other large towns, I think the Government will be perfectly warranted in immediately ordering additional accommodation. I do not think it has ever been known to any Government that has held office that this state of things has existed, and I think the House, in cases like this, where a considerable number are brought together, will be of opinion that additional accommodation should be at once provided.

(5.) Post and Telegraph Offices, Tenterfield:—Mr. Abbott asked the Postmaster General, pursuant to Notice,—

(1.) Have any, and what steps, been taken towards the erection of the Post and Telegraph Offices at Tenterfield?

(2.) When is the building likely to be completed?

(3.) What is the cause of the delay in commencing the building?

Mr. Burns answered,—Plans for the Post and Telegraph Offices, at Tenterfield were prepared some time ago, but as it appeared that the cost of the proposed buildings would, in all probability, far exceed the amount of the vote, the plans have been altered several times, and an amended plan has at last been agreed to. Tenders will be invited in a few days.

(6.) Government Banking Account:—Mr. Dibbs asked the Colonial Treasurer, pursuant to Notice,—

(1.) Has any Correspondence passed between the Government and the Bank of New South Wales in reference to the state of the Government Banking Account?

(2.) If so, will he lay such Correspondence upon the Table of this House?

Mr. Stuart answered,—

(1.) Yes.

(2.) I will lay the Correspondence upon the Table of the House to-morrow.

(7.) The "Ann Duthie":—Mr. G. A. Lloyd asked the Colonial Treasurer, pursuant to Notice,—

(1.) Is it true that the "Ann Duthie" came in sight on Saturday last at 7:15 p.m., and burned a blue light, which was answered from South Head; that she ran up within 5 miles of the Heads and burned other blue lights, which were answered; that she lay-to and waited for a Pilot, but as none came off she wore round and went out to sea; that she came in again at 11:20 p.m. within 3 miles, and burned other blue lights; that she went off again, and at 2:30 a.m. on Sunday she made for the Heads, and that at 6:30 a.m. she was taken in tow by the "Breadalbane;" and that at 7 a.m., when the vessel was out of all danger, the Pilot steamer went alongside?

(2.) If these statements are true, will he inquire into the matter, and see where the neglect existed?

Mr. Stuart answered,—

(1.) The movements of the "Ann Duthie" could not be discerned from the Look-out Station, South Head, as the night was dark and boisterous, and the vessel did not come near enough to be seen. About 7:30 p.m., and again between 11 and 12, signals were seen which it is now understood were made by the "Ann Duthie." The Pilot steamer was promptly sent out on both occasions, and was outside the greater part of the night, and kept her flash-lights going, but no signals from the "Ann Duthie" were seen from the steamer. Other signals were seen, and Pilots were shipped on board the "Cutty Sark" and "Normanby" during the night. A Pilot was put on board the "Ann Duthie" when she was still six miles from the entrance to the Port.

(2.) As the statements, according to the information given to me, appear to be not true, there is no necessity for further inquiry. No neglect has been shown.

(8.) Uniforms for Railway Guards:—Mr. W. C. Browne, on behalf of Mr. McElhone, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the Railway Guards and other Railway men have not got their Uniforms as yet for this year?

(2.) Will he give the necessary orders to have them supplied without delay?

Mr. Lackey answered,—The Traffic Manager was instructed to report upon this matter some days ago. Inquiry is being made, and those employes whose Uniforms require to be renewed will be supplied with new ones as early as possible.

(9.) Public Lands sold in the Districts of Albury, Corowa, &c.:—Mr. Piddington asked the Secretary for Lands, pursuant to Notice,—When will the Return, ordered by the House on 1st February, showing the quantity and value of the Crown Lands sold in the years 1871 to 1875 inclusive in the following districts, namely,—Albury, Corowa, Deniliquin, Gundagai, Mitchell, Moana, Urana, Tumut, Wagga, and Balranald, be laid upon the Table of this House?

Mr. Garrett answered,—Every possible effort has been made to complete this and other Returns moved for by the Honorable Member, and by other Members of the House, but it is utterly impossible to fix a date when they will be laid upon the Table.

(10.) Darby-street, Newcastle:—Mr. G. A. Lloyd asked the Secretary for Lands, pursuant to Notice,—

(1.) Has any application been made by the Borough Council of Newcastle to the Government for Funds to prevent the sand drift encroaching on Darby-street?

(2.) Has the Government decided to comply with their request to put a sum of money on a Supplementary Estimate?

Mr. Garrett answered,—No such application has been received in the office as yet. If such an application be made it will most likely be favourably entertained, but we have not been able to find any such application.

(11.) Bridge over Railway Crossing at Muswellbrook:—Mr. W. C. Browne, on behalf of Mr. McElhone, asked the Secretary for Public Works, pursuant to Notice,—Has any application been made by the Honorable J. White for a Bridge over the Railway Crossing at Muswellbrook; and if so, what reply was given by the Government?

Mr. Lackey answered,—An application was made by Mr. White for some accommodation in connection with the conveyance over the Railway line of live stock arriving at Muswellbrook Station for the Agricultural Show. The Traffic Manager was at once requested to place himself in communication with the Secretary of the Society, with the view of ascertaining the best means of meeting their requirements. In reply to a telegram sent to him to-day, the Traffic Manager has reported that temporary arrangements will be made for stock entering the show grounds from the Muswellbrook Railway Yard.

(12.) Upper Hunter Agricultural Association:—Mr. W. C. Browne, on behalf of Mr. McElhone, asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it a fact, as stated in a communication from the Honorable J. White to the Upper Hunter Agricultural Association,—“That telegrams had been sent by the Government to the only two “Agricultural Associations which had not sent in their returns, to the effect that if not sent in “within a week the Vote would be divided without reference to them”?

(2.) Has the Honorable J. White applied for a subsidy on behalf of the Upper Hunter Association; and if so, with what result?

Mr. Robertson answered,—I have no knowledge, and can have no means of knowing, what communication the Honorable James White sent to the Agricultural Society of the Upper Hunter; but the position of the matter of the Agricultural Societies is this:—This House granted a large sum of money to all these societies throughout the Colony; that sum of money must either be handed over to the societies before the end of this month or be withdrawn. Certain of the societies have not made application, though they have been repeatedly invited to do so, and finally, some time ago, telegrams went from the Department of the Colonial Secretary, saying if they did not apply within a week the money would be distributed among the societies without reference to them.

(13.) Coroners Inquests:—Mr. Scholey asked the Colonial Secretary, pursuant to Notice,—When will the Return, ordered by this House on the 15th December, 1875, be laid upon the Table, namely:—“A Return showing the Number of Inquests held by each Coroner in the Districts of “Maitland and Paterson, Newcastle, Goulburn, and Bathurst, for the year ending December, 1874, “and the cost of each Inquest”?

Mr. Robertson answered,—I shall be able to lay these Papers upon the Table of the House as soon as the questions have been asked.

2. COAL MINES REGULATION BILL (“Formal” Motion):—Mr. G. A. Lloyd, on behalf of Mr. Stevens, moved, pursuant to Notice, That the Petition presented by him on 16th February, from Miners and others resident in the Hunter District, in favour of the passing of the Coal Mines Regulation Bill, be printed.

Question put and passed.

3. PAPER:—Mr. Robertson laid upon the Table,—Return to an Order, made on 15th December, 1875, in reference to Coroners Inquests.
Ordered to be printed.

4. POSTPONEMENT:—The Order of the Day for the second reading of the Bathurst Hospital Bill postponed until to-morrow.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 18 FEBRUARY, 1876 A.M.

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

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

G. WIGRAM ALLEN,
Speaker.



New South Wales

No. 45.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 18 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Wagga Wagga Bridge:—Mr. J. Watson asked the Secretary for Public Works, pursuant to Notice,—Has any Petition been received from the Residents of Wagga Wagga, praying the Government to purchase the Wagga Wagga Bridge Company's right to the Tolls and Dues on the Bridge over the Murrumbidgee River; and if so, has any, and what decision, been arrived at on the same?

Mr. Lackey answered,—A Petition was received in October last, praying the Government to purchase the Wagga Wagga Bridge, and the Chairman of the Bridge Company was written to on the 22nd November, and requested to state upon what terms the bridge would be sold, provided the Government was disposed to purchase. An acknowledgment of this letter was received on the 1st December, intimating that no unnecessary delay should take place in ascertaining and making known the views of the shareholders. No communication from the Company has been since received?

- (2.) Quarter Sessions, Grenfell:—Mr. J. Watson asked the Colonial Secretary, pursuant to Notice,—
(1.) Has any application been made to, or Petition received by, the Government, praying for the establishment of a Court of Quarter Sessions at Grenfell?
(2.) If so, has any decision been arrived at on such application or Petition, and what is the purport of such decision?
(3.) Will the Colonial Secretary have any objection to lay such application or Petition (if any), with all Reports, Minutes, Memorandums on, or replies to the same, upon the Table of this House?

Mr. Robertson answered,—

- (1.) Yes, a Petition was received towards the close of the month of August last upon the subject, from certain inhabitants of the town and district of Grenfell.
(2.) The petitioners were informed that the official reports showed that it was not expedient to comply with their request. Since then the matter has been under the consideration of the Government, but has not yet been dealt with.
(3.) There will be no objection to laying the Papers upon the Table of the House.

- (3.) Road from Scone to Denison Diggings:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the amount of money spent on the Road from Scone to Denison Diggings by the Trustees during 1873, 1874, and 1875?
(2.) What is the amount of money spent by the Trustees during said years by the Trustees between Scone and Messrs. White's Station, Belltrees?
(3.) Will he furnish a Return of all money spent by Trustees during said years between Messrs. White's Station, Belltrees, and the Denison Diggings?
(4.) Who are the Trustees for the Road from Scone to Denison Diggings?

Mr. Lackey answered,—

- (1.) £714.
(2 and 3.) This information can only be given by the Trustees, who were communicated with on the 15th instant, but have not yet furnished the information required.
(4.) Messrs. J. H. Cobbe, M. Miller, and N. F. Asser.

(4.)

- (4.) Compensation to Mr. James Carlan :—Mr. Fitzpatrick asked the Secretary for Lands, pursuant to Notice,—What action has been taken on the claim of Mr. James Carlan for compensation for injury by the diversion of the Great Southern Road through his property at Sharpening-stone Creek, which claim was re-stated in a letter to the Secretary for Lands in March last year?
- Mr. Garrett answered,—The Honorable Member was apprised, on the 19th April last, in reply to his letter of 11th March (to which he refers) that as the road in question is one of the main roads under the Act of Council 21 Victoria No. 8, any claims for compensation should be made to the Department of Works. The matter was then, therefore, at an end so far as the Lands Department was concerned.
- (5.) Pacific Mail Service :—Mr. Fitzpatrick asked the Postmaster General, pursuant to Notice,—
- (1.) Have the Subsidies secured by contract been paid by the Government of this Colony to the agent or agents of the contractors for the Pacific Mail Service?
 - (2.) If so, when, and to whom, were such Subsidies paid?
 - (3.) If not, what is the reason for the non-payment?
- Mr. Burns answered,—
- (1.) The Subsidy for one voyage is now in course of payment to Messrs. Gilchrist, Watt, & Co.
 - (2.) Answered by No. 1.
 - (3.) With the exception of the trip referred to, the voyages hitherto performed by the Pacific Company's steamers have not been in accordance with the contract.
- (6.) Extension of Money Order System to United States :—*Mr. Davies*, on behalf of Mr. H. H. Brown, asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to extend the Money Order System to the United States of America; and if so, when?
- Mr. Burns answered,—I caused a communication to be addressed to the Postmaster General at Washington on the 12th January last, with the view of bringing the Money Order System into existence between this Colony and the United States of America.
- (7.) Special Railway Carriage :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice.—
- (1.) Is he aware that on 3rd February, and on other occasions, a Railway Carriage (1st class) came on to Sydney from Parramatta empty, the Guard stating it was a special carriage engaged by Mr. Threlkeld and others, and refused Mr. Henderson and his family permission to occupy the carriage from Homebush?
 - (2.) Have Mr. Threlkeld and others applied for Special Carriage from Parramatta to Sydney, said carriage to run empty to Burwood?
 - (3.) Has such application been granted?
- Mr. Lackey answered,—
- (1.) I am informed that it is not a fact that the carriage came empty to Sydney; one compartment of it, containing six seats, was empty as far as Burwood; and Mr. Henderson, who wished to occupy this particular compartment for no other reason apparently than because it was marked "engaged," was shown by the guard to other 1st class seats, plenty of which were vacant, as is invariably the case with this train until it reaches Burwood.
 - (2.) An application was made, not, however, by Mr. Threlkeld, that a six seated compartment might be reserved for the use of six season ticket holders at Burwood, who wished to sit together.
 - (3.) The application was not granted.
- (8.) Duty on Tobacco :—Mr. Cohen asked the Colonial Treasurer, pursuant to Notice,—
- (1.) When will the extra duty upon Tobacco, unauthorisedly collected, be refunded?
 - (2.) Will the Government allow to those persons who have paid such duty interest upon the amounts paid by them, at the same rate as the Bank allows the Government upon their balances?
- Mr. Stuart answered,—
- (1.) Instructions were given to the Collector yesterday forenoon for refund to be made whenever asked for.
 - (2.) It is not the practice of Government to allow interest upon refund of duties.
- (9.) Circulars to Inspectors of Conditional Purchases :—Mr. Taylor asked the Secretary for Lands, pursuant to Notice,—When will the Resolution of this House of the 8th February, "That copies of Circular Letters issued by the Minister for Lands to the Inspectors of Conditional Purchases, be laid upon the Table," be carried out?
- Mr. Garrett answered,—In the course of next week.
- (10.) Coal Mines Regulation Bill :—*Mr. G. A. Lloyd*, on behalf of Mr. Stevens, asked the Colonial Secretary, pursuant to Notice,—When will the Government go on with the Coal Mines Regulation Bill?
- Mr. Lucas* answered,—I cannot fix the exact date, but we are very anxious to pass this Bill, and will take the first opportunity of introducing it, and of proceeding with it with all possible dispatch.
2. CONTAGIOUS DISEASES PREVENTION BILL (No. 2) :—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker :—
- HERCULES ROBINSON, *Message, No. 11.*
Governor.
- In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with the prevention of Contagious Diseases.
- Government House,*
Sydney, 18th February, 1876.
3. ADJOURNMENT :—Mr. Baker moved, That this House do now adjourn.
Debate ensued.
Question put.

The House divided.

Ayes, 8.
Mr. Wisdom,
Tellers.
Mr. Fitzpatrick,
Mr. Long.

Noes, 33.

Mr. Robertson,	Mr. Montague,
Mr. Lucas,	Mr. Jacob,
Mr. Farnell,	Mr. Terry,
Mr. Burns,	Mr. Macintosh,
Mr. Garrett,	Mr. Baker,
Mr. G. A. Lloyd,	Mr. Davies,
Mr. Cameron,	Mr. Hoskins,
Mr. Piddington,	Mr. Abbott,
Mr. Dibbs,	Mr. Buchanan,
Mr. Parkes,	Mr. Greville,
Mr. Driver,	Mr. Scholey,
Mr. R. B. Smith,	Mr. Hay,
Mr. W. C. Browne,	Mr. Day,
Mr. McElhone,	<i>Tellers.</i>
Mr. Stevens,	
Mr. W. Watson,	Mr. Shepherd,
Mr. Charles,	Mr. Hill.
Mr. Stephen Brown,	

And so it passed in the negative.

4. CLAIMS AGAINST THE COLONIAL GOVERNMENT BILL (*"Formal" Order of the Day*),—on motion of Mr. Terry; read a third time, and *passed*.
Mr. Terry then moved, That the Title of this Bill be "*An Act to enforce Claims against the Colonial Government and to give costs in Crown suits.*"
Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enforce Claims against the Colonial Government and to give costs in Crown suits,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 18th February, 1876.*

5. GERMAN EVANGELICAL CHURCH (*"Formal" Motion*):—Mr. Macintosh moved, pursuant to Notice,—That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider the Petition from the Minister and Churchwardens of the German Evangelical Church, Sydney, presented on 11th February, 1876.
Question put and passed.
6. PAPER:—Mr. Robertson laid upon the Table,—Correspondence respecting Balances in the Bank of New South Wales.
Ordered to be printed.
7. DISTRICT COURTS ACT AMENDMENT BILL (No. 2):—The Order of the Day for the second reading of this Bill read, and, on motion of Mr. Greville, discharged.
Ordered, on motion of Mr. Greville, that the Bill be withdrawn.
8. SUMMARY RECOVERY OF MONEY FOR LABOUR BILL:—The Order of the Day having been read,—Mr. Jacob moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 19.

Mr. Robertson,	Mr. Hay,
Mr. Garrett,	Mr. Baker,
Mr. Lackey,	Mr. Davies,
Mr. Lucas,	Mr. Montague,
Mr. Burns,	Mr. Scholey,
Mr. Jacob,	Mr. Dibbs,
Mr. Cameron,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. T. G. Dangar,	Mr. W. C. Browne,
Mr. Macintosh,	Mr. Long.
Mr. Day,	

Noes, 3.

Mr. Piddington,
<i>Tellers.</i>
Mr. Fitzpatrick,
Mr. Driver.

And so it was resolved in the affirmative.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 3rd March.

9. POSTPONEMENTS:—The following Orders of the Day postponed:—
- (1.) Contagious Diseases Prevention Bill (No. 2); second reading;—*until Tuesday next.*
 - (2.) Cheques and Drafts Amendment Bill; second reading;—*until Friday next.*
 - (3.) Sites for Schools; consideration in Committee of the propriety of bringing in a Bill;—*until Friday, 3rd March.*
 - (4.) Railway Station, Vale and Rockley Roads; consideration in Committee of an Address to the Governor;—*until Friday next.*

And

And the House continuing to sit till after Midnight,—

SATURDAY, 19 FEBRUARY, 1876 A.M.

10. PETITION OF MR. JAMES DAW:—The Order of the Day having been read for the resumption of the Debate, on the motion of Mr. Macintosh, "That this House will, on Friday next, resolve itself into " a Committee of the Whole, to consider the Petition of James Daw, presented to this House on " 3rd December, 1875,"—

Mr. Driver moved, That this Debate be now adjourned until Friday next.
Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. W. C. Browne, Mr. Day, Mr. Dibbs, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Jacob, Mr. Long, Mr. Macintosh, Mr. McElhone, Mr. Montague, Mr. Nelson, Mr. Piddington, Mr. Robertson, Mr. Scholey, Mr. R. B. Smith, and Mr. Terry,—

Mr. Speaker adjourned the House at eight minutes after Twelve o'clock A.M., until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 46.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 22 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Hyde Park:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to introduce a Bill having for its object the securing to the citizens of Sydney the unalienated portion of Hyde Park for public recreation only?
Mr. Garrett answered,—It does not appear that there is any necessity for legislation on this matter.
- (2.) Reserve at Ogilvie's Hill for Travelling Stock:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—
(1.) Is he aware that Mr. Henry White has got the river fenced off from Travelling Stock Reserve at Ogilvie's Hill, near Denman?
(2.) Will he cause said fence to be removed, so as to give the public access to the river?
Mr. Garrett answered,—The Government have no information, but the matter will be inquired into.
- (3.) Reserve near Muswellbrook for Travelling Stock:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—
(1.) Is he aware that Mr. Frank White has still got a large portion of the Travelling Stock Reserve near Muswellbrook fenced in, and occupies the same by running a flock of sheep on it?
(2.) Will he give instructions to have the fence removed, and the sheep impounded?
Mr. Garrett answered,—I have only the same reply to give to this as to the former question: The Government have no information, but the matter will be inquired into.
- (4.) Railway Trial Surveys:—Mr. W. C. Browne, on behalf of Mr. Nelson, asked the Secretary for Public Works, pursuant to Notice,—When will the Papers having reference to Trial Surveys, ordered by this House on the 18th January last, be laid upon the Table?
Mr. Lackey answered,—The Return is in course of preparation, and will be completed and laid upon the Table as early as possible.
- (5.) Gold Fields Reserve at Denison Diggings:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—
(1.) Have the Messrs. White leased, or have they applied to lease, the Gold Fields Reserve at the Denison Diggings, or any portion of it?
(2.) Is any part of the said Reserve open to sale or selection?
(3.) Will the Government allow the Messrs. White to fence in any of the above Reserve?
(4.) What is the area of the above Reserve?
(5.) If the said Reserve, or any portion of it, is leased to the Messrs. White, will the Government cancel the lease, and throw it open to the diggers for the use of their stock?
Mr. Garrett answered,—
(1.) The Messrs. White hold six pre-leases, containing 960, 640, 960, 940, 760, and 640 acres respectively.
(2.) Is a question of law, and not of fact.
(3.) The question has not yet arisen.
(4.) 88 square miles.
(5.) No application has been made for any of the leases to be cancelled, but as the last report from the Mining Registrar shows the digging population to number only twenty, it is hardly likely that they will require any of the land for the use of their stock.

(6.)

- (6.) Compensation to Mr. James Carlan:—Mr. Fitzpatrick asked the Secretary for Lands, pursuant to Notice,—What action was taken on my letter of April last, requesting that a previous letter, claiming compensation for Mr. James Carlan, should be forwarded to the Secretary for Public Works?

Mr. Garrett answered,—No such letter has been received in the Lands Department.

- (7.) Engine Coal from Western Collieries:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Four tenders having been sent in for the supply of Engine Coal from Western Collieries for the Great Southern and Western Railways, in accordance with advertisement inviting the same in October last, why was one of them not accepted?

(2.) Why were two months allowed to elapse before fresh tenders were called for?

(3.) At whose recommendation were fresh tenders called for, and what were the reasons specified?

(4.) Were trials made of the Coals from the respective collieries?

(5.) If trials were made, how were they conducted, and what were the results in each case?

(6.) Did Mr. Whitton, or any scientific person connected with the Railway Department, superintend these trials; if so, who?

(7.) Was care taken in these trials that the conditions in each case were precisely equal?

(8.) What was done in each trial?

(9.) Was the same engine used in each case?

(10.) Were the fireman and engine driver the same?

(11.) Was the same weight drawn?

(12.) Was the trial in each case made on the same length of line?

(13.) Why was the tender of W. H. Bogie, at 4s. 9d. per ton, not accepted?

(14.) Is Thomas Brown, Esq., the reputed owner of the Eskbank Colliery, from which coal is being obtained at the highest tender, viz., 6s. per ton, the Thomas Brown, Esq., who holds a Seat in this House as the Representative for Hartley?

Mr. Lackey answered,—

(1.) The lowest tenderers, viz., the Vale of Clwydd Coal Mining Company, having withdrawn their tender, it was decided to invite fresh offers, in accordance with the usual practice.

(2.) Two months were not allowed to elapse before fresh offers were invited. The coal sent in to be tested was reported on on the 11th November. The letter withdrawing Vale of Clwydd Company's Tender was not received till the 30th November, and fresh tenders were ordered to be invited on the 10th of the following month.

(3.) It is the practice of the Department (departed from in exceptional cases only) to invite fresh offers when the lowest tenderer retires.

(4.) Trials were made of the coal from the respective collieries.

(5.) The trials were made between Penrith and Mount Victoria, on goods engines Nos. 48, 53, 56, 58, and 59. The drivers of these engines made separate reports on the coal given to them to test, without their being previously made aware whose coal it was. The following results were obtained:—

Eskbank coal—consumption in lbs. per mile	...	...	...	...	63·26 lbs.
Vale of Clwydd	do.	...	...	...	70·29 "
Lithgow Valley Co.	do.	...	...	...	67·94 "
Bowenfels Co.	do.	...	...	...	69·35 "

(6.) Each sample of coal was tested by four engine drivers, who made their written reports to the Inspector, and this officer, with the Locomotive Overseer, compiled a general report therefrom.

(7.) Yes; care was taken that the trials in each case were perfectly equal.

(8.) See answers to questions Nos. 5 and 6.

(9.) The same class of engine was used in each case.

(10.) No. See answer to question 6; each sample of coal was tested by four engine drivers.

(11.) A fair average load was taken in each case.

(12.) The trials in each case were made on the same length of line.

(13.) Because the Eskbank Colliery Coal, at 6s. a ton, was considered to be cheaper.

(14.) Yes, but it is not Mr. Brown's tender that has been accepted, as this question would seem to imply, but the tender of William Pitt; the arrangements made by Mr. Pitt with Mr. Brown are not known to the Department.

- (8.) Volunteer and Permanent Military Forces:—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to lay upon the Table of the House, before the termination of the present Session, a Bill for the reorganization of the Volunteer and Permanent Military Forces?

Mr. Robertson answered,—I think the Government will be pretty well full of work with the Bills already on the Table, and I am afraid I cannot hope to be able to deal with this Military Question this Session.

- (9.) Iron Steam Dredge:—Mr. Cameron asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it the intention of the Government to have the iron Steam Dredge constructed for which tenders were required by the 16th of January last?

(2.) Has any tender been accepted for the work in question?

Mr. Lackey answered,—

(1.) Yes.

(2.) No; the lowest tender being above the sum voted, it had to be declined.

- (10.) Mr. G. F. Wise:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—How many offices in the Public Service does Mr. G. F. Wise hold, the amount of salary in each case, and the total amount of salary received?

Mr. Robertson answered,—Mr. Wise holds but one appointment in the Public Service, that of Agent for Immigration. His salary is £400 a year.

- (11.) Captain Hixson:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—How many offices in the Public Service does Captain Hixson hold, the amount of salary in each case, and the total amount of salary received?
Mr. Robertson answered,—Captain Hixson holds two offices; one is that of President of the Marine Board, for which he receives £650 a year, the other that of Captain Commanding the Naval Brigade, for which he receives £91 5s. The whole being £741 5s.
- (12.) Government Banking Business:—Mr. Dibbs asked the Colonial Treasurer, pursuant to Notice,—When will he submit for the consideration of this House the scheme promised by the Colonial Secretary when acting as Colonial Treasurer for providing for a division of the Banking Business of the Colony?
Mr. Stuart answered,—This important matter is now engaging my attention, but my plans and negotiations are not sufficiently matured to justify me, in the interests of the public, to communicate them at the present time to this House. I shall probably be able to do so next week.
2. THE MEDICAL PROFESSION:—Mr. Long presented the following Petitions in favour of the passing of an Act that will assimilate the laws regarding the Medical Profession of New South Wales to those now in force in the United Kingdom:—
- (1.) From Inhabitants and Residents of Sydney and its Suburbs.
 - (2.) From Inhabitants of Randwick, and others.
 - (3.) From Inhabitants of Inverell, and others.
 - (4.) From Inhabitants of Windsor and Richmond, and others.
 - (5.) From Inhabitants of Singleton.
 - (6.) From Inhabitants of Hill End.
- Petitions received.
3. PAPER:—Mr. Garrett laid upon the Table,—Return to an Order, made on 8th February, 1876, in reference to Mr. M'Donald, Land Agent at Tamworth.
Ordered to be printed.
4. TAMWORTH ROMAN CATHOLIC CHURCH TRUSTEES BILL:—Mr. G. A. Lloyd presented a Petition from the Right Reverend James Murray, the Reverend Michael Gough, and Daniel Regan, praying for leave to bring in a Bill to enable the Right Reverend James Murray, the Reverend Michael Gough, and Daniel Regan, Trustees of allotments nineteen and twenty of section fourteen in the town of Tamworth, as Sites for a Roman Catholic Church and School, to sell the said allotments, and to provide for the appropriation of the proceeds thereof.
And Mr. Lloyd having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Freeman's Journal*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.
5. COOMA ROMAN CATHOLIC CHURCH TRUSTEES BILL:—Mr. Montague presented a Petition from the Most Reverend Roger Bede Vaughan, the Very Reverend Edward O'Brien, Alexander Montague, Patrick Jeremiah Joseph Clifford, and David O'Rourke, praying for leave to bring in a Bill to enable the Most Reverend Roger Bede Vaughan, the Very Reverend Edward O'Brien, Alexander Montague, Patrick Jeremiah Joseph Clifford, and David O'Rourke, Trustees of allotments one, two, three, and four of section six in the Town of Cooma as Sites for a Roman Catholic Church, Minister's Residence, and School-house, to sell the said allotments, and to provide for the appropriation of the proceeds thereof.
And Mr. Montague having produced the *Government Gazette*, and the *Sydney Morning Herald*, and the *Freeman's Journal*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.
6. RESERVES FOR PUBLIC RECREATION ON WESTERN AND SOUTHERN LINES OF RAILWAY ("Formal" Motion):—Mr. Macintosh moved, pursuant to Notice, That there be laid upon the Table of this House,—
- (1.) A Return showing the situation and area of any Lands reserved for purposes of Public Recreation abutting upon, or adjoining the Great Western Line of Railway, between the Parramatta Junction and Kelso Station.
 - (2.) A similar Return showing the situation and area of any Lands reserved for similar purposes on the Great Southern Line of Railway, between Redfern and Goulburn Stations.
- Question put and passed.
7. RAILWAY STATISTICS ("Formal" Motion):—Mr. W. H. Suttor moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—
- (1.) The amount expended for construction of the Western Railway Line to Kelso, giving the number of miles, and the cost per mile.
 - (2.) The amount paid for interest, and the amount of working expenses for the year 1875.
 - (3.) The gross and net receipts for the same period.
 - (4.) The per-centage that the profits available to pay the interest on the capital expended bear to that capital.
 - (5.) The like Returns of the Southern and Northern Railway Lines.
- Question put and passed.
8. MARRIED WOMEN'S REVERSIONARY INTERESTS IN PERSONAL ESTATE BILL ("Formal" Order of the Day),—on motion of Mr. Day, read a third time, and passed.
Mr. Day then moved, That the Title of this Bill be "*An Act to enable Married Women to dispose of Reversionary Interests in Personal Estate.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
- MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable Married Women to dispose of Reversionary Interests in Personal Estate,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 22nd February, 1876.

9. ALLENATED CROWN LANDS, PORT JACKSON:—Mr. Macintosh moved, pursuant to Notice, That there be laid upon the Table of this House,—
- (1.) A Return and Plan, showing the alignment or limit-line of the lands alienated by the Crown to private persons, and abutting on the water frontage of Port Jackson, from the western end of Liverpool-street, along the eastern side of Darling Harbour, and of the shores of Port Jackson, to the City boundary at Rushcutter's Bay.
 - (2.) A Return and Plan, showing the alignment or limit-line of the lands alienated by the Crown, and abutting on the waters of Port Jackson, between Glebe Island Bridge, along the western, northern, and eastern sides of Pymont, Ultimo, and Darling Harbour, to the western end of Liverpool-street.
 - (3.) A Return showing the several parcels of land covered with water held on sufferance, and on what terms, from the Crown by private persons, along the said alignment, or limit-line, of lands described in sections one and two.
- Question put and passed.
10. DISTRICT COURTS ACT AMENDMENT BILL (No. 3):—*Mr. Farnell*, on behalf of Mr. Greville, moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of bringing in a Bill to amend the "District Courts Act of 1858," and to consider of an Address to the Governor, praying that His Excellency will recommend by Message that provision be made for carrying out the objects of the said Bill.
- Question put and passed.
11. GERMAN EVANGELICAL CHURCH:—The Order of the Day having been read,—on motion of Mr. Macintosh, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Petition from the Minister and Churchwardens of the German Evangelical Church, Sydney, presented on 11th February, 1876.
- Mr. Speaker resumed the Chair.
12. CONTAGIOUS DISEASES PREVENTION BILL (No. 2):—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a second time.
- Debate ensued.
- Mr. Dibbs moved, That this Debate be now adjourned until Friday, 3rd March.
- Debate ensued.
- Question put and passed.
13. POSTPONEMENTS:—The following Orders of the Day postponed:—
- (1.) Randwick Toll-Gate Removal Bill; second reading;—*until Tuesday next.*
 - (2.) Barristers Admission Bill; second reading;—*until Friday next.*
 - (3.) Case of J. B. Bamford;—*until Friday, 10th March.*
 - (4.) Contempts before Justices Punishment Bill;—*until Friday, 17th March.*
 - (5.) Railway Extension to Albury;—*until Friday, 17th March.*
 - (6.) Petition of William Dunn;—*until Friday next.*
 - (7.) Sale of Liquors Licensing Act Amendment Bill;—*until Friday next.*
 - (8.) Sydney Sewerage Act Amendment Bill;—*until Friday next.*

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 23 FEBRUARY, 1876.

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

ELECTORATE OF THE MURRUMBIDGEE:—Mr. Speaker informed the House that upon the passing of the Resolution of the 4th instant, declaring the Seat of William Forster, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Forster; and that such Writ had been duly returned, with a Certificate endorsed thereon by the Returning Officer of the election of Joseph Leary, Esquire, to serve as Member for the Electoral District of The Murrumbidgee.

2. **ASSENT TO BILLS:**—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

- (1.) Verdicts of *Felo-de-se* Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 12.

A Bill, intituled "*An Act to amend the Law respecting Verdicts of Felo-de-se*,"—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, 23rd February, 1876.*

- (2.) North Shore Gas Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 13.

A Bill, intituled "*An Act to enable Charles Watt and James Walter Fell to construct Gas Works within the Municipalities of East St. Leonards Victoria St. Leonards and North Willoughby*,"—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, 23rd February, 1876.*

- (3.) Petersham Land Purchase Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 14.

A Bill, intituled "*An Act to enable William Condie Renwick and other persons to purchase without competition certain parcels of Land in the Parish of Petersham*,"—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, 23rd February, 1876.*

3. QUESTIONS:—

(1.) Petty Sessions, Maitland and Morpeth:—Mr. Scholey asked the Colonial Secretary, pursuant to Notice,—What number of cases have been heard before the different Benches of Magistrates held at East Maitland, Morpeth, and West Maitland Courts of Petty Sessions of each town in the District of Maitland, for six months ending 31st December, 1875?

Mr. Robertson answered,—East Maitland, 183; Morpeth, 96; West Maitland, 404; Total, 683.

(2.) Teachers in Public Schools:—Mr. H. C. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) What is the number of Teachers, including Pupil Teachers, engaged in the Fort-street, William-street, Cleveland-street, and Paddington Public Schools?

(2.) What are the names and religious persuasions of the Head Teachers of boys and girls in each of these schools?

(3.) What are the religious persuasions of all the Teachers, distinguishing them into—(1.) Church of England; (2.) Roman Catholic; (3.) other Denominations?

Mr. Robertson answered,—

(1.) Seventy-four.

(2.) Fort-street:—Boys department,—Frederick Bridges, Wesleyan; Girls department,—Mrs. Allingham, Wesleyan. William-street: Boys department,—Joseph Coates, Wesleyan; Girls department,—Miss Kate Finigan, Roman Catholic. Cleveland-street: Boys department,—Luke Finigan, Roman Catholic; Girls department,—Miss J. M. Ryan, Roman Catholic. Paddington: Boys department,—Wm. H. Johnson, Church of England; Girls department,—Miss M. Ross, Church of England.

(3.) Church of England, 15; Roman Catholic, 17; other Denominations, 42.

(3.) Land taken at Darling Harbour for Railway Purposes:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—Referring to the answer given to my Question of the 19th January last *in re* the valuation of Bell's land at Darling Harbour, in which it was stated, in explanation of the difference between the Government land valuator's estimate and the award of the arbitrators, that the former was made in 1866 and the latter in 1875,—Is it not a fact that, as the land was taken in 1866, the valuation, whenever made, should have been on the value of the land at that time, and not on its value in 1875, as is implied in the answer to the Question?

Mr. Lackey answered,—The valuation of course was based on the estimated value of the land at the time it was legally taken; the two dates were given as evidence of the difficulty of ascertaining the value of the land after the lapse of so many years.

(4.) Specific Duties:—Mr. Nelson asked the Colonial Treasurer, pursuant to Notice,—

(1.) When will the Government submit for the consideration of this House their proposals to abolish certain specific duties?

(2.) Is he aware that the delay in submitting these proposals has been highly injurious to trade?

Mr. Stuart answered,—

(1.) I cannot at present state when the Government will submit these proposals.

(2.) I am not aware that it is highly injurious; of course every fiscal uncertainty is undesirable.

4. SUSPENSION OF STANDING ORDER:—Mr. Montague (*with the concurrence of the House*) moved, without Notice, That the 59th Standing Order be suspended to admit of the introduction of the Cooma Roman Catholic Church Trustees Bill,—the notices required by that Standing Order, though published the requisite number of times in the local newspaper, not having been published for four consecutive weeks.

Question put and passed.

5. VOTE OF CREDIT:—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 15.

In pursuance of the provisions contained in the 54th clause of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, that provision be made for defraying out of the Consolidated Revenue Fund of New South Wales the expenses of the various Departments and Services of the Colony, for the month of February, 1876, at the rates which have been sanctioned for 1875.

Government House,

Sydney, 23rd February, 1876.

Ordered to be printed, and taken into consideration in Committee of Supply.

6. SUSPENSION OF STANDING ORDER:—Mr. G. A. Lloyd (*with the concurrence of the House*) moved, without Notice, That the 59th Standing Order be suspended, to admit of the introduction of the Tamworth Roman Catholic Church Trustees Bill,—the notices required by that Standing Order, though published the requisite number of times in the local newspaper, not having been published for four consecutive weeks.

Question put and passed.

7. SUSPENSION OF STANDING ORDERS ("*Formal*" Motion):—Mr. Stuart moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876," through all its stages in one day; and would also preclude the Resolutions of the Committees of Ways and Means and of Supply respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively.

Question put and passed.

8. THE MEDICAL PROFESSION ("*Formal*" Motion):—Mr. Long moved, pursuant to Notice, That the six Petitions presented by him on 22nd February, in favour of the passing of a Medical Bill, be printed.

Question put and passed.

9. TAMWORTH ROMAN CATHOLIC CHURCH TRUSTEES BILL ("Formal" Motion):—
- (1.) Mr. G. A. Lloyd moved, pursuant to Notice, for leave to bring in a Bill to enable the Right Reverend James Murray, the Reverend Michael Gough, and Daniel Regan, Trustees of allotments nineteen and twenty of section fourteen in the Town of Tamworth, as Sites for a Roman Catholic Church and School, to sell the said allotments and to provide for the appropriation of the proceeds thereof.
Question put and passed.
- (2.) Mr. Lloyd 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 Right Reverend James Murray the Reverend Michael Gough and Daniel Regan Trustees of allotments nineteen and twenty of section fourteen in the Town of Tamworth as Sites for a Roman Catholic Church and School to sell the said allotments and to provide for the appropriation of the proceeds thereof,"—read a first time.
10. COOMA ROMAN CATHOLIC CHURCH TRUSTEES BILL ("Formal" Motion):—
- (1.) Mr. Montague moved, pursuant to Notice, for leave to bring in a Bill to enable the most Reverend Roger Bede Vaughan, the Very Reverend Edward O'Brien, Alexander Montague, Patrick Jeremiah Joseph Clifford, and David O'Rourke, Trustees of allotments one, two, three, and four of section six in the Town of Cooma, as Sites for a Roman Catholic Church, Minister's Residence, and School-house, to sell the said allotments, and to provide for the appropriation of the proceeds thereof.
Question put and passed.
- (2.) Mr. Montague 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 Most Reverend Roger Bede Vaughan the Very Reverend Edward O'Brien Alexander Montague Patrick Jeremiah Joseph Clifford and David O'Rourke Trustees of allotments one two three and four of section six in the town of Cooma as Sites for a Roman Catholic Church Minister's Residence and School-house to sell the said allotments and to provide for the appropriation of the proceeds thereof,"—read a first time.
11. SPECIAL ADJOURNMENT:—Mr. Driver moved, pursuant to Notice, That this House at its rising to-morrow do adjourn until Friday next at Seven o'clock.
Debate ensued.
Question put.
The House divided.

Ayes, 37.

Mr. Garrett,	Mr. Parkes,
Mr. Hill,	Mr. Moses,
Mr. Farnell,	Mr. Stevens,
Mr. Cameron,	Mr. Booth,
Mr. G. A. Lloyd,	Mr. Hoskins,
Mr. Lord,	Mr. Warden,
Mr. Long,	Mr. Clarke,
Mr. Gray,	Mr. Charles,
Mr. Gould,	Mr. Abbott,
Mr. Driver,	Mr. Montague,
Mr. McElhone,	Mr. Sutherland,
Mr. Meyer,	Mr. Macintosh,
Mr. Taylor,	Mr. Bennett,
Mr. W. C. Browne,	Mr. Day,
Mr. Davies,	Mr. Gravelle,
Mr. T. G. Dangar,	<i>Tellers.</i>
Mr. Fitzpatrick,	Mr. H. C. Dangar,
Mr. Stephen Brown,	Mr. F. B. Suttor.
Mr. Pilcher,	
Mr. Nelson,	

Noes, 14.

Mr. Robertson,
Mr. Stuart,
Mr. Lackey,
Mr. Lucas,
Mr. Burns,
Mr. Butler,
Mr. Byrnes,
Mr. Piddington,
Mr. Terry,
Mr. Jacob,
Mr. Scholey,
Mr. Teece,
<i>Tellers.</i>
Mr. Cohen,
Mr. Dibbs.

And so it was resolved in the affirmative.

12. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
13. POSTPONEMENT:—Mr. Robertson (*with the concurrence of the House*) moved, That the Notice of Motion No. 1 of Government Business be postponed, to follow after the Order of the Day No. 2.
Question put and passed.
14. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
- (3.) *Resolved*,—That there be granted to Her Majesty, for the Services of the year 1876, a sum not exceeding £186,865, to defray the expenses of the various Departments and Services of the Colony for the month of February, 1876, at the rates which have been sanctioned for 1875, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1876.
On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.
15. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.

The

The Chairman then reported the Resolution, which was read a first time, as follows:—

(3.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1876, the sum of £186,865 be granted out of the Consolidated Revenue Fund of New South Wales, to defray the expenses of the various Departments and Services of the Colony for the month of February, 1876.

On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

16. CONSOLIDATED REVENUE FUND BILL (No. 2):—

(1.) Ordered, on motion of Mr. Stuart, That leave be given to bring in a Bill, founded on Resolution of Ways and Means (No. 3) to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876.

(2.) Mr. Stuart then presented a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—which was read a first time.

Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

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

Ordered, that the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Stuart, passed.

Mr. Stuart 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 Services of the Year 1876*."

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 23rd February, 1876.

17. AGREEMENTS VALIDATING BILL:—Mr. Robertson moved, pursuant to Notice, That the Agreements Validating Bill be restored to the Paper, and the passing thereof stand an Order of the Day for to-morrow.

At the request of Mr. Piddington, Mr. Speaker directed the Clerk to read the entry in the Votes and Proceedings of Thursday the 10th instant respecting this Bill.

And the same having been read by the Clerk,—

Mr. Piddington requested the ruling of Mr. Speaker on the following *Point of Order*:—

That the Motion submitted by the Colonial Secretary, "That the Agreements Validating Bill be restored to the Paper, and the passing thereof stand an Order of the Day for to-morrow," is contrary to the 130th Order of the House of Commons, and irregular.

Debate ensued on the Point of Order.

Mr. Speaker ruled that the Motion submitted by Mr. Robertson was in order.

Debate ensued on the Original Motion.

Question put,—That the Agreements Validating Bill be restored to the Paper, and the passing thereof stand an Order of the Day for to-morrow.

The House divided.

Ayes, 30.

Mr. Robertson,	Mr. Teece,
Mr. Stuart,	Mr. Wright,
Mr. Garrett,	Mr. Booth,
Mr. Lackey,	Mr. Warden,
Mr. Lucas,	Mr. H. H. Brown,
Mr. Burns,	Mr. Hoskins,
Captain Onslow,	Mr. Clarke,
Mr. H. C. Dangar,	Mr. Byrnes,
Mr. Montague,	Mr. Long,
Mr. Macintosh,	Mr. Butler,
Mr. W. Watson,	Mr. Lord,
Mr. F. B. Suttor,	Mr. Thomas Brown,
Mr. Greville,	
Mr. Charles,	<i>Tellers.</i>
Mr. Davies,	Mr. Gray,
Mr. T. G. Dangar,	Mr. Dibbs.

Noes, 22.

Mr. Parkes,	Mr. Abbott,
Mr. Nelson,	Mr. Driver,
Mr. G. A. Lloyd,	Mr. Meyer,
Mr. Farnell,	Mr. Cohen,
Mr. Piddington,	Mr. Pilcher,
Mr. Shepherd,	Mr. Sutherland,
Mr. Bennett,	Mr. R. B. Smith,
Mr. Scholey,	Mr. Taylor,
Mr. Stevens,	<i>Tellers.</i>
Mr. Stephen Brown,	
Mr. Fitzpatrick,	Mr. Moses,
Mr. McElhone,	Mr. W. C. Browne.

And so it was resolved in the affirmative.

18. POSTPONEMENT:—The Order of the Day for the second reading of the Bathurst Hospital Bill postponed until to-morrow.

19. COAL MINES REGULATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

20. POSTPONEMENT:—The Order of the Day for the second reading of the Gunpowder and Explosive Substances Law Consolidation Bill postponed until to-morrow.

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

And the Committee continuing to sit till after Midnight,—

THURSDAY, 24 FEBRUARY, 1876 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 48.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 24 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Civil Service Bill:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—In view of the wish expressed by many Members of the House relative to the want of a Civil Service Bill,—Will the Government introduce this Session, or should they be in power next Session, a Civil Service Bill?

Mr. Robertson answered,—I am afraid it will not be in the power of the Government to deal with this matter this Session. I have, however, a Bill far advanced in preparation. When we shall be able to deal with it I cannot say.

- (2.) Assistant Land Agent at Singleton:—Mr. Cohen asked the Secretary for Lands, pursuant to Notice,—

- (1.) What is the name of the person who has been appointed Assistant Land Agent at Singleton?
 (2.) How long was he employed in the Government Service previous to the above appointment, and in what capacity?
 (3.) Did he receive any instruction in the business before he was appointed Assistant Land Agent?
 (4.) What is the amount of his salary?
 (5.) Has he passed the Civil Service Examination?

Mr. Robertson answered,—

- (1.) Frederick Hepworth.
 (2.) For three months, on the temporary clerical staff.
 (3.) Yes.
 (4.) £200 per annum.
 (5.) No; the necessity for the appointment having been represented, in consequence of a Report from the Inspector of Accounts, to be urgently required, it was given to the person considered most duly qualified of those willing to accept a country appointment at the salary above named.

2. TAMWORTH ROMAN CATHOLIC CHURCH TRUSTEES BILL (*"Formal" Motion*):—Mr. G. A. Lloyd moved, pursuant to Notice,—

- (1.) That the Tamworth Roman Catholic Church Trustees Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. Farnell, Mr. Nelson, Mr. Fitzpatrick, Mr. H. C. Dangar, Mr. Clarke, Mr. Cunneen, Mr. Moses, Mr. Meyer, Mr. Cohen, and the Mover.
 Question put and passed.

3. COOMA ROMAN CATHOLIC CHURCH TRUSTEES BILL (*"Formal" Motion*):—Mr. Montague moved, pursuant to Notice,—

- (1.) That the Cooma Roman Catholic Church Trustees Bill be referred to a Select Committee for consideration and report.
 (2.) That such Committee consist of Mr. W. C. Browne, Mr. Goold, Mr. Wright, Mr. Davies, Mr. Farnell, Mr. Nelson, Mr. Cohen, Mr. Garrett, Mr. Day, and the Mover.
 Question put and passed.

4. M'DONALD v. BYRNES (*"Formal" Motion*):—Mr. W. C. Browne 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, and all Papers in connection therewith, in the case of M'Donald v. Byrnes, heard at the Police Court, Coonabarabran, on March 21st, 1875.

Question put and passed.

5. QUESTIONS OF PRIVILEGE:—

(1.) *Electorate of Hartley*:—Mr. Nelson moved, pursuant to Notice, That the matter of the Contract for the Supply of Engine Coal for the Great Southern and Western Railways be referred to the Committee of Elections and Qualifications, to inquire into, consider, and report to this House as to whether Mr. Thomas Brown, the sitting Member for the Electoral District of Hartley, is the owner of the Eskbank Colliery; whether the Coal supplied under such contract is taken from the Eskbank Colliery; and whether Mr. Thomas Brown has any direct or indirect interest in a contract entered into with the Government by Mr. Pitt for the supply of Engine Coal for the Great Southern and Western Railways, within the meaning of the 28th clause of the Constitution Act.

Debate ensued.

Mr. Piddington moved, That the Question be amended, by the addition at the end thereof of the words "and to report specially whether or not Mr. Thomas Brown, the Member for Hartley, has committed a breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74."

Question proposed, That the words proposed to be added be there added.

Debate continued.

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

Question then,—That the matter of the Contract for the Supply of Engine Coal for the Great Southern and Western Railways be referred to the Committee of Elections and Qualifications, to inquire into, consider, and report to this House as to whether Mr. Thomas Brown, the sitting Member for the Electoral District of Hartley, is the owner of the Eskbank Colliery; whether the Coal supplied under such contract is taken from the Eskbank Colliery; and whether Mr. Thomas Brown has any direct or indirect interest in a contract entered into with the Government by Mr. Pitt for the supply of Engine Coal for the Great Southern and Western Railways, within the meaning of the 28th clause of the Constitution Act; and to report specially whether or not Mr. Thomas Brown, the Member for Hartley, has committed a breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74,—put and passed.

(2.) *Electorate of Parramatta*:—Mr. Gray moved, pursuant to Notice, That it be referred to the Committee of Elections and Qualifications to inquire into, consider, and report to this House whether Mr. Hugh Taylor, one of the sitting Members for the Electoral District of Parramatta, is a Contractor for the supply of Butcher's Meat to the Government Asylums at "Parramatta," or whether he is, directly or indirectly, himself or by any person whomsoever in trust for him, or for his use or benefit, interested in such Contract.

Debate ensued.

Mr. Long moved, That the Question be amended, by the insertion, after the word "Parramatta," in the fourth line, of the words "and Liverpool."

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

Mr. Long moved, That the Question be further amended by the addition at the end thereof of the words "and to report specially whether or not Mr. Hugh Taylor, one of the Members for the Electoral District of Parramatta, has committed a breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74."

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

Question then,—That it be referred to the Committee of Elections and Qualifications to inquire into, consider, and report to this House whether Mr. Hugh Taylor, one of the sitting Members for the Electoral District of Parramatta, is a Contractor for the supply of Butcher's Meat to the Government Asylums at Parramatta and Liverpool, or whether he is, directly or indirectly, himself or by any person whomsoever in trust for him, or for his use or benefit, interested in such Contracts; and to report specially whether or not Mr. Hugh Taylor, one of the Members for the Electoral District of Parramatta, has committed a breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74,—put and passed.

6. CONSOLIDATED REVENUE FUND BILL (No. 2):—Mr. 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 Services of the Year 1876*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 24th February, 1876.

JOHN HAY,

President.

7. AGREEMENTS VALIDATING BILL:—The Order of the Day having been read,—Mr. Robertson moved, That this Bill do now pass.

Mr. Piddington raised the following *Point of Order*, and requested Mr. Speaker's ruling thereon,—

That the motion, "That this Bill do now pass," is irregular, and ought not to be put by Mr. Speaker from the Chair,—Because this question was submitted to the House on Thursday, the 10th of February, and passed in the negative; and because the 130th Order of the House of Commons declares "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"; and because this motion is irregular under the first Standing Order of this House, which declares that, "In all cases not specially provided for hereinafter or by Sessional or other Orders, resort shall be had to the rules, forms, and usages of the Imperial Parliament, which shall be followed as far as the same can be applied to the proceedings of this House." That the 52nd Standing Order is merely mandatory, making it obligatory upon Mr. Speaker, before he puts the final question upon a Bill, to report that the Chairman of Committees has certified that it is in accordance with the Bill as passed through all its stages in this House. That there is no doubt that the 130th Rule

of

of the House of Commons can be applied to the motion before the House; and there can be no doubt that the practice of the House of Commons is in accordance with the above rule, the Right Honorable Shaw Lefevre, on Tuesday, July 7th, 1840, deciding against putting a question for leave to introduce a Bill submitted to the House of Commons by Mr. Easthope upon the ground that "the same question cannot be twice entertained in the same Session." Again, on the 15th May, 1860, the order for the second reading of the "Charity Trustees Bill" was withdrawn, as it was discovered to be substantially the same as the "Endowed School Bill" which the House had already put off for six months. So also, on the 17th May, 1870, a motion for an Address in favour of emigration was not allowed to be made, it being substantially the same as a resolution which had been negatived in the same Session. That the question "that the Bill do now pass" is the last stage in the progress of a Bill; that the question must either be resolved in the affirmative or in the negative; and in the case of the Validating of Agreements Bill, the House resolved that question in the negative; and that the omission to take the course of postponing the consideration of the question for six months makes the decision of the House the more direct and absolute in resolving the question in the negative. For these reasons he submitted that it was irregular for the Speaker of the House to put this question from the Chair.

Debate ensued on the Point of Order.

Mr. Speaker said, that the question which was submitted on the 10th of February, "That this Bill do now pass," is analagous to the motion, "That this Bill be now read a second time" or "a third time," each of which questions, if rejected, may be brought on again at a future time, on due notice. The practice of the Legislative Assembly, which is recognized in the 52nd Standing Order, has, from the commencement of Responsible Government, differed with the practice of the House of Commons, by the insertion of the word "now" in the question for the passing of the Bill. This difference is very material, and the negativing of a motion of that kind did not appear to him a final rejection of the Bill. The Bill has not been withdrawn—it is still before the House—and its final stage is properly made an Order of the Day. He was of opinion that the Question was regular and in order.

Question again stated,—That this Bill do now pass.
Debate ensued.

And the House continuing to sit till after Midnight,—

FRIDAY, 25 FEBRUARY, 1876 A.M.

Question put,—That this Bill do now pass.

The House divided.

Ayes, 26.

Mr. Robertson,	Mr. Goold,
Mr. Stuart,	Mr. Gray,
Mr. Burns,	Mr. H. H. Brown,
Mr. Lackey,	Mr. T. G. Dangar,
Mr. Lucas,	Mr. Wright,
Captain Onslow,	Mr. F. B. Suttor,
Mr. Dibbs,	Mr. H. C. Dangar,
Mr. Charles,	Mr. Macintosh,
Mr. Thomas Brown,	Mr. Hoskins,
Mr. Garrett,	Mr. W. Watson,
Mr. Wisdom,	Tellers.
Mr. Long,	Mr. Teece,
Mr. Byrnes,	Mr. Davies.
Mr. Butler,	

Noes, 19.

Mr. Parkes,	Mr. Bennett,
Mr. G. A. Lloyd,	Mr. Scholey,
Mr. Farnell,	Mr. Stevens,
Mr. Nelson,	Tellers.
Mr. Piddington,	Mr. R. Forster,
Mr. Abbott,	Mr. Cohen.
Mr. R. B. Smith,	
Mr. McElhone,	
Mr. Meyer,	
Mr. Sutherland,	
Mr. W. C. Browne,	
Mr. Fitzpatrick,	
Mr. Driver,	
Mr. Day,	

And so it was resolved in the affirmative.

Mr. Robertson then moved, That the Title of this Bill be "*An Act to remove doubts as to the validity of Agreements made elsewhere for personal service in New South Wales.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to remove doubts as to the validity of Agreements made elsewhere for personal service in New South Wales,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 25th February, 1876 A.M.

Question put.

The House divided.

Ayes, 26.

Mr. Robertson,	Mr. Butler,
Mr. Stuart,	Mr. Goold,
Mr. Burns,	Mr. Gray,
Mr. Lackey,	Mr. H. H. Brown,
Mr. Lucas,	Mr. T. G. Dangar,
Captain Onslow,	Mr. Macintosh,
Mr. Dibbs,	Mr. Hoskins,
Mr. Charles,	Mr. Wright,
Mr. Teece,	Mr. Davies,
Mr. Thomas Brown,	Mr. W. Watson,
Mr. Garrett,	Tellers.
Mr. Wisdom,	Mr. H. C. Dangar,
Mr. Long,	Mr. F. B. Suttor,
Mr. Byrnes,	

Noes, 19.

Mr. Parkes,	Mr. Bennett,
Mr. G. A. Lloyd,	Mr. Scholey,
Mr. Farnell,	Mr. Stevens,
Mr. Piddington,	Tellers.
Mr. Abbott,	Mr. Nelson,
Mr. R. B. Smith,	Mr. W. C. Browne.
Mr. McElhone,	
Mr. Meyer,	
Mr. Fitzpatrick,	
Mr. Cohen,	
Mr. Sutherland,	
Mr. R. Forster,	
Mr. Driver,	
Mr. Day,	

And so it was resolved in the affirmative.

8. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—

(1.) Mr. Speaker informed the House that he had received a letter from James Hoskins, Esquire, the Honorable Member for The Tumut, resigning his appointment as a Member of the Committee of Elections and Qualifications,—which letter he read to the House, as follows :—

“ Legislative Assembly,
“ February 24th, 1876.

“ SIR,

“ I hereby resign my seat as a Member of the Committee of Elections and Qualifications.

“ I have the honor to be,

“ Sir,

“ Your obedient servant,

“ JAMES HOSKINS.

“ The Honorable the Speaker of
“ the Legislative Assembly.”

(2.) Mr. Speaker then, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant, appointing Samuel Henry Terry, Esquire, to be a Member of the Committee of Elections and Qualifications for the present Session, of which the following is a copy :—

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

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

“ Samuel Henry Terry, 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,
“ in the room of James Hoskins, Esquire, resigned.

“ Given under my Hand, at the Legislative Assembly Chamber, Macquarie-street, Sydney,
“ this twenty-fifth day of February, a.m., in the year of our Lord one thousand
“ eight hundred and seventy-six.”

“ G. WIGRAM ALLEN,
“ Speaker.”

9. ADJOURNMENT :—Mr. Farnell moved, That this House do now adjourn.

Question put.

The House divided.

Ayes, 19.

Mr. Driver,	Mr. Farnell,
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. Fitzpatrick,	Mr. W. H. Suttor,
Mr. Piddington,	Mr. Meyer.
Mr. Stevens,	
Mr. R. Forster,	
Mr. Parkes,	
Mr. W. C. Browne,	
Mr. Scholey,	
Mr. H. C. Dangar,	
Mr. Bennett,	
Mr. Cohen,	
Mr. Sutherland,	
Mr. G. A. Lloyd,	
Mr. Nelson,	
Mr. McElhone,	

Noes, 29.

Mr. Robertson,	Mr. Byrnes,
Mr. Stuart,	Mr. Gray,
Mr. Lucas,	Mr. F. B. Suttor,
Mr. Lackey,	Mr. Clarke,
Mr. Garrett,	Mr. H. H. Brown,
Mr. Burns,	Mr. Goold,
Captain Onslow,	Mr. Day,
Mr. Long,	Mr. Davies,
Mr. Charles,	Mr. T. G. Dangar,
Mr. Macintosh,	Mr. Jacob,
Mr. Dibbs,	Mr. Wright,
Mr. Teece,	<i>Tellers.</i>
Mr. Montague,	Mr. W. Watson,
Mr. Thomas Brown,	Mr. Cameron.
Mr. Butler,	
Mr. Wisdom,	

And so it passed in the negative.

10. PAPER :—Mr. Robertson laid upon the Table,—Return to an Address, adopted on 8th February, 1876, in reference to the case of James Miller.
Ordered to be printed.

The House adjourned at six minutes before One o'clock a.m., until *Seven* o'clock p.m. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 49.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 25 FEBRUARY, 1876.

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

QUESTIONS:—

- (1.) Land taken up by the Messrs. Bowman near Grass-tree Hill:—*Mr. Driver*, on behalf of Mr. McElhone, asked the Secretary for Lands, pursuant to Notice,—

- (1.) Have any of the Messrs. Bowman taken up land at or near Grass-tree Hill, near Muswellbrook, with Volunteer Land Orders?
 (2.) If so, on what dates did they take up the land, and with how many Volunteer Land Orders?
 (3.) When persons take up land with Volunteer Land Orders, are they bound to give notice to District Land Agents, and are the Land Agents bound to send them in with their Weekly Returns?

Mr. Robertson answered,—

(1 and 2.) Messrs. A. and E. Bowman registered two Land Orders in the beginning of January last, but no selections in virtue of them have been reported.

(3.) They have to apply, of course, to the Land Agents, whose instructions are to report the applications at once; not to include them in their weekly returns, which relate to Conditional Purchases.

- (2.) Land taken up by Mr. Hungerford at the Goulburn River:—*Mr. Driver*, on behalf of Mr. McElhone, asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has Mr. Thomas Hungerford taken up any land with Volunteer Land Orders near his properties on the Goulburn River?
 (2.) If so, on what dates did he take up land with Volunteer Land Orders, and with how many Land Orders?

Mr. Robertson answered,—

- (1.) Yes, 50 acres.
 (2.) On 22nd January last; one Land Order.

- (3.) Compensation to Mr. James Carlan:—*Mr. Fitzpatrick* asked the Secretary for Lands, pursuant to Notice,—Has the claim to compensation of Mr. James Carlan, lodged in the Lands Office in the month of March last year, been referred to the Works Department?

Mr. Robertson answered,—Yes.

- (4.) Lieutenant Bacchus:—*Mr. W. C. Browne*, on behalf of Mr. Cohen, asked the Colonial Secretary, pursuant to Notice,—With reference to questions asked by him on the 16th instant, relative to Lieutenant Bacchus, and the answers thereto,—

- (1.) What was the total number of the Force at Sarawak of which Lieutenant Bacchus was Commandant, and what was the number of the Artillery and Infantry respectively?
 (2.) Were the examinations mentioned in answer No. 3 to have been passed by Lieutenant Bacchus previously to obtaining his Commission and Lieutenantcy respectively, examinations in Artillery subjects, and did Lieutenant Bacchus, before obtaining such Commission and Lieutenantcy, prove his efficiency in such subjects?
 (3.) Is Lieutenant Bacchus going through the practice mentioned in answer No. 6, for the purpose merely of proving his efficiency, or for the purpose of instruction?
 (4.) Is it indispensable that candidates for Commissions in the Permanent Artillery should prove their efficiency in Artillery subjects before obtaining commissions therein; and if so, did Lieutenant Bacchus comply with this condition?
 (5.) When did Lieutenant Bacchus arrive in the Colony, and when was his appointment to the Lieutenantcy in the Artillery made?

Mr.

Mr. Robertson answered,—

- (1.) I really cannot understand how any one can expect me to say what was the total force at Sarawak commanded by Lieutenant Bacchus, but I am told that the force under his command was composed of fifty artillery and a hundred infantry.
- (2.) I am also informed that Lieutenant Bacchus passed such examination as is provided for by the Queen's Regulations for the British Army.
- (3.) The answer I have already furnished seems to me to be perfectly satisfactory.
- (4.) It is not required that such proof of efficiency should be given if officers who have served in the Imperial Army are nominated, and if they are provided with certificates of their efficiency.
- (5.) I am told he arrived in Sydney in August, 1875. He was appointed Lieutenant in the Permanent Artillery on the 3rd instant.

(5.) Travelling Expenses for Government Officers:—Mr. Greville asked the Colonial Secretary, pursuant to Notice,—

- (1.) What is the general scale of authorized charges for Government Officers travelling on Her Majesty's Service in this Colony?
- (2.) Under what law or regulation was such scale established?
- (3.) Has any deviation therefrom been made, or proposed to be made, in the case of any Government Officer or Officers in either of the Ministerial Departments?
- (4.) If so, in what instances, and by whose authority?
- (5.) Can a deviation be legitimately made from the established scale in the case of any Government Officer without the formal sanction of the Executive Council?

Mr. Robertson answered,—It will be impossible to answer this question in the manner in which it is put, but I will, as soon as it can be prepared, lay upon the Table a Return showing the matter as clearly as possible.

(6.) Volunteer Land Orders:—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—How many members of the Volunteer Force are there who will be entitled to a Land Order, presuming that they fulfil their five years of service required by the Act?

Mr. Robertson answered,—I have an answer to this question furnished by the Military Office, and the answer is:—"1,953 members of the Volunteer Force will be entitled to Land Orders, provided they fulfil their five years of service." I am not quite sure whether that would make provision for a second Land Order, but respecting that I have made further inquiry. I hold they are not entitled to it.

(7.) The Case of Philip Fall:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—Is it true that a youth named Philip Fall was returned from his apprenticeship to the Protestant Orphan School, Parramatta, and was kept a week on bread and water?

Mr. Robertson answered,—It is true, I am told, that Philip Fall, on being returned from his apprenticeship to the school, was, as a substitute for severe punishment, placed for a week on bread and water; he was not confined. It was represented that during his absence from the Institution he wilfully destroyed articles in possession of his master; that he had been filthy in his habits, and that he finally absconded.

(8.) Bunnerong Road:—Mr. Hill asked the Secretary for Public Works, pursuant to Notice,—

- (1.) How much money has been expended on the Bunnerong or Defence Road by the Government?
- (2.) Has any amount been expended on the said Road by the Municipality of Randwick; and if any, how much?

Mr. Lackey answered,—

- (1.) £2,568 8s. 7d., besides some small sums expended for repairs between the period of construction and the beginning of 1875.
- (2.) The Government is not aware of any expenditure having been made by the Municipal Council of Randwick.

(9.) Barrack Wall in Green's Road:—Mr. Davies asked the Secretary for Public Works, pursuant to Notice,—What is the cause of the delay in taking down and rebuilding the Barrack wall in Green's Road?

Mr. Lackey answered,—A difficulty has arisen with respect to the portion of the Barrack land required for Green's Road, which is the property of the Imperial Government, and is only held on lease by the Colony.

(10.) Land between William and Woolloomooloo Streets:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to re-dedicate and place under the control of Trustees for the purposes of public recreation that parcel of vacant land situated between William and Woolloomooloo Streets, immediately east of College-street, and west of certain private lands and the land allotted for an Asylum for the Blind?

Mr. Robertson answered,—Nothing has been determined in this matter by the present Government.

(11.) The Case of Pierce Collett:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it the fact that Pierce Collett was lately arrested about fourteen miles from Forbes, and taken by the arresting constable to a lock-up about forty miles distant from the place of arrest?
- (2.) Was Collett afterwards committed for trial to the Quarter Sessions at Forbes?
- (3.) Was his trial removed from Forbes to Orange?
- (4.) Upon what representations, and by whom made, was this change ordered?

Mr. Robertson answered,—

- (1.) Pierce Collett was arrested at Eugowra, about 12 miles from Forbes, and was taken to the lock-up at Toogong, said to be 10 miles from Eugowra.

(2.)

(2.) Collett was committed for trial by the Toogong Bench upon a charge of sheep stealing, to the Quarter Sessions to be held at Forbes on 24th February, 1876.

(3.) The Police report was in due course forwarded to the Attorney General, who directed the trial to take place at Orange Quarter Sessions on the 17th instant.

(4.) The prosecutor, Mr. H. Clements, represented that the prisoner had "a very large family connexion in the district of Forbes, and that the ends of justice would most probably be defeated if the case were tried there." The Superintendent of Police for the Western District stated that the prisoner had "a very large number of friends at Forbes, and he thought justice was most likely to be defeated if the trial took place there."

(12.) Children attending Schools under the Council of Education:—Mr. Gray asked the Colonial Secretary, pursuant to Notice,—What was the total gross enrolment and the average attendance of Children in all Schools under the Council of Education during 1875?

Mr. Robertson answered,—Gross enrolment during 1875, 101,399; average attendance, 45,991.

2. ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.
Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. Burns, Mr. Cameron, Mr. Day, Mr. Dibbs, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Hill, Mr. Lackey, Mr. Long, Mr. McElhone, Mr. Nelson, Mr. Piddington, Mr. Robertson, Mr. R. B. Smith, Mr. Terry, and Mr. Wisdom,—

Mr. Speaker adjourned the House at fourteen minutes after Eleven o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 50.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 29 FEBRUARY, 1876.

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

CONSOLIDATED REVENUE FUND BILL (No. 2):—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 16.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 25th February, 1876.

2. QUESTIONS:—

(1.) Grant of Land to Elizabeth Blaxcell, or Dunn:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—Was there a grant, or a promise of a grant, or of a lease, of half an acre of land, situate on the west side of Kent-street north, made to Elizabeth Blaxcell, or Dunn, on her Petition made during 1825 or 1826 (as at that period customary) to Sir Thomas Brisbane; if so, will the Colonial Secretary be pleased to lay a copy of any record of such grant or promise, as well as a copy of the Petition referred to, upon the Table?

Mr. Robertson answered,—No trace of any grant, or promise of a grant, of a lease of half an acre of land on the west side of Kent-street north to the person named can be found. A further search has been made for this Petition, but without success.

(2.) Gold Fields Reserve near Oberon:—*Mr. Booth*, on behalf of Mr. W. H. Suttor, asked the Secretary for Lands, pursuant to Notice,—Have the Government taken into consideration the desirability of cancelling the Gold Fields Reserve in the neighbourhood of Oberon, and of throwing the same open to conditional purchase?

Mr. Garrett answered,—The matter is now under consideration, the report from the Gold Fields Warden having been only just received. The matter will be determined in a few days. Most likely the Reserve will be cancelled.

(3.) Pullaming Village Reserve:—Mr. Hill asked the Secretary for Lands, pursuant to Notice,—

(1.) Is the Pullaming Village Reserve, in the Liverpool Plains District, open to Conditional Purchase or not?

(2.) How many Conditional Purchases have been made on, or allowed to encroach on, the Pullaming Reserve, the names of each Conditional Purchaser, and the acreage of each?

(3.) How many of these Conditional Purchasers have had notice that their Conditional Purchases have been cancelled in consequence of the Reserve not being open to Conditional Purchase, and their names?

(4.) How many have had their deposit money refunded to them, and their names?

(5.) If these selections have been declared forfeited in the *Gazette*; if not, when will they be?

(6.) Will he have any objection to lay a copy of all Correspondence relating to Conditional Purchases made in the Pullaming Village Reserve, in the District of Liverpool Plains, upon the Table of the House?

Mr.

Mr. Garrett answered,—

- | | | | |
|---|-----|----|----|
| (1.) Pullaming Reserve is not open to Conditional Purchase. | a. | r. | p. |
| (2.) Seven: Edward Alcorn | 245 | 0 | 12 |
| Charles Shepherd | 121 | 2 | 0 |
| Ethel E. Shepherd | 252 | 3 | 0 |
| Elizabeth A. E. Perrett | 202 | 3 | 0 |
| Norman H. Johnstone | 320 | 0 | 0 |
| Mary B. H. Johnstone | 263 | 3 | 12 |
| Evaleine H. Johnstone | 237 | 0 | 32 |
- (3.) Seven ditto ditto.
 (4.) Seven ditto ditto.
 (5.) There is no necessity to declare them forfeited, as they have already, as stated in previous replies, been cancelled, and the deposits paid thereon refunded.
 (6.) There will be no objection, if moved for in the usual way.

(4.) Administrator of the Government:—Mr. Lord asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has any Circular or other Despatch been received by the Governor in reference to the appointment of a Lieutenant-Governor in each of the Australian Colonies, and to the appointment of the President of the Council as Administrator in each Colony, during the absence of the Governor and Lieutenant-Governor?
 (2.) If so, is there any objection to lay copies of this Despatch, and any Documents accompanying it, upon the Table of the House?
 (3.) Is there any objection to lay upon the Table a copy of the Commission to Sir Alfred Stephen as Lieutenant-Governor of this Colony?
 (4.) Is there any objection to lay upon the Table a copy of this Commission, and also the Commission of the President of the Legislative Council as Administrator?

Mr. Robertson answered,—I may reply to the whole of my Honorable Friend's questions in one answer: There has been no Despatch received by His Excellency the Governor relative to the subjects alluded to, excepting one covering Commissions respectively for Sir Alfred Stephen as Lieutenant-Governor, and for the President of the Legislative Council as Administrator, which, as is usual, will be laid before Parliament.

(5.) Clerks in the General Post Office:—Mr. Taylor asked the Postmaster General, pursuant to Notice,—

- (1.) Are Mr. Eastcott, Mr. Wiley, and Mr. M'Kenzie, Clerks in the General Post Office?
 (2.) What was the date of their respective appointments?
 (3.) Were they appointed by Executive authority?
 (4.) What is the amount of salaries they receive?
 (5.) From what vote or fund are they paid?
 (6.) Is it a fact that they reside with, and at the residence of the Postmaster General?

Mr. Burns answered,—

- (1.) Mr. Eastcott and Mr. M'Kenzie are Clerks in the General Post Office.
 (2.) Mr. Eastcott was appointed Probationary Clerk on the 1st March, 1875. His salary was at first £50; it has since been increased to £90 per annum, and is paid in common with the salaries of some others who were on the same footing, pending their passing the Civil Service Examination, prior to my coming into office.
 (3.) Mr. Wiley was appointed a Junior Clerk on the 10th August, 1875, at a salary of £50 per annum, but he left the office on the 29th January last, owing to ill-health, and his place has been filled up by the appointment of Mr. Egan. Mr. M'Kenzie received an Executive appointment at £100 per annum on the 15th November, 1875.
 (6.) I have no objection to state, for the information of the Honorable Member, that Mr. Eastcott, who is the son of a friend of mine, did reside at my house for some time after his arrival in Sydney, and that Mr. M'Kenzie, who is my nephew, still resides with me.

(6.) Bunnerong Road:—Mr. Hill asked the Secretary for Lands, pursuant to Notice,—What amount has been expended out of Church and School Funds in the formation and repairing of the Bunnerong or Defence Road?

Mr. Garrett answered,—The sum of £13,122 has been expended from the Church and School Funds in this locality, including Long Bay Road, but what proportion of this amount is chargeable to the particular road referred to cannot at present be exactly ascertained.

(7.) Water Reserve on the Paterson and Maitland Road:—Mr. Davies, on behalf of Mr. H. H. Brown, asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is he aware that the Water Reserve on the Main Road between Paterson and Maitland has been fenced off by persons owning the adjoining land?
 (2.) Will he at once have the fence removed, and the Reserve thrown open for the convenience of travelling stock and teamsters?

Mr. Garrett answered,—The Government has no information on the subject at present, but inquiry will be made.

(8.) Appointments in the Civil Service:—Mr. McElhone asked The Colonial Secretary, pursuant to Notice,—When will the Return moved for by him in reference to the appointments made by the Government be laid upon the Table of the House?

Mr. Robertson answered,—It is not so easy a matter to furnish this Return as it may possibly appear to the Honorable Member. The first division can be complied with, and a Return is now in course of preparation. With regard to the second—"The names of the relatives of each member of the present Ministry now in the Government Service, their relationship to such Minister," and so on—that is a difficult question to answer, because it is not in any way indicated what is understood by "relationship." Still, I think that could be got over, because Ministers can use their own judgment

judgment on that point. But with regard to the third—"The like Returns as No. 2 with reference to each Member of the present Parliament," it seems to me to be almost impossible to furnish it. How are we to arrive at the fact? Are we to address Members of Parliament with the view of ascertaining whether any relatives of theirs have been appointed? In the first place we have no means of knowing when gentlemen are appointed to the Service whether they are relatives of Members; and in the second, it may be that Members have not the means of knowing whether their relatives have been appointed. It must be seen that there is great difficulty in dealing with questions of this kind; and I can only assure the Honorable Member that I shall be very willing to comply with the desire of Parliament; but I have great difficulty in knowing what Members of Parliament really do desire.

3. THE CASE OF AMELIA GOULD:—Mr. Buchanan, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and of Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 14th December, 1875, together with Appendix.
Ordered to be printed.
4. PAPERS:—
Mr. Burns laid upon the Table,—
(1.) Return to an Order, made on 13th November, 1874, in reference to Post Office Savings Banks.
(2.) Correspondence relating to the appointment of Mr. Charles Chandler as Assistant Postmaster at Tamworth.
Ordered to be printed.
Mr. Lackey laid upon the Table,—
Return to an Order, made on 21st December, 1875, in reference to Railway Goods Traffic, Morpeth and Newcastle.
Ordered to be printed.
Mr. Robertson laid upon the Table,—
(1.) Return to an Address, adopted on 14th December, 1875, in reference to the case of *M'Neil v. Sheppard*.
(2.) By-law of the Municipal District of Yass.
(3.) Correspondence on the subject of the proposed annexation of New Guinea.
Ordered to be printed.
5. CORONER FOR M'GUIGAN'S LEAD DISTRICT ("*Formal*" Motion):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House a copy of the Report of the Bench of Magistrates on the application of Mr. H. Margules to be appointed Coroner for the M'Guigan's Lead District. Question put and passed.
6. CHURCH AND SCHOOL LANDS ROADS ALIENATION BILL ("*Formal*" Motion):—Mr. Meyer moved, pursuant to Notice, for leave to bring in a Bill to legalize the sale of Roads on Church and School Lands.
Question put and passed.
7. SUPPLY OF COAL FOR SOUTHERN AND WESTERN RAILWAYS ("*Formal*" Motion):—Mr. Nelson moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Tenders, Letters, Papers, Reports, and Minutes, having reference to the matter of Contract for the supply of Engine Coal for the Great Southern and Western Railways for the year 1876.
Question put and passed.
8. THE CASE OF AMELIA GOULD ("*Formal*" Motion):—Mr. Buchanan 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 Additional Estimates for the year 1876, the sum of £18 15s., to defray the expenses of Witnesses who gave their evidence before the Select Committee appointed to inquire into the case of Amelia Gould.
Question put and passed.
9. THE CASE OF PIERCE COLLETT ("*Formal*" Motion):—Mr. McElhone 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 Papers, Documents, and Communications, having reference to the change of venue in the case of Pierce Collett, lately committed for trial to the Quarter Sessions holden at Forbes.
Question put and passed.
10. COMMITTEE OF ELECTIONS AND QUALIFICATIONS ("*Formal*" Motion):—Mr. Nelson moved, pursuant to Notice, That the Committee of Elections and Qualifications having adjourned *sine die*, the Chairman be empowered to summon the Committee, and fix the time and place for meeting.
Question put and passed.
11. SUPPLY OF COAL FOR RAILWAY PURPOSES ("*Formal*" Motion):—Mr. Scholey 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 circumstances attending the supply of Coal for the Southern, Western, and Northern Railways.
(2.) That such Committee consist of Mr. Lackey, Mr. Stephen Brown, Mr. Cameron, Mr. Nelson, Mr. Davies, Mr. Cohen, Mr. Piddington, Mr. Wisdom, and the Mover.
Question put and passed.
12. CHURCH AND SCHOOL LANDS ROADS ALIENATION BILL:—Mr. Meyer presented a Bill, intituled "*A Bill to legalize the Sale of Roads on Church and School Lands*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 10th March.

13. ANIMALS PROTECTION BILL:—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 16.		Noes, 8.
Mr. Stuart,	Mr. Bennett,	Mr. Lackey,
Mr. Garrett,	Mr. Montague,	Mr. Lucas,
Mr. Robertson,	Mr. Day,	Mr. Stevens,
Mr. Burns,	Mr. Terry,	Mr. Driver,
Mr. Nelson,		Mr. Wisdom,
Mr. Farnell,	<i>Tellers.</i>	Mr. Scholey,
Mr. Cohen,	Mr. W. C. Browne,	<i>Tellers.</i>
Mr. Goold,	Mr. Davies,	Mr. Hill,
Mr. Macintosh,		Mr. Pilcher.
Mr. Fitzpatrick,		

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

(1.) Randwick Toll-Gate Removal Bill; second reading;—*until Friday next.*

(2.) Libel Law Amendment Bill; second reading;—*until Friday, 10th March.*

(3.) District Courts Act Amendment Bill; second reading;—*until Friday, 24th March.*

15. BETTING HOUSES SUPPRESSION BILL:—The Order of the Day having been read,—Mr. Terry moved, That the Report from the Committee of the Whole on this Bill be now adopted.

Question put.

The House divided.

Ayes, 30.		Noes, 4.
Mr. Garrett,	Mr. Farnell,	Mr. McElhone,
Mr. Stuart,	Mr. Lucas,	Mr. Driver,
Mr. Robertson,	Mr. R. Forster,	<i>Tellers.</i>
Mr. Burns,	Mr. G. A. Lloyd,	Mr. Cameron,
Mr. Hill,	Mr. W. C. Browne,	Mr. Fitzpatrick.
Mr. Warden,	Mr. Stevens,	
Mr. Booth,	Mr. Scholey,	
Mr. Davies,	Mr. Bennett,	
Mr. Macintosh,	Mr. Hoskins,	
Mr. Lackey,	Mr. Montague,	
Mr. Byrnes,	Mr. Day,	
Mr. Lord,	Mr. Wright,	
Mr. Wisdom,	<i>Tellers.</i>	
Mr. Nelson,	Mr. Terry,	
Mr. Goold,	Mr. Dibbs.	
Mr. Cohen,		

And so it was resolved in the affirmative.

Ordered, that the Bill be read a third time to-morrow.

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

(1.) Public Vehicles Regulation Bill; second reading;—*until Friday next.*

(2.) Cheques and Drafts Amendment Bill; second reading;—*until Tuesday next.*

(3.) Railway Station, Vale and Rockley Roads; consideration of an Address to the Governor;—*until Tuesday next.*

17. DISTRICT COURTS ACT AMENDMENT BILL (No. 3) :—The Order of the Day having been read,—on motion of Mr. Greville, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the District Courts Act of 1858, and to consider of an Address to the Governor, praying that His Excellency will recommend by Message that provision be made for carrying out the objects of the said Bill.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows :—

Resolved.—That it is desirable to bring in a Bill to amend the District Courts Act of 1858, and that an Address be presented to the Governor, praying that His Excellency will recommend by Message that provision be made for carrying out the objects of the said Bill.

On motion of Mr. Greville, the Resolution was read a second time, and agreed to.

18. BARRISTERS ADMISSION BILL:—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cohen, Mr. H. C. Dangar, Mr. Driver, Mr. Farnell, Mr. R. Forster, Mr. Greville, Mr. Hoskins, Mr. Lucas, Mr. Macintosh, Mr. Piddington, Mr. Robertson, Mr. Scholey, Mr. Stevens, Mr. Stuart, Mr. Terry, Mr. Warden, and Mr. Wisdom,—

Mr. Speaker adjourned the House at three minutes after Seven o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 51.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 1 MARCH, 1876.

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

QUESTIONS:—

- (1.) Reserve for Travelling Stock on Bundella Creek:—*Mr. Macintosh*, on behalf of *Mr. McElhone*, asked the Secretary for Lands, pursuant to Notice,—
- (1.) Has *Mr. Andrew Town* applied to purchase the Travelling Stock Reserve on Bundella Creek, on the road from the Mooki to Coolah?
 - (2.) If so, have the Government given him permission to purchase this Reserve?
 - (3.) If the Government have given *Mr. A. Town* permission to purchase this Reserve, will they withdraw the permission?
 - (4.) Are the Government aware that there is no water on this road from the Mooki to Bundella Creek, being a distance of 35 miles, and no water for some miles after passing this Reserve?
 - (5.) Have the Government given *Mr. A. Town* permission to erect improvements on this Reserve; if so, will they withdraw the permission?

Mr. Garrett answered,—

(1, 2, and 3.) There is no Travelling Stock Reserve in the locality referred to. There are two Reserves, but no permission has been given to *Mr. Town* to purchase any portion of them.

(4.) No.

(5.) No.

- (2.) Reserve at Ogilvie's Hill:—*Mr. McElhone* asked the Secretary for Lands, pursuant to Notice,—
- (1.) Is he aware that *Mr. Henry White* has lately (on 23rd February) had impounded off the Reserve at Ogilvie's Hill a large number of Working Bullocks?
 - (2.) Will the Government send instructions to the proper officer to mark off the Reserves, and open Roads to the Reserves occupied by Messrs. H. and F. White, and other Public Reserves occupied by them and other persons in the Upper Hunter Electorate?

Mr. Garrett answered,—The Government has no information as to the matters referred to; but inquiry will be made.

- (3.) Extension of Great Southern Railway:—*Mr. Day* asked the Secretary for Public Works, pursuant to Notice,—
- (1.) How far is it from the proposed Railway Station at South Wagga Wagga to the spot where *Amos and Co.'s* Contract for the extension of the Great Southern Railway terminates?
 - (2.) What is the estimated cost of the Line from termination of the present Contract to the proposed Station at South Wagga Wagga, including the cost of the Bridge and approaches?
 - (3.) What is the distance, and estimated cost, of the Line from South Wagga Wagga to Hanging Rock?
 - (4.) What is the distance, and estimated cost, of the Line from Hanging Rock to Deniliquin?
 - (5.) What is the distance, and estimated cost, of the Line from Hanging Rock to Albury?

Mr. Lackey answered,—

(1.) Four miles.

(2.) £190,000 including the Bridge and Approaches, also the Station Buildings and Siding accommodation, but exclusive of land.

(3.) The distance is 18 miles. No separate estimate for this distance has been made.

(4.) The distance is 124 miles, the estimated cost of Railway from Hanging Rock to Deniliquin is £682,000, exclusive of the cost of land.

(5.) The distance is 59 miles 50 chains. No separate estimate of the distance has been made; but it is estimated that the whole length from Wagga Wagga to Albury will cost £510,000, exclusive of the cost of land.

- (4.) Administration of Justice in Bathurst:—*Mr. Buchanan* asked the Colonial Secretary, pursuant to Notice,—When will the Return, which was ordered on the 19th of November last, with reference to the Administration of Justice in Bathurst, be laid upon the Table?

Mr. Robertson answered,—I will lay the Return upon the Table immediately.

2.

2. ILLAWARRA RAILWAY :—Mr. Gray presented a Petition from Freeholders, Farm Tenants, Miners, and others, residents of the Shoalhaven, Kiama, and Wollongong Districts, in favour of the construction of a Railway from the deep waters of Port Jackson direct to Wollongong, to be afterwards continued southward to Shoalhaven and Jervis Bay.
And the same having been read at length by the Clerk, by direction of Mr. Speaker;—
Petition received.
3. PAPERS :—Mr. Robertson laid upon the Table,—
(1.) Return to an Address, adopted on 19th November, 1875, in reference to the Administration of Justice in Bathurst.
(2.) Report from the Trustees of the Sydney Free Public Library, for 1875.
(3.) Return to an Order, made on 16th December, 1875, in reference to the establishment of a Public School at Waverley.
Ordered to be printed.
4. BATHURST MARKETS AMENDMENT BILL :—Mr. Driver presented a Petition from the Borough Council of Bathurst, praying for leave to bring in a Bill to enable the Borough Council of Bathurst to establish Markets, and enforce payment of Fees and Dues on sales of certain provisions and cattle within the said Borough.
And Mr. Driver having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Western Independent*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.
5. PUBLIC SCHOOLS ACT AMENDMENT BILL :—The Order of the Day for the second reading of this Bill having been read,—Mr. Robertson moved, That this Order of the Day be postponed until this day "week."
Debate ensued.

Interruption.

6. MEMBER SWORN :—Joseph Leary, Esquire, having taken and subscribed the Oath, and signed the Roll, took his Seat as Member for the Electoral District of The Murrumbidgee.
7. PUBLIC SCHOOLS ACT AMENDMENT BILL :—The Debate on the motion for the postponement of the Order of the Day in reference to this Bill,—interrupted by the proceedings recorded in entry 6,—resumed.
Mr. Buchanan moved, That the Question be amended by the omission of the word "week," with a view to the insertion in its place of the words "six months."
Question put, That the word proposed to be omitted stand part of the Question.
The House divided.

Ayes, 31.

Mr. Robertson,	Mr. Charles,
Mr. Stuart,	Mr. Day,
Mr. Lackey,	Mr. H. C. Dangar,
Mr. Burns,	Mr. Hill,
Mr. Lucas,	Mr. Greville,
Mr. Gray,	Mr. T. G. Dangar,
Mr. Long,	Mr. Moses,
Mr. Lord,	Mr. Macintosh,
Mr. R. B. Smith,	Mr. Jacob,
Mr. Butler,	Mr. Leary,
Mr. Byrnes,	Mr. Fitzpatrick,
Mr. Clarke,	Mr. Garrett,
Mr. Warden,	<i>Tellers.</i>
Mr. Goold,	
Mr. Wisdom,	Mr. Cameron,
Mr. Stephen Brown,	Mr. Davies.
Mr. W. Watson,	

Noes, 19.

Mr. Parkes,	<i>Tellers.</i>
Mr. Nelson,	Mr. W. C. Browne,
Mr. G. A. Lloyd,	Mr. Cohen.
Mr. Driver,	
Mr. McElhone,	
Mr. Taylor,	
Mr. Sutherland,	
Mr. Buchanan,	
Mr. Dibbs,	
Mr. Farnell,	
Mr. R. Forster,	
Mr. Montague,	
Mr. Scholey,	
Mr. Bennett,	
Mr. Stevens,	
Mr. Pilcher,	
Mr. Terry,	

And so it was resolved in the affirmative.

Original Question again stated.

Debate continued.

Question put,—That this Order of the Day be postponed until this day week.

The House divided.

Ayes, 38.

Mr. Robertson,	Mr. Macintosh,
Mr. Stuart,	Mr. Goold,
Mr. Garrett,	Mr. Fitzpatrick,
Mr. Lackey,	Mr. Montague,
Mr. Burns,	Mr. Leary,
Mr. Long,	Mr. Shepherd,
Mr. Lucas,	Mr. Davies,
Mr. Cameron,	Mr. Wright,
Mr. Hill,	Mr. Booth,
Mr. Meyer,	Mr. Teece,
Mr. W. Watson,	Mr. Day,
Mr. Lord,	Mr. T. G. Dangar,
Mr. J. Watson,	Mr. Driver,
Mr. Gray,	Mr. R. Forster,
Mr. Byrnes,	Mr. Hoskins,
Mr. Charles,	Mr. H. C. Dangar,
Mr. Warden,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. Clarke,	Mr. Stephen Brown,
Mr. R. B. Smith,	Mr. Jacob.

Noes, 13.

Mr. Parkes,
Mr. G. A. Lloyd,
Mr. Nelson,
Mr. Taylor,
Mr. McElhone,
Mr. Cohen,
Mr. Buchanan,
Mr. Stevens,
Mr. Scholey,
Mr. Bennett,
Mr. Terry,
<i>Tellers.</i>
Mr. Dibbs.
Mr. Pilcher.

And so it was resolved in the affirmative.

S. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Recognizance to keep the Peace Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Law regarding Sureties of the Peace and for good behaviour*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 1st March, 1876.

JOHN HAY,
President.

RECOGNIZANCE TO KEEP THE PEACE BILL.

Schedule of the amendments referred to in Message of 1st March, 1876.

FOR JOHN J. CALVERT,
Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant.

Page 1, Preamble, line 1. Omit "and extend"
 " clause 1, line 10. Omit "other"
 " " line 11. Before "injury" insert "apprehended"
 " " line 16. After "that" insert "the apprehension stated is reasonable or that"
 " " " Omit "defamatory or offensive or"
 Page 2, clause 1, line 4. After "behaviour" omit remainder of clause.
 " clause 2, lines 10 and 11. Omit "or be in any greater sum than fifty pounds principal and sureties inclusive"
 " " 2, line 13. Omit "unless the" insert "or until such"
 " " line 14. Omit "sooner"
 " clause 4. Omit clause 4.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

(2.) Claims against the Colonial Government Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enforce Claims against the Colonial Government and to give Costs in Crown Suits*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 1st March, 1876.

JOHN HAY,
President.

CLAIMS AGAINST THE COLONIAL GOVERNMENT BILL.

SCHEDULE of the amendments referred to in Message of 1st March, 1876.

FOR JOHN J. CALVERT,
Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant.

Page 2, clause 7, line 27. Omit "said"
 " " lines 27 and 28. Omit "the said" insert "such"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

9. POSTPONEMENT:—The Order of the Day for the second reading of the Bathurst Hospital Bill postponed, to follow after the Order of the Day for the further consideration in Committee of the Coal Mines Regulation Bill.

10. COAL MINES REGULATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

On motion of Mr. Lucas (*with the concurrence of the House*) that report was adopted.

Ordered, that the Bill be read a third time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 2 MARCH, 1876.

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

QUESTIONS:—

- (1.) Land at Bourke given to Mr. Joseph Beckir:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is the Government aware that the allotment in Bourke, given to Joseph Beckir in exchange for another, is the same allotment which was refused to the School Committee, on the plea that, being a portion of the Gaol Reserve, it could not be granted?
 (2.) Is it true that, though a portion of the Wharfage or Water Reserve was refused as a Site for the Public School, the same site has since been granted for the erection of a Church?
 (3.) Is it true that the allotment given to Mr. Beckir is greatly more valuable than the lot given in exchange, in consequence of the former being in a central position, and in the driest part of the Town, while that given to the Government in exchange is removed from the population, is the first part of the Town covered by water in time of floods, and even in heavy rains is unapproachable?

Mr. Robertson answered,—

(1.) There has not been any transaction of this kind between the Government and Mr. Beckir. The Secretary of the Council of Education intimated to the Lands Department an arrangement, proposed by Mr. Beckir, to the effect that he would give allotments 4 and 5 of section 7 in exchange for allotment 10 of section 2. The Council approved of the proposal, and asked the Government to consent. To meet a difficulty in respect to the surrender of the land, the Council subsequently proposed that allotment 10 of section 2 should be granted to them, and that, under a provision in the Public Schools Act, they would effect the exchange with Beckir. The Deed accordingly issued to the Council, but it is not known here whether the exchange has been completed. The allotment in question did form part of the Gaol Reserve.

(2.) The Wharf Reserve was refused to the Council on the report of Mr. L. J. Harris, Licensed Surveyor, to the effect that it was not desirable to divert any portion of it from its original purpose. On the subsequent application of Mr. George Lord, M.P., a part of it was appropriated for a Church of England Site, on the report of the same Licensed Surveyor, Mr. Harris.

(3.) There is nothing in the Papers to show the comparative value of the several allotments. There is nothing in the Survey Office to show that the allotment 10 of section 2 is more valuable than allotments 4 and 5 of section 7. The allotments are all in Oxley-street, and distant about 14 chains apart. There is nothing to show that the latter are more liable to inundation than the former.

- (2.) Public School at Narellan:—*Mr. Wisdom*, on behalf of Captain Onslow, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Have Tenders been called for the erection of a Public School at Narellan?
 (2.) How many Tenders have been made, and what is the amount of each Tender?

Mr. Robertson answered,—

- (1.) Yes.
 (2.) One, giving an alternative price for School built of cut masonry (£1,783), or of rubble masonry (£1,571.)

- (3.) Branch Railway between Moss Vale and Berrima:—*Mr. Wisdom*, on behalf of Captain Onslow, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the charge per ton for hauling Coal from Bowenfells to Moss Vale?
 (2.) What quantity of Coal is required for use per annum on the Southern Railway, between Parramatta Junction and Gunning?

(3.)

- (3.) Do the Government intend to make any survey of the country between Moss Vale and Berrima, with the view of constructing a branch line of Railway between those places?
 (4.) Has any offer been made by Mr. D. Williams, or any other person, to supply the Government with Coal from the Berrima Coal Fields; if so, is there any objection to state the terms?
 (5.) Is there any objection to laying upon the Table of the House all Papers and Correspondence between the Government and the Berrima Railway Company, and the Government and Mr. Williams, as to the construction of a branch Railway between Berrima and the Main Southern Line?

Mr. Lackey answered,—

(1.) The distance is 169 miles, and the charge is 14s. 1d. per ton.

(2.) About 5,000 tons.

(3.) This question has not yet been determined.

(4.) Mr. D. Williams wrote to the Government stating his willingness to construct a Railway from the Great Southern Railway to the Berrima Coal Fields, if the Government would stipulate to take from him the Coal required for the Southern Railway. In reply, Mr. Williams was asked to state at what price he would supply the Coal. Mr. Williams has not yet stated the price.

(5.) There is no objection to lay all the Correspondence upon the Table of the House, and I will do so if the Honorable Member will move for the Papers in the usual way.

- (4.) Goods forwarded by Rail from Morpeth to Murrurundi:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that there is great delay in forwarding goods per Rail from Morpeth to Murrurundi?

(2.) Is he aware that goods sent to Mr. J. L. Tebbutt on 3rd instant from Morpeth did not reach Murrurundi until the 11th?

(3.) Will he give instructions to have goods sent from Morpeth with more despatch in future?

Mr. Lackey answered,—

(1.) From inquiries made it would appear that there is no unnecessary delay in forwarding goods per rail.

(2.) The goods for Mr. Tebbutt were not despatched from Sydney till the 3rd February; they were delivered to the Railway authorities at Morpeth on the 9th February, and reached Murrurundi on the following day.

(3.) So far as the Railway Department is concerned there is no delay; goods are forwarded with all possible despatch.

- (5.) The Financial Statement:—Mr. G. A. Lloyd asked the Colonial Treasurer, pursuant to Notice,—
 When will he lay upon the Table of the House the Return with regard to the Financial Statement, ordered on Tuesday, 1st February?

Mr. Stuart answered,—I will presently lay the Return upon the Table of the House.

2. PAPERS:—Mr. Stuart laid upon the Table,—

(1.) Return to an Order, made on 1st February, 1876, in reference to the Financial Statement.

(2.) Return to an Order, made on 16th December, 1875, in reference to the working of the Colonial Distillation Act.

(3.) Despatch respecting the Sydney Branch Royal Mint.
 Ordered to be printed.

3. PUBLIC SCHOOLS ACT AMENDMENT BILL:—Mr. Dibbs presented a Petition from the Mayor and Aldermen of the Borough Council of the City of Grafton, in favour of the establishment of Colleges, or Grammar or higher class Schools, in all the principal Cities of the Colony; and praying that, in the amendment of the present system of public instruction, such provision be made, and that the City of Grafton be appointed as one of the Cities in which such College or Grammar School be established.
 Petition received.

4. COOMA ROMAN CATHOLIC CHURCH TRUSTEES BILL:—Mr. Farnell, 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 24th February, 1876.

Ordered to be printed.

Mr. Farnell then moved, That the Bill (*as agreed to in Select Committee*) be read a second time on Friday, the 10th March.

Question put and passed.

5. BATHURST PRESBYTERIAN CHURCH TRUSTEES ENABLING BILL:—Mr. Farnell, 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 20th January, 1876, together with Appendix.

Ordered to be printed.

Mr. Farnell then moved, That the Bill (*as amended and agreed to in Select Committee*) be read a second time on Tuesday, 14th March.

Question put and passed.

6. ILLAWARRA RAILWAY (*"Formal" Motion*):—Mr. Gray moved, pursuant to Notice, That the Petition presented by him on 1st March, from Inhabitants of the Shoalhaven, Kiama, and Wollongong Districts, in favour of the construction of the Illawarra Railway, be printed.

Question put and passed.

7. BATHURST MARKETS AMENDMENT BILL (*"Formal" Motion*):—Mr. Driver moved, pursuant to Notice, for leave to bring in a Bill to enable the Borough Council of Bathurst to establish Markets, and enforce payment of Fees and Dues on sales of certain provisions and cattle within the said Borough.

Question put and passed.

8. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant appointing Samuel Henry Terry, 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 the 25th February, 1876 A.M., not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of Business, had now taken effect, and intimated that it was therefore open to Mr. Terry to be sworn at the Table by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.

(2.) *Member Sworn*:—Mr. Terry came to the Table, and was sworn by the Clerk as a Member of the Committee.

9. MARRIED WOMEN'S REVERSIONARY INTERESTS IN PERSONAL ESTATE BILL:—Mr. 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 Married Women to dispose of Reversionary Interests in Personal Estate*,"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 2nd March, 1876.*

JOHN HAY,
President.

10. COAL MINES REGULATION BILL:—The Order of the Day having been read,—Mr. Lucas moved, "That" this Bill be now read a third time.

Mr. Garrett moved, That the Question be amended, by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted, for the reconsideration of clause 2, the first sub-section of clause 12, clauses 14, 17, 22, and 38."

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

Question then,—That the Bill be recommitted, for the reconsideration of clause 2, the first sub-section of clause 12, clauses 14, 17, 22, and 38,—put and passed.

On motion of Mr. Lucas, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such reconsideration.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments.

Mr. Burns (*with the concurrence of the House*) moved, "That" that report be now adopted.

Mr. Lucas moved, That the Question be amended, by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of clause 3."

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

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

Question then,—That the Bill be recommitted for the reconsideration of clause 3,—put and passed.

On motion of Mr. Lucas, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such reconsideration.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 3^o with a further amendment.

On motion of Mr. Lucas (*with the concurrence of the House*), that report was adopted.

Ordered, that the Bill be read a third time on Tuesday next.

11. BATHURST HOSPITAL BILL:—The Order of the Day having been read,—Mr. Garrett moved, That this Bill be now read a second time.

Mr. Speaker said that he felt it his duty to call the attention of the House to the nature of the Bill, the second reading of which had been moved. It appeared to him that it was a Private Bill, and that, not having been introduced in accordance with the Standing Orders, it was not regularly before the House. He suggested for the consideration of the House whether, as the Bill related to a charity, the Standing Order requiring the money payment might be suspended; but he thought that in other respects the requirements in reference to Private Bills should be observed.

On motion of Mr. Nelson, the Debate on the motion for the second reading of the Bill was adjourned until Wednesday next.

12. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—The Order of the Day having been read,—Mr. Robertson moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Mr. Robertson then moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for consideration of the Bill; and that the Message of His Excellency the Governor, No. 2, in reference thereto, be referred to the Committee.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

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

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 53.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 3 MARCH, 1876.

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

QUESTIONS:—

- (1.) Reserves on Mr. W. J. Dangar's Stations:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) What number of Reserves have been granted on Mr. W. J. Dangar's Myall Creek Stations?
- (2.) The total number of acres in these Reserves?
- (3.) For what purpose were they granted or made?
- (4.) On what dates was each Reserve made, and in what year?
- (5.) Who applied for each Reserve?

Mr. Garrett answered,—The Pamphlet of Reserves in the Gwydir District, which has been recently published, and that of the New England District, which is being prepared as expeditiously as possible, will give all particulars as to areas and dates of Reserves on the Stations referred to. With regard to Question No. 5, I may state that some of the Reserves were granted on the application of the lessee of the Runs, and others on the recommendation of the District Surveyor or Commissioner of Crown Lands.

- (2.) Reserves on Dangar Brothers Stations:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) What number of Reserves have been granted on Dangar Brothers Stations, Yallaroi, Gostwyck, Bunna Buna, or any other Stations they hold in the Colony?
- (2.) The total number of acres in these Reserves?
- (3.) The name of each Station the Reserves are on, and number of acres on each Station reserved?
- (4.) For what purposes were these Reserves made?
- (5.) On what dates and in what year was each Reserve made?
- (6.) Who applied for each Reserve?

Mr. Garrett answered,—The reply given to Question No. 1 applies to this also.

- (3.) Village Reserve near Ogilvie's Hill:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is the Village Reserve near Ogilvie's Hill, near Denman, rented to Mr. H. White?
- (2.) If so, will the Government cancel the lease of it, and proclaim it as a Travelling Stock Reserve for use of travelling stock, as there is no water on Stock Reserve at Ogilvie's Hill, and the Village Reserve has frontage to the river?
- (3.) If the Government will not proclaim the Village Reserve as a Stock Reserve, have they any objection to sell some allotments on it by auction if applied for in the usual way?
- (4.) Have any of the Messrs. White purchased a number of blocks of land out of the Travelling Stock Reserve at Ogilvie's Hill; if so, by whose authority was the land so sold allowed to be sold?
- (5.) Will the Government cancel the lease of all Travelling Stock Reserves, and throw them open to the use of the public, and erect corner posts on them, so that travellers may know the boundaries of these reserves?

Mr. Garrett answered,—The Reserve in question does not appear to have been leased, so far as it can be identified from the particulars given by the Honorable Member. With regard to Question No. 5; I may state that it involves a very important matter of policy connected with the administration of the public lands of the Colony, and I do not feel to be in a position to give an answer to it at the present time.

(4.)

- (4.) Mining Surveyors.—Mr. McElhone asked the Secretary for Mines, pursuant to Notice,—How many Mining Surveyors have been appointed by the Government, what are their names, and what salary does each receive?

Mr. Lucas answered,—109; 68 by the late Government, and 41 by the present. Their names are as follows:—Messrs. Edward Twynam, William Albert B. Greaves, James H. Wood, Constantine F. Bolton, Edward H. Arnheim, Arthur Dewhurst, John Barling, P. R. Donaldson, Frank Russell, Robert Brock, George T. Seccombe, James M. Tarves, Randolph R. Machattie, George Henry Sheaffe, Clement H. Dale, James Evans, Thomas W. Connolly, Cornelius Haylock, George W. Commius, Willbraham Edwards, Edwin Sawtell, John L. Neill, William Drummond, Archibald John Park, George L. Dowe, James Vernon, William Anderson, J. Burnside, W. Mylecharane, John Armstrong, E. T. H. Knapp, George E. Faithfull, Alexander Pacifico Lindo, R. J. Campbell, Alexander Macpherson, John F. Mann, Herbert Greenland, Clarendon Stuart, William Christie, J. M. Simpson, Arnold Elliott, John Hall, James John Robertson, Alfred John Peechey, John Phillips, Edgar Reginald Deane, John B. Donkin, James B. Thompson, John Heady, J. M. Pears, John M. Macdonald, William Orr, George M. Pitt, Hamilton Fisher, R. L. Murray, Edward P. Mann, Ernest Herborn, William B. Simpson, Wild Abercrombie Shoobert, Arthur B. Johnstone, Charles James Clarke, Vivian Fitzroy Tozer, Duncan M. Maitland, junior, Charles A. Harper, Adelbert Schleicher, Henry Berry, William Creed, and William Downing Biden.

Messrs. A. Betts, Edward Hugh Barton, Frank Langham Burdett, Edward James Burgess, John Alexander D. Campbell, William Herbert Christie, James Frederick Capper, Ingham Suttor Clements, Thomas James Chamberlain, William Cowley, Frank Cowley, J. C. Dalglish, Walker Rannie Davidson, F. G. Finley, Thomas Henry Hall Goodwin, John Joseph Gleeson, James Jerome Higgins, Frederick Vernon Hunter, Henry Courtois Hoscic, Edgar Arnold Harris, George Joseph Lee, Alfred Lisle, George Loder, Walter Alfred Lipscombe, John Hector Lucas, John Frederick Loxton, Robert Hamilton Matthews, John Macharg, Alexander M'Glashan, Robert M'Donald, E. Macfarlane, Henry Osborne M'Cormack, Robert William Meldrum, H. J. C. Mitchell, D. Murphy, Henry Arthur Davis O'Connor, William Harvey Readett, V. B. Riley, Charles Worth, Edward Stanford Wyndham, Vincent Australia Williams.

These gentlemen receive no salaries, but were appointed to save expense to the Government. Mining Surveyors are paid for the work they perform. They have sometimes to travel fifty or sixty miles to make a survey, and they charge so much a day, and travelling expenses. Several applications have been made for survey as far off as Wentworth. The Chief Mining Surveyor has, in consequence of the number of applications made to him, thought it desirable that new Surveyors should be appointed, and submitted this list of forty-one to me, which I approved. As I have already said, they receive no salary, and a great number of these gentlemen would prefer to have their names left off the list.

- (5.) The Insane:—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to bring in a Bill to consolidate and amend the law relating to the Insane; and if so, when—a Bill to that effect having been laid upon the Table of the House so far back as August, 1870, and subsequently, but not proceeded with?

Mr. Robertson answered,—There is in course of preparation a Bill for this purpose, but I do not think it is at all likely it can be dealt with this Session.

- (6.) Railway from Grafton to Glen Innes:—Mr. Terry asked the Secretary for Public Works, pursuant to Notice,—When will the Reports, ordered by the House on the 30th November last, be laid upon the Table, viz.:—The Report of the Grafton and Glen Innes Line of Railway, and of the Lawrence and Tenterfield Line?

Mr. Lackey answered,—These Reports have already been laid upon the Table, and will be found included in the general Report on Trial Surveys. They have since been extracted from the general Report and printed separately, and will be ready to be laid upon the Table of the House next week.

2. RAILWAY PLATFORM AT JUNCTION OF VALE AND ROCKLEY ROADS:—Mr. Pilcher presented a Petition from Inhabitants of the Village of Perth and others in favour of the erection of a Platform at the junction of the Vale and Rockley Roads and the crossing of the Railway at that place, and praying the House to take the matter into favourable consideration.

Petition received.
Mr. Pilcher (*by consent*) moved, without Notice, That the Petition be printed.
Question put and passed.

3. SUPPLY OF COAL FOR RAILWAY PURPOSES:—Mr. Scholey (*with the concurrence of the House*), moved, without Notice, That the Return to Order laid upon the Table of the House on the 19th January, 1876, together with all recorded Questions put to Ministers, and Answers thereto, having reference to the supply of Coal for Railway Purposes, be referred to the Select Committee now sitting on that subject.
Question put and passed.

4. PAPERS:—

Mr. Garrett laid upon the Table,—

(1.) Return to an Order, made on 18th January, 1876, in reference to E. M'Carthy's Conditional Purchase at Liverpool Plains.

(2.) Abstract of Crown Lands reserved from Sale until Surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1.

(3.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the same Act.

(4.) Report by the Registrar of Brands on the Brands Act of 1866, and on the Sketch of the measure which has been framed for its amendment, together with Papers relating thereto.

Ordered to be printed.

Mr.

Mr. Robertson laid upon the Table,—

- (1.) By-law under Public Vehicles Regulation Act of 1873.
 - (2.) By-law of the Borough of Randwick. (Management of Public Baths.)
 - (3.) Papers relating to an application of the Auditor General for leave of absence.
- Ordered to be printed.

5. **BATHURST MARKETS AMENDMENT 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 enable the Borough Council of Bathurst to establish Markets and enforce payment of Fees and Dues on sales of certain provisions and cattle within the said Borough,*"—read a first time.
6. **PUBLIC SCHOOLS ACT AMENDMENT BILL** ("*Formal*" *Motion*):—Mr. Dibbs moved, pursuant to Notice, That the Petition presented by him on 2nd March from the Mayor and Aldermen of the Borough Council of Grafton, with reference to the establishment of a College or Grammar School in that City, be printed.
Question put and passed.
7. **ATHEISTS EVIDENCE ADMISSION BILL**:—The Order of the Day having been read,—Mr. Buchanan moved, That this Bill be now read a second time.
Debate ensued.
Motion, by leave, withdrawn.
On motion of Mr. Buchanan the Order of the Day was discharged, and the Bill withdrawn.
8. **ADJOURNMENT**:—Mr. McElhone moved, That this House do now adjourn.
Question put.
The House divided.

Ayes, 11.

Mr. Hill,
Mr. Greville,
Mr. Dibbs,
Mr. Davies,
Mr. McElhone,
Mr. G. A. Lloyd,
Mr. F. B. Suttor,
Mr. Wisdom,
Mr. Driver,
Tellers.
Mr. Macintosh,
Mr. Cameron.

Noes, 18.

Mr. Robertson,
Mr. Lackey,
Mr. Farnell,
Captain Onslow,
Mr. Garrett,
Mr. Charles,
Mr. Stuart,
Mr. Stevens,
Mr. Hoskins,
Mr. W. C. Browne,
Mr. Nelson,
Mr. Terry,
Mr. Montague,
Mr. Warden,
Mr. Jacob,
Mr. Scholey,
Tellers.
Mr. Day,
Mr. Cohen.

And so it passed in the negative.

9. **PAPERS**:—Mr. Robertson laid upon the Table the Seventh and Eighth Progress Reports of the Sydney City and Suburban Sewage and Health Board.
Ordered to be printed.
10. **SUMMARY RECOVERY OF MONEY FOR LABOUR BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Jacob (*with the concurrence of the House*) that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
Notice was taken that there was not a quorum present.
Mr. Speaker counted the House, and there being only sixteen Members present, exclusive of Mr. Speaker, namely,—Mr. Charles, Mr. Day, Mr. Dibbs, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Jacob, Mr. Lackey, Mr. Montague, Mr. Nelson, Captain Onslow, Mr. Robertson, Mr. F. B. Suttor, Mr. Terry, Mr. Warden, and Mr. Wisdom,—
Mr. Speaker adjourned the House at eleven minutes after Six o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 54.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 7 MARCH, 1876.

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

QUESTIONS:—

(1.) Sparks from Railway Engines:—Mr. Long asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the Government received a Memorial from Henry Whitaker, William Stimson, Philip Ettinger, John Doran, and John Tame, asking for compensation for property destroyed by fire created by the falling of sparks from a railway engine on the 6th of December last?

(2.) If so, what steps do the Government intend to take in the matter?

Mr. Lackey answered,—A Memorial from these persons has been received, and the matter has been inquired into and reported upon. The question of compensation is now under consideration.

(2.) Crown Lands held under Lease or License:—Mr. Piddington asked the Secretary for Lands, pursuant to Notice,—When will the Return, ordered by the House on the 22nd of June, 1875, relative to Crown Lands, and promised by the Minister in a week from the 3rd of February last, be laid upon the Table?

Mr. Garrott answered,—My previous reply was given inadvertently. The Return will probably be completed before the end of the present month.

(3.) The Volunteer Force:—*Mr. Macintosh*, on behalf of Mr. Gray, asked the Colonial Secretary, pursuant to Notice,—Has he any objection to lay upon the Table of this House copies of any further Correspondence that may have passed between Colonel Richardson and any other persons mentioned in the Papers with regard to the Volunteer Force, submitted on the 26th of January last?

Mr. Robertson answered,—I should have no hesitation to lay any further Papers upon the Table of the House if the Honorable Member would be good enough to indicate what Papers he wants. So far as I know I have laid nearly all the Papers upon the Table, excepting one packet. I will, however, produce any he desires, if he will indicate them.

(4.) The Savings Bank:—Mr. Dibbs asked the Colonial Treasurer, pursuant to Notice,—

(1.) Is it true that the Trustees of the Savings Bank are accumulating a large amount of Coin in the vaults of that Institution?

(2.) What is the amount of Coin in the hands of the Trustees, and now in the vaults?

(3.) For what purpose has the Coin been accumulated?

(4.) Are the Trustees personally responsible for the safe custody of this money?

(5.) Is it the intention of the Trustees to accumulate any further Coin in the vaults?

Mr. Stuart answered,—I can best answer these questions by reading the reply of the Trustees of the Savings Bank to a letter addressed by me to the Managing Trustee:—

(1.) The Trustees are not accumulating a large amount of Coin in the vaults of this Institution. It is true, however, that on the 18th ultimo the amount of £62,000 was withdrawn from the Commercial, Oriental, and Bank of New South Wales, and deposited in Coin in the strong room of this Institution.

(2.) There is no Coin in the hands of the Trustees, or in the vaults of this Institution, the amount having been returned to the Banks.

(3.) The purpose for which these moneys were withdrawn from the several Banks enumerated in the first answer was to endeavour to counteract the action of a combination of the eleven associated Banks to coerce the Trustees into giving less than the market value for their moneys. The last tender, 29th December, which they put out having been answered by eight of these Banks, the four highest of which, £6 2s. 9d., £6 2s. 7d., £6 2s. 6d., and £6 per cent. were accepted and ratably distributed.

(4.) This is a legal question which I am unable to answer.

(5.) No.

(5.)

- (5.) **JUDICATURE ACTS** :—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—
- (1.) Is the Government aware that the Judicature Acts of 1873 and 1875 are now in full operation in England?
 - (2.) Do the Government intend to introduce a similar measure for Law Reform in this Colony; and if so, when?
- Mr. Robertson answered,—
- (1.) Yes.
 - (2.) Owing to pressure of other important public business, the Government has not been able to determine when such a measure will be introduced.
- (6.) **ROAD THROUGH THE MESSRS. BADGERY'S LAND** :—Mr. Farnell asked the Secretary for Lands, pursuant to Notice,—When will the Papers relative to the opening of a Road through the Messrs. Badger's land be laid upon the Table of the House?
- Mr. Garrett answered,—I hope to be able to lay them upon the Table not later than this day week.
- (7.) **JUDGES FOR CIRCUIT COURTS** :—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—What arrangements have been made for providing Judges for the approaching Circuit Courts?
- Mr. Robertson answered,—Arrangements are in course of progress, provided the Judges are rendered necessary by the increased number of Circuits and the illness of their Honors Mr. Justice Hargraves and Mr. Justice Cheeke.
2. **DISTRICT COURTS ACT AMENDMENT BILL (No. 3)** :—Mr. Greville presented a Bill, intituled "*A Bill to amend the District Courts Act of 1858*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 24th March.
3. **PROPOSED LUNATIC ASYLUM AT GARRYOWEN** :—Mr. Terry presented a Petition from Residents on, and owners of lands and houses in the immediate vicinity of, Garryowen, praying that the House will not permit a Lunatic Asylum of any description to be formed or established at Garryowen.
Petition received.
4. **TAMWORTH ROMAN CATHOLIC CHURCH TRUSTEES BILL** :—Mr. G. A. Lloyd, 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 24th February, 1876.
Ordered to be printed.
Mr. Lloyd then moved, That the Bill (*as agreed to in Select Committee*) be read a second time on Friday, 17th March.
Question put and passed.
5. **MORTALITY OF CHILDREN ("Formal" Motion)** :—Mr. Day, on behalf of Mr. W. H. Suttor, moved, pursuant to Notice, That a Return be laid upon the Table of this House, showing,—
- (1.) The Number of Children who have died under the age of five years in the different Registry Districts of the Colony of New South Wales in each quarter of each of the five years previous to December 31, 1875, with classification of Diseases causing such deaths.
 - (2.) The per-centage of Deaths under five years of age to the total deaths, as well as the proportion of such deaths to the whole population, for the same periods.
- Question put and passed.
6. **RAILWAY STATISTICS ("Formal" Motion)** :—Mr. Day, on behalf of Mr. W. H. Suttor, moved, pursuant to Notice, That the Return ordered by this House on Tuesday 22nd February last, showing the cost of Railway Lines, be compiled so as to show,—
- (1.) The amount paid for construction of line from Sydney to Parramatta, thence to Penrith, thence to Wallerawang, and thence to Kelso; also the cost of the Bridge over the Nepean River at Penrith.
 - (2.) The estimate, if any, of the cost per mile of the above portions, as prepared by the Engineer-in-Chief.
 - (3.) The dates of commencement and completion of the above portions of the lines.
 - (4.) The amount expended for all surveys of lines West, North, and South, so far as they were open to general traffic on December 31, 1875.
 - (5.) Similar Returns for Richmond and Windsor Line.
- Question put and passed.
7. **SITES FOR PLACES OF PUBLIC WORSHIP BILL ("Formal" Motion)** :—Mr. Cohen moved, pursuant to Notice, for leave to bring in a Bill to discontinue the reserving or dedicating or granting of Crown Lands as Sites for Places of Public Worship under 25 Vic. No. 1 sec. 5.
Question put and passed.
8. **BATHURST MARKETS AMENDMENT BILL ("Formal" Motion)** :—Mr. Driver moved, pursuant to Notice,—
- (1.) That the Bathurst Markets Amendment Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Robertson, Mr. Farnell, Mr. Cameron, Mr. Day, Mr. F. B. Suttor, Mr. Pilcher, Mr. W. H. Suttor, Mr. W. C. Browne, Mr. Montague, and the Mover.
- Question put and passed.
9. **BARRISTERS ADMISSION BILL ("Formal" Motion)** :—Mr. Farnell moved, pursuant to Notice, That the consideration in Committee of the Barristers Admission Bill, which was interrupted for want of a quorum on the 29th February last, stand an Order of the Day for Friday, 10th March.
Question put and passed.
10. **SUMMARY RECOVERY OF MONEY FOR LABOUR BILL ("Formal" Order of the Day)**,—on motion of Mr. Terry, read a third time, and *passed*.
Mr. Terry then moved, That the Title of this Bill be "*An Act for the summary recovery of Money not exceeding Fifty Pounds for Labour*."
Question put and passed.

Ordered,

Ordered, That the Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act for the summary recovery of Money not exceeding Fifty Pounds for Labour*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 7th March, 1876.*

11. COAL MINES REGULATION BILL ("*Formal*" *Order of the Day*),—on motion of Mr. Lucas, read a third time, and *passed*.

Mr. Lucas then moved, That the Title of this Bill be "*An Act to make better provision for the regulation of Coal Mines and Collieries*."

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to make better provision for the regulation of Coal Mines and Collieries*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 7th March, 1876.*

12. THE CLERK SUMMONED:—Mr. Speaker informed the House that the Clerk had received a Subpœna to attend at the District Court, Sydney, in a case between the Borough of Waverley and the Mayor, Aldermen, and Citizens of the City of Sydney, to produce "the Abstract of Lands set apart for Religious and other purposes presented to Parliament on the sixteenth day of August, A.D. 1866,"—and having reminded the House that the Clerk could not comply with such Subpœna without leave of the House,—

Put a Question,—That the Clerk have leave to comply with the said Subpœna personally, or by one of the officers of his Department, as may be most convenient to the business of this House,—which passed in the affirmative.

13. NORTHUMBERLAND ELECTORATE INCREASED REPRESENTATION BILL:—

(1.) Mr. Stevens moved, pursuant to Notice, for leave to bring in a Bill to increase the Representation of the Electoral District of Northumberland.

Debate ensued.

Question put.

The House divided.

Ayes, 35.

Mr. Stuart,	Mr. Taylor,
Mr. Robertson,	Mr. Long,
Mr. Lucas,	Mr. Moses,
Mr. Burns,	Mr. Parkes,
Mr. Hill,	Mr. Scholey,
Mr. Garrett,	Mr. G. A. Lloyd,
Mr. W. Watson,	Mr. Sutherland,
Mr. Farnell,	Mr. Greville,
Mr. Lackey,	Mr. Dibbs,
Mr. Driver,	Mr. McElhone,
Mr. Nelson,	Mr. Charles,
Mr. Wisdom,	Mr. Macintosh,
Mr. Cameron,	Mr. Montague,
Mr. Warden,	Mr. Piddington,
Mr. Cohen,	<i>Tellers.</i>
Mr. T. G. Dangar,	
Mr. Day,	Mr. Stevens,
Mr. Pilcher,	Mr. Torry.
Mr. H. C. Dangar,	

Noes, 3.

Mr. Lord,
<i>Tellers.</i>
Mr. R. Forster,
Mr. Fitzpatrick.

And so it was resolved in the affirmative.

(2.) Mr. Stevens presented a Bill, intituled "*A Bill to increase the Representation of the Electoral District of Northumberland*,"—which was read a first time.

Ordered to be printed, and read a second time on Tuesday next.

14. BRANCH RAILWAY TO BERRIMA:—Mr. Wisdom, on behalf of Captain Onslow, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers and Correspondence relating to the proposed construction of a Railway between Berrima and the Southern Line.

Question put and passed.

15. SYDNEY CITY AND SUBURBAN SEWAGE AND HEALTH BOARD:—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House,—A Return showing the names of the persons who have been appointed to the Sydney City and Suburban Sewage and Health Board; the dates of their appointments, and the rate per day or per sitting they are paid; the total cost of the Commission up to 29th February last; the amount of money voted to pay the Commissioners; the amount paid to each Commissioner respectively; the period for which the Board was appointed, and when.

Question put and passed.

16. ANIMALS PROTECTION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day fortnight.

17. **CHEQUES AND DRAFTS AMENDMENT BILL:**—The Order of the Day having been read,—Mr. Piddington moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Piddington, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
 Ordered, That the adoption of that report stand an Order of the Day for Tuesday next.
18. **POSTPONEMENTS:**—The following Orders of the Day postponed:—
 (1.) Railway Station, Vale and Rockley Roads; consideration in Committee of the Whole of an Address to the Governor;—*until Tuesday next.*
 (2.) Sites for Schools; consideration in Committee of the Whole of the expediency of bringing in a Bill;—*until Friday, 17th March.*
 (3.) Contagious Diseases Prevention Bill (No. 2); resumption of the adjourned Debate, on the motion of Mr. Farnell, "That this Bill be now read a second time";—*until Friday, 24th March.*
 (4.) The Case of Amelia Gould; consideration in Committee of the Whole of an Address to the Governor;—*until Friday next.*
 (5.) Randwick Toll-Gate Removal Bill; second reading;—*until Friday next.*
 (6.) Public Vehicles Regulation Bill; second reading;—*until Friday next.*
19. **RECOGNIZANCE TO KEEP THE PEACE BILL:**—The Order of the Day having been read,—Mr. Jacob moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
 Mr. R. B. Smith moved, That this Debate be now adjourned until this day week.
 Question put and passed.
20. **CLAIMS AGAINST THE COLONIAL GOVERNMENT BILL:**—The Order of the Day having been read,—on motion of Mr. Terry, Mr. Speaker left the Chair, and the House resolved into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
 On motion of Mr. Terry that report was adopted.
 Ordered, 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 enforce Claims against the Colonial Government and to give Costs in Crown Suits.*"
Legislative Assembly Chamber,
Sydney, 7th March, 1876.
 Notice was taken that there was not a Quorum present.
 Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Cohen, Mr. H. C. Dangar, Mr. Davies, Mr. Dibbs, Mr. Driver, Mr. Jacob, Mr. G. A. Lloyd, Mr. Macintosh, Mr. McElhone, Mr. Montague, Mr. Robertson, Mr. R. B. Smith, Mr. Stevens, Mr. Terry, and Mr. Wisdom,—
 Mr. Speaker adjourned the House at twenty-six minutes before Twelve o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 55.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 8 MARCH, 1876.

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

QUESTIONS :—

- (1.) Water Supply for Sydney and Suburbs :—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—

(1.) Has J. Manning, Esq., Hydraulic Engineer, applied to the Government to have the sources of the Loddon and George's Rivers, near Madden's Plains, inspected or surveyed, with the view of that locality being utilised as the source from whence to obtain a supply of water for the use of the residents in the Metropolis and Suburbs ?

(2.) Has any such survey or inspection of the localities named taken place by Government officers ; if so, will he be pleased to lay upon the Table of this House any report in the hands of the Government, or the Health and Sewage Board, upon the scheme of Water Supply projected by J. Manning, Esq., Hydraulic Engineer ; also, a statement of the entire cost of such inspection or survey ?

(3.) Has any information been received from the Agent General having reference to the appointment of a Hydraulic Engineer to visit the Colony ?

Mr. Robertson answered,—

(1.) I am not aware that Mr. Manning is a Hydraulic Engineer—I believe he is not ; and he certainly has not applied to the Government to have these watersheds surveyed. He has asked the Government, and the Government have been willing to grant to him the use of an officer for a week for the purpose of bringing out his plans. His request has been complied with.

(2.) No such survey or inspection has been made by a Government officer, unless it be that the Sewage and Health Board have had some of their members on the ground.

(3.) With regard to a Hydraulic Engineer, I have no official information from the Agent General on the subject.

- (2.) Post and Telegraph Offices at Scone :—Mr. McElhone asked the Postmaster General, pursuant to Notice,—

(1.) Has the Government decided to have the Post and Telegraph Offices at Scone in one building, and the Postmaster to act as Telegraph Master ?

(2.) Has the Government a proper building sufficient to carry on both offices ; if not, does the Government intend to erect suitable premises ?

Mr. Burns answered,—

(1.) The Government have not yet decided whether the Post and Telegraph Offices at Scone shall be in the same building, and the postal duties transferred to the Telegraph Master.

(2.) The Government have no building in Scone, except a rented cottage, in which both businesses could be conducted, and a decision on the proposal to erect one must be deferred till the receipt of further reports.

(3.)

(3.) Public School at Upper Picton:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—

- (1.) Whether any representations were made to the Council that the closing of the Public School at Upper Picton would seriously interfere with the education of many Children?
- (2.) Have the School premises been leased; if so, for what time, and at what rate?
- (3.) Whether the Local Board were informed of the intention of the Council to close the School and lease the premises?
- (4.) Is it true that the first intimation the Local Board received of the premises being let was a request from the lessee to deliver up the keys?

Mr. Robertson answered,—

- (1.) Yes.
- (2.) Yes, for three years, at £10 per annum.
- (3.) The Local Board were informed on the 4th August, 1875, of the Council's intention to close the School. After further correspondence, and reconsideration of the matter, the Council finally decided, on the 19th of January last, to adhere to the former decision, of which fact the Board were apprised the same day. The Council decided to lease the property on the 22nd January, and the Board were so informed when the lease was transmitted.
- (4.) The Council has no knowledge of the matter.

(4.) Public School at Narellan:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—

- (1.) What number of Children is it estimated will attend the Public School which it is proposed to build at Narellan?
- (2.) Has the Tender for the erection of the School at Narellan been accepted?
- (3.) Whether there are any general instructions issued by the Council of Education for the guidance of the Inspectors; if so, what are they, and what officer is responsible for seeing that they are duly carried out?

Mr. Robertson answered,—

- (1.) Forty.
- (2.) No.
- (3.) Yes, of which copies are transmitted herewith. The Secretary is responsible for seeing that the duties are carried out.

(5.) Instruction in Public Schools:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—

- (1.) What number of Children during the past week have been receiving instruction in Euclid, Algebra, French, and Latin, respectively, at the Fort-street, William-street, and Cleveland-street Public Schools?
- (2.) What is the duration of each lesson in the above subjects?

Mr. Robertson answered,—

	Euclid.	Algebra.	French.	Latin.
(1.) Fort-street	304	193	0	240
William-street	137	71	0	127
Cleveland-street	210	80	0	138

- (2.) Three quarters of an hour.

(6.) Lighting Government Institutions in Parramatta:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

- (1.) Have the Government received a Report from the Superintendent of the Lunatic Asylum at Parramatta, wherein he states that the lighting of that establishment with kerosene is tedious, dirty, expensive, and a dangerous process, and recommending the use of gas?
- (2.) Have the Government considered that Report, and is it their intention to cause that, and other Government Establishments in Parramatta, to be lighted with gas?

Mr. Robertson answered,—It has been determined to light these Institutions by gas.

(7.) Railway from Goulburn to Gunning:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is it true that the ballasting and piling on the Great Southern Railway, from Goulburn to Gunning, have been condemned by Mr. Mason, Engineer for existing Lines?
- (2.) Was it Mr. Thomas R. Firth, the Resident Engineer, who passed this work; and if so, on whose recommendation was he employed in the Public Service?
- (3.) Is it a fact that Mr. Firth is not a Civil Engineer, but a Railway Timekeeper?
- (4.) Is it the intention of the Government to retain Mr. Firth's services?

Mr. Lackey answered,—

- (1.) Some of the ballast on the Gunning Extension is not considered satisfactory, and has been condemned by the Engineer-in-Chief, who is also dissatisfied with some of the piling. The final certificate will not be granted to the Contractor until the whole of the works have been approved and passed by the Engineer-in-Chief.
- (2.) The work has not been finally passed; the specification provides that all works must be completed to the satisfaction of the Engineer-in-Chief.
- (3.) It is not a fact that Mr. Firth is not a Civil Engineer.
- (4.) The Government have no intention of dispensing with the services of Mr. Firth.

(8.) White Spirits and Spirits of Wine:—Mr. Macintosh, on behalf of Mr. R. Forster, asked the Colonial Treasurer, pursuant to Notice,—

- (1.) What quantity of White Spirits has been taken out of Bond during the past six months?
- (2.) By whom was it taken out; and how much by each person, if more than one?
- (3.) What quantity of Spirits of Wine has been taken out of Bond during the past six months?
- (4.) By whom was it taken out; and how much by each person, if more than one?

Mr.

Mr. Stuart answered,—Total Spirits of Wine taken out of Bond during past six months, 3,691 gallons. Total White Spirits taken out of Bond during past six months, 5,855 gallons. The quantities taken out by individuals are shown by the following Return :—

Name.	No. of Packages.	Gallons White Spirits.	Gallons Spirits Wine.
Stewart and Co.	31	1,350	
Do.	13		434
Elliott Bros.	19	2,095	
Do.	8		1,038
John Frazer	15	918	
Do.	17		932
Walford & Spark	11	618	
Do.	2		122
W. Long	2	115	
Do.	2		181
I. E. Ives	1	29	
Do.	1		27
E. Row	3	213	
Do.	1		61
W. Taylor	2	90	
Do.	8		419
J. Starkey	4	244	
Do.	1		62
Harbottle & Co.	1	28	
Sydney Infirmary	2		93
W. Pratt	1	28	
W. Neale	1	27	
J. Macgregor	1		29
J. A. Marshall	4		228
J. Watson	1		65

	Pkgs.	Galls.	
I. E. Ives	1	63	} White Spirits, converted into Methylated Spirits by the addition of Naphtha, and paid duty as such.
Elliott Bros.	15	1,205	
W. Taylor	1	29	
Sydney Infirmary	1	32	

- (9.) Petitions from Gold Miners at Bowling Alley Point and Nundle :—*Mr. Macintosh*, on behalf of Mr. R. Forster, asked the Secretary for Lands, pursuant to Notice,—
- (1.) By whom were the Petitions from the Gold-miners at Bowling Alley Point and Nundle, presented to him on or about the 19th November, 1875, forwarded to the local Surveyor to report on?
 - (2.) Has any Report been furnished by that officer; if so, when, and to what effect?
- Mr. Garrett answered,—
- (1.) The Petitions referred to were forwarded for the report of the District Surveyor by the Survey Office in the usual course.
 - (2.) Yes; on the 18th of last month. The effect of it is unfavourable to the extension of Reserve No. 101, as prayed for by the Petitioners.
- (10.) Water Reserve at Banks Meadows :—*Mr. Macintosh*, on behalf of Mr. R. Forster, asked the Secretary for Lands, pursuant to Notice,—
- (1.) Has any application been made recently to have the Water Reserve at Banks Meadows sold; and if so, by whom?
 - (2.) Is it the intention of the Government to sanction the sale, or to declare it a Permanent Reserve for the benefit of the citizens generally?
- Mr. Garrett answered,—
- (1.) Yes, by John Geddes.
 - (2.) The land is at present a Reserve, but not a permanent one; the question of permanently reserving the land or of selling it is under consideration.
- (11.) Denominational Schools :—Mr. Booth asked the Colonial Secretary, pursuant to Notice,—
- (1.) What Denominational Schools have been closed since the 1st January, 1875, what were their names, and to what Denomination did they belong?
 - (2.) What Denominational Schools have been opened since the 1st January, 1875, what were their names, and to what Denomination do they belong?
- Mr. Robertson answered,—
- (1.) Seven: Morpeth, Church of England; Maitland West (St. Paul's), Church of England; Cassilis, Church of England; Gosford East, Church of England; Bargo East, Roman Catholic; Appin, Roman Catholic; Parramatta, Roman Catholic.
 - (2.) One: Plattsburg, Roman Catholic.
- (12.) Sand Drift on Lake Macquarie Road :—Mr. G. A. Lloyd asked the Secretary for Lands, pursuant to Notice,—Has he decided what action he will take on the application of the Borough Council of Newcastle with regard to the Sand Drift on Lake Macquarie Road?
- Mr. Garrett answered,—The Borough Council have been requested to specify the amount which will probably be required for the work in question. As soon as a reply has been received it will be decided whether or not the necessary provision should be made on the Supplementary Estimates as requested.

(13.) Council of Education :—

(1.) Mr. Parkes asked the Colonial Secretary, pursuant to Notice,—Has Mr. Thomas Holt resigned his seat as a Member of the Council of Education ; and if so, at what date did he resign, and has the Government appointed any person to the vacancy ?

Mr. Robertson answered,—The Honorable Thomas Holt resigned his seat as a Member of the Council of Education on 31st January last, and no person has been appointed by the Government to the vacancy.

(2.) Mr. Parkes asked the Colonial Secretary, pursuant to Notice,—Has Sir Alfred Stephen resigned his seat as a Member of the Council of Education ?

Mr. Robertson answered,—The Honorable Sir Alfred Stephen has intimated his desire to resign. I am not quite sure whether I could call it a letter of resignation ; but he expresses his willingness to continue to hold his seat until a successor is appointed. It is scarcely a resignation ; it is a peculiar letter.

2. PAPER :—Mr. Stuart laid upon the Table,—General Abstract of Bank Liabilities and Assets for the Quarter ended 31st December, 1875.
Ordered to be printed.
3. PROPOSED LUNATIC ASYLUM AT GARRYOWEN (*Formal Motion*):—Mr. Terry moved, pursuant to Notice, That the Petition presented by him on the 7th March, from the owners of land and houses near Garryowen, against the erection of the proposed Lunatic Asylum, be printed.
Question put and passed.
4. DISTRICT COURTS ACT AMENDMENT BILL (No. 3) :—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker :—
HERCULES ROBINSON, *Message, No. 17.*
Governor.
In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with the amendment of the law concerning District Courts.
Government House,
Sydney, 8th March, 1876.
5. PUBLIC SCHOOLS ACT AMENDMENT BILL :—The Order of the Day having been read,—Mr. Robertson moved, That this Bill be now read a second time.
Debate ensued.
Mr. Stuart moved, That this Debate be now adjourned until to-morrow.
Question put and passed.
6. PAPER :—Mr. Speaker laid upon the Table,—Copy of a Minute of the Governor and Executive Council authorizing the application of a Balance from one Head of Service to another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.
Ordered to be printed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 56.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 9 MARCH, 1876.

1. The House met pursuant to adjournment: Mr. Speaker took the Chair.
MURRUMBIDGEE TURF CLUB BILL:—Mr. H. C. Dangar presented a Petition from Members of the Murrumbidgee Turf Club, and Residents in the Town and District of Wagga Wagga, praying for leave to bring in a Bill to enable the Trustees of certain land at Wagga Wagga, in the Colony of New South Wales, dedicated for purposes of public recreation, to grant leases thereof, and to enable the Members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee, and for other purposes.
 And Mr. Dangar having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Wagga Wagga Express*, and the *Wagga Wagga Advertiser*, newspapers, containing the notices required by the 59th Standing Order,—
 Petition received.
2. **SITES FOR PLACES OF PUBLIC WORSHIP BILL**:—Mr. Cohen presented a Bill, intituled "*A Bill to discontinue the reserving or dedicating or granting of Crown Lands as Sites for Places of Public Worship under 25 Vic. No. 1 sec. 5,*"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 7th April.
3. **PAPER**:—Mr. Robertson laid upon the Table,—Despatch transmitting Commissions appointing a Lieutenant-Governor and Administrator of the Government.
 Ordered to be printed.
4. **POSTPONEMENT**:—The Order of the day for the resumption of the Debate on the motion for the second reading of the Public Schools Act Amendment Bill postponed, to follow after the Order of the Day respecting the Bathurst Hospital Bill.
5. **BATHURST HOSPITAL BILL**:—The Order of the Day for the resumption of the Debate on the motion for the second reading of this Bill read, and, on motion of Mr. Garrett, discharged.
 Ordered, on motion of Mr. Garrett, that the Bill be withdrawn.
6. **PUBLIC SCHOOLS ACT AMENDMENT BILL**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Robertson, "That this Bill be now read a second time,"—
 And the Question being again proposed,—
 The House resumed the said adjourned Debate.

And the House continuing to sit till after Midnight,—

FRIDAY, 10 MARCH, 1876 A.M.

Mr. G. A. Lloyd moved, That this Debate be now adjourned until Wednesday next.
 Debate ensued.
 Question put and passed.

7. **PAPER**:—Mr. Speaker laid upon the Table,—Copy of a Minute of the Governor and Executive Council authorizing the application of a Balance from one Head of Service to another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.
 Ordered to be printed.

The House adjourned at ten minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 57.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 10 MARCH, 1876.

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

QUESTIONS:—

- (1.) Magistrates for Uralla:—*Mr. Davies*, on behalf of Mr. R. Forster, asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the Colonial Secretary made any inquiry as to the alleged inconvenience occasioned to the people of Uralla by reason of the paucity of Magistrates attending the Court of Petty Sessions at that place, as reported in my letter to him, dated 1st January last?

(2.) Is it true that the Bench at Uralla have ceased to hold Small Debts Courts, thereby rendering it necessary for all suitors in that locality to proceed to the Court at Armidale?

Mr. Robertson answered,—From inquiries I have made I have arrived at the conclusion that additional Magistrates are required at Uralla, and that a Registrar of the Small Debts Courts is also required. These requirements will, as speedily as possible, be met.

- (2.) Crown Lands Commissioners:—*Mr. W. C. Browne* asked the Secretary for Lands, pursuant to Notice,—When is it likely that the Return in reference to the Lands Commissioners, promised on 11th February last, in reply to my questions, will be laid upon the Table of the House?

Mr. Garrett answered,—On the 11th February the Honorable Member asked the following questions:—

“(1.) The names and dates of the appointments of the Commissioners under the new Land Act?”

“(2.) The number of days each has been employed in his duties as such Commissioner since his appointment?”

“(3.) The manner in which each was engaged on those days?”

“(4.) Their respective salaries?”

“(5.) The travelling expenses incurred by each up to 31st January last?”

“(6.) The respective places where such expenses were incurred, with the amount at each place?”

I then answered, that “This information, for the most part, cannot be supplied without reference to the various Commissioners, as well as to the Treasury. A Return will be laid upon the Table giving the particulars required as early as practicable.” Now, I have only to say, that in reference to my reply to the Honorable Member’s questions on the 11th ultimo, and in view of the numerous Returns ordered by the House previously to that date, that the Return will be laid upon the Table at the earliest possible opportunity. It is perfectly impracticable for the Department of the Minister in Sydney to furnish, at so short a notice as that given, such various details as to officers scattered all over the Colony.

2. BATHURST HOSPITAL BILL No. 2:—

- (1.) *Mr. Garrett* presented a Petition from Trustees concerned in the erection of a new Hospital at Bathurst, praying the House to allow this Bill to pass.
Petition received.

- (2.) *Mr. Garrett* (*with the concurrence of the House*) moved, without Notice, That the 59th, 61st, 62nd, and 64th Standing Orders of this House be suspended, to admit of the introduction and passing of a Bill to authorize the sale of the Site of the Bathurst Hospital, and to provide for the expenditure of the money received therefrom in the erection of suitable buildings for a like purpose on a new Site.

Question put and passed.

3. PAPER:—Mr. Burns laid upon the Table,—Statement of Accounts of Government Savings Banks, from 1st January to 31st December, 1875.
Ordered to be printed.
4. THE QUEEN *v.* JOHN LAWRENCE (*Formal Motion*):—Mr. T. G. 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 the Depositions in the case of the Queen *v.* John Lawrence, committed at Gunnedah, and tried at Tamworth on 11th February, 1876, for horse stealing.
Question put and passed.
5. NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL (*Formal Motion*):—Mr. G. A. Lloyd moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, to consider the propriety of bringing in a Bill to make more effectual provision for paving certain streets of the City of Newcastle, and for the licensing and regulation of Public Vehicles within the said City.
Question put and passed.
6. PUBLIC EDUCATION (*Formal Motion*):—Mr. Dibbs moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence between Dr. Badham and the Council of Education on the question of Public Education.
Question put and passed.
7. CASE OF MR. J. B. BAMFORD:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Cameron,—
“(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the dismissal of Mr. J. B. Bamford from his position of Captain of No. 8 Battery Volunteer Artillery.
“(2.) That such Committee consist of Mr. Robertson, Mr. Parkes, Mr. Hill, Mr. T. G. Dangar, Mr. F. B. Suttor, Mr. Terry, Mr. Gray, Mr. Warden, and the Mover.”—
Mr. Garrett moved, That this Order of the Day be postponed until Friday next.
Debate ensued.
Question put.
The House divided.

Ayes, 19.

Mr. Stuart,	Mr. Parkes,
Mr. Robertson,	Mr. Cohen,
Mr. Garrett,	Mr. Terry,
Mr. Lackey,	Mr. Leary,
Mr. Burns,	Mr. Long,
Mr. Charles,	Mr. Moses,
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. Wisdom,	Mr. W. C. Browne,
Mr. T. G. Dangar,	Mr. Davies.
Mr. Jacob,	
Mr. H. C. Dangar,	

Noes, 12.

Mr. Farnell,	<i>Tellers.</i>
Mr. G. A. Lloyd,	Mr. Hill,
Mr. Driver,	Mr. Cameron.
Mr. Fitzpatrick,	
Mr. Day,	
Mr. Montague,	
Mr. W. H. Suttor,	
Mr. Dibbs,	
Mr. Bennett,	
Mr. Scholey,	

And so it was resolved in the affirmative.

8. POSTPONEMENTS:—The following Orders of the Day postponed:—
(1.) Church and School Lands Roads Alienation Bill; second reading;—*until Friday, 24th March.*
(2.) Libel Law Amendment Bill; second reading;—*until Friday, 31st March.*
9. COOMA ROMAN CATHOLIC CHURCH TRUSTEES BILL:—The Order of the Day having been read,—Mr. Montague moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Montague, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Montague that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
10. BARRISTERS ADMISSION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
Ordered, that the adoption of that report stand an Order of the Day for Tuesday next.
11. THE CASE OF AMELIA GOULD:—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for the year 1876, the sum of £18 15s., to defray the expenses of Witnesses who gave their evidence before the Select Committee appointed to inquire into the case of Amelia Gould.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman (*with the concurrence of the House*), that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
Resolved, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for the year 1876, the sum of £18 15s., to defray the expenses of Witnesses who gave their evidence before the Select Committee appointed to inquire into the case of Amelia Gould.
On motion of Mr. Farnell, the Resolution was read a second time, and agreed to

12. **RANDWICK TOLL-GATE REMOVAL BILL**:—The Order of the Day having been read,—Mr. Parkes moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
 On motion of Mr. Parkes (*with the concurrence of the House*), that report was adopted.
 Ordered, that the Bill be read a third time on Tuesday next.

13. **MESSAGES FROM THE GOVERNOR**:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

(1.) Married Women's Reversionary Interests in Personal Estate Bill:—

HERCULES ROBINSON,

Message, No. 18.

Governor.

A Bill, intituled "*An Act to enable Married Women to dispose of Reversionary Interests in Personal Estate*,"—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 March, 1876.

(2.) Aliens Naturalization Act Amendment Bill:—

HERCULES ROBINSON,

Message, No. 19.

Governor.

In pursuance of the provisions of the 33rd section of the Act 5 and 6 Victoria cap. 76, the Governor hereby signifies to the Legislative Assembly that the Bill passed by the Parliament of New South Wales in 1875, and intituled "*An Act to amend the Law relating to Aliens*," has been laid before the Queen in Council, and that Her Majesty has been pleased to assent to the same.

Government House,

Sydney, March, 1876.

14. **PAPER**:—Mr. Robertson laid upon the Table,—Nineteenth Annual Report from the Municipal Council on Sydney Sewerage and Water Supply.
 Ordered to be printed.

15. **PUBLIC VEHICLES REGULATION BILL**:—The Order of the Day having been read,—Mr. Davies moved, That this Bill be now read a second time.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 18.

Mr. Robertson,	Mr. McElhone,
Mr. Luckey,	Mr. Sutherland,
Mr. Garrett,	Mr. Terry,
Mr. Cameron,	Mr. Charles,
Mr. R. B. Smith,	Mr. E. C. Dangar,
Mr. Farnell,	Mr. Parkes,
Mr. Driver,	<i>Tellers.</i>
Mr. Shepherd,	Mr. Macintosh,
Mr. Jacob,	Mr. Davies.
Mr. W. H. Suttor,	

Noes, 7.

Mr. Fitzpatrick,
Mr. Wisdom,
Mr. Hill,
Mr. Dibbs,
Mr. Scholey,
<i>Tellers.</i>
Mr. Stephen Brown,
Mr. Greville.

And so it was resolved in the affirmative.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 31st March.

16. **BETTING HOUSES SUPPRESSION BILL**:—The Order of the Day having been read,—Mr. Terry moved, "That" this Bill be now read a third time.

Mr. Garrett moved, That the Question be amended by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of clauses 1, 2, 9, and 17."

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

Question then,—That the Bill be recommitted for the reconsideration of clauses 1, 2, 9, and 17,—put and passed.

On motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such reconsideration.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments,—
 On motion of Mr. Terry (*with the concurrence of the House*), that report was adopted.

Ordered, that the Bill be read a third time on Tuesday next.

17. POSTPONEMENTS :—The following Orders of the Day postponed :—
- (1.) Petition of William Dunn ; consideration in Committee of the Whole of the Petition of William Dunn, presented to this House on 21st December, 1875 ;—*until Friday, 31st March.*
 - (2.) Sale of Liquors Licensing Act Amendment Bill ; consideration in Committee of the Whole of the propriety of bringing in Bill ;—*until Tuesday next.*
 - (3.) Sydney Sewerage Act Amendment Bill ; consideration in Committee of the Whole of the propriety of bringing in Bill ;—*until Tuesday next.*
18. HASTINGS ELECTORATE SUBDIVISION BILL :—
- (1.) Mr. R. B. Smith moved, pursuant to Notice, for leave to bring in a Bill to subdivide the Electoral District of The Hastings.
Debate ensued.
Question put and passed.
 - (2.) Mr. Smith *presented* a Bill, intituled "*A Bill to subdivide the Electoral District of the Hastings,*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 58.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 14 MARCH, 1876.

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

QUESTIONS:—

- (1.) Sydney and Suburban Sewage and Health Board:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) Is the President of the Sydney City and Suburban Sewage and Health Board the Professor of Mathematics at the Sydney University, and what emoluments does he receive, by whom are they paid, and by whom are his duties performed whilst attending above Board?

(2.) Has a Water Commission been appointed; if so, what are the names of the persons forming the Commission, and what rate per day or per sitting are they paid?

(3.) Has any amount been paid to the said Commissioners up to the present time; and if so, from what vote are they paid?

Mr. Robertson answered,—

(1.) Professor Pell, the Chairman of the City and Suburban Sewage and Health Board, is Professor of Mathematics at the Sydney University. In 1874 the emoluments of the Professorship were £825 salary, paid from the University Endowment Fund. I am not quite clear whether it is the same now, I suppose it is, a house, and £411 4s. 9d. fees from the Students—in all, £1,236 4s. 9d. Whilst attending the Sewage and Health Board his duties as Professor are in part performed by the Reverend William Scott, for which Mr. Pell pays Mr. Scott.

(2.) No Water Commission has been appointed. Some investigation or inquiry has, I understand, been made by certain members of the Sewage and Health Board. It was thought desirable, having a Board of the kind, to take advantage of this singularly dry season to obtain what information we could with regard to the various sources of water supply that had been recommended from time to time.

(3.) Some contingent expenses, under £100, have been incurred in such investigation, and paid, or to be paid, from the Sewage and Health Board Vote.

- (2.) Jury Lists:—Mr. W. H. Suttor asked the Colonial Secretary, pursuant to Notice,—What is the number of Jurors on each General and Special List in the Colony of New South Wales?

Mr. Robertson answered,—I will, as soon as the Questions are over, lay upon the Table of the House a Return exhibiting the particulars required by the Honorable Member.

- (3.) Vale of Clwydd Colliery:—Mr. Farnell asked the Secretary for Public Works, pursuant to Notice,—Is it a fact that the permission accorded to the Vale of Clwydd Colliery for the Government Locomotives to run on the Colliery siding, Great Western Railway, Lithgow, has been suddenly withdrawn; and if so, by whose authority was the permission so withdrawn?

Mr. Lackey answered,—This matter is being inquired into. I am informed that one of the engine-drivers declined to take his engine over the line, under the impression that the road was out of order. When I have received the Engineer-in-Chief's report on the matter I shall be able to answer the question more fully.

(4.)

- (4.) Mudgee and Tambaroora Roads:—Mr. Farnell asked the Secretary for Public Works, pursuant to Notice,—What amount of money is due to the Contractors for work completed and passed on the Mudgee and Tambaroora Roads; what are the names of the Contractors, and when will the Government pay to the said Contractors the amounts due to them on their respective Contracts?

Mr. Lackey answered,—A telegram was forwarded to the local Road Superintendent, who replied as follows—"There is no money due to contractors for work completed and passed on the Mudgee and Tambaroora Roads."

- (5.) Railway Statistics:—Mr. W. H. Suttor asked the Secretary for Public Works, pursuant to Notice,—When will the Returns having reference to the cost, &c., of the Railway Lines be laid upon the Table of this House?

Mr. Lackey answered,—As the Honorable Member's question implies that there has been some delay in furnishing these Returns, it may be proper to remind him that the information was only asked for on the 7th instant, and to add that, as it embraces the detailed expenditure of some eight millions of money on five different lines of Railways, together with the estimates in detail of the Engineer-in-Chief for the various works, the Returns will take much time and labour to prepare, and cannot be expected to be ready for the House during the present Session of Parliament, unless it be extended to an inordinate length.

- (6.) Light on "Nobbys":—Mr. W. C. Browne asked the Colonial Treasurer, pursuant to Notice,—What action has been taken by the Department in preventing the obscuration of Nobbys Light by fumes from the Copper Smelting Works at Port Waratah?

Mr. Stuart answered,—On 24th November last the Honorable Member asked my Honorable Colleague, the Colonial Secretary,—“What steps had been taken to remove the nuisance caused by the fumes of the Copper Smelting Works at Port Waratah?”

“Mr. Robertson replied,—Reference was made to the Manager of the Copper Smelting Works at Waratah with the view of ascertaining if it would be possible to burn or otherwise consume the fumes which occasionally obscure the Nobbys Light. It was contended that it is impossible to remedy the evil complained of. Reference has been made to the Board of Trade to inquire if any case of a similar nature has occurred on the English Coast; and if so, what course has been pursued to remedy the evil.”

Since then the only action taken, as I am informed, has been that the Marine Board wrote to the Board of Trade on the subject, whose reply, dated 28th December, (and which I will now read) was received the other day. This is a letter addressed to the President of the Marine Board.

“Board of Trade, White Hall Gardens,
“28th December, 1875.

“Sir,

“I am directed by the Board of Trade to acknowledge the receipt of your letter of the 1st October last, in which you state that the Nobbys Light is at times obscured by the fumes from a neighbouring Copper Smelting Manufactory, and that it is contended that there are no means of remedying the evil short of abolishing the industry.

“As regards your inquiry whether a similar state of things has been brought under the notice of the Board in reference to any of the English lights, and if so, whether any means have been discovered to overcome the difficulty, I am to acquaint you, for the information of the Marine Board of New South Wales, that no case of a light in this country presenting features similar to those mentioned by you has come under the notice of this Board, and that under present legislation there would be no legal remedy for such a case.

“The Board of Trade are not, however, prepared to say that there ought not to be a legal remedy.

“I have, &c.,
“ (Signed) C. CECIL TREVOR.”

- (7.) Dredge on the Hunter River:—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it a fact that the Dredge has been removed from the Lower Flats of the Hunter River before the dredging thereat was completed?

(2.) Where has this Dredge been removed to, for what purpose, and upon whose application?

(3.) Is he aware that the steamers have to leave Morpeth five hours earlier than usual in order to save tide over those flats from which the Dredge has been removed, and have to wait twelve hours at Newcastle before leaving for Sydney?

Mr. Lackey answered,—

(1.) No.

(2.) Hexham Ferry in the first instance, to deepen the approaches to the ferry, which by reason of the silting up was inaccessible. Was sent on the application of Mr. Jacob, M.P.

(3.) No.

2. PAPERS:—

Mr. Speaker laid upon the Table,—Copy of a Minute of the Governor and Executive Council authorizing the application of a Balance from one Head of Service to another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.

Ordered to be printed.

Mr. Lackey laid upon the Table,—

(1.) Return to an Order, made on 8th February, 1876, in reference to the erection of a Sea-wall at Coogee.

(2.) Return to an Order, made on 29th February, 1876, in reference to the supply of Coal for the Southern and Western Railways.

Ordered to be printed.

Mr.

Mr. Robertson laid upon the Table,—

- (1.) A Return showing the number of General and Special Jurors in the Colony of New South Wales.
- (2.) Return to an Order, made on 7th March, 1876, in reference to the Sydney City and Suburban Sewage and Health Board.

Ordered to be printed.

Mr. Garrett laid upon the Table,—Return to an Order, made on 8th February, 1876, in reference to Circulars to Inspectors of Conditional Purchases.

Ordered to be printed.

3. PUBLIC SCHOOLS ACT AMENDMENT BILL:—Mr. Farnell presented a Petition from Inhabitants of the Municipalities of Ryde and Hunter's Hill and the vicinity, in reference to this Bill; and praying the House not to sanction any further infringement upon that civil and religious liberty which Petitioners had reckoned to be secured to them on their coming to this Colony.
Petition received.

4. CHEQUES AND DRAFTS AMENDMENT BILL:—Mr. G. A. Lloyd presented a Petition from Managers of Banks in the City of Sydney, praying that this Bill may be rejected by the House.
Petition received.

5. COMMITTEE OF ELECTIONS AND QUALIFICATIONS (*Electorate of Hartley*):—Mr. Stephen Brown, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Committee of Elections and Qualifications, to whom was referred, on the 24th February last, "the matter of the Contract for the supply of Engine Coal for the Great Southern and Western Railways, to inquire into, consider, and report to this House as to whether Mr. Thomas Brown, the sitting Member for the Electoral District of Hartley, is the owner of the Eskbank Colliery; whether the Coal supplied under such contract is taken from the Eskbank Colliery; and whether Mr. Thomas Brown has any direct or indirect interest in a contract entered into with the Government by Mr. Pitt for the supply of Engine Coal for the Great Southern and Western Railways, within the meaning of the 28th clause of the Constitution Act; and to report specially whether or not Mr. Thomas Brown, the Member for Hartley, has committed a breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74."

And Mr. Garrett requiring that the reference of this matter to the Committee, as recorded in the Votes and Proceedings of Thursday, 24th February, 1876, be read by the Clerk,—
The same was read by the Clerk, by direction of Mr. Speaker.

Report then read at length by the Clerk, by direction of Mr. Speaker, as follows:—

"The Committee of Elections and Qualifications, duly appointed on the 16th November, 1875,—to whom was referred, on the 24th February, 1876, the question 'as to whether Mr. Thomas Brown, the sitting Member for the Electoral District of Hartley, is the owner of the Eskbank Colliery; whether the Coal supplied under such contract is taken from the Eskbank Colliery; and whether Mr. Thomas Brown has any direct or indirect interest in a contract entered into with the Government by Mr. Pitt for the supply of Engine Coal for the Great Southern and Western Railways, within the meaning of the 28th clause of the Constitution Act; and to report specially whether or not Mr. Thomas Brown, the Member for Hartley, has committed a breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74,'—have agreed to the following Report:—

- (1.) That Mr. Thomas Brown, the sitting Member for the Electoral District of Hartley, is the owner of the Eskbank Colliery; that the coal supplied under William Pitt's contract is taken from the said Colliery; and that Mr. Brown has a direct interest in a contract entered into with the Government by the said William Pitt for the supply of Engine Coal for the Great Southern and Western Railways, within the meaning of the 28th clause of the Constitution Act.
- (2.) That Mr. Thomas Brown, the sitting Member for the Electoral District of Hartley, has committed a breach of the 28th section of the Act 18 and 19 Victoria cap. 54, by entering into a contract on account of the Public Service; and your Committee is of opinion that he is disqualified under the 74th section of the Act 22 Victoria No. 20.

"No. 2 Committee Room,
14th March, 1876."

"S. C. BROWN,
Chairman.

Ordered, on motion of Mr. Brown, that the Report, and Minutes of Proceedings and Evidence, &c., be printed.

6. RESERVES ON THE MESSRS. DANGAR'S STATIONS ("*Formal*" Motion):—Mr. McElhone moved, pursuant to Notice,—

(1.) That there be laid upon the Table of this House, a Return showing the number of Reserves granted on Mr. W. J. Dangar's Myall Creek Station; the area of such Reserves in acres, and the dates and years on which each Reserve was granted, and who applied for them.

(2.) The like Return as to Dangar Brothers Gostwyck, Yallaroi, Bunna Bunna, Millie, and any other Stations they hold in the Colony.
Question put and passed.

7. JURY LAWS AMENDMENT BILL ("*Formal*" Motion):—Mr. W. H. Suttor moved, pursuant to Notice, for leave to bring in a Bill to amend the laws relative to the formation and return of Juries, and to the compensation to be paid thereto.
Question put and passed.

8. DRAINAGE OF THE GREEN HILLS ESTATE ("*Formal*" Motion):—Mr. Warden moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Letters, Minutes, Opinions, Decisions, and all other Documents, having reference to the drainage of the Green Hills Estate into the Shoalhaven River.
Question put and passed.

9. BATHURST HOSPITAL BILL (No. 2) (*"Formal" Motion*):—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to authorize the sale of the Site of the Bathurst Hospital, and to provide for the expenditure of the money received therefrom in the erection of suitable buildings for a like purpose on a new Site.
Question put and passed.
10. COMMON LODGING HOUSES (*"Formal" Motion*):—Mr. Cameron 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 management, accommodation, and sanitary condition of the Common Lodging Houses in the City of Sydney and immediate vicinity.
(2.) That such Committee consist of Mr. Robertson, Mr. Parkes, Mr. W. H. Suttor, Mr. Davies, Mr. Farnell, Mr. Terry, Mr. Macintosh, Mr. Wisdom, and the Mover.
Question put and passed.
11. COOMA ROMAN CATHOLIC CHURCH TRUSTEES BILL (*"Formal" Order of the Day*),—on motion of Mr. Montague, read a third time, and *passed*.
Mr. Montague then moved, That the Title of this Bill be "*An Act to enable the Most Reverend Roger Bede Vaughan the Very Reverend Edward O'Brien Alexander Montague Patrick Jeremiah Joseph Clifford and David O'Rourke Trustees of allotments one two three and four of section six in the town of Cooma as Sites for a Roman Catholic Church Minister's Residence and School-house to sell the said allotments and to provide for the appropriation of the proceeds thereof.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Most Reverend Roger Bede Vaughan the Very Reverend Edward O'Brien Alexander Montague Patrick Jeremiah Joseph Clifford and David O'Rourke Trustees of allotments one two three and four of section six in the town of Cooma as Sites for a Roman Catholic Church Minister's Residence and School-house to sell the said allotments and to provide for the appropriation of the proceeds thereof,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon, together with a Plan showing allotments of land referred to in the Preamble.
*Legislative Assembly Chamber,
Sydney, 14th March, 1876.*
12. RANDWICK TOLL-GATE REMOVAL BILL (*"Formal" Order of the Day*),—on motion of Mr. Farnell, read a third time, and *passed*.
Mr. Farnell then moved, That the Title of this Bill be "*An Act to amend the 'Randwick and Coogee Roads Transfer Act of 1869' by authorizing the removal of the Randwick Toll-gate.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the 'Randwick and Coogee Roads Transfer Act of 1869' by authorizing the removal of the Randwick Toll-gate,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 14th March, 1876.*
13. JURY LAWS AMENDMENT BILL:—Mr. W. H. Suttor *presented* a Bill, intituled "*A Bill to amend the Laws relative to the formation and return of Juries and to the compensation to be paid thereto,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 31st March.
14. BATHURST HOSPITAL BILL (No. 2):—Mr. Garrett *presented* a Bill, intituled "*A Bill to authorize the sale of the Site of the Bathurst Hospital and to provide for the expenditure of the money received therefrom in the erection of suitable buildings for a like purpose on a new Site,*"—which was read a first time.
15. THE CASE OF AMELIA GOULD:—Mr. Buchanan moved, pursuant to Notice, That the Report of the Select Committee on "*The Case of Amelia Gould,*" brought up on 29th February, be now adopted.
Debate ensued.
Question put and passed.
16. THE LEGISLATIVE COUNCIL:—Mr. Buchanan moved, pursuant to Notice,—
(1.) That, in the opinion of this House, and in view of the fact that a Bill for the abolition of the Duty on Gold was carried in this House by a majority of over three to one, the principle involved in the abolition of this Duty having been repeatedly affirmed by this Assembly, and of the further fact that said Bill was thrown out by the Upper House, thus reducing the people of this Country to the unconstitutional position of having taxation imposed upon them in spite of the wishes of the people, expressed through their Representatives in Parliament assembled, the Government should at once secure the constitutional rights of the people by the introduction of a Bill to constitute the Second Chamber, or Upper House, on the basis of election by and through the people.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Mr. Nelson moved the Previous Question.
Question proposed, That that Question be now put.
Debate continued.
Previous Question put,—That that Question be now put.

The House divided.

Ayes, 5.

Mr. W. C. Browne,
Mr. McElhone,
Mr. Bennett,

Tellers.

Mr. Buchanan,
Mr. R. Forster.

Noes, 33.

Mr. Robertson,	Mr. Driver,
Mr. Lucas,	Mr. Cameron,
Mr. Parkes,	Mr. Davies,
Mr. Farnell,	Mr. H. H. Brown,
Mr. Abbott,	Mr. Day,
Mr. Nelson,	Mr. Terry,
Mr. Garrett,	Mr. Stephen Brown,
Mr. Hill,	Mr. Montague,
Mr. W. H. Suttor,	Mr. F. B. Suttor,
Mr. Lackey,	Mr. Jacob,
Mr. Burns,	Mr. Shepherd,
Mr. R. B. Smith,	Mr. Scholey,
Mr. Meyer,	Mr. G. A. Lloyd,
Mr. Stevens,	<i>Tellers.</i>
Mr. Piddington,	Mr. Fitzpatrick,
Mr. Cohen,	Mr. Pilcher.
Mr. Hoskins,	
Mr. Sutherland,	

And so it passed in the negative.

17. **POSTPONEMENT**:—The Order of the Day for the second reading of the Bathurst Presbyterian Church Trustees Enabling Bill postponed until Tuesday next.

18. **NORTHUMBERLAND ELECTORATE INCREASED REPRESENTATION BILL**:—The Order of the Day having been read,—Mr. Stevens moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 22.

Mr. Farnell,	Mr. Terry,
Mr. Piddington,	Mr. Sutherland,
Mr. G. A. Lloyd,	Mr. Bennett,
Mr. W. C. Browne,	Mr. Scholey,
Mr. Hill,	Mr. Shepherd,
Mr. Driver,	Mr. Jacob,
Mr. Nelson,	Mr. Abbott,
Mr. R. B. Smith,	Mr. McElhone,
Mr. Parkes,	<i>Tellers.</i>
Mr. Davies,	Mr. Meyer,
Mr. Stephen Brown,	Mr. Stevens.
Mr. Pilcher,	

Noes, 11.

Mr. Robertson,	<i>Tellers.</i>
Mr. Lackey,	Mr. Day,
Mr. Lucas,	Mr. R. Forster.
Mr. Burns,	
Mr. Fitzpatrick,	
Mr. Garrett,	
Mr. Montague,	
Mr. Hoskins,	
Mr. F. B. Suttor,	

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Stevens then moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill.

Question put.

The House divided.

Ayes, 24.

Mr. Robertson,	Mr. W. C. Browne,
Mr. Lackey,	Mr. Sutherland,
Mr. Driver,	Mr. Bennett,
Mr. Piddington,	Mr. Scholey,
Mr. G. A. Lloyd,	Mr. Shepherd,
Mr. Farnell,	Mr. Jacob,
Mr. R. B. Smith,	Mr. Terry,
Mr. Meyer,	Mr. McElhone,
Mr. Stevens,	Mr. Abbott,
Mr. Parkes,	<i>Tellers.</i>
Mr. Pilcher,	Mr. Hill,
Mr. Davies,	Mr. Nelson.
Mr. Stephen Brown,	

Noes, 6.

Mr. Garrett,
Mr. Day,
Mr. R. Forster,
Mr. Montague,
<i>Tellers.</i>
Mr. F. B. Suttor,
Mr. Hoskins.

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

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

On motion of Mr. Stevens that report was adopted.

Ordered, that the Bill be read a third time to-morrow.

19. **POSTPONEMENT**:—The Order of the Day for the adoption of the Report on the Cheques and Drafts Amendment Bill postponed until Tuesday next.

20. **RAILWAY PLATFORM, VALE AND ROCKLEY ROADS**:—The Order of the Day having been read,—Mr. Pilcher moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for 1875 a sum not exceeding £1,000, for the erection of a Railway Station at the junction of the Vale and Rockley Roads, upon the Extension of the Great Western Railway.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered,

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the said Resolution be *now* received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for 1875, a sum not exceeding £500, for the crection of a Railway Platform at the junction of the Vale and Rockley Roads, upon the Extension of the Great Western Railway.

On motion of Mr. Pilcher, the Resolution was read a second time, and agreed to.

21. **RECOGNIZANCE TO KEEP THE PEACE BILL:**—The Order of the Day having been read for the adjourned Debate on the motion of Mr. Jacob, "That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill,"—

And the Debate not being resumed,—

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

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

Ordered, that the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Law regarding Sureties of the Peace and for good behaviour.*"

*Legislative Assembly Chamber,
Sydney, 14th March, 1876.*

22. **NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL:**—The Order of the Day having been read,—on motion of Mr. G. A. Lloyd, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to make more effectual provision for paving certain streets of the City of Newcastle, and for the licensing and regulation of Public Vehicles within the said City.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to make more effectual provision for paving certain streets of the City of Newcastle, and for the licensing and regulation of Public Vehicles within the said City.

On motion of Mr. Lloyd, the Resolution was read a second time, and agreed to.

23. **BARRISTERS ADMISSION BILL:**—The Order of the Day having been read,—Mr. Farnell moved, That the report from the Committee of the Whole on this Bill be now adopted.

Question put and passed.

Ordered, that the Bill be read a third time on Friday next.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 15 MARCH, 1876 A.M.

24. **BETTING HOUSES SUPPRESSION BILL:**—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a third time.

Debate ensued.

Question put.

The House divided.

Ayes, 25.

Mr. Robertson,	Mr. Stevens,
Mr. Garrett,	Mr. Scholey,
Mr. Burns,	Mr. McElhone,
Mr. Farnell,	Mr. Sutherland,
Mr. Meyer,	Mr. Day,
Mr. W. C. Browne,	Mr. Abbott,
Mr. Piddington,	Mr. Jacob,
Mr. Shepherd,	Mr. W. H. Suttor,
Mr. G. A. Lloyd,	Mr. F. B. Suttor,
Mr. Nelson,	<i>Tellers.</i>
Mr. Driver,	Mr. Davies,
Mr. Pilcher,	Mr. Terry.
Mr. Stephen Brown,	
Mr. Bennett,	

Noes, 3.

Mr. R. B. Smith,

Tellers.

Mr. Fitzpatrick,
Mr. Long.

And so it was resolved in the affirmative.

Mr. Terry then moved, That the Title of this Bill be "*An Act for the suppression of Betting Houses.*" Bill read a third time, and, on motion of Mr. Terry, *passed*.

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

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

*Legislative Assembly Chamber,
Sydney, 15th March, 1876, A.M.*

25. SALE OF LIQUORS LICENSING ACT AMENDMENT BILL:—The Order of the Day having been read,—
Mr. Davies moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Licensed Publicans Act of 1862, to make provision for closing all public houses on Sundays.
Debate ensued.
Mr. Nelson moved, That this Debate be now adjourned until this day week.
Debate ensued.
Question put,—That this Debate be now adjourned until this day week.
The House divided.

Ayes, 14.		Noes, 10.
Mr. Robertson,	Mr. F. B. Suttor,	Mr. Lackey,
Mr. Burns,	Mr. Stevens,	Mr. Sutherland,
Mr. Pilcher,	Mr. Day,	Mr. R. B. Smith,
Mr. Farnell,	Mr. McElhone,	Mr. Garrett,
Mr. Cameron,	<i>Tellers.</i>	Mr. Jacob,
Mr. Driver,	Mr. W. C. Browne,	Mr. Terry,
Mr. Fitzpatrick,	Mr. W. H. Suttor.	Mr. Scholey,
Mr. Abbott,		Mr. Bennett,
		<i>Tellers.</i>
		Mr. Long,
		Mr. Davies.

And so it was resolved in the affirmative.

26. SYDNEY SEWERAGE ACT AMENDMENT BILL:—The Order of the Day in reference to this Bill having been read,—and Mr. Davies proceeding to make a motion in reference thereto,—
Notice was taken that there was not a Quorum present.
Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Abbott, Mr. Bennett, Mr. Burns, Mr. Cameron, Mr. Davies, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Jacob, Mr. Lackey, Mr. Robertson, Mr. Scholey, Mr. R. B. Smith, Mr. Stevens, Mr. F. B. Suttor, Mr. W. H. Suttor, and Mr. Terry,—
Mr. Speaker adjourned the House at fifteen minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 59.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 15 MARCH, 1876.

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

QUESTIONS:—

- (1.) Sir Alfred Stephen:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—
 (1.) Whether the late Chief Justice (Sir Alfred Stephen) receives the pension limited by the Act 20 Victoria No. 5, or the rate of pension of seven-tenths of his actual salary, as guaranteed by the Constitution Act?
 (2.) Whether, if the former only, it is or not the intention of the Government to restore in his favour the Constitution Act scale of pension?
 (3.) Whether, considering the services of the late Chief Justice, and the very long period during which he abstained from availing himself of the pension, the Government would support a measure having that object?
 (4.) Whether there is any salary or emolument of any kind attached to the office of Lieutenant-Governor which Her Majesty has lately conferred on Sir Alfred Stephen?

Mr. Robertson answered,—

- (1.) Sir Alfred Stephen receives seven-tenths (equal to £1,400) of the salary assigned by Schedule A to the Constitution Act to the then and future Chief Justices, viz., £2,000. The Act 20 Vic. No. 5 increased the Chief Justice's salary to £2,600, but expressly provided that his pension should continue to be of the amount at present fixed by law, and no more.
 (2 and 3.) The Government do not propose to introduce any measure of the kind suggested, but are deeply sensible of the eminent services of Sir Alfred Stephen.
 (4.) There is no special salary or emolument attached to the office unless the absence of the Governor exceeds a fortnight. The Lieutenant-Governor will draw no portion of the salary of the Governor. If the leave exceeds a fortnight, one-fourth of the salary may be drawn.
- (2.) Sydney University:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—What subjects are taught in the Sydney University, specifying those taught by each Professor to the first, second, and third year's Students respectively; the number of Lectures on each subject in the year, and the duration of each Lecture?

Mr. Robertson answered,—As this information is somewhat lengthy I will lay it upon the Table in the shape of a Return.

- (3.) Sydney Grammar School:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—What subjects are taught in the fourth, fifth, and sixth forms of the Sydney Grammar School, and what are the names of the text books used in each class?

Mr. Robertson answered,—This also is somewhat lengthy, and I will lay it upon the Table in the shape of a Return.

- (4.) Inspectors under Council of Education:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—On what qualifications are the Inspectors under the Council of Education appointed, and are any of them graduates of, or hold certificates from, any British or Foreign University; if so, from what University?

Mr. Robertson answered,—The qualification of Inspectors under the Council of Education is their presumed fitness for the office. The Council is not aware whether any of the Inspectors are graduates of, or hold certificates from, any British or Foreign University, but has communicated individually with them on the subject.

(5.) Essay on New South Wales and its Resources :—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the Government sanctioned the issue of 100,000 copies of an Essay on New South Wales and its Resources, to be distributed in Philadelphia during the ensuing Exhibition?

(2.) Who is the author of the abovenamed Essay?

(3.) Is the above Essay the one which formed the subject of discussion in the Legislative Assembly some weeks ago?

(4.) If so, has it since been revised; and if so, by whom?

(5.) Does the reviser receive any of the premium offered by the Government for the composition of the Essay; and if so, how much?

(6.) Is it true that Dr. Garran, Editor of the *Sydney Morning Herald* newspaper, is the gentleman who has revised this Essay?

Mr. Robertson answered,—

(1.) I have approved of the pamphlet being printed, leaving to the Commission the number, &c.

(2.) I am informed that the author objects to his name being disclosed.

(3.) It is, and it is not. The one that gave rise to the discussion in this House was a proof copy, as I understand, which has been dealt with, revised, corrected, and, I presume, improved by gentlemen chosen for that purpose by the Commission.

(4, 5, and 6.) The Essay was submitted to the Statistical Committee, consisting of the Hon. Thomas Holt, Esq., M.L.C., Chas. Moore, Esq., Christopher Rolleston, Esq., and Dr. Garran. After the revision a copy was sent to each member of the Commission, and notice given for the adoption of the report recommending that the pamphlet be adopted. At that meeting, which was attended by the Hon. Thomas Holt, Esq., Dr. Garran, The Rev. W. B. Clarke, R. Ellis, Esq., C. Moore, Esq., W. Wallis, Esq., W. Wolfen, Esq., and P. A. Jennings, Esq., suggestions were made by different members of the Commission, and some of them adopted. The whole sum of fifty guineas was paid to the Essayist.

(6.) Over-way Bridges at Railway Stations :—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—In view of the great danger to human life at some of the Railway Crossings, especially at Newtown,—Will he take into consideration the advisability of having passenger bridges (such as are used in Victoria and other places) erected over the crossings at the principal passenger stations on the New South Wales lines of Railway?

Mr. Lackey answered,—The advisability of having Over-way Bridges for foot passengers at the Redfern Station and at the principal Suburban Stations has not escaped the attention of the Railway authorities. The great doubt has been whether, if erected, the public would make use of them. An Over-way Bridge was put up over the line at Newcastle; but it is made use of to a limited extent only, although the danger of crossing the line at this place is much greater than it is on any other portion of the Government Railways. The question will, however, be further considered.

(7.) Uniforms for Railway Employés :—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that one shilling and sixpence was deducted each week during the year 1874 from the Railway Guards and other men on the Great Southern and Western Railways, for the purpose of paying for their uniform?

(2.) Is he aware that no uniform was given to them for that year, and the amount deducted has not been returned to them?

(3.) Is it a fact that the amount deducted from the Railway men on the North in 1874 has been returned to them, and their uniform also?

(4.) Is he aware that the Railway Guards and other men on the Western and Southern Railways have not received their uniforms yet for this year, and will he give the necessary orders to have them supplied without delay?

Mr. Lackey answered,—

(1 and 2.) No amount was deducted; but the money allowance in lieu of clothing was not, it appears, made in 1874, as it was then intended that the Department should supply the uniforms. As a matter of fact, however, the uniforms were not supplied till 1875, and there can be no doubt that the men were entitled to the money allowance for 1874. This is the first inquiry made on the subject, and as it appears the men were not paid, I have given instructions that they are to be paid at once.

(3.) As there was no intention in 1874 to supply uniforms to the men at the North, the money allowance in lieu thereof was made to them. No uniforms were supplied in that year.

(4.) Uniforms are not allowed indiscriminately, but only as required, as some of the uniforms require to be renewed (some of them have only been in use a few months, and not any of them fully twelve months yet). Arrangements are being made for a fresh supply.

(8.) Road Metal :—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) On what road or roads is the 4,000 yards of Blue Metal, for which tenders are invited to be delivered on any wharf at Botany Bay, to be laid, and will tenders be invited for carting the same from wharf to road or roads?

(2.) On what road or roads is the 8,000 yards of Blue Metal, for which tenders are invited to be delivered at any wharf required in Sydney, to be laid, and will tenders be invited for carting the same from wharf to road or roads?

Mr. Lackey answered,—

(1.) The particular roads were not determined, but generally the metal will be used on the Defence Roads, Botany Road, and some Municipal Roads in the vicinity of Botany and Randwick.

(2.) The Main Western Road, the Abattoir Road, the Main Road on North Shore, and the Defence Roads. Tenders for carting will be invited in both cases. The tenders were invited in this way with a view to get metal supplied from Kiama at a cheaper rate than is now obtainable, its supply at present being a virtual monopoly, and as it was found that tenders could not be obtained for a small quantity the Municipalities in the vicinity, and local trusts, were invited to co-operate.

(9.) Police Barracks at Raymond Terrace:—Mr. Jacob asked the Secretary for Public Works, pursuant to Notice,—With reference to my Questions of 24th November of last year relative to the erection of Police Barracks at Raymond Terrace, as the Answer was not recorded in the Votes and Proceedings, would he have any objection to repeat it?

Mr. Lackey answered,—No Contract has yet been entered into for the erection of Police Barracks at Raymond Terrace. Tenders were invited, but those received being in excess of the amount voted they were declined. The delay has been caused by want of sufficient funds to meet the required expenditure. The necessary provision for the erection of these barracks will be made on the Estimates for 1876.

(10.) Bridge across the Murrumbidgee at Narandera:—Mr. Leary asked the Secretary for Public Works, pursuant to Notice,—Has a Petition been received by any Member of the Government from the inhabitants of Narandera, praying for the erection of a Bridge across the Murrumbidgee at Narandera; and if so, what steps do the Government intend to take?

Mr. Lackey answered,—Yes; but pending consideration of future Railway routes the question has been allowed to remain in abeyance, to which effect Petitioners were informed on the 17th December last.

(11.) Land Office at Narandera:—Mr. Leary asked the Secretary for Lands, pursuant to Notice,—

(1.) Are the Government aware that the residents of Narandera have to go to Hay, a distance of 120 miles, or to Wagga Wagga, a distance of 60 miles, to transact any business in connection with the Lands Office?

(2.) Do the Government intend to open a Land Office at Narandera?

Mr. Garrett answered,—

(1.) Yes.

(2.) The necessity for the establishment of a Land Office at Narandera was sometime ago represented to the Government, but there did not appear at that time to be sufficient grounds for so doing. Inquiry is, however, being made as to the present amount of lands business at the respective places mentioned, with a view to a further consideration of the matter.

(12.) Wagga Wagga Bridge:—Mr. Leary asked the Secretary for Public Works, pursuant to Notice,—Have any proposals been made by or to the Government for the purchase or sale of the Wagga Wagga Bridge?

Mr. Lackey answered,—The Chairman of the Bridge Company, in a communication dated the 22nd ultimo, suggested that the value of the Bridge should be ascertained by two Actuaries, and that the Government should pay such ascertained value, provided the sale be agreed to by each shareholder individually, without which no legal transfer could be made. The Government could not entertain so one-sided a proposal, so the matter has dropped.

(13.) Court-house at Narandera:—Mr. Leary asked the Colonial Secretary, pursuant to Notice,—

(1.) Are the Government aware that the Court of Petty Sessions at Narandera is held in the hall of a public-house?

(2.) Have the Government received any Petition from the inhabitants of that district, praying for the erection of a Court-house; and if so, do the Government intend to comply with the prayer of the Petitioners?

Mr. Robertson answered,—

(1.) Yes.

(2.) Yes. The necessary steps will be taken for the erection of a suitable Court-house at Narandera.

(14.) Railway Iron:—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—

(1.) What quantity of bar, rod, angle, or T Iron has been supplied to the Railway Department from the City Iron Works direct for the years 1874 and 1875?

(2.) Is it true that the last Contract let by the Government excluded Iron the manufacture of the Colony?

(3.) Is it true that the last Waggon Contract, let to Messrs. Hudson Brothers, stipulated that no iron should be used in construction save the particular brand BBH of English manufacture?

Mr. Lackey answered,—

(1.) No quantity of iron has been supplied to the Railway Department from the City Iron Works direct, but it is understood that the contractors for the supply of iron during the years named obtained the Colonial iron they supplied from the works in question. About 30 tons were supplied in 1874, and about 3 tons in 1875.

(2.) No; the schedule for the present year's contract contains two lines—one for Colonial, the other for BBH iron.

(3.) The specification stipulates that the iron to be used in the trucks shall be the best BBH English iron.

2. PAPERS:—

Mr. Garrett laid upon the Table,—Return to an Order, made on the 22nd December, 1875, in reference to a Road from Stonequarry Creek to the Road from the Barren Grounds.
Ordered to be printed.

Mr. Robertson laid upon the Table,—By-laws of the Municipal District of Nowra.
Ordered to be printed.

3. CAMDEN COLLEGE INCORPORATION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to incorporate Camden College*,"—presents the same to the Legislative Assembly for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Council Chamber,
Sydney, 15th March, 1876.

JOHN HAY,
President.

Bill, on motion of Mr. G. A. Lloyd, read a first time.

Ordered to be printed, and read a second time on Tuesday next.

4. PUBLIC SCHOOLS ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 14th March, from the Inhabitants of the Municipalities of Ryde and Hunter's Hill and the vicinity, praying that the House will not sanction any further infringement upon their civil and religious liberty by the passing of a Bill to amend the Public Schools Act of 1866, be printed.
Question put and passed.
5. CHEQUES AND DRAFTS AMENDMENT BILL (*"Formal" Motion*):—Mr. G. A. Lloyd moved, pursuant to Notice, That the Petition presented by him on 14th March, from the Managers of the Banks in the City of Sydney against the passing of the Bill to amend the Law respecting Cheques and Drafts, be printed.
Question put and passed.
6. BATHURST HOSPITAL BILL (*"Formal" Motion*):—Mr. Garrett moved, pursuant to Notice,—
(1.) That the Bathurst Hospital Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Booth, Mr. Goold, Mr. Pilcher, Mr. J. S. Smith, Mr. F. B. Suttor, Mr. W. H. Suttor, Mr. Warden, Mr. J. Watson, and the Mover.
Question put and passed.
7. CATTLE SALE-YARDS ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Cattle Sale-Yards Act of 1870.
Question put and passed.
8. PUBLIC SCHOOLS ACT AMENDMENT BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on motion of Mr. Robertson, "That this Bill be now read a second time,"—
And the Question being again proposed,—
The House resumed the said adjourned Debate.
Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 32.

Mr. Robertson,	Mr. Butler,
Mr. Stuart,	Mr. Gray,
Mr. Garrett,	Mr. Warden,
Mr. Lackey,	Mr. Wright,
Mr. Lucas,	Mr. Jacob,
Mr. Burns,	Mr. Davies,
Mr. Lord,	Mr. Greville,
Mr. J. S. Smith,	Mr. Montague,
Mr. Byrnes,	Mr. Cunneen,
Mr. Charles,	Mr. Hoskins,
Mr. W. Watson,	Mr. Booth,
Mr. Long,	Mr. H. C. Dangar,
Mr. R. Forster,	Mr. T. G. Dangar,
Mr. H. H. Brown,	
Mr. Goold,	<i>Tellers.</i>
Mr. Teece,	Mr. J. Watson,
Mr. Clarke,	Captain Onslow.

Noes, 28.

Mr. Parkes,	Mr. Shepherd,
Mr. Taylor,	Mr. Fitzpatrick,
Mr. Farnell,	Mr. Meyer,
Mr. G. A. Lloyd,	Mr. Hill,
Mr. Piddington,	Mr. Abbott,
Mr. Nelson,	Mr. Sutherland,
Mr. Dibbs,	Mr. Driver,
Mr. Buchanan,	Mr. R. B. Smith,
Mr. F. B. Suttor,	Mr. W. C. Browne,
Mr. Day,	<i>Tellers.</i>
Mr. Scholey,	
Mr. Bennett,	Mr. Leary,
Mr. Stevens,	Mr. Pilcher.
Mr. Stephen Brown,	
Mr. W. H. Suttor,	
Mr. Terry,	
Mr. McElhone,	

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Robertson then moved, "That" Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill.

Debate ensued.

Mr. Nelson moved, That the Question be amended, by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "this House will, this day six months, resolve itself into a Committee of the Whole for the consideration of the Bill "in detail."

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

Debate continued.

And the House continuing to sit till after Midnight,—

THURSDAY, 16 MARCH, 1876 A.M.

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

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

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

The House adjourned at seven minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 60.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 16 MARCH, 1876.

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

QUESTIONS:—

- (1.) Illawarra Railway:—Mr. Greville asked the Colonial Secretary, pursuant to Notice,—When will the Return ordered by the House on 11th January relative to the proposed Illawarra Railway be laid upon the Table?

Mr. Robertson answered,—The Return will be laid upon the Table this evening by my Honorable Colleague the Secretary for Works.

- (2.) Miners Rights, &c., M'Guigan's Lead:—Mr. Buchanan asked the Secretary for Mines, pursuant to Notice,—

(1.) What is the name of the person who receives money for Miners Rights and Business Licenses at M'Guigan's Lead; and was he also Postmaster there?

(2.) What was the amount obtained for Business Licenses and Miners Rights during the month of February at M'Guigan's; and was the amount paid into the Treasury?

Mr. Lucas answered,—

(1.) Mr. Henry Margules. Yes.

(2.) Business License, £1; Miners Right, £10: Total, £11. The amount for the month of February has not yet been paid into the Treasury. I have telegraphed to know the reason.

- (3.) Post Office, M'Guigan's Lead:—Mr. Buchanan asked the Postmaster General, pursuant to Notice,—

(1.) Who is, or was, in charge of the Post Office at M'Guigan's Lead?

(2.) Did the Postal Inspector receive orders to close the M'Guigan's office, and was this done; and in consequence of what?

(3.) Were the accounts of the person in charge of Post Office at M'Guigan's short £11; was this sum made good to the Government?

Mr. Burns answered,—

(1.) Mr. Henry Margules was Postmaster at M'Guigan's from 1st October, 1875, to the 4th instant.

(2.) The office was closed in consequence of a report from the Postal Inspector, who, it is sufficient to say, stated that an office was not required at M'Guigan's.

(3.) The Postmaster's accounts were satisfactorily adjusted on the office being closed.

2. THE CASE OF CONSTABLE JOHN GILMORE (*"Formal" Motion*):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Letters, Telegrams, and Papers that have passed between the Inspector General of Police and others, relating to the dismissal from the Police Force of constable John Gilmore.
Question put and passed.

3. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Diver, Mr. Fitzpatrick, Mr. R. Forster, Mr. Garrett, Mr. Gray, Mr. Greville, Mr. Jacob, Mr. Lucas, Mr. Montague, Mr. Robertson, Mr. Stevens, Mr. Stuart, Mr. W. H. Suttor, Mr. Terry, and Mr. Wisdom,—

Mr. Speaker adjourned the House at twenty-one minutes before Five o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 61.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 17 MARCH, 1876.

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

QUESTIONS:—

- (1.) Water Supply for Sydney and Suburbs:—Mr. Farnell asked the Colonial Secretary, pursuant to Notice,—
- (1.) Has any inquiry been made by the recently appointed Water Commission relative to the Water Supply of the City of Sydney and the Suburbs from the Lachlan Swamp and the Botany Watershed?
 - (2.) If so, has the quantity of water conserved or stored been ascertained; and if ascertained, what quantity, in gallons, is conserved or stored and available?
 - (3.) What quantity of water is discharged (say daily) by the various watercourses into the Dam Reservoirs and the Botany Reservoir?
 - (4.) Will he be kind enough to state generally what is the condition of the Water Supply from Botany and the Lachlan Swamp, as to their adequateness as a source of present supply to the City and Suburbs?

Mr. Robertson answered,—

- (1.) No Water Commission has been recently appointed, but a Committee of the Sewage and Health Board have inquired into the state of the Botany Water Supply.
 - (2.) The quantity of water conserved in the reservoirs has been ascertained, and the quantity this day, the 17th March, was found to be 65,000,000 of gallons.
 - (3.) Into No. 6 dam, which receives the surface drainage of about five-sixths of the whole watershed, and the surface of which is about 40 feet above the level of the sea, about 1,000,000 gallons per day is coming. It is stated by the City Engineer that 3,000,000 more than this quantity is daily pumped into Sydney. This apparent anomaly is under consideration.
 - (4.) The water contained in the reservoir only is about sixteen days supply. With the assistance of the stream and the soakage from the sand, the quantity of which it is impossible to determine with exactness, in the opinion of the Board the present water supply may be made to last for two months. The reservoir will then probably be exhausted, and the supply from the sand will probably diminish rapidly. With regard to Lachlan Swamp the Board say: "In consequence of the removal by the city authorities of the gauge placed there by the Board before their observations were completed; the Board are not in a position to say what is the present daily supply from this source. When last measured, on the 15th February, there was a quarter million of gallons daily. The reservoirs on this watershed are entirely exhausted."
- (2.) Applications for Conditional Purchases by Messrs. Conn & M'Kennie:—Mr. W. C. Browne, on behalf of Mr. Pilcher, asked the Secretary for Lands, pursuant to Notice,—
- (1.) Were two applications for the same piece of land lodged with the Land Agent at Young upon the 10th day of February last at the same time?
 - (2.) Were those applications made respectively by Mr. Conn and Mr. M'Kennie?
 - (3.) Were they applications for Conditional Purchases under the Crown Lands Alienation Act?
 - (4.) Did the Land Agent decline to receive Mr. M'Kennie's application, alleging as his reason that he had received instructions from the Lands Department to receive Mr. Conn's application for this piece of land, and his only?
 - (5.) Were any such instructions given; and if so, when, and by whom?
 - (6.) Did Mr. M'Kennie refuse to withdraw his application, and is his deposit money still in the hands of the Land Agent?

Mr.

Mr. Garrett answered,—

- (1.) Yes.
- (2.) By Mr. Conn and Mr. M'Kenzie (not M'Kennie).
- (3.) Yes.
- (4.) Yes; he declined to receive M'Kenzie's.
- (5.) Yes, by the Under Secretary for Lands, acting on instructions given by the Minister.
- (6.) Yes; the deposit money was yesterday still in the hands of the Land Agents, as M'Kenzie would not take it away.

(3.) Road from Scone to Denison Diggings :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—When will he answer my Question in reference to expenditure on Road from Scone to Belltrees, and Belltrees to Denison Diggings?

Mr. Lackey answered,—The Trustees, to whom a communication has been addressed upon the subject, state that they can give no information concerning the expenditure other than is contained in their vouchers. Reference has accordingly been made to these documents, but as the locality of work is in most instances omitted, the expenditure upon the two portions of road referred to cannot be ascertained.

(4.) By-law of Municipal Council of Muswellbrook :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Has the Muswellbrook Municipal Council passed a By-law to enable them to levy a Wheel Tax on Drays and other Vehicles; and has the said Council asked the Government to legalize such By-law; and do the Government intend to do so?

Mr. Robertson answered,—I am not aware of any such By-law having been passed.

(5.) Letter Carriers :—Mr. Cameron asked the Postmaster General, pursuant to Notice,—How many Letter Carriers are there engaged in the General Post Office; how many classes are they divided into; how much does each class receive; how many first-class Letter Carriers have been promoted to the position of Stamper and Sorter during the last twelve months; and how many Stampers and Sorters have been appointed during the same period?

Mr. Burns answered,—There are 56 Letter Carriers, and they are divided into four classes. Their salaries are, for the first-class, £144; second-class, £132; third-class, £120; and fourth-class, £100. No first-class Letter Carriers, who are paid at the rate of £144, have, during the last twelve months, been promoted to the position of Stampers and Sorters, who are paid at the rate of £132 per annum. Nine appointments of Stampers and Sorters have been made within the same period, and four of these were caused by resignations and exchanges.

(6.) Gold Leases :—Mr. F. B. Suttor asked the Secretary for Mines, pursuant to Notice,—What is the total number of Gold Leases prepared for issue from January 1st, 1875, to March 1st, 1876, and what is the total number of Gold Leases executed within the same period?

Mr. Lucas answered,—Gold Mining Leases prepared for issue from January 1st, 1875, to March 1st, 1876, 2,852; Gold Mining Leases executed within the same period, 190. Of the Gold Mining Leases prepared during this period about 900 have not yet been signed by His Excellency the Governor, and a large number have only been ready for execution within the past ten days. There are very many that it is absolutely necessary should be cancelled for this reason, that the whole of the original applicants must be present to execute the lease, and if they are not, it must be withdrawn, and a fresh application made. Only to-day I received two letters, one asking that no less than seven may be cancelled, and another asking for the cancellation of six. I believe, therefore, that above half of these 2,852 leases will be taken up by some of the original applicants, and the rest by new ones.

(7.) Cost of General Election :—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—When will the Return having reference to the cost of the last General Election, ordered last Session, be laid upon the Table of the House?

Mr. Robertson answered,—I will immediately lay the Return (in part) so far as it has been completed, upon the Table of the House.

(8.) Staircase in Singleton Court-house :—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to erect a Staircase in the Singleton Court-house; and if so, when?

Mr. Lackey answered,—It was found that to erect a Staircase would involve a larger expenditure than was considered desirable, but it is proposed to provide and fix a step ladder, which it is calculated will be sufficient for all that is required. Tenders will shortly be invited.

(9.) Public School Buildings :—Mr. Jacob asked the Colonial Secretary, pursuant to Notice,—

(1.) Are there any Public School Buildings in course of construction, or arranged to be built, any portion of the cost of erecting which is guaranteed by any person or persons; and if there are, in what localities are such Schools being built, or intended to be built, and what are the individual liabilities?

(2.) Are there any outstanding claims against any persons who made themselves liable for any part of the cost of erecting any Public School Buildings which have been completed; if so, where are the buildings situated, and what amount is due on each of them?

Mr. Robertson answered,—The answers I have received from the Council of Education, are as follow :—

(1.) Yes, as far as can be ascertained from the brief time allowed for looking into the matter. The following is a list of such localities, with the amounts yet to be provided in each case by the Local Boards,—

	£	s.	d.
School, Bombala—Local contributions promised, but not yet paid...	20	0	0
Do. Brucedale do. do.	60	0	0
Do. Gunnedah do. do.	24	1	4
Do. Oberon do. do.	15	0	0
Do. Queanbeyan do. do.	300	0	0
Do. Raymond Terrace do. do.	26	13	4

The Council has no knowledge of any individual liabilities.

(2.) The Council has no knowledge of any outstanding claims against persons who have made themselves liable for any part of the cost of erecting Public School Buildings.

2. PAPERS:—Mr. Robertson laid upon the Table,—
 (1.) Return (*in part*) to an Order, made on 30th April, 1875, in reference to the Cost of the last General Election.
 (2.) Information respecting the Subjects taught in the Sydney University.
 (3.) Information respecting the Subjects taught in the Sydney Grammar School.
 Ordered to be printed.
3. ADJOURNMENT:—Mr. Long moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
4. BATHURST MARKETS AMENDMENT BILL:—Mr. Driver, 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 7th March, 1876.
 Ordered to be printed.
 Mr. Driver then moved, That the Bill (*as amended and agreed to in Select Committee*) be read a second time on Friday next.
 Question put and passed.
5. BARRISTERS ADMISSION BILL (*"Formal" Order of the Day*),—on motion of Mr. Abbott, read a third time, and *passed*.
 Mr. Abbott then moved, That the Title of this Bill be "*An Act to amend an Act intituled 'An Act to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales.'*"
 Question put and passed.
 Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
 MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend an Act intituled 'An Act to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales,'*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
 Sydney, 17th March, 1876.*
6. NORTHUMBERLAND ELECTORATE INCREASED REPRESENTATION BILL (*"Formal" Order of the Day*):—The Order of the Day having been read,—Mr. Stevens moved, That this Bill be now read a third time.
 Question put.
 The House divided.

Ayes, 18.

Mr. J. S. Smith,	Mr. Shepherd,
Mr. Wright,	Mr. Abbott,
Mr. G. A. Lloyd,	Mr. Jacob,
Mr. T. G. Dangar,	Mr. Sutherland,
Mr. Nelson,	Mr. Driver,
Mr. Farnell,	<i>Tellers.</i>
Mr. McElhone,	Mr. W. C. Browne,
Mr. Stevens,	Mr. Davies.
Mr. Parkes,	
Mr. Stephen Brown,	
Mr. E. B. Smith,	

Noes, 19.

Mr. Robertson,	Mr. Wisdom,
Mr. Lucas,	Mr. Montague,
Mr. Burns,	Mr. Hoskins,
Mr. Stuart,	Mr. H. C. Dangar,
Mr. Lackey,	Mr. W. H. Suttor,
Mr. Long,	Mr. Booth,
Mr. Garrett,	<i>Tellers.</i>
Mr. Charles,	Mr. F. B. Suttor,
Mr. H. H. Brown,	Mr. Moscs.
Mr. Cameron,	
Mr. Warden,	

And so it passed in the negative.

7. GWYDIR ELECTORATE SUBDIVISION BILL (*"Formal" Motion*):—Mr. T. G. Dangar moved, pursuant to Notice, for leave to bring in a Bill to subdivide the Electoral District of the Gwydir and to increase the Representation thereof.
 Question put and passed.
8. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Dibbs, "That this Bill be now read a third time."
 And the Question being again proposed, "That" this Bill be now read a third time,—
 Mr. Farnell moved, That the Question be amended by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of clauses 3 and 4."
 Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
 Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
 Question then,—That the Bill be recommitted for the reconsideration of clauses 3 and 4,—put and passed.
 On motion of Mr. Jacob, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such reconsideration.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments.
 Ordered, that the adoption of that report stand an Order of the Day for Friday, 7th April.
9. RAILWAY EXTENSION TO ALBURY:—The Order of the Day having been read,—Mr. Day moved, "That" Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause the necessary steps to be taken without delay for the completion of the Southern Railway to Albury.
 Mr. Wisdom moved, That the Question be amended, by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "this House will, on Friday next, resolve itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause the necessary steps to be taken without delay for the completion of the Southern Railway to Albury."

Question

Question proposed, That the words proposed to be omitted stand part of the Question.
Debate ensued.

Question,—That the words proposed to be omitted stand part of the Question,—put and negated.
Mr. W. H. Suttor then moved, That the proposed amendment be amended by the addition at the end thereof of the words “the Western Line to the Darling River, and the Northern Line to Inverell.”

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

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

Main Question,—That this House will, on Friday next, resolve itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause the necessary steps to be taken without delay for the completion of the Southern Railway to Albury, the Western Line to the Darling River, and the Northern Line to Inverell,—put and passed.

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

(1.) Tamworth Roman Catholic Church Trustees Bill (*as agreed to in Select Committee*); second reading ;—*until Friday next.*

(2.) Sites for Schools; consideration in Committee of the Whole of the expediency of bringing in a Bill ;—*until Friday, 31st March.*

11. CASE OF MR. J. B. BAMFORD :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Cameron,—

“(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, ‘the dismissal of Mr. J. B. Bamford from his position of Captain of No. 8 “Battery Volunteer Artillery.’”

“(2.) That such Committee consist of Mr. Robertson, Mr. Parkes, Mr. Hill, Mr. T. G. Dangar, Mr. F. B. Suttor, Mr. Terry, Mr. Gray, Mr. Warden, and the Mover,”—

Mr. Macintosh moved, That the Question be amended, by the omission of the words “the dismissal of Mr. J. B. Bamford from his position of Captain of No. 8 Battery Volunteer Artillery,” with a view to the insertion in their place of the words “the working of the whole Volunteer Forces of the Colony.”

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

Debate resumed.

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

The House divided.

Ayes, 24.

Mr. Stuart,	Mr. G. A. Lloyd,
Mr. Garrett,	Mr. Driver,
Mr. Lucas,	Mr. Davies,
Mr. Burns,	Mr. Leary,
Mr. Long,	Mr. F. B. Suttor,
Mr. H. H. Brown,	Mr. T. G. Dangar,
Mr. W. C. Browne,	Mr. Jacob,
Mr. Farnell,	Mr. Shepherd,
Mr. R. B. Smith,	Mr. McElhone,
Mr. Wisdom,	<i>Tellers.</i>
Mr. J. S. Smith,	
Mr. Goold,	Mr. H. C. Dangar,
Mr. W. H. Suttor,	Mr. Cameron.

Noes, 2.

Tellers.

Mr. R. Forster,
Mr. Fitzpatrick.

And so it was resolved in the affirmative.

And the House continuing to sit till after Midnight,—

SATURDAY, 18 MARCH, 1876 A.M.

Original Question put.

The House divided.

Ayes, 4.

Mr. McElhone,
Mr. Cameron,
<i>Tellers.</i>
Mr. Shepherd,
Mr. T. G. Dangar.

Noes, 23.

Mr. Robertson,	Mr. Fitzpatrick,
Mr. Lucas,	Mr. Farnell,
Mr. Burns,	Mr. W. C. Browne,
Mr. Long,	Mr. R. Forster,
Mr. H. H. Brown,	Mr. F. B. Suttor,
Mr. Stuart,	Mr. Leary,
Mr. H. C. Dangar,	Mr. Driver,
Mr. G. A. Lloyd,	Mr. Goold,
Mr. Garrett,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. R. B. Smith,	Mr. W. H. Suttor,
Mr. J. S. Smith,	Mr. Jacob.
Mr. Hill,	

And so it passed in the negative.

12. BATHURST HOSPITAL BILL (No. 2) :—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 15th March, 1876, together with Appendix. Ordered to be printed.

Mr. Garrett then moved, That the Bill (*as agreed to in Select Committee*) be read a second time on Friday next.

Question put and passed.

The House adjourned at seven minutes after Twelve o'clock A.M., until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 62.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 21 MARCH, 1876.

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

QUESTIONS:—

- (1.) Land selected by Giles Marsh:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Did a person named Giles Marsh, on or about 23rd September, 1875, select at Grafton 40 acres of land?

(2.) Did the said Giles Marsh, on or about 8th April, 1875, select a quantity of land at same place, and have his money returned by the Land Agent, on the ground that the land he selected was part of a Reserve?

(3.) Did the said Giles Marsh afterwards purchase, by auction, on 2nd February, 1876, 5 acres 3 roods and 29 perches, being portion of the cancelled Reserve?

(4.) Was the same land previously selected by a person named W. Hyndman, on or about 18th November, or did he buy the land privately?

(5.) Is Mr. Hyndman a Government Surveyor; and if so, is he allowed to avail himself of his local knowledge of the land to select it?

(6.) What is the area of Hyndman's Selection?

(7.) Will the Government compensate Giles Marsh for the loss sustained by him in expenses, and for the loss of the land he bought, and when will they repay him his deposit on the 40 acres?

Mr. Garrett answered,—I have been furnished with the following information in reply to the Honorable Gentleman's questions,—

(1.) Yes.

(2.) No.

(3.) Yes.

(4, 5, and 6.) Mr. Hyndman has for some time passed ceased to be a Government Surveyor, but no selection appears to have been made by him.

(7.) No claim to compensation appears to have arisen or has been made. The deposit has been refunded on the 40 acres, the reason of cancellation being that the land had been previously taken up by Thomas Smith.

- (2.) Land Office at Oberon:—Mr. H. C. Dangar, on behalf of Mr. W. H. Suttor, asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to open a Land Office at Oberon?

Mr. Garrett answered,—It cannot be said without further inquiry whether the amount of land sold, or likely to be sold, at or in the vicinity of Oberon, would be sufficient to justify the creation of a fresh district, and the consequent expense of a new Land Agency. The matter, however, is at present under reference to the Mining Department, as to the expediency of revoking the Gold Fields Reserve around Oberon.

- (3.) Lodging Houses:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—Has the Health and Sewage Board taken evidence and reported on the Lodging-houses of the City; if so, will he be pleased to lay such Evidence and Report upon the Table of the House?

Mr. Robertson answered,—A Report of the kind has been submitted, but I have not had time to peruse it; so soon as I have I shall be able to inform the Honorable Member what course the Government will take in regard to it.

(4.)

(4.) Cricket Ground, Sydney Domain:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—What is the nature of the trust vested in the Trustees of the ground in the Sydney Domain now used for the purposes of Cricket?

Mr. Garrett answered,—The Trustees were appointed for the general control and management of the ground, with power to make Rules and Regulations, subject to the approval of the Government, for observance by the clubs using the ground. The present Trustees are Messrs. Fitzpatrick, Moore, and Calvert, on behalf of the Government, and Messrs. Driver, Clark, and Gibson, on behalf of the Cricket Association.

(5.) Railway Station, Newtown:—Mr. Stephen Brown asked the Secretary for Public Works, pursuant to Notice,—Has he come to any determination with regard to increased accommodation at the Railway Station, Newtown; and if so, what is the result?

Mr. Lackey answered,—It is proposed to erect a new Station at Newtown, and plans will be prepared as early as possible; when these are ready the question of more siding accommodation will be further considered.

2. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 14.

Mr. G. A. Lloyd,
Mr. Driver,
Mr. Gray,
Mr. R. B. Smith,
Mr. Fitzpatrick,
Mr. Sutherland,
Mr. H. C. Dangar,
Mr. Stevens,
Mr. Stephen Brown,
Mr. Terry,
Mr. Bennett,
Mr. Abbott,

Tellers.

Mr. Jacob,
Mr. W. H. Suttor.

Noes, 30.

Mr. Robertson,
Mr. Lucas,
Mr. Luckey,
Mr. Burns,
Mr. Garrett,
Mr. Piddington,
Mr. H. H. Brown,
Mr. Clarke,
Mr. Montague,
Mr. Wright,
Mr. Scholey,
Mr. Hoskins,
Mr. McElhone,
Mr. Macintosh,
Mr. Goold,
Mr. Warden,

Mr. Farnell,
Mr. Davies,
Mr. Buchanan,
Mr. R. Forster,
Mr. Day,
Mr. Charles,
Mr. Long,
Mr. Byrnes,
Mr. Nelson,
Mr. Parkes,
Mr. Hill,
Mr. Lord,

Tellers.

Mr. Leary,
Mr. Cameron.

And so it passed in the negative.

3. PAPERS:—Mr. Garrett laid upon the Table,—

(1.) Petition from Members of the Albury and Billabong Mutual Protection Association, respecting Diseases affecting Live Stock.

(2.) Return to an Order, made on 1st February, 1876, in reference to Land taken up by Messrs. Parkes and Sutherland at Kiama and Shoalhaven.

(3.) Return to an Order, made on 22nd June, 1875, in reference to Crown Lands held under Lease or License.

Ordered to be printed.

(4.) Final Return to an Order, made on 16th July, 1875, in reference to Diseases affecting Live Stock.

Ordered, that the Documents be referred to the Select Committee now sitting on "Diseases affecting Live Stock."

4. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—The following Petitions, praying the House to pass a Bill for the closing of Public Houses on Sundays, were presented by the Members named:—

(1.) By Mr. Stephen Brown. From Inhabitants of Newtown and Camperdown.

(2.) By Mr. Macintosh. From Minister, Members, and others of Baptist Church, Bourke-street, Woolloomooloo.

(3.) By Mr. Macintosh. From Minister and others of Wesleyan Church, Waterloo.

(4.) By Mr. Macintosh. From Inhabitants of Sydney.

(5.) By Mr. Macintosh. From Members of the Society of Friends, Sydney.

(6.) By Mr. Macintosh. From Minister, Members, and others of the Congregational Church, Bourke-street, Surry Hills.

(7.) By Mr. Robertson. From Minister, Members, and others of Presbyterian Church, St. George's, Castlereagh-street, Sydney.

(8.) By Mr. Robertson. From No. 1 Division of Sons of Temperance in Sydney.

(9.) By Mr. Robertson. From Minister, Members, and others of the Christian Church, Elizabeth-street South, Sydney.

(10.) By Mr. Cameron. From Ministers, Members, and others of the Wesleyan Church, Princes-street, Sydney.

(11.) By Mr. Cameron. From Minister, Members, and others of the Wesleyan Church, York-street, Sydney.

(12.) By Mr. Cameron. From Minister, Members, and others of St. Barnabas Church of England, Parramatta-street, Sydney.

(13.) By Mr. Cameron. From Members of the Crystal Spring Lodge of Good Templars, and others, Sydney.

(14.) By Mr. H. C. Dangar. From Minister, Members, and others of Harris-street Baptist Church, Sydney.

(15.) By Mr. H. C. Dangar. From Minister and Members of Scots Church, Church Hill, Sydney.

(16.) By Mr. H. C. Dangar. From Members and others of Liverpool and Sussex Streets Congregational Church, Sydney.

(17.) By Mr. Terry. From Florence Nightingale Division of Temperance.

- (18.) By Mr. Stuart. From Minister, Members, and others of St. Paul's, Church of England, Sydney.
- (19.) By Mr. Stuart. From Minister and others of the Mariners Church, George-street North, Sydney.
- (20.) By Mr. Stuart. From Officers, &c., of the National Division of Australasia of the Sons of Temperance in Session assembled.
- (21.) By Mr. Davies. From Citizens of Sydney.
- (22.) By Mr. Davies. From Minister, Members, and others, of the Wesleyan Church, Bourke-street, Surry Hills.
- (23.) By Mr. Davies. From Minister, Members, and others of Primitive Methodist Church, Crown-street, Sydney.
- (24.) By Mr. Davies. From Pastor, Members, and others, attendants at the Baptist Church, Castlereagh-street, Sydney.
- (25.) By Mr. Davies. From Members and others of the Wesleyan Band of Hope, Sydney.
- (26.) By Mr. Warden. From Minister, Members, and others of Primitive Methodist Church, Kent-street, Sydney.
- (27.) By Mr. Scholey. From Minister and others of St. Silas Church, Waterloo.
- (28.) By Mr. Scholey. From Minister, Members, and others of Welsh Church, Sydney.
- (29.) By Mr. Scholey. From Members and others of Congregational Church, Pitt-street, Sydney.
- (30.) By Mr. Buchanan. From Temperance Speakers and attendants on Hyde Park on Sundays. Petitions received.
5. NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL:—
- (1.) Mr. G. A. Lloyd presented a Petition from the Municipal Council of the City of Newcastle, desiring to be regarded as the promoters of this Bill; and praying that it may be dealt with as a Public Bill.
Petition received.
- (2.) Mr. Lloyd presented a Bill, intituled "*A Bill to make more effectual provision for Paving certain Streets of the City of Newcastle and for the licensing and regulation of Public Vehicles within the said City*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 31st March.
6. ROAD FROM GOORANGOOOLA TO SINGLETON ("*Formal*" Motion):—Mr. H. C. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Letters, Minutes, and other Correspondence, which have passed between the Government and Messrs. Lethbridge Brothers, and between the Government and other persons, relating to the granting of a Road from Goorangoola to Singleton, passing through Messrs. Lethbridge's property near Singleton.
Question put and passed.
7. MURRUMBIDGEE TURF CLUB BILL:—
- (1.) Mr. H. C. Dangar moved, pursuant to Notice, for leave to bring in a Bill to enable the Trustees of certain land at Wagga Wagga, in the Colony of New South Wales, dedicated for purposes of public recreation, to grant leases thereof, and to enable the members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee, and for other purposes.
Debate ensued.
Question put and passed.
- (2.) Mr. Dangar 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 certain land at Wagga Wagga in the Colony of New South Wales dedicated for purposes of public recreation to grant leases thereof and to enable the members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee and for other purposes*,"—read a first time.
8. TRIENNIAL PARLIAMENTS REPEAL BILL:—Mr. T. G. Dangar moved, pursuant to Notice, for leave to bring in a Bill to repeal the Triennial Parliaments Act of 1874.
Debate ensued.
Motion, by leave, withdrawn.
9. POSTPONEMENTS:—The following Orders of the Day postponed:—
- (1.) Animals Protection Bill; to be further considered in Committee;—*until Friday next.*
- (2.) Bathurst Presbyterian Church Trustees Enabling Bill (*as amended and agreed to in Select Committee*); second reading;—*until Tuesday next.*
- (3.) Cheques and Drafts Amendment Bill reported; adoption of report;—*until Tuesday next.*
10. SALE OF LIQUORS LICENSING ACT AMENDMENT BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Davies,—“That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Licensed Publicans Act of 1862, to make provision for closing all public houses on Sundays,”—
And the Debate not being resumed,—
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—
Resolved,—That it is desirable to bring in a Bill to amend the Licensed Publicans Act of 1862, to make provision for closing all Public Houses on Sundays.
On motion of Mr. Davies, the Resolution was read a second time, and agreed to.
11. CAMDEN COLLEGE INCORPORATION BILL:—The Order of the Day having been read,—Mr. G. A. Lloyd moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.

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

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

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

Ordered, that the Bill be read a third time to-morrow.

12. CATTLE SALE-YARDS ACT AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. Speaker left the Chair, and House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Cattle Sale-Yards Act of 1870. Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to amend the Cattle Sale-Yards Act of 1870.

On motion of Mr. Farnell, the Resolution was read a second time, and agreed to.

13. POSTPONEMENT:—The Order of the Day for the second reading of the Hastings Electorate Sub-division Bill postponed until Tuesday next.

14. SYDNEY SEWERAGE ACT AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Davies, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Sydney Sewerage Act of 1858, to make provision for imposing a more equitable Sewerage Rate.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to amend the Sydney Sewerage Act of 1858, to make provision for imposing a more equitable Sewerage Rate.

On motion of Mr. Davies, the Resolution was read a second time, and agreed to.

15. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—*Mr. Robertson*, on behalf of Mr. Stuart, moved, pursuant to Notice, That the further consideration in Committee of the Gunpowder and Explosive Substances Law Consolidation Bill stand an Order of the Day for to-morrow.

Question put.

The House divided.

Ayes, 23.

Mr. Robertson,	Mr. Terry,
Mr. Garrett,	Mr. Warden,
Mr. Burns,	Mr. Charles,
Mr. Driver,	Mr. H. C. Dangar,
Mr. G. A. Lloyd,	Mr. R. B. Smith,
Mr. Sutherland,	Mr. Lackey,
Mr. Scholey,	Mr. Byrnes,
Mr. T. G. Dangar,	Mr. Long,
Mr. Montague,	<i>Tellers.</i>
Mr. Davies,	
Mr. W. H. Suttor,	Mr. Nelson,
Mr. Jacob,	Mr. Gray.
Mr. Parkes,	

Noes, 4.

Mr. Fitzpatrick,
Mr. Day,
<i>Tellers.</i>
Mr. Stevens,
Mr. Macintosh.

And so it was resolved in the affirmative.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 63.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 22 MARCH, 1876.

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

QUESTIONS:—

- (1.) Teachers removed from Denominational to Public Schools:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—

(1.) The number of School Teachers who have been removed from Denominational to Public Schools at their own request and by direction of the Council during the last two years?

(2.) The number whose application for removal has been refused, or is under consideration, during the same period?

Mr. Robertson answered,—

(1.) Twenty-seven.

(2.) Twenty-one.

- (2.) Unclaimed Balances in Intestate and Insolvent Estates:—Captain Onslow asked the Colonial Treasurer, pursuant to Notice,—What sums of money were in the Treasury in the years 1873, 1874, 1875, respectively, under the Act 17 Vict. No. 17 for the appropriation of Unclaimed Balances in Intestate and Insolvent Estates, and 20 Victoria No. 11, providing for the deposit in the Colonial Treasury of moneys in charge of officers of the Supreme Court?

Mr. Stuart answered,—The following sums were paid into the Treasury during the years mentioned, viz.:—

Under the Act 17 Victoria No. 17.

Unclaimed Balances of Intestate Estates—1873, £771 17s. 10d.; 1874, £3,875 5s. 8d.; 1875, nil.
Unclaimed Balances of Insolvent Estates—1873, £127 18s. 1d.; 1874, £158 13s. 7d.; 1875, £285 1s. 3d.

Under the Act 20 Victoria No. 11.

Trust moneys—1873, £63,510 0s. 6d.; 1874, 35,686 7s.; 1875, £129,153 19s. 11d.

- (3.) Mr. John Roche Ardill:—Mr. J. S. Smith asked the Secretary for Lands, pursuant to Notice,—Is Mr John Roche Ardill a Licensed Surveyor; and if so, are his surveys recognized by the Survey Department?

Mr. Garrett answered,—Mr. Ardill holds a license as a Surveyor, but his name has been omitted from the last published list of Licensed Surveyors whose work will be accepted. His surveys are not accepted by the Department.

- (4.) Weather Telegraphic Reports:—Mr. Jacob asked the Postmaster General, pursuant to Notice,—Are the Weather Telegraphic Reports which are exhibited at the General Post Office required to be furnished from the various stations as a duty; if so, are they so forwarded from Raymond Terrace, and as frequently as from other stations; and if not, will he cause it to be done for the future?

Mr. Burns answered,—The reports which are exhibited at the General Post Office are furnished from the various Telegraph Stations as a matter of duty. Instructions have been given that reports shall in future be furnished from Raymond Terrace and posted with other weather reports.

(5.)

- (5.) Gulgong Hospital :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to send the Inspector of Charities to Gulgong to inquire into the management of the Hospital there; and if so, when?
Mr. Robertson answered,—The Inspector of Charities is, by arrangement made some days ago, to leave to-morrow at 5 p.m. for Gulgong.
- (6.) Public School at Bateman's Bay :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—
(1.) Why is it that the Public School at Bateman's Bay is not supplied with the necessary furniture?
(2.) Is it true that children have been refused admittance to the School by the Schoolmaster in consequence of his having no seats for them?
(3.) Is it true that the School is held in a slab building, that the openings between the slabs are so great as to endanger the children's health, and that, although there are over 70 children of school age at Bateman's Bay, the School has only accommodation for 25?
Mr. Robertson answered,—
(1.) Because the Public School Board have failed to reply to the Council's letter on the subject.
(2.) The Council is not aware that children have been refused admittance to the School by the Teacher in consequence of having no seats for them.
(3.) It is true that the school building is constructed of slabs, and that the said slabs have shrunk, but the Council is not aware that the openings between the slabs are so great as to endanger the children's health, especially in this weather. The school is built to accommodate 61 children, and is sufficient for the present requirements of the place.
- (7.) The Case of Matthew Findlay and Family :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—
(1.) Is it true that, on the 15th instant, a man named Matthew Findlay and his wife Jane Findlay were sent from the Water Police Court to Darlinghurst Gaol for seven days for having made use of indecent language?
(2.) Is it true that the four children of the above-mentioned prisoners, aged from ten months to seven years, were sent to gaol along with their parents?
(3.) On what charge were those children convicted, and what sentence did each of them receive?
Mr. Robertson answered,—
(1.) Yes, for indecent and obscene language.
(2.) It is not true, the parents having asked, as they represented that there was no one with whom they could leave them, and were allowed to take them with them for care and protection.
(3.) They are not in any way committed to gaol; the mother asked that they might be permitted to go with her, and they were permitted.
- (8.) Cleveland-street :—Mr. Stephen Brown asked the Secretary for Lands, pursuant to Notice,—
(1.) Have the Government taken any steps (and if so what) for the opening and formation of Cleveland-street, near Darlington?
(2.) When is it likely the street will be open for traffic?
Mr. Garrett answered,—
(1.) Yes; the usual necessary Minute has been submitted to the Executive Council for the confirmation of the street.
(2.) This is a matter which will rest with the City Corporation, who have submitted a tender for the formation and ballasting of the street, which has been accepted.
2. EMPLOYMENT OF CHILDREN :—Mr. W. H. Suttor moved (*by consent*), without Notice, That the name of Mr. Jacob be substituted for that of Mr. W. Watson (who has resigned from ill health) on the Committee now sitting on the Employment of Children.
Question put and passed.
3. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (*"Formal" Motions*):—
(1.) Mr. Cameron moved, pursuant to Notice, That the four Petitions presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(2.) Mr. H. C. Dangar moved, pursuant to Notice, That the three Petitions presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(3.) Mr. Robertson moved, pursuant to Notice, That the three Petitions presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(4.) Mr. Stuart moved, pursuant to Notice, That the four Petitions presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(5.) *Mr. J. S. Smith*, on behalf of Mr. Davies, moved, pursuant to Notice, That the five Petitions presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(6.) *Mr. Cameron*, on behalf of Mr. Warden, moved, pursuant to Notice, That the Petition presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(7.) *Mr. Driver*, on behalf of Mr. Stephen Brown, moved, pursuant to Notice, That the Petition presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.

- (8.) *Mr. H. C. Dangar*, on behalf of *Mr. Scholey*, moved, pursuant to Notice, That the three Petitions presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
- (9.) *Mr. Terry* moved, pursuant to Notice, That the Petition presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
4. MURRUMBIDGEE TURF CLUB BILL (*"Formal" Motion*):—*Mr. H. C. Dangar* moved, pursuant to Notice,—
(1.) That the Murrumbidgee Turf Club Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of *Mr. Stephen Brown*, *Mr. Day*, *Mr. Driver*, *Mr. Farnell*, *Mr. Hill*, *Mr. Moses*, *Mr. F. B. Suttor*, and the Mover.
Question put and passed.
5. CAMDEN COLLEGE INCORPORATION BILL (*"Formal" Order of the Day*),—on motion of *Mr. G. A. Lloyd*, read a third time, and passed.
Mr. Lloyd then moved, That the Title of this Bill be "*An Act to incorporate Camden College.*"
Question put and passed.
Ordered, that the Bill be returned to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to incorporate Camden College,*"—returns the same to the Legislative Council without amendment.
Legislative Assembly Chamber,
Sydney, 22nd March, 1876.
6. MURRUMBIDGEE TURF CLUB BILL:—*Mr. H. C. Dangar* moved (*by consent*), without Notice, That the name of *Mr. Garrett* be added to the Select Committee appointed to consider and report upon this Bill.
Question put and passed.
7. ADJOURNMENT:—*Mr. Farnell* moved, That this House do now adjourn.
Question put and negatived.
8. PAPER:—*Mr. Speaker* laid upon the Table,—Copy of a Minute of the Governor and Executive Council authorizing the application of a Balance from one Head of Service to another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.
Ordered to be printed.
9. PUBLIC SCHOOLS ACT AMENDMENT BILL:—The Order of the Day having been read,—*Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that a Point of Order had arisen in the Committee,—and asked leave to sit again so soon as the Point of Order had been decided by *Mr. Speaker*.

Interruption.

The following Message from His Excellency the Governor was delivered by *Mr. Robertson*, and read by *Mr. Speaker*:—

HERCULES ROBINSON,
Governor.

Message, No. 20.

In accordance with the 54th section of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, the expediency of making provision to meet the requisite expenses in connection with the amendment of the Law concerning Public Schools.

Government House,
Sydney, 22nd March, 1876.

Mr. Robertson moved, That the Message be referred to the Committee of the Whole on the Bill.
Debate ensued.
Motion, by leave, withdrawn.

Question,—That the Committee have leave to sit again so soon as the Point of Order has been decided,—put and passed.

The Chairman then reported the Point of Order, as follows:—

The second clause of the Bill being under the consideration of the Committee, objection was taken to the Bill being further proceeded with, on the ground that it involved an expenditure of public money, and should therefore have been covered by a Message from His Excellency the Governor,—

And upon his stating his opinion that the Bill was properly before the Committee,—

On motion of *Mr. R. Forster* the following Point of Order was referred for *Mr. Speaker's* ruling thereon:—

"That this Bill not having been submitted to the House by Message from the Governor, and as the Bill indirectly provides for the expenditure of public money, it cannot be proceeded with in the absence of such Message,"

And after Debate,—

Mr. Speaker said, that having given the subject very careful consideration, he had arrived at the conclusion that the Bill is one for the appropriation of part of the Consolidated Revenue Fund, and not having been first recommended by a Message of the Governor, as required by the 54th clause of the Constitution Act, it was not regularly before the House.

10. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—The Order of the Day having been read, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 64.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 23 MARCH, 1876.

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

CLAIMS AGAINST THE COLONIAL GOVERNMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 21.

A Bill, intituled "*An Act to enforce Claims against the Colonial Government and to give Costs in Crown Suits*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has reserved the said Bill for the signification of Her Majesty's pleasure thereon.

The proper measures will be forthwith adopted for obtaining the Queen's decision accordingly, and in the meantime the Bill has been transmitted to the Legislative Council, to await Her Majesty's pleasure.

Government House,
Sydney, 23rd March, 1876.

2. QUESTIONS.—

(1.) Reserves for Travelling Stock, Narrabri to Boggabri:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—Have inquiries been made, as promised, with regard to the Questions asked the Secretary for Lands on 11th February last respecting Travelling Stock Reserves from Narrabri to Boggabri (see Votes and Proceedings No. 41); if so, will there be any objection to state the nature of such, or what action is intended to be taken with reference thereto?

Mr. Garrett answered,—The reference was made, but no report has yet been received.

(2.) Court-house and Lock-up at Howlong:—Mr. Day asked the Colonial Secretary, pursuant to Notice,—

(1.) Is he aware that the Court of Petty Sessions at Howlong is held in a public-house, with no accommodation for either the Magistrates, Witnesses, or Police?

(2.) Is he aware that a promise was made by a former Government to build a Court-house and Lock-up at Howlong, and that £200 was placed on the Estimates for that purpose, which sum was found insufficient?

(3.) Is it the intention of the Government to make provision for the due administration of justice at the township of Howlong, by placing a sufficient sum of money on the Supplementary Estimates for 1876 for the erection of a Court-house and Lock-up at that place?

Mr. Robertson answered,—The Government is aware that the Court is held in a public-house at Howlong, and also that the sum of £200 was placed on the Estimates some time ago for the purpose of providing a Court-house. The idea then was to purchase premises from Mr. Pearce, who offered them to the Government for £200. Not having had very much time to attend to this matter, I do not know how it stands, but I will make inquiry.

(3.) Street in Township of Rockley:—Mr. Pilcher asked the Secretary for Lands, pursuant to Notice,—When does he intend to take the necessary steps to open and proclaim the street in the township of Rockley with reference to which I made an application to him about twelve months ago, and on several occasions since?

Mr.

Mr. Garrett answered,—The application was to have part of a Reserve at Rockley proclaimed a street, as buildings have been erected to face it, and in connection with which charges of furious driving, abusive language, &c., have failed, because the Reserve on which these acts were committed had not been proclaimed a street. The matter cannot be dealt with until a Bill has passed Parliament to enable the Executive Council to alter the designs of towns, which is being prepared.

(4.) **Watson's Bay Mails**:—*Mr. Driver*, on behalf of Mr. G. A. Lloyd, asked the Postmaster General, pursuant to Notice,—

(1.) Has a tender been accepted to convey the Mails to and from Watson's Bay by steamer?

(2.) Has a Petition been sent in by those who reside on the road against the alteration in the mode of conveying the Mails?

Mr. Burns answered,—

(1.) No new tender has yet been accepted for the conveyance of the Mails to and from Watson's Bay. The Mails are at present conveyed by land under a contract, which will expire at the end of the present year. The contracts for the Mail by land have hitherto been performed unsatisfactorily, and it has been decided to cancel the present contract as soon as other arrangements can be made. Tenders were invited for the conveyance of the Mails either way, and it was found that the only eligible tender for the land line was three times the amount of the tender for the water line.

(2.) A Petition has been received, and the Petitioners have been informed as above. I have no desire to discontinue the land line if a reasonable offer for that service can be obtained.

(5.) **Water Supply for Sydney and Suburbs**:—*Mr. Davies*, on behalf of Mr. R. Forster, asked the Colonial Secretary, pursuant to Notice,—Has any action been taken by the Government with a view to securing the Water Supply at Bunnerong for the use of the Citizens of Sydney and Suburbs?

Mr. Robertson answered,—The Government have not taken any action in this matter; but the Mayor of Sydney called upon me to-day, and intimated to me that it had been determined by the City Council that himself, the City Engineer, and some Members of the Corporation, should go to view the water supply, I think on Saturday, in order to arrive at some conclusion with regard to it. But I may mention that a very old citizen, who has given as much consideration as any man in the Colony to this subject, who was many years ago Mayor of the City—I mean Mr. George Hill—and who knows this place well, tells me that there is no water there excepting what is in the sand, and that there is no water running away.

3. **VOTE OF CREDIT**:—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 22.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly that provision be made for defraying out of the Consolidated Revenue Fund of New South Wales the expenses of the various Departments and Services of the Colony for the month of March, 1876, at the rates which have been sanctioned for 1875.

*Government House,
Sydney, 23rd March, 1876.*

Ordered to be printed, and taken into consideration in Committee of Supply.

4. **ADJOURNMENT**:—Mr. Buchanan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. **COOMA ROMAN CATHOLIC CHURCH TRUSTEES BILL**:—Mr. 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 Most Reverend Roger Bede Vaughan the Very Reverend Edward O'Brien Alexander Montague Patrick Jeremiah Joseph Clifford and David O'Rourke Trustees of allotments one two three and four of section six in the town of Cooma as Sites for a Roman Catholic Church Minister's Residence and School-house to sell the said allotments and to provide for the appropriation of the proceeds thereof*,"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 23rd March, 1876.*

JOHN HAY,
President.

6. **SUSPENSION OF STANDING ORDERS** ("*Formal*" *Motion*):—Mr. Stuart moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876," through all its stages in one day; and would also preclude the Resolutions of the Committee of Ways and Means and of Supply respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively.

Question put and passed.

7. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS** ("*Formal*" *Motion*):—Mr. Macintosh moved, pursuant to Notice, That the five Petitions presented by him on 21st March, against Sunday Traffic in Intoxicating Liquors, be printed.

Question put and passed.

8. PRECEDENCE OF GOVERNMENT BUSINESS ON TUESDAYS:—Mr. Robertson moved, pursuant to Notice, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of General Business on Tuesdays.

Debate ensued.

Question put.

The House divided.

Ayes, 21.

Mr. Robertson,	Mr. Hoskins,
Mr. Stuart,	Mr. Driver,
Mr. Lackey,	Mr. Byrnes,
Mr. Lucas,	Mr. Wisdom,
Mr. Burns,	Mr. Clarke,
Mr. Warden,	Mr. Garrett,
Mr. Jacob,	Mr. Long,
Mr. Charles,	<i>Tellers.</i>
Mr. Montague,	Mr. H. H. Brown,
Mr. Cunneen,	Mr. Gray.
Mr. F. B. Suttor,	
Mr. Day,	

Noes, 22.

Mr. Parkes,	Mr. Macintosh,
Mr. Leary,	Mr. Baker,
Mr. Stevens,	Mr. Terry,
Mr. G. A. Lloyd,	Mr. Hay,
Mr. J. S. Smith,	Mr. T. G. Dangar,
Mr. Farnell,	Mr. Sutherland,
Mr. W. H. Suttor,	Mr. Hill,
Mr. Booth,	Mr. Fitzpatrick,
Mr. Scholey,	<i>Tellers.</i>
Mr. Bennett,	Mr. Stephen Brown,
Mr. Abbott,	Mr. Pilcher.
Mr. Goold,	

And so it passed in the negative.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

(4.) *Resolved*,—That there be granted to Her Majesty, for the Services of the year 1876, a sum not exceeding £186,865, to defray the expenses of the various Departments and Services of the Colony for the month of March, 1876, at the rates which have been sanctioned for 1875, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1876.

On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

10. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

(4.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1876, the sum of £186,865 be granted out of the Consolidated Revenue Fund of New South Wales, to defray the expenses of the various Departments and Services of the Colony for the month of March, 1876.

On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

11. CONSOLIDATED REVENUE FUND BILL (No. 3):—

(1.) Ordered, on motion of Mr. Stuart, That leave be given to bring in a Bill, founded on Resolution of Ways and Means (No. 4) to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876.

(2.) Mr. Stuart then presented a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—which was read a first time.

Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

On motion of Mr. Stuart that report was adopted.

Ordered, that the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Stuart, *passed*.

Mr. Stuart 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 Services of the Year 1876*."

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 23rd March, 1876.

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

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

13. CONSOLIDATED REVENUE FUND BILL (No. 3):—Mr. 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 Services of the Year 1876*,"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 23rd March, 1876.*

JOHN HAY,
President.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 65.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 24 MARCH, 1876.

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

QUESTIONS:—

- (1.) Government Advertisements in *Sydney Morning Herald*:—Mr. McElhone asked the Colonial Treasurer, pursuant to Notice,—What amount of money has been paid, or is to be paid, to the proprietors of the *Sydney Morning Herald* for advertisements in that paper by the Government since 1st January, 1875, to 17th March, 1876?

Mr. Stuart answered,—The amount paid, so far as can be ascertained from the accounts in the Treasury, was £898 9s., besides an unpaid claim on the latter date of £4 9s. 3d., making in all a sum of £902 18s. 3d. I am not in a position to state the amount of claims not yet presented at the Treasury.

- (2.) Reserve near St. Vincent's Hospital:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) Is he aware that the Corporation of Sydney are throwing the town refuse on the enclosure between the Gaol and St. Vincent's Hospital, said refuse creating an intolerable stench?

(2.) Will he communicate with the Corporation with a view to abate the nuisance?

Mr. Robertson answered,—I have learned on inquiry that such refuse was deposited, but that it has been covered as it has been deposited by four or five men kept on the Reserve for the purpose; that there was no stench caused by such deposit, and that it was placed there for dressing the trees to be planted on the Reserve.

- (3.) Railway to Orange:—Mr. Driver, on behalf of Mr. Meyer, asked the Secretary for Public Works, pursuant to Notice,—

(1.) At what date does the Contract for the completion of the Railway to Orange terminate?

(2.) Have tenders been called for, or accepted, for the erection of a Station at Blayney?

(3.) Is it proposed to delay the opening of the line to Blayney till the Railway is completed to Orange?

Mr. Lackey answered,—

(1.) The Contract time for completion is 1st August next.

(2.) The drawings and specifications are nearly ready, and tenders will be invited in next Tuesday's *Gazette*.

(3.) I am informed by the Engineer-in-Chief that the opening of the line to Blayney previous to the opening to Orange would seriously retard the completion of the extension beyond Blayney, as the Contractor will require to run ballast trains from Bathurst to points on the extension beyond Blayney, and will require to use the line to the exclusion of public traffic.

- (4.) General Cemetery, Gundagai:—Mr. Leary asked the Secretary for Lands, pursuant to Notice,—Has a Report been received from the Local Surveyor at Gundagai as to the cost of fencing the General Cemetery at Gundagai; if so, when will the money be granted for that purpose?

Mr. Garrett answered,—No report has yet been received. No money could, however, be granted at present, the vote for fencing cemeteries not having been passed by Parliament.

- (5.) Public Schools Act Amendment Bill:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—What do the Government intend to do in reference to the fate of the Education Bill, and is it their intention to re-introduce the measure this Session?

Mr. Robertson answered,—I do not suppose the Honorable Member has much interest in the Education Bill. The Government will do what they think proper in regard to it.

(6.) Appointment of a Judge of the Supreme Court:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to fill up the vacant Judgeship in the Supreme Court without delay, and so save the expense of appointing an Acting Judge during Circuit, and also secure the advantage, or, more correctly speaking, the necessity, of having a Supreme Court Judge in Sydney while the other Judges are absent on the different Circuits?

Mr. Robertson answered,—The appointments of the Acting Judges to the various Circuits were made before the death of the late Mr. Justice Cheeke. When the Government became aware that His Honor would be unable to attend any Circuit, it became the duty of the Government to make the necessary arrangements. It is the intention of the Government to fill up the vacant office without any unnecessary delay.

2. PUBLIC SCHOOLS ACT AMENDMENT BILL:—Mr. Nelson presented a Petition from the Mayor and Aldermen of the Borough of Orange in favour of the establishment of Grammar Schools in Orange and towns of equal importance in the Colony; and praying that a clause may be introduced into the Bill for this purpose.
Petition received.
3. DOG ACT:—Mr. Long presented a Petition from Residents of Parramatta in reference to the application of the provisions of this Act to the District of Parramatta; and praying that the Act may be repealed as regards that District.
Petition received.
4. POSTPONEMENTS:—The following Orders of the Day postponed until Friday next:—
(1.) District Courts Act Amendment Bill; second reading.
(2.) District Courts Act Amendment Bill (No. 3); second reading.
5. CONTAGIOUS DISEASES PREVENTION BILL (No. 2):—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Farnell, "That this Bill be now read a second time,"—
And the Debate not being resumed,—
Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 21.

Mr. Garrett,	Mr. Hay,
Mr. Driver,	Mr. Nelson,
Mr. Shepherd,	Mr. Sutherland,
Mr. Lackey,	Mr. Terry,
Mr. Long,	Mr. W. H. Suttor,
Mr. J. S. Smith,	Mr. McElhone,
Mr. Wisdom,	Mr. Buchanan,
Mr. Cameron,	<i>Tellers.</i>
Mr. Farnell,	Mr. F. B. Suttor,
Mr. Stevens,	Mr. Hill.
Mr. Day,	
Mr. Moses,	

Noes, 9.

Mr. Robertson,
Mr. Lucas,
Mr. Burns,
Mr. Stuart,
Mr. Piddington,
Mr. Goold,
Mr. Macintosh,
<i>Tellers.</i>
Mr. Davies,
Mr. T. G. Dangar.

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Farnell then moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill; and that the Message of His Excellency the Governor, No. 11, in reference thereto, be referred to the Committee.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

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

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,— Mr. Day, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Lackey, Mr. Lucas, Mr. Macintosh, Mr. McElhone, Mr. Moses, Mr. Parkes, Mr. Robertson, Mr. Shepherd, Mr. Stevens, Mr. Sutherland, Mr. F. B. Suttor, Mr. W. H. Suttor, Mr. Terry, and Mr. Wisdom,—

Mr. Speaker adjourned the House at nineteen minutes after Six o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 66.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 28 MARCH, 1876.

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

VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from Thomas Brown, Esquire, resigning his Seat as Member for the Electorate of Hartley.

Whereupon Mr. Robertson moved, "That" the Seat of Thomas Brown, Esquire, Member for the Electoral District of Hartley, hath become, and is now vacant, by reason of the resignation thereof by the said Thomas Brown, Esquire.

Debate ensued.

Mr. Buchanan moved, That the Question be amended, by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "the Report of the Committee of Elections and Qualifications in reference to the Seat of the Honorable Member for Hartley be adopted, and that the Seat of the Honorable Member for Hartley be declared vacant."

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

Debate continued.

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

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

Main Question put,—That the Report of the Committee of Elections and Qualifications in reference to the Seat of the Honorable Member for Hartley be adopted, and that the Seat of the Honorable Member for Hartley be declared vacant,—

And Division called for,—

But there being no Tellers on the part of the *Noes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *affirmative*.

2. CONSOLIDATED REVENUE FUND BILL (No. 3):—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,

Message, No. 23.

Governor.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,*"—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, 27th March, 1876.

3. QUESTIONS:—

(1.) Fines paid by Railway Officials:—Mr. Pilcher asked the Secretary for Public Works, pursuant to Notice,—

(1.) What amount of fines has been imposed and paid by Railway Officials during the last three years?

(2.) By whom have such fines been imposed?

(3.) Has any account been kept of such fines?

(4.) What has been done with the moneys arising from such fines?

Mr.

Mr. Lackey answered,—

- (1.) The fines for the last three years have amounted to the sum of £192 17s. 8d.
- (2.) The fines are imposed by the Commissioner and the Engineer-in-Chief.
- (3.) Yes, an account of all fines has been kept.
- (4.) When the department has suffered no loss, the fine has been paid to a sick and accident fund established, subscribed to, and managed by the men. In those cases where loss has been sustained the fines have been paid to the Railway Revenue. Of the fines inflicted during the last three years £58 10s. 11d. have been paid to the Sick and Accident Fund.

(2.) Land sold at Narrabri:—Mr. Driver, on behalf of Mr. Meyer, asked the Secretary for Lands, pursuant to Notice,—

- (1.) Who were the purchasers of allotments 9 and 10 of section 13 in the town of Narrabri, sold by auction by authority of the Government in the year 1866; and to whom were the deeds issued?
- (2.) Were the abovementioned allotments re-sold by authority of the Government at any subsequent date; if so, the date of such re-sale, and the names of the purchasers?
- (3.) Have the deeds been issued to the second purchasers; if so, on what date?

Mr. Garrett answered,—

(1.) Robert Reuben was the purchaser of both the properties alluded to, and the deeds were issued to him.

(2 and 3.) The allotments referred to have not been offered for sale at any date subsequent to that on which they were sold to Reuben, but they had previously been sold to another person, who also has the deeds. In a similar case this House granted compensation to a second purchaser, and, I presume, a like course would be pursued with regard to Reuben.

(3.) Petersham Railway Station:—Mr. Hill asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the small Bridge hitherto used by foot passengers leading to the eastern entrance of the Petersham Railway Station and to the Post and Telegraph Office at that Station, on the southern side of the line, has lately been removed, and that, in consequence of such removal, all persons approaching or leaving the platform, or Post and Telegraph Office, at or from the eastern end thereof, have now to pass through a watercourse about 15 feet wide by 3 feet deep, and which is generally filled with water in rainy weather?

(2.) At whose instance, and for what specific reason, was this bridge removed, and when is it the intention of the Government to replace it, or to supply another in lieu thereof?

Mr. Lackey answered,—I am informed that a small foot bridge did exist at the place indicated, but on the people using it representing that it was unsafe, it was removed, and the approach, which was an unauthorized one, closed. On a further representation, however, that an approach to the station on the east side was much required, a proper footpath was made and fenced in. The gully or drain at the point where the footpath leads from the street being outside the Railway fences, and in the street itself, it is clearly the duty of the Municipal Council of Petersham to bridge it over, and those interested have been so informed.

(4.) Parliamentary Draftsman:—Mr. Terry asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to appoint a Parliamentary Draftsman this Session; and will the Government have any objection to lay upon the Table of the House a recommendation signed by Members of Parliament in favour of the appointment of Geo. Milner Stephen, Esq., as Parliamentary Draftsman?

Mr. Robertson answered,—The duties of Parliamentary Draftsman have been done this Session by more gentlemen than one, and it has been thought unnecessary to arrive at any determination, at any rate at present, with regard to the appointment. As to the document the Honorable Member refers to, perhaps the proper course would have been to have moved for its production; but I shall have no objection to lay it upon the Table.

(5.) Common for Bingera:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to proclaim a permanent Common for Bingera, such Commons having been granted to most other towns; if not, will there be any objection to convert the temporary Common of 777½ acres at Bingera, notified in the *Government Gazette* of 25th February last, into a permanent one?

Mr. Garrett answered,—According to the Census of 1871 the population of the town of Bingera did not amount to 100. It is questionable, therefore, whether sufficient grounds exist for dedicating such an area for a permanent Common. The matter will, however, be considered.

(6.) Crossing-place over the Namoi River:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—Have inquiries been made, as promised in reply to questions of 1st February last (see Votes and Proceedings No. 34) asked the Secretary for Lands, respecting the closing of the crossing for Stock over the Namoi River at Tarriaro Bridge; if so, will there be any objection to state the result, or course of action contemplated?

Mr. Garrett answered,—Yes, and a report has been received from Mr. Surveyor Dewhurst, the recommendations contained in which are now under consideration, and will be dealt with shortly.

(7.) Defence Forces:—Mr. Shepherd asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government, during the present Session, to bring in a Bill to deal with the Defence Forces of the Colony?

Mr. Robertson answered,—I do not think it is likely the Government will be able to deal with so large a matter as that of a Bill to provide for our Defence Forces this Session. I have, however, the material for a Bill nearly completed.

- (8.) Bonus to Draftsmen:—*Mr. Nelson*, on behalf of *Mr. Farnell*, asked the Secretary for Lands, pursuant to Notice,—
- (1.) Have the Draftsmen of the Land Titles Office applied to participate in the Bonus voted for Draftsmen in Estimates of 1875?
 - (2.) Did the Draftsmen of the Survey Office, Crown Lands Office, and those in the Office of the Minister for Mines, all share in this vote?
 - (3.) Will he grant a similar indulgence to the Draftsmen of the Land Titles Office?
- Mr. Garrett* answered,—
- (1.) I believe such an application has been made to the Colonial Secretary, and has been ordered to be forwarded to the Lands Office, but it has not yet reached me; when it has it will be dealt with.
 - (2.) Yes.
 - (3.) The matter will be dealt with when it reaches my office.
- (9.) Police protection for New Lambton:—*Mr. Stevens* asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to provide Police protection for New Lambton; if so, when will a Police Officer be sent to that Township?
- Mr. Robertson* answered,—Instructions have been given for policemen to be sent to this place.
- (10.) Delivery of Letters at Lambton:—*Mr. Stevens* asked the Postmaster General, pursuant to Notice,—Is it a fact that Letters are delivered at Lambton at 8 a.m., and at New Lambton (distant one mile) at 6 p.m.; if so, will he take steps to have the Letters delivered at both townships with equal despatch?
- Mr. Burns* answered,—It is a fact that letters are delivered at Lambton at the hour named, 8 a.m. The delivery at Lambton is by letter carrier, whilst in the case of New Lambton there is no such delivery, and persons have to apply at the Post Office for their letters, which they can obtain at 9.30 a.m. I will cause inquiry to be made, with a view of ascertaining whether additional postal facilities can be provided at New Lambton.
- (11.) Road from Newcastle to Wallsend *via* Hamilton:—*Mr. Stevens* asked the Secretary for Lands, pursuant to Notice,—When is it his intention to notify in the *Government Gazette* the official opening of the Road from Newcastle to Wallsend *via* Hamilton, and that the same is now open for public traffic?
- Mr. Garrett* answered,—No obstruction has been reported to the office. The formal notification of opening the Road is under consideration.
- (12.) Road from Newcastle to Wallsend:—*Mr. Stevens* asked the Secretary for Lands, pursuant to Notice,—Is he aware that since the official opening of the Road from Newcastle to Wallsend by *Mr. District Surveyor Evans*, the Road has been again obstructed by the erection of a fence, enclosing the Scottish Australian Mining Company's Railway; if so, when does the Minister intend taking steps to have the obstruction removed?
- Mr. Garrett* answered,—This question is practically answered by the one I have just given. The official notification of the opening of the Road is under consideration.
4. THE GWYDIR ELECTORATE SUBDIVISION BILL:—*Mr. T. G. Dangar* presented a Bill, intituled "*A Bill to Subdivide the Electoral District of The Gwydir and to increase the Representation thereof*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday, 11th April.
5. SALE OF LIQUORS LICENSING ACT AMENDMENT BILL:—*Mr. Davies* presented a Bill, intituled "*A Bill to amend the Sale of Liquors Licensing Act of 1862 and to provide for the closing of all Public Houses during all Sunday*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday, 4th April.
6. PAPERS:—
- Mr. Garrett* laid upon the Table,—Return to an Order, made on 25th June, 1875, in reference to *Raines's Selection at Mount Gipps*.
Ordered to be printed.
- Mr. Lackey* laid upon the Table,—
- (1.) Return to an Order, made on 11th January, 1876, in reference to the proposed Illawarra Railway.
 - (2.) Road Trust Accounts, from 1st January, 1874, to 30th June, 1875.
Ordered to be printed.
7. PUBLIC SCHOOLS ACT AMENDMENT BILL (*"Formal" Motion*):—*Mr. Nelson* moved, pursuant to Notice, That the Petition presented by him on 24th March, from the Mayor and Aldermen of the Borough of Orange, with reference to the establishment of a Grammar School at Orange and at other towns of equal importance throughout the Colony, be printed.
Question put and passed.
8. QUIET OF THE SUBJECTS ACT EXTENSION BILL (*"Formal" Motion*):—
- (1.) *Mr. Terry* moved, pursuant to Notice, for leave to bring in a Bill to extend the Law of Bar by Possession to the Crown.
Question put and passed.
 - (2.) *Mr. Terry* presented a Bill, intituled "*A Bill to extend the Law of Bar by Possession to the Crown*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 7th April.
9. STOCK STEALING (*"Formal" Motion*):—*Mr. T. G. Dangar* moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the number of cases of Stock Stealing reported to the Police in the years 1874 and 1875, and the number of convictions obtained.
Question put and passed.

10. SALARIES OF THE JUDGES OF THE SUPREME COURT :—Mr. Driver moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to increase the Salaries of the Judges of the Supreme Court, and to consider of an Address to His Excellency the Governor, praying that provision be made by Message for the carrying out of the provisions of the said Bill.
Debate ensued.

Point of Order.—Mr. Wisdom requested the ruling of Mr. Speaker on the following Point of Order :—“That as the motion before the House originates a Resolution involving the appropriation of a part of the Consolidated Revenue, it is out of order, inasmuch as it has not been preceded by a Message from the Governor.”

Debate ensued on the Point of Order.

Mr. Speaker ruled that the Resolution was not out of order.

Debate on Original Question resumed.

Mr. Nelson moved, That this Debate be now adjourned until Friday next.

Debate ensued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 29 MARCH, 1876 A.M.

Question put, That this Debate be now adjourned until Friday next.

The House divided.

Ayes, 12.

Mr. H. C. Dangar,	<i>Tellers.</i>
Mr. Farnell,	
Mr. Cameron,	Mr. Nelson,
Mr. Wisdom,	Mr. Macintosh.
Mr. McElhone,	
Mr. Hoskins,	
Mr. Fiddington,	
Mr. Charles,	
Mr. Scholey,	
Mr. Bennett,	

Noes, 22.

Mr. Robertson,	Mr. Baker,
Mr. Stuart,	Mr. Garrett,
Mr. Lackey,	Mr. Davies,
Mr. Lucas,	Mr. Stephen Brown,
Mr. Driver,	Mr. Sutherland,
Mr. Fitzpatrick,	Mr. Stevens,
Mr. Burns,	Mr. Abbott,
Mr. G. A. Lloyd,	Mr. Dibbs,
Mr. Hay,	<i>Tellers.</i>
Mr. Butler,	
Mr. Montague,	Mr. Day,
Mr. W. H. Suttor,	Mr. Hill.

And so it passed in the negative.

Original Question again stated.

Debate continued.

Original Question put.

The House divided.

Ayes, 13.

Mr. Robertson,	Mr. Baker,
Mr. Stuart,	<i>Tellers.</i>
Mr. Lackey,	
Mr. Garrett,	Mr. Dibbs,
Mr. Burns,	Mr. Fitzpatrick.
Mr. Butler,	
Mr. Driver,	
Mr. Abbott,	
Mr. Montague,	
Mr. Davies,	

Noes, 18.

Mr. Lucas,	Mr. Wisdom,
Mr. Piddington,	Mr. Macintosh,
Mr. G. A. Lloyd,	Mr. Stevens,
Mr. Hay,	Mr. Charles,
Mr. McElhone,	Mr. Bennett,
Mr. Day,	Mr. Scholey,
Mr. Hill,	<i>Tellers.</i>
Mr. Sutherland,	
Mr. Farnell,	Mr. Nelson,
Mr. Cameron,	Mr. Stephen Brown.

And so it passed in the negative.

11. LEAVE OF ABSENCE :—Mr. Robertson moved (*by consent*) without Notice, That leave of absence for a fortnight be granted to William Watson, Esquire, Member for the Electoral District of The Williams, on account of ill health.
Question put and passed.

The House adjourned at eleven minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 67.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 29 MARCH, 1876.

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

QUESTION.—The Case of James Fowles:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that there is at present in the Debtors Prison at Darlinghurst a man named James Fowles, aged 84?
(2.) Is it true that the prisoner James Fowles has not a shilling in the world, nor property of any kind?
(3.) Will the Government introduce a Bill during the present Session to abolish imprisonment for Debt?

Mr. Robertson answered,—

(1 and 2.) I have ascertained that there is an aged man named James Fowles in the Debtors Prison, and I believe he is without money.

(3.) I do not know what would be the proper steps to take. I rather think the Government can afford relief in this case without bringing in a Bill. According to my memory, something of the kind was done once before, but I will inquire into the matter. Certainly something should be done to relieve this poor old man.

2. STAMP DUTIES COLLECTION AND REFUND BILL:—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 24.

In pursuance of the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly that provision be made for the recovery of certain Stamp Duties, and the payment of certain sums due to and by Her Majesty in connection with Stamp Duties.

*Government House,
Sydney, 29th March, 1876.*

3. ENDOWMENT TO MUNICIPAL COUNCIL OF PADDINGTON:—Mr. Sutherland, 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 11th January, 1876, together with Appendix.
Ordered to be printed.
4. GOLD MINING LEASE AT THE NIL DESPERANDUM, GULGONG:—Mr. Parkes presented a Petition from Michael Gard and others, complaining of their ejection by the Government from a certain claim occupied by them near Gulgong; and praying the House to take the matter into favourable consideration.
Petition received.
5. PAPER:—Mr. Lackey laid upon the Table,—Return to an Order, made on 7th March, 1876, in reference to a Branch Railway to Berrima.
Ordered to be printed.
6. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

7. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

(1.) Cooma Roman Catholic Church Trustees Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 25.

A Bill, intituled "*An Act to enable the Most Reverend Roger Bede Vaughan the Very Reverend Edward O'Brien Alexander Montague Patrick Jeremiah Joseph Clifford and David O'Rourke Trustees of allotments one two three and four of section six in the town of Cooma as Sites for a Roman Catholic Church Minister's Residence and School-house to sell the said allotments and provide for the appropriation of the proceeds thereof*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 29th March, 1876.

(2.) Recognizance to keep the Peace Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 26.

A Bill, intituled "*An Act to amend the Law regarding Sureties of the Peace and for good behaviour*,"—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, 29th March, 1876.

8. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Betting Houses Suppression Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act for the suppression of Betting Houses*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 29th March, 1876.

JOHN HAY,
President.

(2.) Throsby's Leasing Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to enable Elizabeth Throsby and certain other persons interested under the Will of the late Charles Throsby Esquire to grant building and other Leases of certain Lands near Moss Vale*,"—presents the same to the Legislative Assembly for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Council Chamber,
Sydney, 29th March, 1876.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Friday, 7th April.

9. COPYRIGHT BILL ("*Formal*" Motion):—Mr. Macintosh moved, pursuant to Notice, That leave be given to bring in a Bill to secure to proprietors of Designs for articles and works of Manufacture and Art, and to proprietors of Works of Literature and Fine Art, the copyright of such Designs and Works for a limited period.
Question put and passed.
10. DOG ACT ("*Formal*" Motion):—Mr. Long moved, pursuant to Notice, That the Petition presented by him on 24th March, from Residents in the District of Parramatta, relative to the repeal of the provisions of the Dog Act in that District, be printed.
Question put and passed.
11. COSGROVE AND PARTY v. CARTER ("*Formal*" Motion):—Mr. Terry moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence, Memoranda, and other Papers with reference to the disputed case of Cosgrove and party v. Carter, for possession of certain mineral land on Joadja Creek, near Berrima, taken up as a mineral selection by Messrs. Cosgrove and party on 4th October, 1873, and by Mr. Edward Carter as a mineral conditional purchase—first, on 3rd October, 1873, and again on 9th of same month.
Question put and passed.
12. POSTPONEMENTS:—Mr. Byrnes moved (*with the concurrence of the House*), That the Orders of the Day of Government Business be postponed, to follow after the first Notice of Motion of General Business for this day.
Question put and passed.
13. DAY OF HUMILIATION AND PRAYER:—Mr. Shepherd moved, pursuant to Notice,—
- (1.) That, in view of the threatened great calamity owing to the continued and excessive drought, this House is of opinion that a day should be set apart by the Government for National Humiliation and Prayer to Almighty God that He would send rain upon this land.
- (2.) That the foregoing Resolution be transmitted by Address to His Excellency the Governor.
Debate ensued.

Mr.

Mr. Fitzpatrick moved the Previous Question.
 Question proposed, That that Question be now put.
 Debate continued.
 Previous Question put,—That that Question be now put.
 The House divided.

Ayes, 14.		Noes, 16.	
Mr. Lucas,	Mr. Goold,	Mr. Burns,	Mr. Day,
Mr. Lackey,	Mr. Stevens,	Mr. Cohen,	Mr. Booth,
Mr. J. Watson,	Mr. McElhone,	Mr. Garrett,	Mr. Farnell,
Mr. Byrnes,	Mr. Sutherland,	Mr. Dibbs,	Mr. Cameron,
Mr. R. B. Smith,	<i>Tellers.</i>	Mr. Fitzpatrick,	Mr. H. C. Dangar,
Mr. Driver,	Mr. Shepherd,	Mr. Greville,	<i>Tellers.</i>
Mr. Piddington,	Mr. Stephen Brown.	Mr. Terry,	Mr. Baker,
Mr. Davies,		Mr. Moses,	Mr. Jacob.
		Mr. Clarke,	

And so it passed in the negative.

14. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
 Mr. Speaker resumed the Chair; and the Chairman reported that a Point of Order had arisen in the Committee, and obtained leave to sit again so soon as the Point of Order had been decided by Mr. Speaker.

The Chairman then reported the Point of Order, as follows:—The item "Compensation to the Revd. D. M'Guinn, £1,875" being under consideration, the Honorable Member for Kiamia moved that the item be reduced by the sum of £875, which was proposed to the Committee, and the Honorable Member for Morpeth moved that the item be reduced by the sum of £1,874, and claimed precedence for his amendment. And upon his (the Chairman) deciding that the amendment of the Honorable Member for Kiamia should be first put,—on motion of the Honorable Member for the Hawkesbury (Mr. Piddington) the following question was submitted for Mr. Speaker's ruling thereon:—"That in an item of expenditure in Committee of Supply an Honorable Member proposed that the item under consideration be reduced by a certain sum; another Honorable Member proposed that the item be reduced by a larger sum—the Point of Order is, which proposal ought to be first proposed."

Debate ensued on the Point of Order.

Mr. Speaker ruled that the amendment of the Honorable Member for Morpeth, being the proposal to reduce the item by the larger sum, should be first put to the Committee.

On motion of Mr. Garrett, Mr. Speaker left the Chair, and the Committee resumed.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 30 MARCH, 1876 A.M.

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

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

The House adjourned at sixteen minutes after Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 68.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 30 MARCH, 1876.

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

QUESTIONS:—

- (1.) Village Reserve at Ogilvie's Hill:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has he ascertained if the Village Reserve at Ogilvie's Hill, near Denman, is leased to Mr. H. White or not; if not, will he be good enough to ascertain it?
(2.) If the said Reserve is leased to Mr. H. White, will he cancel the lease, and include the Reserve with the Travelling Stock Reserve, so that the public can have access to the river to water stock, which they have not got at present?
(3.) Has he any objection to state the proper course to pursue for persons wishing to purchase allotments on the said Village Reserve; and if applied for in the proper way, will the Government have allotments offered for sale by auction?

Mr. Garrett answered,—

- (1.) The old Village Reserve No. 19 is under lease to Mr. Jas. White, having been reserved for water supply only.
(2.) The consolidation of the Reserve has been recommended by the District Surveyor. The matter will be decided shortly.
(3.) The proper course is simply to send in an application, which will be dealt with, after inquiry, on its merits.

- (2.) Barrack Wall—Green's Road:—Mr. Gould, on behalf of Mr. Davies, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the cause of the delay in the taking down of the Barrack Wall and the widening of Green's Road, leading from South Head Road to Park Road?
(2.) Will he give instructions for this work to be carried out as speedily as possible, as it is a matter of great public convenience?

Mr. Lackey answered,—

- (1 and 2.) I beg to refer the Honorable Member to my reply to his question on this subject on the 25th ultimo, namely, that a difficulty has arisen with respect to the portion of the Barrack land required for Green's Road, it being the property of the Imperial Government, and is only held on lease by the Colony. The matter is still under the consideration of the Government.

- (3.) Cases under Land Act inquired into at Cooma:—Mr. Cohen asked the Secretary for Lands, pursuant to Notice,—

- (1.) How many cases under the Lands Acts Amendment Act were inquired into by Mr. Commissioner King at the late Court held by him at Cooma?
(2.) In how many of these cases were the reports upon which such cases were based supported by evidence on oath, before the persons reported against were called upon to answer such reports on oath?

Mr. Garrett answered,—

- (1.) Thirty-four.
(2.) In fourteen cases the reports, which have not yet been finally dealt with, were based on evidence tendered on behalf of the selectors, which was the only evidence taken by the Commissioner.

2. GOLD MINING LEASE AT THE NIL DESPERANDUM, GULGONG (*"Formal" Motion*):—Mr. Parkes moved, pursuant to Notice, That the Petition presented by him on 29th instant, from Michael Gard and others, relative to alleged irregularities in the Mining Department, be printed. Question put and passed.
3. MR. FINLAY M' MARTIN (*"Formal" Motion*):—Mr. J. S. Smith, on behalf of Mr. Davies, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence and Letters on the subject of the position or promotion of Mr. Finlay M' Martin, Accountant, &c., to the Police Department, with all Minutes arising thereupon. Question put and passed.
4. PROPOSED LUNATIC ASYLUM AT GARRYOWEN:—Mr. Terry presented a Petition from Residents in the vicinity of Garryowen, praying that the House will not permit a Lunatic Asylum of any description to be formed or established at Garryowen. Petition received.
5. SPECIAL ADJOURNMENT:—Mr. F. B. Suttor moved, pursuant to Notice, That this House at its rising to-morrow do adjourn until "Thursday next." Debate ensued. Mr. Robertson moved, That the Question be amended, by the omission of the words "Thursday next," with a view to the insertion in their place of the words "Wednesday next, at Seven o'clock." Question proposed, That the words proposed to be omitted stand part of the Question. Debate continued. Question put, That the words proposed to be omitted stand part of the Question. The House divided.

Ayes, 7.

Mr. McElhone,
Mr. Farnell,
Mr. Buchanan,
Mr. R. B. Smith,
Mr. Scholey,

Tellers.

Mr. Terry,
Mr. Stevens.

Noes, 29.

Mr. Robertson,
Mr. Stuart,
Mr. Garrett,
Mr. Lackey,
Mr. Burns,
Mr. Driver,
Mr. Piddington,
Mr. Parkes,
Mr. F. B. Suttor,
Mr. Long,
Mr. Fitzpatrick,
Mr. Hill,
Mr. Meyer,
Mr. G. A. Lloyd,
Mr. Lord,
Mr. Charles,

Mr. Cameron,
Mr. J. S. Smith,
Mr. Hoskins,
Mr. Davies,
Mr. H. H. Brown,
Mr. Montague,
Mr. Goold,
Mr. Wisdom,
Mr. W. H. Suttor,
Mr. Hay,
Mr. Greville,

Tellers.

Mr. Leary,
Mr. Jacob.

And so it passed in the negative.

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

The House divided.

Ayes, 31.

Mr. Robertson,
Mr. Stuart,
Mr. Burns,
Mr. Lackey,
Mr. Garrett,
Mr. Hill,
Captain Onslow,
Mr. Cameron,
Mr. G. A. Lloyd,
Mr. Fitzpatrick,
Mr. Long,
Mr. Wisdom,
Mr. Piddington,
Mr. Lord,
Mr. Charles,
Mr. Parkes,
Mr. Davies,

Mr. Leary,
Mr. Driver,
Mr. Goold,
Mr. H. H. Brown,
Mr. W. H. Suttor,
Mr. J. S. Smith,
Mr. Greville,
Mr. Hay,
Mr. Montague,
Mr. Hoskins,
Mr. T. G. Dangar,
Mr. Jacob,

Tellers.

Mr. F. B. Suttor,
Mr. Meyer.

Noes, 6.

Mr. Terry,
Mr. Stevens,
Mr. Buchanan,
Mr. Scholey,

Tellers.

Mr. McElhone,
Mr. R. B. Smith.

And so it was resolved in the affirmative.

Main Question put,—That this House at its rising to-morrow do adjourn until Wednesday next, at Seven o'clock.

The House divided.

Ayes, 31.

Mr. Robertson,
Mr. Stuart,
Mr. Burns,
Mr. Lackey,
Mr. Garrett,
Mr. F. B. Suttor,
Mr. G. A. Lloyd,
Captain Onslow,
Mr. Fitzpatrick,
Mr. Long,
Mr. Wisdom,
Mr. Piddington,
Mr. Lord,
Mr. Charles,
Mr. Meyer,
Mr. Parkes,
Mr. Driver,

Mr. Leary,
Mr. Davies,
Mr. Goold,
Mr. H. H. Brown,
Mr. W. H. Suttor,
Mr. Hay,
Mr. Greville,
Mr. J. S. Smith,
Mr. Montague,
Mr. Hoskins,
Mr. T. G. Dangar,
Mr. Jacob,

Tellers.

Mr. Hill,
Mr. Cameron.

Noes, 6.

Mr. R. B. Smith,
Mr. McElhone,
Mr. Terry,
Mr. Stevens,

Tellers.

Mr. Scholey,
Mr. Buchanan.

And so it was resolved in the affirmative.

6. CATTLE SALE-YARDS ACT AMENDMENT BILL:—Mr. Farnell *presented* a Bill, intituled “*A Bill to amend the Cattle Sale-yards Act of 1870,*”—which was read a first time.
Ordered to be printed, and read a second time on Friday, 7th April.
7. EMPLOYMENT OF CHILDREN:—Mr. W. H. Suttor (*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 of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for the year 1876, the sum of £4 2s. 6d., to defray the expenses of Witnesses who gave their evidence before the Select Committee on “*Employment of Children.*”
Question put and passed.
8. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 31 MARCH, 1876 A.M.

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

The House adjourned at twenty-two minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 69.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 31 MARCH, 1876.

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

VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from Hugh Taylor, Esquire, resigning his Seat as a Member for the Electorate of Parramatta.

Whereupon Mr. Robertson moved, That the Seat of Hugh Taylor, Esquire, a Member for the Electoral District of Parramatta, hath become, and is now vacant, by reason of the resignation thereof by the said Hugh Taylor, Esquire.

Question put and passed.

2. QUESTIONS:—

(1.) Conditional Purchase of William Everingham:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Did one William Everingham make application to the Crown Lands Agent at Mudgee on the 28th January, 1875, for a conditional purchase of 320 acres, situated in the County of Wellington, parish of Millenbong?

(2.) Did not Mr. Charles Bland Lowe, of Gorce, grazier, on the 1st April, 1875 (two months after the land was selected by the said William Everingham), make application for a portion of the said land in virtue of improvements?

(3.) Was not the said application of Mr. Lowe sent to Mr. Surveyor Robertson for report, and who reported that there was only £8 worth of improvements on the said land?

(4.) Was not the said selection on the said report of the surveyor cancelled, and portion of it allowed to Mr. Lowe?

(5.) Is not the said decision contrary to the Crown Lands Act of 1861 and Regulations thereunder?

(6.) Did not the said William Everingham apply for a revocation of the said cancellation, and also for an appraisement?

(7.) What is the delay in not revoking the said cancellation and the holding of the appraisement?

Mr. Garrett answered,—

(1.) Yes.

(2.) Yes.

(3.) His report was to the effect that Mr. Lowe's improvements worth £50 had been burnt down, and that there were then only £8 worth of improvements; that Mr. Lowe had accepted a tender for the erection of further improvements of the required value, and that Everingham had taken advantage of the opportunity to conditionally purchase the land in the meantime.

(4.) Yes.

(5.) No.

(6.) Yes.

(7.) The Papers were under reference to the Surveyor. The revocation of the cancellation will depend on the result of the appraisement.

- (2.) Mudgee Common:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Was not a Petition received by him informing him that Mr. J. D. Little had placed a fence across the Common at Mudgee, and requiring the obstruction removed?

(2.) When will the prayer of the Petition be attended to?

Mr. Garrett answered,—

(1.) Yes.

(2.) As soon as the necessary report has been received from the Surveyor, who was instructed to inquire into the matter on the 8th January last.

- (3.) Court-house, Moree:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—Was a Petition received asking for an alteration in the Site of Moree Court-house, &c. ; if so, will there be any objection to state the action taken in reference thereto?

Mr. Lackey answered,—Yes, and a report has been received from an officer of the Colonial Architect's Department who visited the locality to the effect that, as the whole of section No. 52 referred to in the Petition has been alienated, he had selected section No. 42 as being more acceptable to the Petitioners as a Site, it being more centrally situated, and the matter has now been referred to the Lands Department to ascertain if the land is available.

- (4.) Wharfage Rates:—Mr. J. Watson asked the Colonial Treasurer, pursuant to Notice,—Has the attention of the Government been directed to the present scale of Wharfage Rates collected at Sydney; and if so, is it their intention to take any action, and when, with a view to a more equitable adjustment of the same?

Mr. Stuart answered,—I have not, during the short time I have had the honor of holding office, had my attention specially directed to the subject of the present scale of Wharfage Rates. I am aware that there are many anomalies in the rates charged. It is a matter that affects not only the public wharfs, but in which the interests of private wharfs are to a considerable extent also involved. During the recess, if we are ever fortunate enough to reach that period, I will undertake to consider the subject, and I hope my Honorable Friend who asks the question will obtain for me the co-operation of the mercantile community in considering whether there are any means of removing the anomalies.

- (5.) Post and Telegraph Office, Burrowa:—Mr. J. Watson asked the Postmaster General, pursuant to Notice,—What is the cause of the delay in opening the new Post and Telegraph Office at Burrowa, and when will the buildings there erected for Post and Telegraph Office be used as such?

Mr. Burns answered,—The building when inspected on the 4th February was not in a satisfactory state. The Colonial Architect then directed that it be again inspected, when certain matters to which exception was taken were rectified. The contractor has not since that inspection reported the completion of the building, but the Colonial Architect has to-day telegraphed to Burrowa for information on the subject.

- (6.) Reserve at Springwood Railway Station:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—

- (1.) Was a Reserve at Springwood Railway Station Gazetted on 5th November, 1875?
- (2.) Has he approved of said Reserve being included in Madeline Boland's Conditional Purchase?
- (3.) Under what clause of the Land Act has he acted in so doing?
- (4.) Is the Government aware that this Reserve is the only land at the station available for the use of the public travelling by the Excursion Train to Springwood?
- (5.) Is it the intention of the Government to deprive the public of the use of this Reserve by giving it to Madeline Boland?

Mr. Garrett answered,—It is quite true that the Reserve of the land in question was that gazetted on the date mentioned. It is also true that on Tuesday the application was made, and that on the following Thursday, which was the 5th November, Madeline Boland was gazetted as the purchaser of the land, which took in portion of the said Reserve. The question as to whether the conditional purchase will be held intact, or the Reserve modified, is now under consideration.

- (7.) Travelling Stock Reserve from Coolah to Rylstone:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has he had any report in reference to Travelling Stock Reserves from Coolah to Rylstone, *via* Uarbry, occupied by Mr. R. Fitzgerald and others?
- (2.) If the lease of above Travelling Stock Reserves has been cancelled; if not, will the Minister cancel the lease of above Reserves, so that the public can use them?

Mr. Garrett answered,—The Reserves on the Road from Coolah, *via* Uarbry, to Cooyal Creek have been declared, and on the available Crown land between Cooyal Creek and Rylstone. The papers are with the Surveyor. The portions of the leases of Mr. Fitzgerald and others which affect the Reserves in question have not been cancelled, nor has such cancellation been applied for.

- (8.) Mr. Barlee:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—What is the total amount that has been paid, or is now due, to Mr. Barlee to 24th March, for services of whatever nature rendered by him since his appointment under the Sewage and Health Board.

Mr. Robertson answered,—I find on inquiry that the sums will be as follows:—Amount paid and due to Mr. Barlee for services in connection with the Gunpowder Board—short-hand writing, £53 18s. I am not sure that this will come quite within the inquiry of the Honorable Member, nor am I quite clear that it will be within the time, but I think it as well to mention it. Services as secretary to Sewage and Health Board and for short-hand writing, £783 18s. There would appear to be due from the 1st March the sum of £71 9s., amounting in all to £909 5s., which of course will include travelling expenses.

- (9.) The Case of Pierce Collett:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it the fact that Pierce Collett was convicted at the Orange Quarter Sessions held on the 18th of February last of taking certain sheep with the intention of using them?
- (2.) Did Judge Josephson preside at the Quarter Sessions?
- (3.) Were certain points reserved for the consideration of the Supreme Court under the Act 13 Victoria No. 8?
- (4.) Did not the Supreme Court sit for the decision of Points of Law and Crown Cases reserved until Saturday, the 25th instant?
- (5.) Did not Judge Josephson delay to state a special case upon the points reserved until Friday last, the 24th instant?

- (6.) Was the special case referred back to the Judge by the Supreme Court on Saturday, the last day of Term, on the application of Collett, supported by the affidavit of his Attorney, to state the case in accordance with the facts?

(7.) Is it not the fact that through Judge Josephson's delay the special case could not be argued during the Term which ended on Saturday last, and that Collett will remain in gaol until next Term, which occurs in June next, before the points reserved in his case can be decided by the Supreme Court?

Mr. Robertson answered,—

(1.) I have ascertained (of course I do not speak from my own knowledge) that Pierce Collett was found guilty at the time and place mentioned of illegally using certain sheep, the property of Hanbury Clements.

(2.) Yes.

(3.) Yes.

(4.) Yes.

(5.) No; but I have been informed that when the points reserved at the trial were handed up to the Judge it was expressly understood that if it was intended they should be argued before the Court above, the Judge should be requested to state a special case. On the 7th or 8th March the Judge received a letter from Mr. Coonan, dated 4th March, requesting him to draw up a special case on the points reserved. Judge Josephson was fully engaged on a long and heavy circuit, from which he returned on Saturday, the 18th instant, and on the following Wednesday drew up a special case, which he had fairly copied on Thursday, and which was, he believes, sent the next day, Friday, to the office of the Crown Solicitor.

(6.) No; it appears to have been referred back to be amended in accordance with the affidavit made by Mr. Coonan on the 24th March, in case the Chairman thought proper to do so.

(7.) Judge Josephson thinks not. Probably but for the action taken by Mr. Coonan in making and filing an affidavit which, in Judge Josephson's opinion, was altogether unnecessary, and which he did not think could have any weight in the decision to be arrived at by the Court above upon the points reserved by the prisoner's counsel at the trial, the special case would have been heard and decided on Saturday last.

(10.) Mr. W. Byrnes:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) Was a person named W. Byrnes lately employed as Clerk in the Department of the Minister of Justice; if so, was he called on to resign or he would be dismissed for neglect of his duties?

(2.) Did he resign; if so, on what date, and what salary did he receive?

Mr. Robertson answered,—

(1.) Yes; but Mr. Byrnes was not called upon to resign. He was suspended from office, and called upon to show cause against his removal from the Public Service on account of absence from official duty without leave, or a satisfactory explanation.

(2.) Yes; Mr. Byrnes tendered the resignation of his office, which was accepted by the Executive Council on the 25th October last. He was at that time in the receipt of a salary at the rate of £165 a year.

(11.) Removal of fence in Elizabeth-street:—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—Is the Government taking any action with a view to the removal of the old fence in Elizabeth-street, enclosing Hyde Park, for the purpose of providing a pathway on the east side, leaving the trees standing?

Mr. Robertson answered,—The Government have taken no action in this matter, nor do I think, from the cursory examination I have been able to give to it, that they have the power. These grounds, if I am rightly instructed, are in the hands of Trustees, and nothing short of an Act of Parliament will enable the Government to deal with them. However, it is a legal matter, into which I intend to inquire.

(12.) Obley Mail:—Mr. W. H. Suttor asked the Postmaster General, pursuant to Notice,—Is it true that the Obley Mail has lately been conducted irregularly in consequence of the want of a contract; and that there is only a difference of £10 between the offer of the late contractor and the amount which the Postmaster General was willing to give for the service?

Mr. Burns answered,—The only irregularity which has occurred in reference to this service has happened since the 1st March. Tenders for a contract have been repeatedly invited, and the only tenders have been from Mr. Morrison, the former contractor, who has asked unreasonable rates. A temporary arrangement from 1st January to 29th February was made with Mr. Morrison at the rate of £720 a year; the amount of last year's contract being at the rate of £375 per annum. Tenders were again invited up to 2nd February for a contract to take effect from the expiration of the temporary one. No tenders were received, and an advertisement was again issued for a contract to commence on the 15th March. The Department next endeavoured to make an arrangement with Mr. Morrison for a service from 1st March to 15th March; but he asked £100 for the period, being at the rate of £2,600 per annum, which was declined. The Postmaster at Obley was then authorized to make the best arrangement he could with Mr. Morrison for a weekly mail (the service having heretofore been bi-weekly) until 15th March, even at a cost of £40, and the reply was that Mr. Morrison would make no arrangement whatever. The Postmaster was next authorized to make special arrangements for a weekly mail to and from Willeroon, at £20 a trip there and back. On the 1st March Mr. Morrison was again the only tenderer, and his tender was an informal one for £800 a year. This was declined, and tenders were again invited, to be opened on Monday, 3rd April next. The mail is still being carried weekly under special temporary arrangements. The statement "that there is only a difference of £10 between the offer of the late contractor and the amount which the Postmaster General was willing to give for the service" is not true.

(13.) The Clarence River:—Mr. Buchanan, on behalf of Mr. Dibbs, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Did a Deputation from the Residents of the Clarence wait upon him in November last relative to the obstructions to the navigation of that river?

(2.) Was any promise made to that Deputation, and what was the nature of that promise?

(3.) Has that promise been fulfilled; if not, what is the cause of delay?

(4.)

(4.) Is the Government aware that in consequence of an obstruction immediately within the Clarence Heads vessels trading to the Clarence River, and the inhabitants of that district, as well as the northern part of New England, are subject to great delay, losses, and inconvenience?

(5.) Is it the intention of the Government to take immediate steps to remove the obstruction referred to; and if so, what steps?

Mr. Lackey answered,—

(1.) Yes.

(2.) Yes. It was promised that the matter should have the immediate attention of the Government.

(3.) Yes; the question of removing the Dredge now employed on the Macleay River to the Clarence has been under the careful consideration of the Government, but in view of the urgent and repeated remonstrances of the people of the Macleay against the removal of the Dredge until the work she was engaged on should be completed, the Government have not felt themselves justified in disregarding those remonstrances and ordering the removal of the dredge, though fully sensible of the great inconvenience to which the trade of the Clarence is subject in consequence of the obstructions referred to.

(4.) Yes.

(5.) Yes, by sending a Dredge to the Clarence at the earliest possible date. A Dredge is now being built for the Clarence River exclusively.

3. DISEASES AFFECTING LIVE STOCK:—

(1.) Mr. J. S. Smith (*with the concurrence of the House*) moved, without Notice, That the Report by the Registrar of Brands on the Brands Act of 1866, and on the sketch of the measure which has been framed for its amendment, together with Papers relating thereto, laid upon the Table on the 3rd instant, be referred to the Select Committee now sitting on "Diseases affecting Live Stock." Question put and passed.

(2.) Mr. J. S. Smith (*with the concurrence of the House*) moved, without Notice, That the Final Return to Order made on 16th July, 1875, in reference to Diseases affecting Live Stock, which was laid upon the Table and referred to the Select Committee now sitting on that subject on 21st instant, be printed.

Question put and passed.

4. CAMDEN COLLEGE INCORPORATION BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 27.

A Bill, intituled "*An Act to incorporate Camden College*,"—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, 31st March, 1876.*

5. PAPER:—Mr. Robertson laid upon the Table,—Return (*in part*) to an Order, made on 29th June, 1875, in reference to Silk Culture.
Ordered to be printed.

6. QUARTER SESSIONS, GRENFELL ("*Formal*" Motion):—Mr. J. Watson moved, pursuant to Notice,—That there be laid upon the Table of this House, copies of any Petition, Reports, Correspondence, and Minutes thereon, having reference to the application for a Court of Quarter Sessions at Grenfell.
Question put and passed.

7. PROPOSED LUNATIC ASYLUM AT GARRYOWEN ("*Formal*" Motion):—Mr. Farnell, on behalf of Mr. Terry, moved, pursuant to Notice, That the Petition presented by him on 30th March, from Residents in the vicinity of Garryowen, against the establishment of a Lunatic Asylum, be printed.
Question put and passed.

8. LAW OF EVIDENCE AMENDMENT BILL ("*Formal*" Motion):—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to amend the Law of Evidence.
Question put and passed.

9. BOTANY WATERWORKS ("*Formal*" Motion):—Mr. Sutherland moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—
(1.) The number of gallons of water pumped from the Botany Waterworks per month, from its opening to date of Return.
(2.) The quantity pumped to low and high service per annum, from opening to date of Return.
(3.) The quantity received in Sydney per annum through Busby's Bore, from and to same dates.
Question put and passed.

10. LIBEL LAW AMENDMENT BILL:—The Order of the Day for the second reading of this Bill having been read,—and Mr. Buchanan proceeding to make a motion in reference thereto,—
Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Buchanan, Mr. Burns, Mr. Cameron, Mr. Davies, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Lackey, Mr. Leary, Mr. Lucas, Mr. Macintosh, Mr. Montague, Mr. Parkes, Mr. Robertson, Mr. Scholey, Mr. J. S. Smith, Mr. Stuart, Mr. W. H. Suttor, and Mr. Wisdom,—

Mr. Speaker adjourned the House at five minutes after Five o'clock, until *Wednesday next, at Seven o'clock.*

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 70.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 APRIL, 1876.

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

QUESTIONS:—

- (1.) Divine Service in Non-vested Public Schools:—Captain Onslow asked the Colonial Secretary, pursuant to Notice,—

(1.) What is the number of Non-vested Public Schools in the City of Sydney, its Suburbs, and the Colony respectively, in which Divine Service is performed; to what Denominations do the Schools belong?

(2.) Is it the intention of the Council to build Public Schools in lieu of these; if so, what is the estimated cost of such buildings?

Mr. Robertson answered,—“As some time will be occupied in obtaining the necessary particulars “it will not be practicable to furnish the information asked for to-day.” This I have received from the officer in charge of this business.

- (2.) Conditional Purchase made by Thomas Lowcock:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Did a person named Thomas Lowcock select near Cessnock about three years ago?

(2.) Did he apply for a refund of his money in consequence of not getting the land he selected; if so, has he received the refund of his money; and if not, will the Secretary for Lands have any objection to state the cause of the delay, and will the Government refund him the money?

Mr. Garrett answered,—

(1.) Not Thomas, but William Thomas Lowcock. Yes, on 9th June, 1870.

(2.) Yes, and money was refunded by the Treasury, 13th June, 1873.

- (3.) The Circular Quay—Manly Beach Steamers:—Mr. Davies asked the Colonial Treasurer, pursuant to Notice,—

(1.) Is it true that the Manly Beach Steam Company has leased the Circular Wharf set apart for steamers; and if so, what amount do they pay, and when does the lease expire?

(2.) Has the Marine Board any power over the Circular Quay, and does it come within their jurisdiction; if so, what power?

(3.) Is it true that the Manly Beach Steamers occupy the whole of the wharf set apart for steamers after 6 o'clock, and that no one can get either in or out of the wharf?

(4.) Will the Colonial Treasurer see into this?

Mr. Stuart answered,—

(1.) I think it is not true, for there is no lease granted for any reserve on the Circular Quay, nor is there any payment for using it. There was a reserve, or is a reserve that was made in 1862, of 157 feet near the Commissariat Stores, and it was granted for the use of the Watson's Bay and Manly Beach Steamers, or such other harbour steamers as from time to time the Minister for Finance may direct.

(2.) Yes; the Marine Board Act 35 Victoria No. 7 confirms the Board in the control of the Circular Quay in common with all harbours, rivers, and navigable waters in the Colony.

(3.) The Manly Beach boats make the principal use of the reserve, and as a rule these boats occupy the wharf during the night, but they do not possess any exclusive right, and any infringement of the right would be promptly redressed on application to Captain Hixson, the President of the Board.

(4.)

- (4.) Parish Roads Act:—Mr. Hill asked the Colonial Secretary, pursuant to Notice,—Is he aware that the Act known as the Parish Roads Act 4 Vic. No. 12 is in some respects defective, and unworkable; and if so, will the Government take steps to bring in an amended Act as early as possible?

Mr. Robertson answered,—There is no doubt this Act requires amendment, and the Government has a Bill in preparation for the purpose.

- (5.) Silk Culture:—Mr. Baker asked the Secretary for Lands, pursuant to Notice,—When will the Papers relating to Silk Culture, ordered on 29th June last, be laid upon the Table of the House?

Mr. Garrett answered,—A Return (in part) respecting this subject, prepared in the Department of Lands, was laid upon the Table of this House by the Honorable the Colonial Secretary on the 31st ultimo. There is some further correspondence now being prepared in the Occupation Branch, which will be laid upon the Table as early as practicable.

- (6.) Post and Telegraph Offices, Gulgong:—Mr. Buchanan asked the Postmaster General, pursuant to Notice,—Has he received a Petition from Gulgong in reference to the amalgamation of the Post and Telegraph Offices; and if so, what has the Postmaster General done in the matter?

Mr. Burns answered,—Yes, I have received a Petition bearing 113 signatures in favour of the amalgamation of the Post and Telegraph Offices at Gulgong, and I have also received a Petition bearing 111 signatures in opposition to the proposed amalgamation, and I have decided to let the question remain in abeyance until an inspector has time to visit the locality and report upon the Postal and Telegraphic requirements of Gulgong.

- (7.) Road through Collaroy Run:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it a fact that on the Main Road for Travelling Stock by Cox's Creek, Coolah, and Jerry's Plains, a fence of twenty-eight miles in length on Collaroy Run is now in course of erection on both sides, reducing the road to a chain or so in breadth?

(2.) Is this fenced road on alienated or Crown Lands; if the latter, will immediate steps be taken to have the same opened up for the public use?

(3.) Is the Government aware that when this fence is completed stock will be unable to reach the market by the above-described route, which has been in use for years past?

(4.) Do the Government know that several other portions of this Road are being fenced in a similar manner?

(5.) Will the Government take any immediate steps to proclaim Reserves from sale and fencing on this line of Road, and on the Collaroy Run?

(6.) Would there be any objection to supply Local Land Offices in the District with plans of all alienated and Crown Lands on the Collaroy Run and on this line of Road, so that drovers and others may be enabled to enter any of these fences that may be erected upon Crown Lands, and use the legal half-mile?

Mr. Garrett answered,—About 29 miles of the 35 between Coolah and the Krui River having been alienated would probably account for the circumstance referred to; 5½ miles of the unalienated land have already been reserved on account of Travelling Stock. Reserves on account of Travelling Stock have also been made from Cox's Creek to Coolah, and from Coolah to Jerry's Plains. Should additional reservations be required they will be notified, if found necessary in the interests of the public. Land Agents are supplied with plans and tracings showing alienated lands and reservations, etc.

- (8.) Mr. W. Byrnes:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is there a person named W. Byrnes employed in the Lands Department; if so, is he the person who was called on to resign his appointment in the office of the Minister of Justice?

(2.) If the said W. Byrnes is employed in the Department of Lands, what salary does he receive, what Vote is he paid out of, and what position does he hold in the Civil Service of the Colony, and does the special amount for his salary appear on the Estimates for this year?

Mr. Garrett answered,—

(1.) There is a Mr. W. Byrnes employed in the Lands Department, but he was never called upon to resign in any other department.

(2.) He receives 7s. 6d. per day, as Temporary or Extra Clerk, which is paid out of the vote for Temporary Clerical Assistance.

2. RAILWAY FROM GRAFTON TO GLEN INNES:—Mr. Dibbs presented a Petition from the Executive Committee of the Clarence and New England Railway League, praying that a Railway may be constructed from Grafton to Glen Innes, with extensions north to Tenterfield, south to Armidale, and west to Inverell.
Petition received.

3. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—The following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays were presented by the Members named:—

(1.) By Mr. Macintosh. From Minister, Office-bearers, Members, and adherents, of St. Stephen's Presbyterian Church, Phillip-street, Sydney.

(2.) By Mr. Macintosh. From Students and others at Sydney University.

(3.) By Mr. Davies. From Citizens of Sydney.

(4.) By Mr. Robertson. From the Dean, Priest, and others of St. Francis Roman Catholic Church, Hay, Elizabeth, and Campbell Streets, Sydney.

(5.) By Mr. Stuart. From Master and Students of Camden College, Newtown.

(6.) By Mr. Stuart. From Minister, Members, and others, Baptist Church, Bathurst-street.

(7.) By Mr. J. Watson. From Minister and Members of St. Peter's Church of England Temperance Society, Sydney.

(8.) By Mr. Macintosh. From Minister, Members, and others of the Presbyterian Church, Pyrmont. (9.)

- (9.) By Mr. Baker. From Officers and Members, and others, of the Young Men's Christian Association.
 (10.) By Mr. Burns. From Members of St. Andrew's Church of England Temperance Society.
 (11.) By Mr. Davies. From Inhabitants of Waverley, Waterloo, &c.
 (12.) By Mr. Davies. From Officers and Members of the Pioneer Lodge of Good Templars, Sydney.
 (13.) By Mr. Cunneen. From Minister and others of Congregational Church, Waterloo.
 (14.) By Mr. Davies. From Ministers, Members, and others of Presbyterian Church, Pitt and Hay Streets, Sydney.
 Petitions received.

4. RE-SURVEY OR RE-INSPECTION OF PROCLAIMED GOLD FIELDS (*"Formal" Motion*):—Mr. Macintosh moved, pursuant to Notice,—

(1.) That, in the opinion of this House, for the purposes of affording greater facility for the settlement of the people on the Crown Lands, and the encouragement of agricultural pursuits, it is incumbent on the Government to cause a re-survey or re-inspection of the areas of Crown Lands that have been proclaimed as Gold Fields, and that such portions as are found not to be auriferous to be made by revocation, or otherwise, available as other Crown Lands for conditional purchase, or sale by auction.

(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.

Question put.

The House divided.

Ayes, 23.

Mr. Robertson,	Mr. Piddington,
Mr. Stuart,	Mr. T. G. Dangar,
Mr. Garrett,	Mr. Meyer,
Mr. Lucas,	Mr. Moses,
Mr. Burns,	Mr. R. Forster,
Mr. Fitzpatrick,	Mr. Davies,
Mr. Goold,	Mr. Terry,
Captain Onslow,	Mr. Greville,
Mr. McElhone,	<i>Tellers.</i>
Mr. Abbott,	
Mr. H. H. Brown,	Mr. Booth,
Mr. Sutherland,	Mr. Macintosh.
Mr. J. S. Smith,	

Noes, 19.

Mr. Parkes,	Mr. Buchanan,
Mr. Driver,	Mr. Clarke,
Mr. Nelson,	Mr. Hoskins,
Mr. Stephen Brown,	Mr. Charles,
Mr. J. Watson,	<i>Tellers.</i>
Mr. G. A. Lloyd,	
Mr. Baker,	Mr. Leary,
Mr. Hill,	Mr. Jacob.
Mr. Shepherd,	
Mr. Stevens,	
Mr. Farnell,	
Mr. Dibbs,	
Mr. Day,	

And so it was resolved in the affirmative.

5. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

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

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

Mr. Buchanan moved, That the Question be amended by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "in the opinion of this House, the state of things we have now arrived at in reference to the supply of the City of Sydney with water is in the highest degree alarming.

"(2.) That our situation is at the present moment full of peril, and that the Government should at once, with the engineering skill at its command, resolve upon a measure, and proceed without delay to its execution, by which the City of Sydney may have the advantage of a full and permanent supply of water.

"(3.) That the above Resolutions be communicated by Address to His Excellency the Governor."

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

Debate ensued.

And the House continuing to sit till after Midnight,—

THURSDAY, 6 APRIL, 1876 A.M.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. H. H. Brown, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. T. G. Dangar, Mr. Davies, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Jacob, Mr. Lucas, Mr. Macintosh, Mr. McElhone, Mr. Robertson, Mr. J. S. Smith, and Mr. Stuart,—

Mr. Speaker adjourned the House at twelve minutes after Twelve o'clock A.M., until Four o'clock P.M. This day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 71.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 6 APRIL, 1876.

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

QUESTIONS:—

- (1.) Post and Telegraph Office, East Maitland:—*Mr. McElhone*, on behalf of *Mr. Scholey*, asked the Postmaster General, pursuant to Notice,—

- (1.) How long has the Post and Telegraph Office at East Maitland been completed?
(2.) What is the cause of delay in opening the same?

Mr. Burns answered,—The Colonial Architect has reported that the building was only completed on the 30th March. No unnecessary delay will take place in turning the building to account for the purposes for which it was erected.

- (2.) Private Reynolds, Parramatta Volunteer Rifles:—*Mr. Farnell* asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has Maurice Reynolds, a private in No. 2 Company of Volunteers Western Battalion for the last twelve years, been dismissed from the Company by Captain Byrnes on the 28th February last?
(2.) Did Mr. Reynolds make application to the Commander-in-Chief for a Court of Inquiry to enable him to allege facts and circumstances that should have the effect of reinstating him?
(3.) Was such application referred by the Commander-in-Chief to the Colonial Secretary?
(4.) Has the Colonial Secretary taken any action in the matter; if not, will there be any objection to state the cause of the delay, and when action will be taken?

Mr. Robertson answered,—

- (1.) Yes.
(2.) He did make an application.
(3.) The application has been brought under my consideration.
(4.) A communication will be addressed to Mr. Reynolds, suggesting that he should state in writing the circumstances under which he considers he has been unfairly used.

- (3.) Trimming Coals in Newcastle:—*Mr. Driver*, on behalf of *Mr. G. A. Lloyd*, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is it true that arrangements have been made by which the trimming of Coals in Newcastle is to be taken out of the hands now engaged in it, and placed under the control of one man?
(2.) Is he aware that this Regulation is likely to prove arbitrary, and inflict great injury upon many industrious and deserving men?

Mr. Robertson answered,—I am in a position to answer these questions, having been supplied with the answers by my Honorable Colleague,—

- (1.) The Regulation under which the trimming is being performed by the Contractor for shipping the coal was issued by the Government of which the Honorable Gentleman was a member. The Regulation is considered by those best acquainted with the interests of the shipping business to be a desirable one, and under these circumstances the Minister for Public Works did not consider it necessary to interfere with the proposal of his predecessor.

(2.) I am not aware that the Regulation will have the effect stated. The services of the men accustomed to do the trimming will still be required. The only difference it appears will be that they will be under the control of the Contractor, whose interests, in common with those of the Port, are promoted by the vessels obtaining quick despatch.

- (4.) The Case of James Fowles :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—
- (1.) Is it true that James Fowles is still a confinee in the Debtors' Prison, Darlinghurst?
 - (2.) Has any order been given for James Fowles's discharge; if so, whether upon any conditions and what terms?
 - (3.) What are the amounts of James Fowles's liabilities and assets?

Mr. Robertson answered,—With regard to this man's case, under the law the Government can do very little, or nothing in fact. To alter the law would take some time. It seems therefore to me that the easiest way of dealing with the matter would be to enable this man to go into the Insolvent Court. I do not think it would be well to pay the debt of this very hard-hearted creditor, as it might encourage others; but I think the other course is within the bounds of reason, and I will undertake that it shall be done. Afterwards he can go into any of the Government Asylums. That is all we can do for him.

- (5.) Government Banking Business :—Mr. Dibbs asked the Colonial Treasurer, pursuant to Notice,—When will he lay upon the Table of this House, for the consideration of Parliament, as previously promised by the Colonial Secretary, the Plan decided on by the Government for the future working of its Banking Business?

Mr. Stuart answered,—I will probably be able to lay this upon the Table this evening.

2. PAPERS :—Mr. Robertson laid upon the Table,—
- (1.) Return to an Address, adopted on 16th March, 1876, in reference to the case of Constable John Gilmore.
 - (2.) By-laws of the Borough of Wagga Wagga.
 - (3.) By-law of the Municipal District of Tenterfield.
 - (4.) Report on Vaccination for 1875.
- Ordered to be printed,
3. SUNDAY TRAFFIC IN INTOXICATING LIQUORS :—The following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays, were presented by the Members named :—
- (1.) By Mr. Lucas. From Inhabitants of Paddington, Waverley, &c.
 - (2.) By Mr. Cameron. From Officers, Members, and others of the Hero of Waterloo Good Templars.
 - (3.) By Mr. Cameron, from Officers, Members, and others of St. John's Lodge Good Templars, Presbyterian School Room, Pitt-street South.
 - (4.) By Mr. Davies. From Citizens of the City of Sydney.
 - (5.) By Mr. G. A. Lloyd. From Members of Pitt-street Congregational Church Classes.
 - (6.) By Mr. Davies. From Members and others of Wesleyan Church, William-street, Sydney.
- Petitions received.
4. ADJOURNMENT :—Mr. Scholey moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. PAPER :—Mr. Stuart laid upon the Table,—Agreement for the conduct of the Government Banking Accounts for the period of three years, from 30th June, 1876.
Ordered to be printed.
6. SYDNEY SEWERAGE ACT AMENDMENT BILL :—Mr. Davies presented a Bill, intituled "*A Bill further to amend the Sydney Sewerage Act of 1853 to make provision for imposing a more equitable Sewerage Rate,*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
7. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 7 APRIL, 1876 A.M.

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

The House adjourned at four minutes after Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 72.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 7 APRIL, 1876.

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

QUESTIONS:—

(1.) Steam-tug for the Richmond River:—*Mr. Macintosh*, on behalf of Mr. Gray, asked the Secretary for Public Works, pursuant to Notice,—What steps have the Government taken to give effect to the Vote of this House to place a Steam-tug on the Richmond River?

Mr. Lackey answered,—The amount voted for this work has lapsed. A vote of £5,000 was taken for this Steam-tug, and the work not having been carried out at the time of the vote being passed by the House some years ago, it lapsed; but steps will be taken by the Government for the purpose of obtaining a re-vote, and of carrying out the works.

(2.) Aid to Agricultural Societies:—*Mr. Farnell*, on behalf of Mr. F. B. Suttor, asked the Colonial Secretary, pursuant to Notice,—

(1.) What amount of money has been voted by this House towards assisting the Agricultural Societies of the Colony, giving the amount voted each year?

(2.) The names of the Societies, the number of Members, and the amount of aid received during each year?

Mr. Robertson answered,—As the question asked by the Honorable Member travels over very extensive ground, to reply to it would require a very long statement indeed, which I do not think it necessary for me to make; but I will lay upon the Table of the House, so soon as I can have them prepared, Returns which will furnish the required information.

(3.) Bingera Court-house:—*Mr. Macintosh*, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Referring to questions asked on 4th February last (Votes and Proceedings No. 37), has the report of the officer sent to inspect Bingera Court-house Buildings been received; if so, will there be any objection to state the purport thereof?

(2.) When will the Court-house and Lock-up at Bingera be ready for use?

(3.) Is it true that nothing has been done to these buildings since December last; if so, can the cause of delay be stated?

Mr. Lackey answered,—

(1.) The buildings were inspected on the 24th January last; the roofs were shingled, and the floors ready for laying. The joiner's work was all ready, and on its way from Sydney. Although the contract was taken in November, 1874, the contractor was not able to commence the work until April, 1875, in consequence of the site not being decided on.

(2.) The contractor on the above date stated that he expected the building would be finished in about three months. No report has been received from the contractor since, but he has been telegraphed to as to when his contract will be completed.

(3.) It is not true that nothing has been done to the buildings since December last. A mason was at work on the date of inspection (24th January). The cause of delay in proceeding faster with the work is the great difficulty the contractor has in obtaining workmen.

(4.) Railway to Wallsend:—*Mr. Stevens* asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the Government come to any definite terms with the Wallsend Coal Company as to the permanent use of their Railway?

(2.) Do the Government intend to construct a new line of Railway through the colliery townships to Wallsend, as intimated by the Minister for Works to the last deputation that waited upon him relative to the subject?

Mr.

Mr. Lackey answered,—

- (1.) No definite terms have been made; negotiations, however, are now pending.
- (2.) I am not aware that I intimated it was the intention of the Government to construct this Railway. The Deputation represented that it was a desirable work, and in reply I stated I would bring the question under the consideration of the Government.

(5.) Wharf Accommodation at Circular Quay:—Mr. J. Watson asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has any Plan been approved of by the Government for increasing the Wharfage accommodation at the Circular Quay?
- (2.) If so, by whom was such Plan prepared, and what is the estimated cost of the same?
- (3.) With what material is it proposed to make such improvements?
- (4.) What amount has already been voted by Parliament, and when, for carrying out such improvements?
- (5.) When will tenders be called for carrying out such improvements, and what is the cause of the delay in calling for tenders for a work so necessary?

Mr. Lackey answered,—

- (1.) A plan has been submitted, which will be laid before the Assembly previous to the additional vote of £40,000 being submitted.
- (2.) By the Department of Works. The estimated cost is £120,000.
- (3.) Iron, wood, and stone.
- (4.) £89,000. The £89,000 is included in the Loan Act for 1873, which was assented to on the 25th April of that year.
- (5.) Tenders have been invited.

(6.) New Street in front of Post Office:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—Has an application been made to the Government to grant or let to the Bank of New South Wales, for two years or for a lesser term, the Site of the intended new Street in front of the Post Office; if so, is it their intention to comply with the request?

Mr. Robertson answered,—The Bank of New South Wales require to make certain changes with regard to their premises, and have asked the Government for six months use of the land alluded to. The Government have intimated that they will not be unwilling to let them have it on terms to be agreed upon.

(7.) Road from Gunning to Queanbeyan:—Mr. Fitzpatrick asked the Secretary for Public Works, pursuant to Notice,—When will Tenders be called for the repair of the Road from Gunning to Queanbeyan, *via* Gundaroo?

Mr. Lackey answered,—The local officer has been instructed to lose no time in preparing the necessary specifications, and tenders will probably be invited within a week.

(8.) Post and Telegraph Office, Burrowa:—Mr. J. Watson asked the Postmaster General, pursuant to Notice,—

- (1.) Has he received any further information to that given in his answer to my Question of Friday, the 31st March, with reference to the delay in opening the new Post and Telegraph Offices at Burrowa; and if so, what is the nature thereof?
- (2.) When will the buildings referred to be used for the purposes for which they were erected?

Mr. Burns answered,—I am informed by the Colonial Architect that the offices are finished, and I intend to have them occupied with the least possible delay.

(9.) Adelong Common:—Mr. Baker asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has the attention of the Government been drawn to the public inconvenience existing at Adelong by reason of the Trustees of the Common at that place being unable, by the decisions of the Bench of Magistrates, to enforce the regulations relating to the running of stock on such Common?
- (2.) Have the Bench of Magistrates at Adelong been furnished with the Attorney General's opinion in relation to the power of the Trustees of the Adelong Common to make and enforce regulations to regulate the affairs of such Common?
- (3.) If such opinion has been furnished to the Bench of Magistrates, have they taken any notice of it, or signified what they intend to do in the matter?
- (4.) As instituting legal proceedings by the Trustees against the Magistrates would be a costly affair, and the matter is one of public concernment, will the Government cause the matter to be looked into, with a view of enabling the public of Adelong to have the use and enjoyment of the Common, which has been placed under trust for their use?

Mr. Robertson answered,—The matter to which my Honorable Friend alludes is one of very great difficulty, and if I were to attempt to answer it, it would take a very long time, as it involves the necessity of reading a long opinion of the Attorney General; but I will, on Tuesday next, lay the papers upon the Table, which will properly exhibit the whole matter.

(10.) Conditional Purchases made on Reserves:—Mr. Baker asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to introduce this Session a Bill for the legalizing of certain Conditional Purchases which have been inadvertently made on Reserves and within population boundaries?

Mr. Garrett answered,—I will move for leave to introduce a Bill to-day.

(11.) Bridge over the Hawkesbury at Richmond:—Mr. Moses asked the Secretary for Public Works, pursuant to Notice,—Have the Government completed the purchase, and taken possession of the Bridge at Richmond, on the Hawkesbury River; if so, do they intend imposing the same scale of charges as were collected by the Company?

Mr. Lackey answered,—The purchase of the bridge was completed, and possession taken, on the 1st instant. The scale of tolls to be charged is still under consideration, in the meantime the rates as charged by the Company are being collected.

2. ILLAWARRA RAILWAY:—*Mr. Charles*, on behalf of *Mr. Gray*, presented a Petition from Miners and others employed in the Illawarra Collieries, in favour of the construction of a Railway from the deep waters of Sydney Harbour to Wollongong.
Petition received.
3. HANSON'S TRUST BILL:—*Mr. Leary*, on behalf of *Mr. Stephen Brown*, presented a Petition from Elizabeth Esther Hanson and William Henry Piesley, Trustees under the Will of the late Alexander Charles Hanson, praying for leave to bring in a Bill to enable the Trustees of the Will of Alexander Charles Hanson, deceased, to sell, or join with the proper persons in selling, certain Trust Real Estate.
And *Mr. Leary* having produced the *Government Gazette*, and the *Sydney Morning Herald* newspaper, containing the Notices required by the 59th Standing Order,—
Petition received.
4. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—*Mr. Davies* presented the following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays:—
(1.) From Citizens of Sydney.
(2.) From Officers and Members of the Life-boat Lodge of I.O.G.T. at the Mariners Church Reading Room, Sydney.
(3.) From Officers and Members of the Unity Lodge of the I.O.G.T., St. Paul's School Room, Redfern.
Petitions received.
5. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—
(1.) By *Mr. Day*. From the Municipal Council of Albury.
(2.) By *Mr. Fitzpatrick*. From the Council for the Municipal District of Yass.
Petitions received.
6. *ADJOURNMENT:—*Mr. J. Watson* moved, That this House do now adjourn.
Debate ensued.

Interruption.

7. BETTING HOUSES SUPPRESSION BILL:—The following Message from His Excellency the Governor was delivered by *Mr. Robertson*, and read by *Mr. Speaker*:—

HERCULES ROBINSON,
Governor.

Message, No. 28.

A Bill, intituled "*An Act for the suppression of Betting Houses*,"—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, 7th April, 1876.

8. ADJOURNMENT:—The Debate on the motion for the adjournment of the House—interrupted by a Message from His Excellency the Governor—resumed.
Question,—That this House do now adjourn,—put and negatived.
9. PAPER:—*Mr. Lucas* laid upon the Table,—Return to an Order, made on 29th March, 1876, in reference to the case of *Cosgrove and Party v. Carter*.
Ordered to be printed.
10. JAMES FREW:—*Mr. Cameron* presented a Petition from *James Frew*, alleging that he is in danger of being ousted from certain land conditionally purchased by him at Port Hacking Creek; and praying the House to take his case into consideration, and grant him protection.
Petition received.
11. ENDOWMENT TO MUNICIPAL COUNCIL OF PADDINGTON ("*Formal*" Motion):—*Mr. Sutherland* moved, pursuant to Notice, That the Report of the Select Committee on "*Endowment to Municipal Council of Paddington*," brought up on 29th March, be now adopted.
Question put and passed.
12. POSTPONEMENT:—The Order of the Day for the second reading of the Sites for Places of Public Worship Bill postponed until Friday, 21st April.
13. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL:—The Order of the Day having been read,—*Mr. Terry* moved, That the Report from the Committee of the Whole on this Bill be now adopted.
Question put.
The House divided.

Ayes, 16.

<i>Mr. Robertson,</i>	<i>Mr. Montague,</i>
<i>Mr. Lucas,</i>	<i>Mr. H. C. Dangar,</i>
<i>Mr. Lackey,</i>	<i>Mr. Farnell,</i>
<i>Mr. Garrett,</i>	<i>Mr. Macintosh,</i>
<i>Mr. Burns,</i>	<i>Mr. Scholey,</i>
<i>Mr. Baker,</i>	<i>Tellers.</i>
<i>Mr. J. Watson,</i>	<i>Mr. Terry,</i>
<i>Mr. Goold,</i>	<i>Mr. Jacob.</i>
<i>Mr. Day,</i>	

Noes, 12.

<i>Mr. Stevens,</i>	<i>Mr. Shepherd,</i>
<i>Mr. R. B. Smith,</i>	<i>Tellers.</i>
<i>Mr. Parkes,</i>	<i>Mr. Leary,</i>
<i>Mr. Driver,</i>	<i>Mr. Cameron</i>
<i>Mr. G. A. Lloyd,</i>	
<i>Mr. Davies,</i>	
<i>Mr. R. Forster,</i>	
<i>Mr. Hoskins,</i>	
<i>Mr. McElhone,</i>	

And so it was resolved in the affirmative.

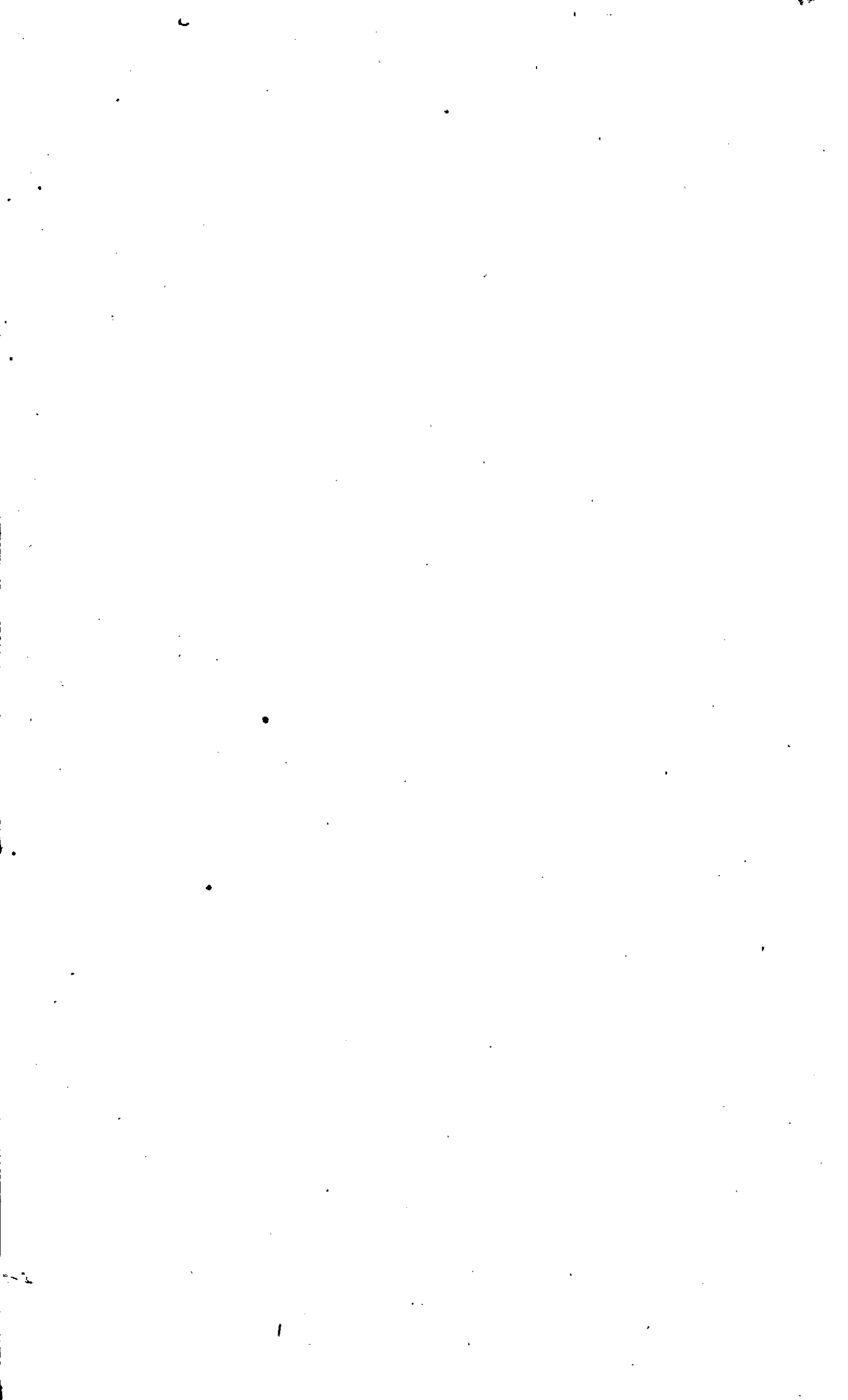
Ordered, that the Bill be read a third time on Friday, 21st April.

14. **POSTPONEMENT** :—The Order of the Day for the second reading of the Quiet of the Subjects Act Extension Bill postponed until Friday, 21st April.
15. **THROSBY'S LEASING BILL** :—The Order of the Day having been read,—Mr. Leary moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Leary, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Leary, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
16. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Cattle Sale-Yards Act Amendment Bill; second reading;—*until Friday, 21st April.*
(2.) Sale of Liquors Licensing Act Amendment Bill; second reading;—*until Friday, 21st April.*
(3.) Public Vehicles Regulation Bill; to be further considered in Committee;—*until Tuesday next.*
(4.) Petition of William Dunn; consideration in Committee of Petition;—*until Friday, 21st April.*
(5.) Jury Laws Amendment Bill (No. 2); second reading;—*until Friday, 21st April.*
(6.) Sites for Schools; consideration in Committee of the Whole of the expediency of bringing in a Bill;—*until Friday, 21st April.*
(7.) Newcastle Paving and Public Vehicles Regulation Bill; second reading;—*until Friday, 28th April.*
(8.) District Courts Act Amendment Bill; second reading;—*until Friday, 21st April.*
(9.) District Courts Act Amendment Bill (No. 3); second reading;—*until Friday, 21st April.*
17. **EMPLOYMENT OF CHILDREN** :—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. 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 Additional Estimates for the year 1876 the sum of £4 2s. 6d., to defray the expenses of Witnesses who gave their evidence before the Select Committee on "Employment of Children." Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution
Ordered, on motion of the Chairman (*with the concurrence of the House*), that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows :—
Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for the year 1876 the sum of £4 2s. 6d., to defray the expenses of Witnesses who gave their evidence before the Select Committee on "Employment of Children."
On motion of Mr. Farnell, the Resolution was read a second time, and agreed to.
18. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Bathurst Presbyterian Church Trustees Enabling Bill (*as amended and agreed to in Select Committee*); second reading;—*until Tuesday next.*
(2.) Cheques and Drafts Amendment Bill reported; adoption of Report;—*until Tuesday next.*
(3.) Hastings Electorate Subdivision Bill; second reading;—*until Friday, 28th April.*
(4.) Church and School Lands Roads Alienation Bill; second reading;—*until Friday, 21st April.*
19. **BATHURST MARKETS AMENDMENT BILL** :—The Order of the Day having been read, Mr. Driver moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Farnell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.
Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 21st April.
20. **POSTPONEMENT** :—The Order of the Day in reference to Railway Extension postponed until Tuesday next.
21. **TAMWORTH ROMAN CATHOLIC CHURCH TRUSTEES BILL** :—The Order of the Day having been read,—Mr. G. A. Lloyd moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lloyd, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Lloyd, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.

22. BATHURST HOSPITAL BILL (No. 2) :—The Order of the Day having been read,—Mr. Garrett moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair ; and the Chairman reported the Bill without amendment.
On motion of Mr. Garrett that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 73.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 11 APRIL, 1876.

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

QUESTIONS:—

(1.) Level of Nepean River:—Mr. Macintosh asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the altitude above the sea of the summer level of the Nepean River at the Penrith Railway Bridge, at the junction of the Warragamba, and at the Pheasant's Nest?
- (2.) What was the total estimated quantity of water that passed the water-gauges at Broughton's Pass and at the Pheasant's Nest during March, 1876?
- (3.) What is the estimated daily quantity of water ordinarily passing over the bed of the rivulet in Erskine Valley at an altitude of 350 feet above sea level?

Mr. Lackey answered,—

- (1.) The altitude of the River Nepean above high water, Sydney, is 48 feet. At the junction of the Warragamba it is about the same—48 feet. At the Pheasant's Nest it is 436 feet.
- (2.) 202,000,000 gallons.
- (3.) I have not been able to get this information yet; but hope to have it in a few days.

(2.) Conditional Purchases made by Coulson Murphy:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Did a person named Coulson Murphy in 1875 select 180 acres of land in the Parish of Pickering, County Wellesley, District of Monaro, and only get 73 acres; if so, what is the reason he did not get his whole selection?
- (2.) Did he on 10th June, 1875, select 320 acres at Bombala Land Office, he being advised by Mr. Secretary Stephen that the land was not alienated, and was open to selection?
- (3.) Is his selection of 320 acres referred to arbitration; if so, why, and when will the arbitration come off, and what is the cause of the delay in the case being arbitrated?
- (4.) For what reason was the case referred to arbitration, and is it a fact that the only improvement on the land is 26 chains of log fencing, worth £14, for which the lessors of the Run have claimed 40 acres under improvement clause of Land Act?

Mr. Garrett answered,—

- (1.) No.
- (2.) He selected 320 acres on the 10th July. No advice appears to have been given in the matter by the Under Secretary.
- (3.) A portion of 40 acres out of the selection was said to be improved, and an appraisalment having been claimed according to law, the necessary steps were taken, and the award duly made.
- (4.) The award is that the improvements are worth £40, entitling the maker of the improvements to take out 40 acres.

(3.) Supply of Coal for Great Southern and Western Railways:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Who are the Sureties accepted by the Government for the due fulfilment of Mr. W. Pitt's contract for the supply of Engine Coal for the Great Southern and Western Railways during the year 1876?
- (2.) What is the amount of the bond entered into by the said Sureties?
- (3.) Are the said Sureties in any way connected with Mr. Brown's Eskbank Colliery; and if so, is it a fact that one of them is the engine driver, and the other working in the mine?

Mr.

Mr. Lackey answered,—

(1.) The sureties are Robert Pitt and Thomas Costello.

(2.) The amount of bond is £300.

(3.) I am not aware whether the sureties are connected with the Eskbank Colliery, but I will cause further inquiry to be made.

(4.) Telegraph Wire :—Mr. McElhone asked the Secretary for public Works, pursuant to Notice,—Is there a Contract for Telegraph Wire; if so, who is the Contractor; were Tenders called for in the usual way by advertising; what is the contract price per ton, and what is the name of the Contractor?

Mr. Lackey answered,—There is no contract for the regular supply of Telegraph Wire; but in cases where large parcels of wire have been required Tenders were called in the usual way by advertisement, or ordered through the Agent General, and the price paid per ton was £34. Names of parties tendering, Messrs. Oppenheimer & Co., Sydney, Messrs. Oppenheimer & Co., Melbourne, Messrs. Mitchell & Co., Sydney. Parcels of wire have been purchased under private offer as required at £31 10s. to £32 per ton, being £2 to £2 10s. per ton less than that offered by public tender.

(5.) Mail Route from Obley to Cannonbar :—Mr. Lord asked the Postmaster General, pursuant to Notice,—

(1.) Was a Petition sent to him asking for an alteration of the Mail Route from Obley to Cannonbar?

(2.) Upon whose recommendation was the alteration made from Obley to Willeroon?

(3.) What is the present arrangement for carrying the Mail from Obley to Willeroon, and how often does it run?

Mr. Burns answered,—

(1 and 2.) I have received no Petition for an alteration in the Mail Route from Obley to Cannonbar. The alteration made on the 1st October was adopted on the recommendation of Mr. Postal Inspector Buchanan, who had travelled through the district, and reported that all parties interested had agreed to the proposed change. I can also say that no complaints have reached me in reference to this matter.

(3.) A tender has been accepted for the conveyance of the mails between Obley and Dandaloo once a week to the end of the present year. I have not succeeded, after five attempts in inviting tenders, in obtaining a contract for the Dandaloo and Willeroon portion, but am about again inviting tenders for the service from Dandaloo to either Willeroon or Cannonbar. In the meantime the local Postmasters have been instructed to engage special conveyances for a weekly mail.

(6.) Mudgee Road Contracts :—Mr. Farnell asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it true that the Road Superintendent has cut down or shortened the works on any of the Mudgee Road Contracts?

(2.) What amount of money is due to Contractors on the present Contracts, and what are the names of the Contractors?

Mr. Lackey answered,—

(1.) It was found necessary to exercise the power given by the specification to reduce two contracts Nos. 10 and 16E by £869 7s., as the money was more urgently required for other works on the road.

(2.) There does not appear to be anything now due to Contractor, but on completion of work on hand for both Contracts there will be £847 due to him. Both Contracts are in the hands of William Conn.

(7.) Bonus to Draftsmen :—Mr. Farnell asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the Acting Auditor General reported that the Land Titles Draftsmen cannot without Parliamentary sanction participate in the amount voted for bonuses?

(2.) Was the same objection raised against the Draftsmen in the Mining Department receiving theirs?

(3.) Will the Colonial Secretary cause to be placed on the Additional Estimates for 1876 an amount sufficient for a bonus to the Draftsmen of the Land Titles Office, similar to that received by the Draftsmen in the Survey Office, Crown Lands Office, and Mining Department?

Mr. Robertson answered,—

(1.) Yes, substantially so.

(2.) No.

(3.) I will make inquiries; but I do not see that the cases of the Land Titles Officers are at all the same as those of the Crown Lands and Mining Departments.

(8.) Conditional Purchase made by William Everingham :—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) In reference to the case of William Everingham, questions relating to whose selection were answered by him on the 31st March last,—Has the said William Everingham forwarded to him a statutory declaration to the effect that at the date of selection by him improvements were not on the land over the value of £10?

(2.) Has he received a declaration of the value of improvements from Mr. C. B. Lowe?

(3.) On what day did William Everingham apply for the land in dispute?

(4.) On what day did Mr. C. B. Lowe apply for the said land, who acted as his agent, and what is the abstract number and date of lease on which improvements are?

(5.) What was the nature of improvements stated in Mr. Lowe's application?

(6.) Is he aware that the improvements declared to be on the land at the dates of application by William Everingham and C. B. Lowe are at present on the land, and no more, and were there at the time the Surveyor made his report, and which he valued at £8; if not, will he make inquiries?

(7.) Will the Secretary for Lands provisionally revoke the cancellation of the Conditional Purchase made by the said William Everingham pending the appraisalment?

(8.) Will the Secretary for Lands, for the information of Free Selectors, inform him whether at the date of application for a Conditional Purchase improvements to the value of £10 and upwards must be on the land to bar a selection?

Mr.

Mr. Garrett answered,—

- (1.) Yes, his own declaration.
 - (2.) A statement in writing ; not a statutory declaration.
 - (3.) 26th January, 1875.
 - (4.) 1st April, 1875, in person, and the improvements were made on a portion on a pre-lease granted in virtue of adjoining freehold of Lowe's.
 - (5.) Huts and sheep-yards.
 - (6.) It was stated by the Surveyor that there were improvements worth £8 at the date of the selection ; but that improvements to the value of £50 had just prior to Everingham's Conditional Purchase been burnt, and that a contract had been previously taken by Lowe for the re-erection of the improvements which had been burnt.
 - (7.) This course is unnecessary.
 - (8.) Yes, without prejudice to the rights of parties in such cases as the present.
- (9.) Application of H. E. A. Wells to purchase Land :—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—
- (1.) Did H. E. A. Wells make application under the improvement clause of the Land Act to purchase 20 acres of land, County of Wellington, parish of Merinda, leased to him as a market garden, and which had improvements on to the value of £100 ?
 - (2.) Was the said H. E. A. Wells allowed the said land ?
 - (3.) Is the said H. E. A. Wells entitled under the Gold Fields Act to have the land measured in 2-acre blocks ; if so, will he instruct the Surveyor to measure the same ?

Mr. Garrett answered,—

- (1.) Yes, on the 10th June, 1874 ; value of improvements, £60.
 - (2.) The application has not yet been fully dealt with.
 - (3.) The papers were sent to the Surveyor for report and measurement, if unobjectionable, on 21st July, 1874. Until the case shall have been reported upon it cannot be stated to what the applicant is entitled.
- (10.) Village Reserve, Upper Meroo :—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—
- (1.) Is he aware that the Village Reserve situated at Upper Meroo, in the Parish of Warratra, and County of Wellington, is held by Messrs. Lamb and Roberts as a pre-emptive right, who are fencing across the said Reserve to the annoyance of miners and others resident thereon ; if not, will he make inquiries, and cancel the lease ?
 - (2.) Has a Petition been received from P. Fox, informing him of the above circumstances, and when will the prayer of his Petition be attended to ?

Mr. Garrett answered,—

- (1.) The Village Reserve referred to was included in the Lease under the Report of the Gold Commissioner.
 - (2.) No such petition has been received at the Lands Department, but inquiry will be made into the facts of the case.
- (11.) Collection of Tolls at Richmond Bridge :—*Mr. Macintosh*, on behalf of Mr. Buchanan, asked the Secretary for Public Works, pursuant to Notice,—
- (1.) The name of the Collector of Tolls recently placed in charge of the Richmond Bridge ?
 - (2.) Is the Government aware that this Collector is deviating from the fixed scale of Tolls, and is using a discretionary power in charging for sheep and cattle ?
 - (3.) Has the said Collector any such discretionary power ; and if not, will the Government at once put a stop to this extraordinary assumption on the part of this Collector ?

Mr. Lackey answered,—

- (1.) John Edmunds.
 - (2.) The Government is aware that on one occasion, through excess of zeal, and because the Company's Lessee had done so, he took a less toll than he should have taken for some sheep that crossed the bridge.
 - (3.) No ; he was instructed on the 4th instant that he had no such authority.
- (12.) The Case of John Gibson :—Mr. Baker asked the Secretary for Mines, pursuant to Notice,—
- (1.) Has he considered the case of John Gibson, of Araluen, about which the Warden was instructed to report in February last ?
 - (2.) If the Warden has not reported, will the Minister cause him to do so, or else investigate the matter himself as soon as may be possible ?

Mr. Lucas answered,—Yes, and the result was communicated to the Petitioner by letter, dated 7th March, 1876.

- (13.) Mining Regulations :—Mr. Baker asked the Secretary for Mines, pursuant to Notice,—Considering it is now highly probable that the Government will not be able this Session to introduce a Bill to amend the present Mining Act,—Is it his intention to amend, during the recess, the Mining Regulations relating to Auriferous Leases, and also to Mineral Leases ?

Mr. Lucas answered,—Yes.

- (14.) Sheep Quarantine Station at Albury :—Mr. Day asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is he aware that the sheepowners of the south-western districts of this Colony are suffering great inconvenience and serious pecuniary loss for the want of a Sheep Quarantine Station on the Murray River at Albury ?
- (2.) Is it the intention of the Government to meet this difficulty by establishing a Quarantine Station at Albury, to allow stud sheep to be introduced into New South Wales at the above place as well as at Sydney ?

Mr. Garrett answered,—

- (1.) The Government are aware that the want of Sheep Quarantines on the Murray is occasioning loss and inconvenience, and some time ago took the opinion of the Boards of Sheep Directors in the

South

South Western Districts as to the expediency of establishing these Quarantines, but the majority of the Boards were opposed to their establishment until it was officially announced that the sheep in Victoria were declared free from scab.

(2.) This announcement is expected shortly to be made by the Government of Victoria, and when it is this Government will take the necessary steps in the matter.

2. PAPERS:—

Mr. Lucas laid upon the Table,—Further Return to an Order, made on 29th March, 1876, in reference to the case of Cosgrove and Party *v.* Carter.

Ordered to be printed.

Mr. Robertson laid upon the Table,—

(1.) Return to an Address, adopted on 10th March, 1876, in reference to the case of The Queen *v.* John Lawrence.

(2.) Return to an Order, made on 10th March, 1876, in reference to Public Education.

(3.) Return to an Address, adopted on 24th February, 1876, in reference to the case M'Donald *v.* Byrnes.

(4.) Return to an Address, adopted on 29th February, 1876, in reference to the appointment of a Coroner for the M'Guigan's Lead District.

(5.) Return to an Address, adopted on 29th February, 1876, in reference to the case of Pierce Collett.

(6.) By-laws of the University of Sydney.

(7.) Report of the Astronomer of the Government Observatory, Sydney, for 1874 and 1875.

(8.) By-laws of the Municipal District of Leichhardt.

Ordered to be printed.

Mr. Garrett laid upon the Table,—

(1.) Abstract of Crown Lands reserved from Sale until Surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.

(2.) Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th section of the same Act.

Ordered to be printed.

Mr. Lackey laid upon the Table,—Return to an Order, made on 30th November, 1875, in reference to a Railway from Grafton to Glen Innes.

Ordered to be printed.

3. SHIPPING AND TRIMMING COALS AT NEWCASTLE:—Mr. Dibbs presented a Petition from Merchants, Agents, and others, engaged and concerned in shipping and trimming coals on board vessels in the Port of Newcastle, complaining of a Regulation recently put into operation respecting cranes, staiths, and wharfs at the Port of Newcastle, and praying the House to inquire into the matter, with a view to relief.
Petition received.

4. ENDOWMENT OF MUNICIPALITIES:—Mr. Terry presented a Petition from the Municipal Council of Armidale in favour of the endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.

5. SUPPLY OF WATER TO CITY OF NEWCASTLE (*"Formal" Motion*):—Mr. G. A. Lloyd moved, pursuant to Notice,—That this House will, on Friday, 21st April, resolve itself into a Committee of the Whole to consider the propriety of presenting an Address to the Governor, praying that His Excellency will be pleased to appoint a Commission to inquire into the best means of supplying the City of Newcastle and the surrounding mining townships with water, and the probable cost thereof; and that he will also be pleased to cause to be placed on an Additional Estimate for the present year a sum sufficient to cover the expense of such Commission.
Question put.

The House divided.

Ayes, 16.

Mr. Robertson,	Mr. Stevens,
Mr. Lucas,	Mr. R. Forster,
Mr. Garrett,	Mr. Day,
Mr. Burns,	Mr. Leary,
Mr. Dibbs,	Mr. Fitzpatrick,
Mr. Davies,	<i>Tellers.</i>
Mr. G. A. Lloyd,	
Mr. Cameron,	Mr. Macintosh,
Mr. Piddington,	Mr. Shepherd.

Noes, 6.

Mr. Booth,
Mr. Montague,
Mr. Farnell,
Mr. McElhone,

Tellers.

Mr. Terry,
Mr. Moses.

And so it was resolved in the affirmative.

6. GOVERNMENT BANKING BUSINESS (*"Formal" Motion*):—Mr. Dibbs moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—

(1.) The average weekly balances of Government Money in the hands of the Bank of New South Wales during the three years ending 31st March, 1876, and the total amount of interest paid to Government on such balances.

(2.) The amount of commissions on the sale of Government Debentures and of exchange for transmitting moneys to and from London paid by Government to the said Bank during the three years ending 31st March, 1876.

(3.) The amount of Government Money in the hands of the Bank of New South Wales in Sydney and London on 31st March, 1876, and the amount then carrying interest, and the rate of interest per annum payable to Government.

Question put and passed.

7. HANSON'S TRUST BILL (*"Formal" Motion*):—Mr. Leary, on behalf of Mr. Stephen Brown, moved, pursuant to Notice, That leave be given to bring in a Bill to enable the Trustees of the Will of Alexander Charles Hanson, deceased, to sell, or join with the proper persons in selling, certain Trust Real Estate.

Question put and passed.

8. ILLAWARRA RAILWAY ("Formal" Motion):—*Mr. Davies*, on behalf of *Mr. Gray*, moved, pursuant to Notice, That the Petition presented by him on 7th April, from the Coal Miners and others employed in the Illawarra Collieries, in favour of the construction of the Illawarra Railway, be printed.
Question put and passed.
9. ENDOWMENT OF MUNICIPALITIES ("Formal" Motion):—*Mr. Day* moved, pursuant to Notice, That the Petition presented by him on 7th April, from the Borough Council of Albury, in reference to Municipal Endowment, be printed.
Question put and passed.
10. JAMES FREW ("Formal" Motion):—*Mr. Cameron* moved, pursuant to Notice, That the Petition presented by him on 7th April, from *James Frew*, of Port Hacking, be printed.
Question put and passed.
11. PETITION OF WILSON AND CAWLEY ("Formal" Motion):—*Mr. Davies*, on behalf of *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 *Henry Wilson* and *Michael Cawley*, presented to this House on 27th January last.
(2.) That such Committee consist of *Mr. Garrett*, *Mr. Farnell*, *Mr. Warden*, *Mr. Cameron*, *Mr. Charles*, *Mr. Davies*, *Mr. Day*, *Mr. Macintosh*, *Mr. Terry*, and the Mover.
Question put and passed.
12. RAILWAY FROM GRAFTON TO GLEN INNES ("Formal" Motion):—*Mr. Dibbs* moved, pursuant to Notice, That the Petition presented by him on 5th April, from the Chairman of the Clarence and New England Railway League, in favour of a Railway line from the Clarence to Glen Innes, be printed.
Question put and passed.
13. FOOD OR DRINK ADULTERATION PREVENTION BILL ("Formal" Motion):—*Mr. Farnell*, on behalf of *Mr. Driver*, moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the propriety of bringing in a Bill to prevent the adulteration of Articles of Food or Drink.
Question put and passed.
14. SPECIAL ADJOURNMENT:—*Mr. Robertson* moved, pursuant to Notice, That this House at its rising on Thursday next do adjourn until "Tuesday, the 18th instant."
Debate ensued.
Mr. Piddington moved, That the Question be amended, by the omission of the words "Tuesday, the 18th instant," with a view to the insertion in their place of the words "Wednesday, the 19th instant, at Seven o'clock."
Question proposed, That the words proposed to be omitted stand part of the Question.
Debate continued.
Question put, That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 17.

<i>Mr. Robertson,</i>	<i>Mr. R. Forster,</i>
<i>Mr. Garrett,</i>	<i>Mr. Dibbs,</i>
<i>Mr. Burns,</i>	<i>Mr. Farnell,</i>
<i>Mr. Lucas,</i>	<i>Mr. Davies,</i>
<i>Mr. Shepherd,</i>	<i>Mr. Cameron,</i>
<i>Mr. Leary,</i>	<i>Tellers.</i>
<i>Mr. Macintosh,</i>	
<i>Mr. Montague,</i>	<i>Mr. Terry,</i>
<i>Mr. Day,</i>	<i>Mr. T. G. Dangar.</i>
<i>Mr. Moses,</i>	

Noes, 4.

<i>Mr. G. A. Lloyd,</i>
<i>Mr. Piddington,</i>
<i>Tellers.</i>
<i>Mr. Stevens,</i>
<i>Mr. Fitzpatrick.</i>

And so it was resolved in the affirmative.
Original Question then put and passed.

15. HANSON'S TRUST 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 enable the Trustees of the Will of *Alcander Charles Hanson* deceased to sell or join with the proper persons in selling certain Trust Real Estate,"—read a first time.
16. YANKO CREEK RESERVE:—*Mr. Piddington* moved pursuant to Notice, That there be laid upon the Table of this House, copies of all Reports, Letters, Minutes, Plans, or other Papers, in connection with the Reserves of Crown Lands known as the Yanko Creek Reserve, within one mile of the Yanko Creek from the Murrumbidgee River to its junction with the Billabong Creek; and within one mile of the Colombo from its outflow from the Yanko Creek to its junction with the Billabong Creek, in the Counties of *Boyd*, *Mitchell*, *Urana*, and *Townsend*, from the year 1865 to 1873 inclusive.
Question put and passed.
17. ROAD FROM NEWCASTLE TO WALLSEND:—*Mr. Stevens* moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1876, a sum not exceeding £600 for that portion of the Road from Newcastle to Wallsend lying between the townships of *Hamilton* and *Lambton*.
Debate ensued.
Question put and passed.
18. THE CASE OF COSGROVE AND PARTY v. CARTER:—*Mr. Terry* moved, pursuant to Notice (as amended by consent),—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the case of *Cosgrove and Party v. Carter*, in reference to a certain Mineral Selection on *Joadja Creek*, and that all Papers laid upon the Table of the House by the Honorable the Secretary for Mines in reference to the said Selection be referred to the Committee.

(2.)

- (2.) That such Committee consist of Mr. Farnell, Mr. Dibbs, Captain Onslow, Mr. Lucas, Mr. Sutherland, Mr. Macintosh, Mr. Gray, Mr. Jacob, Mr. W. H. Suttor, and the Mover.
 Debate ensued.
 Mr. Farnell moved, That this Debate be now adjourned until this day fortnight.
 Debate continued.
 Question,—That this Debate be now adjourned until this day fortnight,—put and passed.
19. **CONDITIONAL PURCHASE MADE BY MADELINE BOLAND** :—Mr. Macintosh moved, pursuant to Notice (*as amended by consent*), That there be laid upon the Table of this House, copies of all Applications, Correspondence, Reports, Proclamations, Plans, or other Documents, having reference to the Conditional Purchase, at Penrith, by Madeline Boland, on the 11th November, 1875, of 41 acres of land, situate at Springwood, in the County of Cook.
 Debate ensued.
 Question put and passed.
20. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS** :—
- (1.) Mr. Davies moved, pursuant to Notice, That the three Petitions presented by him on 7th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (2.) Mr. Lucas moved, pursuant to Notice, That the Petition presented by him on 6th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (3.) Mr. Cameron moved, pursuant to Notice, That the two Petitions presented by him on 6th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (4.) Mr. Davies moved, pursuant to Notice, That the two Petitions presented by him on 6th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Debate ensued.
 Question put and passed.
 - (5.) *Mr. Piddington*, on behalf of Mr. G. A. Lloyd, moved, pursuant to Notice, That the Petition presented by him on 6th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (6.) Mr. Macintosh moved, pursuant to Notice, That the three Petitions presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (7.) Mr. Davies moved, pursuant to Notice, That the four Petitions presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (8.) Mr. Robertson moved, pursuant to Notice, That the Petition presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (9.) *Mr. Robertson*, on behalf of Mr. Stuart, moved, pursuant to Notice, That the two Petitions presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (10.) Mr. Burns moved, pursuant to Notice, That the Petition presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (11.) *Mr. Cameron*, on behalf of Mr. Baker, moved, pursuant to Notice, That the Petition presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (12.) *Mr. Piddington*, on behalf of Mr. Cunneen, moved, pursuant to Notice, That the Petition presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
 - (13.) *Mr. Davies*, on behalf of Mr. J. Watson, moved, pursuant to Notice, That the Petition presented by him on 5th April, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
21. **REFUND OF MONEY TO CONDITIONAL PURCHASERS** :—Mr. McElhone moved, pursuant to Notice, That in consequence of the great delay of the Government in refunding money to Selectors who do not get the land they select, the Government should devise some plan by which they can get their money refunded without delay.
 Debate ensued.
 Motion, by leave, withdrawn.
22. **CHARGES OF DRUNKENNESS** :—Mr. Davies moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—
- (1.) The number of persons convicted, fined, and discharged for Drunkenness at the Central and Water Police Courts on Mondays during the year 1875.
 - (2.) A like Return showing the number for the same causes during the other five days of the week of the same year as above.
- Debate ensued.
 Notice was taken that there was not a Quorum present.
 Mr. Speaker counted the House, and there being only seventeen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Davies, Mr. Dibbs, Mr. Farnell, Mr. Garrett, Mr. Hill, Mr. Lucas, Mr. Macintosh, Mr. Montague, Mr. Parkes, Mr. Piddington, Mr. Robertson, Mr. Scholey, Mr. Shepherd, Mr. Stevens, and Mr. Terry,—
 Mr. Speaker adjourned the House at nineteen minutes before Eight o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 APRIL, 1876.

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

QUESTIONS :—

- (1.) By-laws for East Maitland Reserves :—Mr. Scholey asked the Secretary for Lands, pursuant to Notice,—When will the By-laws of the East Maitland Reserves be forwarded to the Municipal Council as Trustees ?

Mr. Garrett answered,—Certain suggested amendments in the By-laws referred to, submitted by Mr. Scholey, M.P., under date 8th February last, have been brought under the consideration of the Honorable the Attorney General. They cannot be forwarded to the Trustees until finally approved, which will be in the course of a few days.

- (2.) Sand Drift at Newcastle :—Mr. G. A. Lloyd asked the Secretary for Lands, pursuant to Notice,—Have the Government arrived at any decision with regard to the Sand Drift at Newcastle; if so, will he be good enough to state what is intended to be done ?

Mr. Garrett answered,—The Mayor of Newcastle, in reply to the reference made to him on the subject last month, has stated that the sum of £2,000 will be required, and requested that the amount may be placed on the Additional Estimates. I have referred the Mayor's letter for the Report of the Director of the Botanic Gardens, who some time ago superintended certain works for the prevention of the sand drift in another part of the City of Newcastle. Mr. Moore's Report has only been received to-day, so that there has been no time for the consideration of the matter.

- (3.) Captain Spalding :—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—When will the Papers, Minutes, &c., connected with the appointment of Captain Spalding, of the Permanent Artillery, to be Adjutant of the Volunteer Artillery, ordered by this House on the 30th November last, be laid upon the Table ?

Mr. Robertson answered,—I will try and lay these documents upon the Table to-morrow; if I am unable to do so then I will on Tuesday next.

- (4.) Running Trains on Good Friday :—Mr. Terry asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to run the Trains on Good Friday ?

Mr. Lackey answered,—No goods trains will be run on this day, and no excursion trains will be run; but, for the convenience of the public, and to prevent delay in delivering the mails, the ordinary passenger trains will be run as usual.

2. SUNDAY TRAFFIC IN INTOXICATING LIQUORS :—Mr. Farnell presented the following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays :—

(1.) For Mr. Stephen Brown,—from Inhabitants of Marrickville, Newtown, and Enmore.

(2.) From Inhabitants of St. Leonards.

(3.) From Inhabitants of Ryde.

Petitions received.

3. GOVERNMENT BANKING BUSINESS :—Mr. Dibbs presented a Petition from Bank Managers of Sydney, referring to a proposed Contract with the Bank of New South Wales for the conduct of the Local and London Banking Business of the Government; and praying the House to exercise its power of disallowance of the said Contract.

Petition received.

4. ROAD THROUGH MR. BADGERY'S LAND:—Mr. Garrett (*by consent*) moved, without Notice, That the Return to Order having reference to the proclamation of a Road from Stonequarry Creek to Road from Barren Grounds, be referred to the Select Committee now sitting on "Road through Mr. Badger's Land."
Question put and passed.
5. PAPERS:—
Mr. Garrett laid upon the Table:—
(1.) Return to an Order, made on 2nd July, 1875, in reference to Gold Fields Reserve at Solferino.
(2.) Return to an Order, made on 22nd February, 1876, in reference to Reserves for Public Recreation on Western and Southern Lines of Railway.
Ordered to be printed.
Mr. Robertson laid upon the Table,—
(1.) Return showing the General Scale of authorized Charges for Officers travelling on Her Majesty's Service in this Colony.
(2.) By-laws of the Borough of Wallsend.
Ordered to be printed.
6. SUPPLY OF COAL FOR RAILWAY PURPOSES:—Mr. Nelson (*by consent*) moved, without Notice, That the Papers laid upon the Table by order of this House, having reference to the supply of Engine Coal for the Western and Southern Railways, be referred to the Select Committee now sitting to inquire into the case.
Question put and passed.
7. NEVELL'S LEASING BILL:—Mr. Farnell presented a Petition from Elizabeth Nevell and Joseph Nevell, praying for leave to bring in a Bill to enable Elizabeth Nevell and Joseph Nevell interested under the Will of the late John Nevell to lease certain lands near Cudgegong, in the Colony of New South Wales.
And Mr. Farnell having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Western Post*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.
8. ENDOWMENT OF MUNICIPALITIES:—Mr. G. A. Lloyd presented a Petition from the Municipal Council of Newcastle, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
9. ENDOWMENT OF MUNICIPALITIES ("Formal" Motion):—Mr. Macintosh, on behalf of Mr. Terry, moved, pursuant to Notice, That the Petition presented by him on 11th April, from the Municipality of Armidale, for increased Endowment, be printed.
Question put and passed.
10. HANSON'S TRUST BILL ("Formal" Motion):—Mr. Leary, on behalf of Mr. Stephen Brown, moved, pursuant to Notice,—
(1.) That Hanson's Trust Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Farnell, Mr. Terry, Mr. Moses, Mr. Leary, Mr. Hill, Mr. T. G. Dangar, Mr. Clarke, and the Mover.
Question put and passed.
11. THROSBY'S LEASING 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 enable Elizabeth Throsby and certain other persons interested under the Will of the late Charles Throsby Esquire to grant building and other Leases of certain Lands near Moss Vale.*"
Question put and passed.
Ordered, that the Bill be returned to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to enable Elizabeth Throsby and certain other persons interested under the Will of the late Charles Throsby Esquire to grant building and other Leases of certain Lands near Moss Vale,*"—returns the same to the Legislative Council without amendment.
Legislative Assembly Chamber,
Sydney, 12th April, 1876.
12. TAMWORTH ROMAN CATHOLIC CHURCH TRUSTEES BILL ("Formal" Order of the Day),—on motion of Mr. G. A. Lloyd, read a third time, and passed.
Mr. Lloyd then moved, That the Title of this Bill be "*An Act to enable the Right Reverend James Murray the Reverend Michael Gough and Daniel Regan Trustees of allotments nineteen and twenty of section fourteen in the Town of Tamworth as Sites for a Roman Catholic Church and School to sell the said allotments and to provide for the appropriation of the proceeds thereof.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Right Reverend James Murray the Reverend Michael Gough and Daniel Regan Trustees of allotments nineteen and twenty of section fourteen in the Town of Tamworth as Sites for a Roman Catholic Church and School to sell the said allotments and to provide for the appropriation of the proceeds thereof,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon, together with original Deeds, and Plan of the portions of land referred to in the Preamble.
Legislative Assembly Chamber,
Sydney, 12th April, 1876.

13. BATHURST HOSPITAL BILL No. 2 (*"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 authorize the sale of the Site of the Bathurst Hospital and to provide for the expenditure of the money received therefrom in the erection of suitable buildings for a like purpose on a new Site.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the sale of the Site of the Bathurst Hospital and to provide for the expenditure of the money received therefrom in the erection of suitable buildings for a like purpose on a new Site,*"—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, 12th April, 1876.*
14. AGREEMENTS VALIDATING BILL:—Mr. 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 as to the validity of Agreements made elsewhere for personal service in New South Wales,*"—returns the same to the Legislative Assembly without amendment.
*Legislative Council Chamber,
Sydney, 12th April, 1876.* JOHN HAY,
President.
15. SALE OF CERTAIN CROWN LANDS LEGALIZING BILL:—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to authorize the sale of certain improved Crown Lands, and to legalize certain Conditional Purchases.
Question put and passed.
16. POSTPONEMENT:—The Order of the Day for the resumption of the Committee of Supply postponed, to follow after the Order of the Day respecting the Gunpowder and Explosive Substances Law Consolidation Bill.
17. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, that the adoption of that report stand an Order of the Day for to-morrow.
18. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.
Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 13 APRIL, 1876 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 75.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 13 APRIL, 1876.

There being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. T. G. Dangar, Mr. Day, Mr. Davies, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Gould, Mr. Lackey, Mr. Leary, Mr. Lucas, Mr. Nelson, Mr. Pilcher, Mr. Robertson, Mr. Scholey, Mr. Stuart, and Mr. Terry,—

Mr. Speaker adjourned the House at half-past Four o'clock, until *Tuesday* next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 76.

VOTES AND PROCEEDINGS

OF THE

LÉGISLATIVE ASSEMBLY.

TUESDAY, 18 APRIL, 1876.

There being only fifteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Cohen, Mr. Dibbs, Mr. Driver, Mr. Garrett, Mr. Goold, Mr. Lackey, Mr. Macintosh, Mr. McElhone, Mr. Meyer, Mr. Pilcher, Mr. Robertson, Mr. Stevens, and Mr. Wisdom,—

Mr. Speaker adjourned the House at half-past Four o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 77.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 APRIL, 1876.

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

QUESTIONS:—

- (1.) Mr. Weston, C.P.S. Coonamble:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—Has any communication been made by the Government to Mr. Weston, C.P.S. at Coonamble, requesting that officer to make an exchange of his present situation; if so, will there be any objection to state the result, or place upon the Table of the House the Papers relating thereto?

Mr. Robertson answered,—Yes; the Minister of Justice and Public Instruction, by letter of 29th November last, caused Mr. Weston to be informed that the Cabinet, after due consideration, had decided he should be told that an exchange would be imperative, and Mr. Weston was accordingly instructed to take such steps at once in the matter as might be necessary to comply with that decision. Mr. Weston subsequently reported to the Minister of Justice and Public Instruction that he had written to several gentlemen with whom he had opened negotiations, but when they became aware of the smallness of his salary the parties declined to accept; that he is still in communication with people upon the subject, as it is his most earnest desire to leave Coonamble.

- (2.) Loans to the Municipal Council of Sydney:—Mr. Driver, on behalf of Mr. McElhone, asked the Colonial Treasurer, pursuant to Notice,—

(1.) What is the total amount of the sums advanced by the Government of the Colony to the City of Sydney, together with the total amount of interest due by the City to the general Government up to December 31, 1875?

(2.) Does the Government intend to take any steps to secure the repayment of any portion of the debt due by the City to the Colonial Government?

Mr. Robertson answered,—

(1.) The total amount of Debentures issued on account of Sewerage and Water Supply was £417,430, the proceeds of which, amounting to £402,279 13s. 6d., were expended on these works. The interest on these loans to 31st December, 1875, amounted to £207,217 14s. 8d.

(2.) In addition to the Debentures issued for Sewerage and Water Supply there was advanced to the Municipal Council of Sydney in the year 1875, as a Temporary Loan under an Appropriation of Parliament, the sum of £40,000, the interest on which to 31st December, 1875, amounted to £186 6s.

- (3.) Architects employed by the Council of Education:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—

(1.) How many Architects are employed under the Council of Education?

(2.) What amount has been paid by the Council for Architects services during the past five years?

Mr. Robertson answered,—

(1.) Ten.

(2.) £2,612 17s. 9d.

- (4.) Water Supply for Sydney and Suburbs:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—

(1.) What are the names of the Members of the Health and Sewage Board who voted for the Report presented to this House on the 29th March,—“That of the only three schemes of water supply recommended which were worthy of consideration that from the Pheasant's Nest on the Upper Nepean was decidedly the best?”

(2.) How many Members who so voted were Members of the former Water Commission?

Mr. Robertson answered,—

(1.) Messrs. Pell, J. B. Wilson, C. Watt, M. Chapman, J. H. Grundy, J. Bell, G. F. Dansey, B. Palmer, E. O. Moriarty, W. C. Bennett, H. G. Alleyne, and E. T. Adam.

(2.) Four.

(5.)

- (5.) Henderson Road:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—Has his attention been called by deputation to the advantages that would result to the public generally by opening out Henderson Road in the Electorate of Newtown; if so, does he intend to take any steps in the matter, and when?

Mr. Garrett answered,—After a very lengthy correspondence the matter has been brought to this stage, that the Borough Council of Alexandria have undertaken to remove the obstruction to the opening of this road on the 1st of next month.

- (6.) Proposed Iron Wharfs at Circular Quay:—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—The cost incurred in the preparation of plans, specifications, and estimates for the proposed Iron Wharfs for the Circular Quay?

Mr. Lackey answered,—About £120.

- (7.) Improvement of Circular Quay:—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—

(1.) Did the late Government request any Engineer unconnected with the Department of Works to prepare plans, specifications, and estimates for the proposed improvement of the Circular Quay?

(2.) Were such plans, specifications, and estimates prepared?

(3.) What was the cost of such plans, &c.?

(4.) Will the Government lay upon the Table of the House copies of all Correspondence between the Engineer referred to and the Department for Works?

Mr. Lackey answered,—

(1.) The papers in the office seem to show that Mr. Selfe volunteered to prepare a plan for the improvement of the Circular Quay.

(2.) Yes.

(3.) Not known.

(4.) No objection.

- (8.) Water at Erskine Valley:—Mr. Macintosh asked the Secretary for Public Works, pursuant to Notice,—What is the estimated daily quantity of Water ordinarily passing over the bed of the rivulet in Erskine Valley at an altitude of 350 feet above sea level?

Mr. Lackey answered,—There has been as yet no means of ascertaining the information desired.

- (9.) Sea-wall at Coogee:—Mr. Macintosh asked the Secretary for Public Works, pursuant to Notice,—Has the Government had under consideration the Correspondence laid upon the Table of the House having reference to a Sea-wall at Coogee; if so, is it the intention of the Government to submit an amount of money on the Additional Estimates for the present year, as prayed for by Petition of the Trustees?

Mr. Lackey answered,—The sum of £4,000 was placed on the Additional Estimates for 1874 for the construction of Sea-wall at Coogee Bay, but appears to have been withdrawn. It is not the intention of the Government at present to place any sum upon the Estimates for the work in question.

- (10.) The Savings Bank:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) The names of the present Trustees or Directors of the New South Wales Savings Bank?

(2.) How many of such are Directors of the Bank of New South Wales, Sydney?

(3.) How many of such are Directors of other Banking Institutions of the City?

Mr. Robertson answered,—

(1.) The names of the Trustees are Christopher Rolleston, Charles Frith, the Honorable Thomas Ware Smart, M.L.C., the Honorable John Campbell, M.L.C., Wm. Richman Piddington, M.L.A., the Honorable E. C. Weekes, M.L.C., Francis Mitchell, George Hill, the Honorable John Fairfax, M.L.C., George Thornton, Edward Flood, the Honorable John Blaxland, M.L.C., Edmund Fosbery, and Thomas Walker, Esquires.

(2.) Two, including Mr. Walker just appointed, I understand are Directors of the Bank of New South Wales.

(3.) Two

- (11.) Railway to Bullock Island:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—Is Mr. Creer Government arbitrator, Mr. James Hannell arbitrator for Mr. P. Fleming, and Mr. Joseph Eckford umpire, in an arbitration case now pending between the Government and Mr. P. Fleming for land taken for Railway Purposes to Bullock Island, near Wickham?

Mr. Lackey answered,—Mrs. Fleming having decided that her claim to compensation for land taken for Railway purposes should be decided by arbitration, in accordance with the provisions of the Railway Act, named Mr. James Hannell as arbitrator on her behalf, the Commissioner for Railways appointed Mr. Joseph Creer as his arbitrator. The umpire is appointed by the arbitrators, and I understand that they have agreed to appoint Mr. Joseph Eckford.

- (12.) Telegraph Wire and Insulators:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) From whom was the Telegraph Wire purchased at £2 per ton less than other people offered to supply it?

(2.) Is it a fact that until within a short time since the Government were in the habit of supplying contractors for telegraph lines with Wire and Insulators; if so, do they do it now; and if not, why was the practice discontinued?

(3.) Who supplies the Telegraph Wire and Insulators at present; and what is the price paid per ton for Telegraph Wire and Insulators, each or per gross?

(4.) Do the Government intend to call for tenders for the supply of Telegraph Wire and Insulators, so as to give the public a chance to compete for the supply of these articles?

Mr. Lackey answered,—

(1.) Messrs. Oppenheimer & Co., and Messrs. Mitchell & Co.

(2.) Yes; the practice was discontinued to enable the Contractors to purchase their own material.

(3.) There is no Contractor at present for the supply of Telegraph Wire.

(4.) The Government have no intention of calling for tenders for the supply of Telegraph Wire at present.

- (13.) Mr. James Byrnes:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Is Mr. James Byrnes Valuator of Lands for Railway purposes, and is he on the list of Civil Servants; if so, is he the person who is now a candidate for the directory in the Illawarra Steam Company; if so, are persons in receipt of Government pay allowed to act as Directors or Auditors of Banks or other Companies?
 - (2.) Are there any Government Rules or Regulations in reference to persons in the Civil Service of the Colony not being allowed to act as Directors or Auditors of Companies?
- Mr. Lackey answered,—
- (1.) Mr. James Byrnes, Railway Land Valuer, is, I am informed, a candidate for the directory of the Illawarra Steam Company.
 - (2.) I am not aware that there are any Government Rules or Regulations which prevent Mr. Byrnes acting in the position he seeks; but the result of the Honorable Member's motion on this subject will settle the point.
- (14.) Telegraph Wire and Insulators:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Have the Government lent any Telegraph Wire to Mr. Jolly; if so, what quantity, and on what date, and by whose authority was it lent?
 - (2.) Have the Government lent to Mr. Jolly any Insulators; if so, what number, on what dates, and by whose authority were they lent?
- Mr. Lackey answered,—
- (1.) Yes; 15 tons on the 4th January last, and returned to store in March last. It was lent on my authority, on the advice of the Superintendent of Telegraphs.
 - (2.) Yes; 13 cases in September last, returned to store on 11th January last; also lent on my authority, and on the advice of the Superintendent of Telegraphs.
- (15.) By-law of the Municipal Council of Muswellbrook—Wheel Tax:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Has he received notice from the Muswellbrook Municipal Council that they have passed a By-law to levy a Wheel Tax on all Vehicles; if so, does he intend to sanction it?
- Mr. Robertson answered,—No intimation has been received from the Municipal Council of Muswellbrook that they have passed a By-law to levy a Wheel Tax on all Vehicles; indeed, it is stated in a telegram just received from the Town Clerk, in the absence of the Mayor, that there is no intention to put a Wheel Tax on Vehicles.
- (16.) Roads through Crown Lands:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—
- (1.) Is he aware that Messrs. Hungerford, White, and other large land owners throughout the Colony, are occupying large areas of Government land which would be taken up by Free Selectors if roads were proclaimed, but for want of such roads Selectors cannot get to the land to take it up without trespassing?
 - (2.) Will the Government take early measures to proclaim roads to make this land available to the public to select?
- Mr. Garrett answered,—
- (1.) The terms of the Honorable Member's questions are so very wide and general that it would be almost impossible to give a specific answer to them. I may state, however, that the Lands Department are not aware that Messrs. Hungerford, White, or other persons occupy large tracts of public land without paying for them. With regard to roads, the general instructions to the surveyors are to report to the Department whenever they think there is a necessity, or the probability of a necessity arising for new roads, and in all such cases they are instructed to survey them. In all cases I am aware of in this locality where reports have been obtained as to the expediency of opening roads that may have been suggested by surveyors or other persons, instructions have been given to carry them out. Of course this is a process that requires time, but the delay is unavoidable.
 - (2.) I will cause inquiry to be made into the matter, and if there are any outstanding cases requiring to be dealt with they shall be attended to. In all cases these reports are dealt with on their merits, and with as much speed as the system in vogue will permit.
- (17.) Examiners of Land Titles:—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—
- (1.) Is it the custom of the Examiners of Titles under Torrens's Act to deal with applications to bring properties under the provisions of the Act in the order in which such applications are lodged; if so, would it not be a great convenience to those applicants who are grantees from the Crown and have not dealt with their titles by registered instruments, if their simple or first-class titles were passed earlier than would be the case if taken in aforesaid order?
 - (2.) Will he direct the attention of the Examiners to this matter, in the interest of a large number of applicants?
- Mr. Robertson answered,—
- (1.) Yes, as a general rule, excepting in first-class cases, which are disposed of as soon as received.
 - (2.) Yes; no doubt it would be a great convenience to people having these cases if the gentlemen charged with this duty would dispose of those that had no difficulty at all, and not allow the difficult ones to impede the progress of the others.
- (18.) Parramatta Election:—Mr. Driver asked the Secretary for Public Works, pursuant to Notice,—Will he give instructions (as is usual in such cases) to enable the men working on the Line an opportunity of recording their votes at the Parramatta Election on the 20th instant?
- Mr. Lackey answered,—The men will be allowed the usual time for recording their votes.
- (19.) Railway Trial Surveys:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—When will the Papers ordered by this House having reference to Trial Surveys be laid upon the Table?
- Mr. Lackey answered,—I hope to be able to lay this Return upon the Table before the close of the present month.

(20.) Parramatta Election:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—Will the men who are employed on the Railway Line and Works, and who are electors for the Borough of Parramatta, be allowed the usual holiday to afford them an opportunity of attending at the Nomination and Polling for that Borough, at the Election to be holden on the 18th and 20th April instant?

Mr. Lackey answered,—Yes, the usual time will be allowed for this purpose.

2. COAL MINES REGULATION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to make better provision for the regulation of Coal Mines and Collieries,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 19th April, 1876.

JOHN HAY,
President.

COAL MINES REGULATION BILL.

SCHEDULE of the amendments referred to in Message of 19th April, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 2, clause 2, lines 7 and 8. *Omit* "and where there is no such Examiner" *insert* "or such Inspector as he shall direct to act or in the absence of the Examiner of Coal Fields."
- Page 3, clause 9, line 26. *Omit* "Sunday" *insert* "Saturday."
- " 5, " 12, " 14. *Omit* "Minister" *insert* "Examiner"
- " " 13, " 56. *Omit* "or Inspector."
- " 6, " 18, " 41. *Omit* "or Inspector."
- " 7, " 20, " 23. *After* "checkweigher" *insert* "being a person employed at the said mine or any mine belonging to the same Company or proprietor"
- Page 7, clause 20, line 34. *Omit* "any" *insert* "the nearest"
- " " " " *Omit* "who" *insert* "which"
- " 8, " 24, " 16. *Before* "an" *insert* "the Examiner or"
- " " " 33. *After* "obstructs" *insert* "the Examiner or"
- " " " 35. *Omit* "to the Inspector"
- " 9, " 26, " 13. *After* "to the" *insert* "Examiner who shall thereupon submit them with a general report to the"
- Page 11, clause 39, line 42. *Omit* "May" *insert* "June"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration in Committee of the Whole on Wednesday next.

3. HANSON'S TRUST BILL:—Mr. Stephen Brown, 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 12th April, 1876, together with Appendix.
Ordered to be printed.
Mr. Brown then moved, That the Bill (*as agreed to in Select Committee*) be read a second time on Friday, 28th April.
Question put and passed.
4. PAPERS:—Mr. Robertson laid upon the Table,—
(1.) Return to an Address, adopted on 11th May, 1875, in reference to the case of John Chiplin.
Ordered to be printed.
(2.) Return to an Address, adopted on 10th February, 1876, in reference to the resignation by Mr. Montague Levy of his position as a Justice of the Peace.
5. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—
(1.) By Mr. Stephen Brown. From the Municipal Council of Macdonald Town.
(2.) By Mr. Farnell. From the Municipal Council of Hunter's Hill.
Petitions received.
6. BRIDGE OVER THE CAMPBELL RIVER:—Mr. Pilcher presented a Petition from Electors and Residents of, and in the Electorates of, East and West Macquarie, praying the House to take steps to bring about the building of a Bridge over the Campbell River at or near to Charlton.
Petition received.
7. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—The following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays, were presented by the Members named:—
(1.) By Mr. Sutherland. From the Minister and others of St. Mark's, Church of England, Alexandria.
(2.) By Mr. Farnell. From the Minister, Churchwardens, and others of St. Ann's Church, Ryde.
(3.) By Mr. Farnell. From the Minister and Office-bearers of the Wesleyan Church, Ryde.
Petitions received.

8. SPECIAL ADJOURNMENT:—Mr. Long (*with the concurrence of the House*) moved, without Notice, That this House at its rising this day do adjourn till to-morrow, at Seven o'clock.
Debate ensued.
Question put.

The House divided.

Ayes, 26.

Mr. Dibbs,	Mr. Ferry;
Mr. Farnell,	Mr. R. Forster,
Mr. Meyer,	Mr. G. A. Lloyd,
Mr. Driver,	Mr. T. G. Dangar,
Mr. Greville,	Mr. Nelson,
Mr. McElhone,	Mr. Clarke,
Mr. Fitzpatrick,	Mr. Wisdom,
Mr. Leary,	Mr. Long,
Mr. Jacob,	Mr. J. S. Smith,
Mr. Macintosh,	Mr. Lord,
Mr. Booth,	<i>Tellers.</i>
Mr. Stevens,	Mr. Stephen Brown,
Mr. Parkes,	Mr. Pileher.
Mr. Cohen,	

Noes, 11.

Mr. Robertson,
Mr. Lackey,
Mr. Lucas,
Mr. Burns,
Mr. Garrett,
Mr. Piddington,
Mr. Goold,
Mr. Sutherland,
Mr. Scholey,
<i>Tellers.</i>
Mr. Davies,
Mr. Cameron.

And so it was resolved in the affirmative.

9. ADJOURNMENT:—Mr. Scholey moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
10. MURRUMBIDGEE TURF CLUB BILL:—Mr. H. C. Dangar, 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 22nd March, 1876.
Ordered to be printed.
Mr. Dangar then moved, That the Bill (*as amended and agreed to in Select Committee*) be read a second time on Friday, 28th April.
Question put and passed.
11. SHIPPING AND TRIMMING COALS AT NEWCASTLE (*“Formal” Motion*):—Mr. Dibbs moved, pursuant to Notice, That the Petition presented by him on 11th April, from certain Merchants, Shipowners, Coal Trimmers, and Labourers, resident at the Port of Newcastle, praying that relief be granted in the matter of the operation of the 6th clause of the Coal Shipping Regulations, be printed.
Question put and passed.
12. ENDOWMENT OF MUNICIPALITIES (*“Formal” Motion*):—Mr. G. A. Lloyd moved, pursuant to Notice, That the Petition presented by him on 12th April, from the Municipal Council of Newcastle, relative to the necessity for some addition to the Funds raised by local taxation, be printed.
Question put and passed.
13. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—
(1.) Mr. Wisdom, on behalf of Mr. Stephen Brown, moved, pursuant to Notice, That the Petition presented on his behalf by Mr. Farnell on 12th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(2.) Mr. Farnell moved, pursuant to Notice, That the two Petitions presented by him on 12th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
14. GOVERNMENT BANKING BUSINESS (*“Formal” Motion*):—Mr. Dibbs moved, pursuant to Notice, That the Petition presented by him on 12th April, from Bank Managers, praying that the House will disallow the Agreement made between the Government and the Bank of New South Wales, be printed.
Question put and passed.
15. NEVELL'S LEASING BILL (*“Formal” Motion*):—
(1.) Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to enable Elizabeth Nevell and Joseph Nevell, interested under the Will of the late John Nevell, to lease certain lands near Cudgegong, in the Colony of New South Wales.
Question put and passed.
(2.) Mr. Farnell 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 Elizabeth Nevell and Joseph Nevell interested under the Will of the late John Nevell to lease certain lands near Cudgegong in the Colony of New South Wales,*”—read a first time.
16. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—The Order of the Day having been read,—Mr. Robertson moved, “That” the report from the Committee of the Whole on this Bill be now adopted.
Mr. Burns moved, That the Question be amended, by the omission of all the words thereof after the word “That,” with a view to the insertion in their place of the words, “the Bill be recommitted for the reconsideration of clauses 1, 4, 5, 6, 7, 8, 9, 13, 15, 17, 18, 21, 22, 27, 29, 32, 36, 39, 40, 41, 42, 53, 62, and the third Schedule, and also three new clauses.”
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
Question then,—That the Bill be recommitted for the reconsideration of clauses 1, 4, 5, 6, 7, 8, 9, 13, 15, 17, 18, 21, 22, 27, 29, 32, 36, 39, 40, 41, 42, 53, 62, and the third Schedule, and also three new clauses,—put and passed.

On

On motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such reconsideration.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments. Ordered, that the adoption of that report stand an Order of the Day for to-morrow.

17. SUPPLY:—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Burns moved, "That" Mr. Speaker do now leave the Chair.

And the House continuing to sit till after Midnight,—

THURSDAY, 20 APRIL, 1876 A.M.

Mr. Dibbs moved, That the Question be amended, by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words "this House disapproves" of the Agreement made between the Treasurer and the Bank of New South Wales for the conduct of the Government Local and London Banking Business.

"(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor." Question proposed, That the words proposed to be omitted stand part of the Question.

Debate ensued.

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

Debate continued.

Question put, That this Debate be now adjourned.

The House divided.

Ayes, 7.

Mr. Farnell,
Mr. Cohen,
Mr. Nelson,
Mr. McElhone,
Mr. Stevens,

Tellers.

Mr. Terry,
Mr. Dibbs.

Noes, 20.

Mr. Robertson,	Mr. Teece,
Mr. Lucas,	Mr. Goold,
Mr. Garrett,	Mr. H. H. Brown,
Mr. Burns,	Mr. F. B. Suttor,
Mr. Driver,	Mr. T. G. Dangar,
Mr. Long,	Mr. W. H. Suttor,
Mr. Macintosh,	Mr. Jacob,
Mr. Cameron,	<i>Tellers.</i>
Mr. Lackey,	Mr. R. Forster,
Mr. J. S. Smith,	Mr. Davies.
Mr. Wisdom,	

And so it passed in the negative.

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

Debate continued.

Proposed amendment, by leave, withdrawn.

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

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.

The House adjourned at twenty minutes before Eight o'clock A.M., until Seven o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 78.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 APRIL, 1876.

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

PAPERS :—

Mr. Robertson laid upon the Table,—Statement of Moneys expended under the Volunteer Force Regulation Act of 1867.

Ordered to be printed.

Mr. Garrett laid upon the Table,—Return to an Order made on 30th November, 1875, in reference to a Conditional Purchase made on Coomoooomoo Station.

Ordered to be printed.

2. ENDOWMENT OF MUNICIPALITIES :—Mr. Robertson presented a Petition from the Municipal Council of Hay, in favour of the Endowment of Municipalities ; and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
3. ENDOWMENT OF MUNICIPALITIES (“*Formal*” *Motions*) :—
(1.) Mr. Driver, on behalf of Mr. Stephen Brown, moved, pursuant to Notice, That the Petition presented by him on 19th April, from the Municipal Council of Macdonald Town, relative to Municipal Endowment, be printed.
Question put and passed.
(2.) Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 19th April, from the Municipal Council of Hunter’s Hill, relative to increased Endowment, be printed.
Question put and passed.
4. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (“*Formal*” *Motion*) :—Mr. Driver, on behalf of Mr. Sutherland, moved, pursuant to Notice, That the Petition presented by him on 19th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
5. SPECIAL ADJOURNMENT :—Mr. Long moved, pursuant to Notice, That this House at its rising this day do adjourn until to-morrow at Seven o’clock.
Question put.
The House divided.

Ayes, 17.

Mr. Gray,	Mr. F. B. Suttor,
Mr. Wisdom,	Mr. Greville,
Mr. Clarke,	Mr. Farnell,
Mr. Driver,	Mr. W. C. Browne,
Mr. McElhone,	<i>Tellers.</i>
Mr. G. A. Lloyd,	Mr. J. S. Smith,
Mr. Moses,	Mr. Long.
Mr. Jacob,	
Mr. Abbott,	
Mr. Sutherland,	
Mr. Scholey,	

Noes, 20.

Mr. Robertson,	Mr. Teece,
Mr. Lucas,	Mr. Terry,
Mr. Lackey,	Mr. Goold,
Mr. H. H. Brown,	Mr. Davies,
Mr. Burns,	Mr. Booth,
Mr. Garrett,	Mr. Cameron,
Mr. Charles,	Mr. W. H. Suttor,
Mr. Montague,	<i>Tellers.</i>
Mr. J. Watson,	Mr. Bawden,
Mr. Hoskins,	Mr. Dibbs.
Mr. Macintosh,	

And so it passed in the negative.

6. ADJOURNMENT :—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

7. **POSTPONEMENT**:—The Order of the Day for the adoption of the report on the Gunpowder and Explosive Substances Law Consolidation Bill postponed until Wednesday next.
 8. **SUPPLY**:—The Order of the Day for the resumption of the Committee of Supply having been read,—
Mr. Robertson moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
-

And the Committee continuing to sit till after Midnight,—

FRIDAY, 21 APRIL, 1876 A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 79.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 21 APRIL, 1876.

There being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Davies, Mr. Driver, Mr. Farnell, Mr. Goold, Mr. Hay, Mr. Jacob, Mr. Lackey, Mr. Leary, Mr. Lucas, Mr. Macintosh, Mr. Parkes, Mr. Robertson, Mr. Scholey, Mr. B. B. Smith, and Mr. Terry,—

Mr. Speaker adjourned the House at half-past Four o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 80.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 APRIL, 1876.

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

ELECTORATE OF PARRAMATTA:—Mr. Speaker informed the House that upon the passing of the Resolution of the 31st ultimo declaring the Seat of Hugh Taylor, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Taylor; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Hugh Taylor, Esquire, to serve as a Member for the Electoral District of Parramatta.

2. **ELECTORATE OF LIVERPOOL PLAINS:**—Mr. Speaker informed the House that he had received a letter from the Chief Commissioner of Insolvent Estates, transmitting certified copies of the Orders Nisi and Absolute for the compulsory sequestration of the Estate of Mr. Hanley Bennett as Insolvent, and stating that the name is identical with that formerly notified in the *Gazette* as the Member returned for the Electoral District of Liverpool Plains to the present Legislative Assembly; and suggesting that, as the Petitioning Creditor is Mr. Edward Greville, the Member for Braidwood, he will be able to satisfy the Legislative Assembly if the Insolvent Hanley Bennett is the Member for Liverpool Plains.

3. **QUESTIONS:**—

- (1.) **Telegraph from Brewarrina to Gongolgin:**—Mr. T. G. Dangar asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to extend the Telegraph Wire from Brewarrina to Gongolgin or Warren; and if so, when?

Mr. Burns answered,—It is the intention of the Government to make provision in the Estimates of the present year for the extension of the Telegraph Line from Brewarrina to Warren.

- (2.) **Attendance of Magistrates at Gunnedah:**—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) Is the Government aware of the irregular attendance of the unpaid Magistrates at the Court of Petty Sessions, Gunnedah, causing great inconvenience and expense to the public?

(2.) Will there be any objection to state why the Tamworth Police Magistrate does not attend, and what instructions have or will be issued to him on this matter?

Mr. Robertson answered,—The practice in the case of the Police Magistrate attending more Benches than one was changed some years ago. He does not attend periodically, because that would involve an unnecessary expenditure; but whenever he is required by the Bench, or receives a communication from the Clerk of the Bench, he attends. I have received the following telegram from the Police Magistrate at Tamworth in answer to one sent to him,—“I attend at Petty Sessions Gunnedah by the usual instructions, when summoned by local Magistrates. My attendances have been:—April, once; June, twice; August, September, October, November, December, once in 1875; and this year two days, February. Have not been asked to go since February. Justices reside—One, 4 miles; one, 6; one, 7; one, 11; one, 40; two, 25 miles from Gunnedah. Clerk of Petty Sessions on the Commission, but has not taken oath.” I dare say the Magistrates have not been very attentive lately, and no one knows better than my Honorable Friend the difficulty in the way of these gentlemen, in consequence of the great losses they have sustained from drought; and therefore I think they may be pardoned.

- (3.) **Selections on Reserves:**—*Mr. Driver* on behalf of Mr. Meyer, asked the Secretary for Lands, pursuant to Notice,—At what date he intends to introduce a Bill to legalize the holdings of a number of Selections made on Reserves and ratified by the Government up to the present time?

Mr. Garrett answered,—The Bill will be ready for submission to this House in a few days.

(4.)

(4.) Telegraph Office at Newcastle :—Mr. G. A. Lloyd asked the Postmaster General, pursuant to Notice—

(1.) Is he aware that the Room set apart for the public in the Telegraph Office at Newcastle is so small that only two persons can occupy it at once?

(2.) Will he arrange either for a new office consistent with the claims of the city, or for more extensive accommodation for the public?

Mr. Burns answered,—I am aware that the accommodation at the Telegraph Office, Newcastle, both for the public and the Government officials, is inadequate, and I have, in consequence, caused the sum of £1,400 to be placed on the Estimates for 1876, in order that additional accommodation may be provided.

(5.) Conditional Purchase made by William Everingham :—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) In reference to the case of William Everingham,—Will he withdraw the remainder of the Conditional Purchase from free selection, pending the appraisement?

(2.) What is the date of *Gazette* notice and Abstract number of pre-emptive lease of C. B. Lowe, county of Wellington, parish of Merinda, within which the conditional purchase of William Everingham, of 28th January, 1875, is included?

(3.) The original improvements having been erected on the land as long ago as twelve or fourteen years, will the said William Everingham be allowed to produce and give in evidence at the Appraisement Court declarations of absent parties who lived on the land as to the value of the improvements?

(4.) The said Conditional Purchase of William Everingham being declared cancelled, is he aware that the remainder of the land, other than the 40 acres allowed to C. B. Lowe, is open to the world to conditional sale,—will he at once take steps, either to provisionally revoke the cancellation pending the appraisement, or withdraw the same from free selection?

(5.) How is it that the said William Everingham has not up to the present date received official communication of the cancellation of his conditional purchase, and a refund given for the return of his deposit?

(6.) Will he cause the said Appraisement Court to be held as speedily as possible, as the said William Everingham is suffering serious loss by the delay?

(7.) Will he at once send papers to Surveyor for him to report as to whether the only improvement burnt on the said land was an old bark hut of less value than £10?

Mr. Garrett answered,—

(1.) It is not the usual custom to do so.

(2.) Date of Notice, 4th November, 1850. The abstract number is 1 of 16 of 51.

(3.) Yes.

(4.) It is open to Everingham as well as anybody else to conditionally purchase the land other than the forty acres in dispute.

(5.) He did have an official notice sent to him, with the necessary refund vouchers, on the 28th September, 1875; and has, moreover, acknowledged the receipt of the same.

(6.) Yes.

(7.) Yes, or rather to the appraiser.

(6.) Application of C. B. Lowe for Land at Wellington :—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it a fact that Mr. C. B. Lowe has made application for a portion of land under the Improvement Act, situated in the county of Wellington, parish of Merinda, near Endacott's selection, and what is the value of the improvements?

(2.) Is the said portion within a proclaimed Gold Field, and open to Conditional Purchase?

(3.) Is it contrary to the Crown Lands Act to allow portions within proclaimed Gold Fields of greater area than two acres?

Mr. Garrett answered,—

(1.) Yes, for forty acres. The improvements are stated to consist of huts and sheep yards of the value of £40.

(2.) Yes.

(3.) Only if the land is within areas not open to conditional purchase.

(7.) Survey of Land at Mudgee :—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that the staff of Surveyors at present appointed for the District of Mudgee are insufficient for the demand; if not, will he make inquiries, and appoint additional Surveyors?

(2.) Is he aware that numerous Selections in the District of Mudgee have been held as long as two years, and are not yet measured?

(3.) Will he instruct Surveyors to measure conditional purchases according to dates of application?

Mr. Garrett answered,—

(1.) Yes. More surveyors cannot be obtained. Some districts are without surveyors altogether; and these must be first attended to.

(2.) Yes; measures are being taken to get all selections measured over two years old in all parts of the Colony.

(3.) It is impossible to measure absolutely in accordance with date of application; loss of time in travelling would not permit it. However, complaints of undue preference will be attended to.

(8.) Mr. N. P. Bayly :—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that Nicholas Paget Bayly, of Havelah, has placed a fence across a road in the Parish of Bayly and County of Phillip?

(2.) Has he received a Petition from the residents in that locality to that effect?

(3.) Has the said N. P. Bayly made application to the Lands Department to purchase unnecessary roads in the Parish of Bayly and County of Phillip?

(4.) Will he instruct the Surveyor to report at once upon the said obstruction, the Petitioners being put to great inconvenience and trouble?

Mr.

Mr. Garrett answered,—

- (1.) Not aware.
- (2.) No.
- (3.) Yes.
- (4.) All necessary reports will be obtained before dealing with Mr. Bayly's application.

(9.) Village Reserve at Upper Meroo:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is the Village Reserve situated at the Upper Meroo, County of Wellington, Parish of Warratara, held by Messrs. Lamb and Roberts as a pre-emptive lease?
- (2.) Is one James Fox the owner of two acres on the said Reserve?
- (3.) Did he receive a letter or petition from the said James Fox informing him that Messrs. Lamb and Roberts were fencing across the said Reserve?
- (4.) Will he make inquiries and cancel the lease of the said Messrs. Lamb and Roberts; if not, will he revoke the said Reserve, so that the same may be conditionally purchased?

Mr. Garrett answered,—

- (1.) It was leased to Mr. John de V. Lamb.
- (2.) Yes; of two portions of two acres each.
- (3.) A communication has been received on the subject, which is under reference to the Survey Office.
- (4.) Yes; the matter will be decided as soon as the necessary information has been obtained.

(10.) Mr. Butler:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

- (1.) Did Mr. Butler act as Crown Prosecutor in the *Queen v. Hayden and Orchard*, and *Queen v. Bell and Juchau*, at the late Assizes at Tamworth?
- (2.) Is it a fact that Mr. Butler was paid to prosecute the above persons by private parties, and held his brief from the Crown as Prosecutor, without pay from the Crown?

Mr. Robertson answered,—

- (1.) No, but Mr. Butler assisted at the prosecution in the cases mentioned by permission of the Attorney General.
- (2.) Mr. Butler has no brief from the Crown. The Government has no information whether he was paid by private parties or not.

(11.) Telegraph Posts:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

- (1.) If any Tenders were called for the supply of Telegraph Galvanized Iron Posts?
- (2.) If Tenders were not called for the supply of these posts, will the Government call for Tenders for supply of these posts?
- (3.) Who is the party, who is now supplying these posts, and at what price are they supplied by ton or per post?

Mr. Lackey answered,—

- (1.) These poles are procured through the Agent General in England, who, it is understood, invites tenders.
- (2.) The Government have not called for tenders in the Colony, as the poles cannot be manufactured here, being constructed of malleable iron.
- (3.) Joseph Oppenheimer, of Manchester, at a cost of £1 14s. each.

(12.) The case of Michael Murphy:—Mr. Cohen, on behalf of Mr. Pilcher, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Do the Government intend to recommend the pardon of Michael Murphy, at present confined in Her Majesty's Gaol at Parramatta, who was convicted in the year 1867 of murder, and whose sentence after appeal to the Privy Council was commuted to imprisonment for life?
- (2.) Are the Government aware that the Privy Council in delivering judgment in the case of Michael Murphy expressed an opinion that probably the Executive Council in this Colony would, under all the circumstances of the case, interfere by granting a pardon?
- (3.) Will the Government cause inquiry to be made in this case?

Mr. Robertson answered,—

- (1.) The case of this prisoner has not been brought in any special manner under the notice of the present Government, but appears to have been fully inquired into by a former Administration, whose determination on the case has not been interfered with.
- (2.) The Government is advised by the Attorney General that the judgment of the Lords of the Judicial Committee of the Privy Council on the appeal of the *Queen v. Murphy* contains no such expression of opinion as the Honorable Member intimates. True their Lordships stated, in sustaining the appeal, that irregularity in the conduct of a trial not constituting a ground for treating the verdict as a nullity could only be remedied by application to the authority with whom rests the discretion either of executing the law or commuting the sentence. The sentence was commuted from capital punishment to imprisonment for life, and according to a Minute of the last Minister of Justice the exceptional features in this case appear to him to have been sufficiently dealt with by such commutation.
- (3.) Such cases are not usually reopened except on petition, and the exhibition of new facts.

(13.) Crown Lands Commissioners:—Mr. McElhone, on behalf of Mr. W. C. Browne, asked the Secretary for Lands, pursuant to Notice,—

- (1.) With reference to a previous question of Mr. Browne's of a similar nature,—Can he now state when the information asked for by him on 11th February last in regard to the Commissioners under new Land Act is likely to be furnished?
- (2.) Will it be supplied before the Estimate for the said Commissioners salaries is submitted to the House?

Mr. Garrett answered,—

- (1.) The whole information desired, referring in detail to the personal proceedings and employments of the Officers named, is not yet complete, the replies of two Officers not being yet to hand.
- (2.) Yes, certainly, in so far as the Department has information, or can procure it in time.

4. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—The following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays, were presented by the Members named:—
- (1.) By Mr. Byrnes. From Inhabitants and others of Parramatta.
 - (2.) By Mr. J. S. Smith. From Officers and Members of Division of Sons of Temperance, Hill End, Tambaroora.
 - (3.) By Mr. Goold. From Officers and Members of Havilah Lodge of Good Templars at Mudgee.
 - (4.) By Mr. Farnell. From Members of Guiding Star Division of the Daughters and others of Temperance, Balmain.
 - (5.) By Mr. Davies. From Members and others of the Wesleyan Church, Chippendale.
 - (6.) By Mr. Davies. From Officers and Members of Australian Division No. 76 Sons of Temperance at Masonic Temple, Clarence-street, Sydney.
- Petitions received.
5. ENDOWMENT OF MUNICIPALITIES:—Mr. Goold presented a Petition from the Municipal Council of Cudgegong, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
6. RAILWAY FROM ILUKA TO WOODBURN (*"Formal" Motion*):—Mr. Bawden moved, pursuant to Notice, That there be laid upon the Table of this House, copies of the Survey, Plan, and Surveyor's Report, as made of a suggested Line of Railway from Iluka, Clarence River, to Woodburn, Richmond River, together with an estimate of the cost for constructing same upon a gauge of 3 feet 6 inches.
Question put and passed.
7. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice, That the two Petitions presented by him on 19th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
8. BRIDGE OVER THE CAMPBELL RIVER (*"Formal" Motion*):—Mr. Cohen, on behalf of Mr. Pilcher, moved, pursuant to Notice, That the Petition presented by him on 19th April, from Electors and Residents of East and West Macquarie, praying for the construction of a Bridge over the Campbell River at Charlton, be printed.
Question put and passed.
9. NEVELL'S LEASING BILL (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice,—
- (1.) That Nevell's Leasing Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of Mr. Terry, Mr. Moses, Mr. W. H. Suttor, Mr. Scholey, Mr. Leary, Mr. T. G. Dangar, Mr. Jacob, Mr. Abbott, Mr. Day, and the Mover.
- Question put and passed.
10. POLICE MAGISTRATE AT RAYMOND TERRACE (*"Formal" Motion*):—Mr. Davies, on behalf of Mr. Jacob, moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Informations and Complaints prepared by the Police Magistrate and Clerk of Petty Sessions at Raymond Terrace from his appointment to 31st March last.
Question put and passed.
11. RAILWAY FROM WALLERAWANG TO MUDGEE (*"Formal" Motion*):—Mr. Goold 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 Supplementary Estimates for 1876, a sum not exceeding £140,000 for the construction of the first twenty miles of Railway between Wallerawang and Mudgee.
Question put.
The House divided.

Ayes, 21.

Mr. Robertson,	Mr. Farnell,
Mr. Garrett,	Mr. H. O. Dangar,
Mr. Lackey,	Mr. Macintosh,
Mr. Burns,	Mr. Terry,
Mr. Lucas,	Mr. Stevens,
Mr. Goold,	Mr. Stephen Brown,
Mr. Long,	Mr. T. G. Dangar,
Mr. Cameron,	<i>Tellers.</i>
Mr. McElhone,	Mr. Davies,
Mr. Dibbs,	Mr. Bawden.
Mr. F. B. Suttor,	
Mr. W. H. Suttor,	

Noes, 3.

Mr. Piddington,
<i>Tellers.</i>
Mr. J. S. Smith,
Mr. Driver.

And so it was resolved in the affirmative.

12. SITES FOR PLACES OF PUBLIC WORSHIP (*"Formal" Motion*):—Mr. Dibbs moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—
- (1.) The number of applications for Sites for Places of Public Worship from each Denomination referred to Mr. District Surveyor Fisher in the years 1873, 1874, and 1875.
 - (2.) The number of such applications reported upon by him during the same period, and whether recommended to be granted.
 - (3.) Similar information respecting applications for Sites for Public Schools during the same period.
- Question put and passed.
13. CHILDREN ON SCHOOL ROLLS (*"Formal" Motion*):—Mr. W. H. Suttor moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the number of Children of the different ages on the Rolls of each of the Schools under the Council of Education for the first quarter of the present year.
Question put and passed.

14. RAILWAY BRIDGE AT ROSE'S CUTTING:—Mr. McElhone moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1876 a sum for the construction of a Bridge over the Great Northern Railway at Rose's Cutting, near Muswellbrook.

Debate ensued.

Question put and passed.

15. NORTHUMBERLAND ELECTORATE INCREASED REPRESENTATION BILL:—Mr. Stevens moved, pursuant to Notice, That the third reading of the Northumberland Electorate increased Representation Bill stand an Order of the Day for Tuesday next.

Debate ensued.

Question put.

The House divided.

Ayes, 15.

Mr. McElhone,	Mr. T. G. Dangar,
Mr. Driver,	Mr. Farnell,
Mr. R. B. Smith,	Mr. Dibbs,
Mr. Piddington,	Mr. Macintosh,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Bawden,	
Mr. Stephen Brown,	Mr. Nelson,
Mr. Terry,	Mr. Stevens.
Mr. Cohen,	

Noes, 15.

Mr. Robertson,	Mr. F. B. Suttor,
Mr. Lackey,	Mr. W. H. Suttor,
Mr. Garrett,	Mr. Charles,
Mr. Burns,	Mr. H. C. Dangar,
Mr. Lucas,	<i>Tellers.</i>
Mr. Long,	
Mr. J. S. Smith,	Mr. H. H. Brown,
Mr. Byrnes,	Mr. Davies.
Mr. Cameron,	

The numbers being equal, Mr. Speaker,—in order to give the House another opportunity of considering the matter,—gave his casting vote with the *Ayes*, and declared the Question to have passed in the *affirmative*.

16. TRIENNIAL PARLIAMENTS REPEAL BILL:—Mr. T. G. Dangar moved, pursuant to Notice, for leave to bring in a Bill to repeal the Triennial Parliaments Act of 1874.

Question put and passed.

17. PUBLIC PLACE DEFINITION BILL:—

(1.) Mr. Terry moved, pursuant to Notice, for leave to bring in a Bill to define the term "found committing" and the term "public place."

Question put and passed.

(2.) Mr. Terry presented a Bill, intituled "*A Bill to define the term 'found committing' and the term 'public place'*,"—which was read a first time.

Ordered to be printed, and read a second time on Friday next.

18. CAPTAIN BAMFORD:—Mr. McElhone moved, pursuant to Notice,—

(1.) That, in the opinion of this House, Brigade Order dated 6th September, 1873, dismissing Captain J. B. Bamford from the Volunteer Force, having been explained by His Excellency the Governor to exceed the intention of Government, its existence is illegal, calculated unjustly to prejudice Mr. Bamford's character in public estimation, and has unlawfully barred his claim to a Land Order, for which he has completed all the requisite drills, and therefore that it ought to be expunged from the Brigade Order Book.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Motion, by leave, withdrawn.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only sixteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Davies, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Jacob, Mr. Lackey, Mr. Lucas, Mr. Macintosh, Mr. Nelson, Mr. Piddington, Mr. Robertson, Mr. F. B. Suttor, Mr. W. H. Suttor, Mr. Terry, and Mr. J. Watson,—

Mr. Speaker adjourned the House at twenty minutes before Eight o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 81.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 26 APRIL, 1876.

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

ELECTORATE OF HARTLEY:—Mr. Speaker informed the House that upon the passing of the Resolution of the 28th ultimo declaring the Seat of Thomas Brown, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Brown; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the Election of "John Hurley" to serve as Member for the Electoral District of Hartley.

2. **MEMBER SWORN**:—Hugh Taylor, Esquire, having taken and subscribed the Oath, and signed the Roll, took his Seat as a Member for the Electoral District of Parramatta.

3. **MESSAGES FROM THE GOVERNOR**:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

- (1.) Throsby's Leasing Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 29.

A Bill, intituled "*An Act to enable Elizabeth Throsby and certain other persons interested under the Will of the late Charles Throsby Esquire to grant building and other Leases of certain Lands near Moss Vale*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1876.

- (2.) Agreements Validating Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 30.

A Bill, intituled "*An Act to remove doubts as to the validity of Agreements made elsewhere for personal Service in New South Wales*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th April, 1876.

4. **QUESTIONS**:—

- (1.) **Walgett Bridge**:—Mr. Macintosh, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—

(1.) The name of the original Contractor for Walgett Bridge?

(2.) Has such contract been cancelled; if so when, and for what reason?

(3.) The quantity of work done by such Contractor to the Bridge; and how long since any work has been done to it?

(4.)

- (4.) Have fresh tenders been called for the completion of this Bridge; if so when, and the result?
- (5.) Has any arrangement been made by the Government for the purchase of the already cut timber for this Bridge, and for the drawing in of the same; if so, the nature thereof?
- (6.) Is it the intention of the Government to supplement the vote for this Bridge, the amount voted proving insufficient to induce parties to tender for its erection?
- (7.) The amount paid contractor Dowell off his contract?
- (8.) When will fresh tenders be invited for this work?
- (9.) In the event of none being accepted, what course do the Government purpose pursuing to have the work completed?

Mr. Lackey answered,—

- (1.) W. S. Dowell.
 - (2.) Yes; on the 23rd November last, because the Contractor was not proceeding with the work.
 - (3.) Fourteen piles have been driven, and there is a quantity of timber and piles on the ground.
 - (4.) Yes, on the 28th December last. No reasonable tender was received.
 - (5.) Much of the cut timber is the property of the Government, having been advanced upon. Teams are now engaged drawing in some of the timber from the bush.
 - (6.) Yes, if required.
 - (7.) £427 2s. 4d., which includes advances on timber and iron work.
 - (8.) It is not considered of any use to invite fresh tenders.
 - (9.) As soon as the state of the country admits, arrangements will be made by the Government to complete the work.
- (2.) Railway Contractors :—*Mr. Macintosh*, on behalf of Mr. W. H. Suttor, asked the Secretary for Public Works, pursuant to Notice,—
- (1.) What are the names of the Contractors for the extensions of the Western, Southern, and Northern Railway Lines now being carried out, and what are the names of their sureties?
 - (2.) What extension of time has been granted on the extensions beyond Bathurst, Goulburn, and Murrurundi?
 - (3.) What has been the aggregate extension of time allowed on each of the Railway lines now open for traffic?
 - (4.) Have any penalties for non-completion of Contracts within time been enforced for any portion of the Railway lines, and what has been the total amount for each line?

Mr. Lackey answered,—

- (1.) Western Extension, William Mason, junior—Cash Bond for £5,000. Southern Extension, Daniel William (No. 1)—Cash Bond for £5,000; Amos & Co. (No. 2)—Cash Bond for £5,000; Amos & Co. (No. 3)—Cash Bond for £5,000. Northern Extension, Wm. Wakeford—Cash Bond for £5,000.
 - (2.) No extension of time has been granted for the Railway beyond Bathurst. For the Southern Extension Contract (No. 1), an extension of time of five months has been granted in consequence of the delay in determining the direction of the line near Yass. For the Southern Extension (Nos. 2 and 3), the following additional time has been granted :—To Bowring, three months; to Murrumburrah, eleven months; to Cootamundra, ten months; to Wagga Wagga, twelve months. For the Northern Extension the additional time allowed has been to Quirindi, five months; to Tamworth, eighteen months.
 - (3.) The aggregate extension of time allowed on each of the Railway lines now open for traffic will take some time to compute; reference must be made to the papers connected with each Contract; and I would suggest that the Honorable Member should give longer notice of his intention to ask for this information.
 - (4.) I am informed that no penalties have been enforced for non-completion of Railway Contracts within original Contract time.
- (3.) Appointments in the Civil Service :—*Mr. McElhone* asked the Colonial Secretary, pursuant to Notice,—When will the Return moved for by him in reference to appointment of relatives of the Government and Members of this House, be laid upon the Table?
- Mr. Robertson* answered,—I have given a good deal of attention to this matter, and it seems to me utterly impossible to ascertain the relatives even of Members of the Government who are in the Public Service, and much more is it difficult to find out who are the relatives of Honorable gentlemen, Members of this House and of the other part of the Legislature. Besides, it is difficult to determine what is understood by the term "relationship." The Government will, however, endeavour to comply with the wishes of the Assembly as far as practicable, and with as little delay as possible.
5. PAPER :—*Mr. Garrett* laid upon the Table,—Return to an Order made on 18th January, 1876, in reference to applications for Conditional Purchases in the Parish of Southend.
Ordered to be printed.
6. VOTE OF CREDIT :—The following Message from His Excellency the Governor was delivered by *Mr. Stuart*, and read by *Mr. Speaker* :—

HERCULES ROBINSON,
Governor.

Message, No. 31.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly that provision be made for defraying out of the Consolidated Revenue Fund of New South Wales the expenses of the various Departments and Services of the Colony for the month of April, 1876, at the rates which have been sanctioned for 1875.

Government House,
Sydney, 26th April, 1876.

Ordered to be printed, and taken into consideration in Committee of Supply.

7. **ENDOWMENT OF MUNICIPALITIES**:—Mr. Lucas presented a Petition from the Municipal Council of Burwood, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
8. **SUSPENSION OF STANDING ORDERS** (*"Formal" Motion*):—Mr. Stuart moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876" through all its stages in one day; and would also preclude the Resolutions of the Committee of Ways and Means and of Supply respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively.
Question put and passed.
9. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS** (*"Formal" Motions*):—
- (1.) Mr. Byrnes moved, pursuant to Notice, That the Petition presented by him on 25th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
 - (2.) Mr. J. S. Smith moved, pursuant to Notice, That the Petition presented by him on 25th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
 - (3.) Mr. Goold moved, pursuant to Notice, That the Petition presented by him on 25th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
 - (4.) Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 25th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
 - (5.) Mr. Davies moved, pursuant to Notice, That the two Petitions presented by him on 25th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
10. **ENDOWMENT OF MUNICIPALITIES** (*"Formal" Motion*):—Mr. Goold moved, pursuant to Notice, That the Petition presented by him on 25th April, from the Municipal Council of Cudgegong, relative to increase of Endowment, be printed.
Question put and passed.
11. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS**:—Mr. Parkes presented the following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays:—
- (1.) From His Grace Archbishop Vaughan and Students of St. John's College.
 - (2.) From Employés at the *Sydney Morning Herald* and *Evening News*.
 - (3.) From Citizens of Sydney, and elsewhere.
 - (4.) From the Chairman and others of a Public Lecture held in the Temperance Hall, Pitt-street, Sydney.
Petitions received.
12. **GOVERNMENT BANKING BUSINESS**:—Mr. Stuart moved, pursuant to Notice, That this House will to-morrow resolve itself into a Committee of the Whole to take into consideration the Agreement (laid before this House on the 6th instant) made between the Colonial Treasurer and the Bank of New South Wales as to the conduct of the Public Banking Business of this Colony.
Debate ensued.
- Interruption.*
13. **MEMBER SWORN**:—John Hurley, Esquire, having taken and subscribed the Oath, and signed the Roll, took his Seat as Member for the Electoral District of Hartley.
14. **GOVERNMENT BANKING BUSINESS**:—The Debate on this subject,—interrupted by the proceeding recorded in entry 13,—resumed.
Question put and passed.
15. **POSTPONEMENT**:—The Order of the Day in reference to the Coal Mines Regulation Bill postponed, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.
16. **GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL**:—The Order of the Day having been read,—Mr. Stuart moved, That the Report 2^o from the Committee of the Whole on this Bill be now adopted.
Question put and passed.
Ordered, that the Bill be read a third time to-morrow.
17. **SUPPLY**:—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
- (5.) *Resolved*,—That there be granted to Her Majesty, for the Services of the year 1876, a sum not exceeding £186,865, to defray the expenses of the various Departments and Services of the Colony for the month of April, 1876, at the rates which have been sanctioned for 1875, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1876.
- On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

18. **WAYS AND MEANS**:—The Order of the Day for the resumption of the Committee of Ways and Means having been read,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

The Chairman also reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

(5.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1876, the sum of £186,865 be granted out of the Consolidated Revenue Fund of New South Wales, to defray the expenses of the various Departments and Services of the Colony for the month of April, 1876.

On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

19. **CONSOLIDATED REVENUE FUND BILL (No. 4)**:—

(1.) Ordered, on motion of Mr. Stuart, That leave be given to bring in a Bill, founded on Resolution of Ways and Means (No. 5) to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876.

(2.) Mr. Stuart then *presented* a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—which was read a first time.

Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

On motion of Mr. Stuart that report was adopted.

Ordered, that the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Stuart, *passed*.

Mr. Stuart 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 Services of the Year 1876*."

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 26th April, 1876.*

The House adjourned at twenty-five minutes after Eleven o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 82.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 APRIL, 1876.

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

QUESTIONS:—

- (1.) Railway Workmen:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Do the locomotive men, firemen, and drivers get seven days holidays in the year, and the porters and guards of the Traffic Department only five days; if so, why is the distinction made, and have the Government any objection to giving both classes of men the same holidays?

(2.) Have the Government paid the Railway men the money due to them for clothing short paid some time ago, and have they given them their clothes for this year; if not, will the Government pay the men the money due, and give them the clothes without delay?

(3.) What has become of the fines charged to the Railway men, and is it true that the Secretary of the Sick and Accident Fund has not received any of it; if so, will the Minister give orders that it be paid at once?

(4.) Are the Railway men who did not get their holidays for 1875 to get them this year?

Mr. Lackey answered,—

(1.) No distinction is made in regard to granting holidays to the men.

(2.) The money has not yet been paid, as the vote for 1875 is exhausted; but provision has been made on the Estimates for this Service. Arrangements are being made for the supply of uniforms as soon as they are required.

(3.) The fines charged to the Railway men have been paid into the public Revenue. There are three funds. The Secretary of one of the Sick and Accident Funds has applied for, and obtained the amount due; the sums due to the other funds will be paid on application.

(4.) Yes, those men who are entitled to holidays for 1875 will be allowed them this year.

- (2.) Dredge for the Clarence River:—Mr. Bawden asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to send a Dredge to the Clarence River for the purpose of removing a temporary obstruction near the entrance of that river, pending the completion of the Dredge now in course of construction; if so, when will such Dredge be sent?

Mr. Lackey answered,—The last reports from the Resident Engineer at the Clarence show that since the last fresh in the river the channel had considerably improved. If this improvement continues it may be unnecessary to send the Dredge from the Macleay, where she is at present usefully employed; but should the reported improvement at the Clarence not be permanent, a Dredge will be sent there.

- (3.) Harbour of Refuge, Trial Bay:—Mr. R. B. Smith asked the Colonial Secretary, pursuant to Notice,—

(1.) What is the cause of the delay in calling for Tenders for the formation of a Harbour of Refuge at Trial Bay, for which £10,000 were voted by Parliament in 1874?

(2.) Will the necessary works be proceeded with without any further delay?

Mr. Robertson answered,—

(1.) So far as I have understood this matter, it has never been intended to call for Tenders for the formation of a Harbour of Refuge at Trial Bay, but it has been proposed to carry on the work by the employment of prison labour; and a further sum of £10,000 is now on the Estimates to enable the

the Government to construct buildings for the safe keeping and proper control of prisoners to be employed. When the Estimates are passed, the works, for which the plans are ready, will be at once put in hand.

(2.) Yes, after the Estimates shall have been passed.

(4.) Free Railway Passes to Members of the Press:—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the rule in the Department of Works in reference to the granting of free Railway passages to members of the Press?

(2.) How many such grants have been made since the present Government came into power

(3.) Has the rule been departed from in any instances; and if so, in how many during the said period, and does such departure include the travelling reporters of the Sydney daily papers and reporters accompanying Ministers to picnics and other journeys by rail?

(4.) Has any gentleman of the Press been recently refused a free passage by Railway, although he stated it was in the interests of the public, and to give public information, that he made the application?

Mr. Lackey answered,—

(1.) There is no special rule as regards the granting of free passes by Railway to members of the Press. Passes are issued by the authority of the Minister on occasions the public importance of which appears to him to justify the concession.

(2.) Twenty-seven passes to members of the Press have been granted since the present Government came into power.

(3.) Four applications for passes from members of the Press have not been complied with during the same period.

(4.) The gentleman referred to applied personally to myself for a free pass; but as I did not consider the occasion justified the concession, I was unable to comply with his request.

(5.) Police Magistrate, Wellington:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that the Police Magistrate at Wellington has been allowed by the Government leave of absence from his official duties on full pay for a period of twelve months, to enable him to go to England?

(2.) What arrangements (if any) have the Government made for the conduct of the official duties of the Police Magistrate at Wellington during his absence from the Colony?

Mr. Robertson answered,—

(1.) No; but the Police Magistrate at Wellington applied for leave of absence on account of ill-health, and his application was accompanied by medical certificate, and was granted by the Governor and Executive Council on the condition that no extra cost to the public should be incurred by reason of his leave.

(2.) Satisfactory arrangements have been made for the conduct of the official duties of the Police Magistrate. They will be performed by Frederick Marsh, J.P., a gentleman in every way competent for the duty.

(6.) Drainage of the Greenhills Estate:—Mr. Clarke asked the Secretary for Public Works, pursuant to Notice,—When will the Papers ordered by the House with reference to the drainage of the Greenhills Estate, Shoalhaven, be laid upon the Table?

Mr. Lackey answered,—The correspondence in this matter is not yet closed; as soon as it is the whole of the papers shall be laid upon the Table without loss of time.

(7.) Electorate of Parramatta:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Did the Secretary for Public Works obtain a copy of the Evidence given before the Elections and Qualifications Committee in the matter of the inquiry relating to the Seat of Mr. Hugh Taylor as a Member for Parramatta; and if so, from whom was such copy obtained, and for whom, and by whose authority?

(2.) Did he deliver any such copy of Evidence to any other person; and if so, to whom?

(3.) Did he authorize such Evidence, or any portion of it, to be printed and published in Parramatta or elsewhere, or had he any knowledge of such use being made of such Evidence in connection with the late Election for Parramatta?

Mr. Lackey answered,—A copy of the Evidence in the case referred to was obtained by me from one of the clerks of the House. I gave this copy to one of the Members for Parramatta (Mr. C. J. Byrnes), but had nothing further to do with it after this.

2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—

(1.) *Electorate of Parramatta*:—Mr. Stephen Brown, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Committee of Elections and Qualifications, to whom was referred, on 24th February last, the Question as to “whether Mr. Hugh Taylor, one of the sitting Members for the Electoral District of Parramatta, is a Contractor for the supply of Butcher’s Meat to the Government Asylums at Parramatta and Liverpool, or whether he is, directly or indirectly, himself or by any person whomsoever in trust for him, or for his use or benefit, interested in such Contracts; and to report specially whether or not Mr. Hugh Taylor, one of the Members for the Electoral District of Parramatta, has committed a breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74.”

Report read at length by the Clerk, by direction of Mr. Speaker, as follows:—

“The Committee of Elections and Qualifications, duly appointed on the 16th November, 1875, to whom was referred, on the 24th February, 1876, the Question as to whether Mr. Hugh Taylor, one of the sitting Members for the Electoral District of Parramatta, is a Contractor for the supply of Butcher’s Meat to the Government Asylums at Parramatta and Liverpool, or whether he is, directly or indirectly, himself or by any person whomsoever in trust for him, or for his use or benefit, interested in such Contracts; and to report specially whether or not Mr. Hugh Taylor, one of the Members for the Electoral District of Parramatta, has committed a
“breach

"breach of the 28th or 29th sections of the Act 18 and 19 Victoria cap. 54, and whether he is disqualified under the 22nd Victoria No. 20 section 74,—beg to report to your Honorable House that they have agreed to the following Resolution,—

"That they have conducted the inquiry referred to them by the Legislative Assembly to a considerable length, but Mr. Taylor having, before the termination of such inquiry, resigned his Seat as a Member for the Electoral District of Parramatta, in respect of which the inquiry was to be made, and which Seat has been declared vacant, there is not, in the opinion of the Committee, any necessity for proceeding further in the matter.

"No. 2 Committee Room,
"27th April, 1876."
"S. C. BROWN,
Chairman."

Ordered, on motion of Mr. Brown, that the Report, and Minutes of Proceedings and Evidence, &c., be printed.

(2.) *Adjournment of the Committee*:—Mr. Brown moved, That the Committee of Elections and Qualifications have leave to adjourn *sine die*, the matters referred to them having been disposed of. Question put and passed.

3. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS**:—The following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays, were presented by the Members named:—

(1.) By Mr. Taylor. From Citizens of Sydney.

(2.) By Mr. Greville. From Tradesmen, Miners, and other residents on the Araluen Gold Field. Petitions received.

4. **THE CLARENCE RIVER**:—Mr. Bawden presented a Petition from Farmers, Shippers, Merchants, and other residents of the Clarence River District, alleging that they are suffering great loss and inconvenience by reason of the almost impassable state of the "Crossing" or Sand-bank just within the entrance of the Clarence River Heads; and praying the House to take the matter into immediate consideration, with a view to relief. Petition received.

5. **ENDOWMENT OF MUNICIPALITIES** ("Formal" Motion):—Mr. Lucas moved, pursuant to Notice, That the Petition presented by him on 26th April, from the Municipal Council of Burwood, relative to increased Endowment, be printed. Question put and passed.

6. **PETITION OF JAMES FREW** ("Formal" Motion):—Mr. Davies, on behalf of Mr. Cameron, moved, pursuant to Notice, That the Petition presented by him on 7th April, from James Frew, of Port Hacking, be referred to the Select Committee now sitting on "Petition of Wilson and Cawley." Question put and passed.

7. **SUPPLY OF COAL FOR RAILWAY PURPOSES** ("Formal" Motion):—Mr. Scholey moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for 1876 the sum of £12 3s., to defray the expenses of Witnesses who gave evidence before the Select Committee on "Supply of Coal for Railway Purposes." Question put and passed.

8. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS** ("Formal" Motions):—

(1.) Mr. G. A. Lloyd, on behalf of Mr. Parkes, moved, pursuant to Notice, That the two Petitions presented by him on 26th April, from Archbishop Vaughan and others, and from the Employés in the *Herald* office, relative to the closing of Public-houses on Sundays, be printed. Question put and passed.

(2.) Mr. G. A. Lloyd, on behalf of Mr. Parkes, moved, pursuant to Notice, That the two Petitions presented by him on 26th April, from Citizens of Sydney, and from the Chairman of Public Meeting of Citizens, relative to the closing of Public-houses on Sundays, be printed. Question put and passed.

9. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Consolidated Revenue Fund Bill (No. 4):—

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 Services of the Year 1876*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 27th April, 1876.

JOHN HAY,
President.

(2.) Bathurst Hospital Bill (No. 2):—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the sale of the Site of the Bathurst Hospital and to provide for the expenditure of the money received therefrom in the erection of suitable buildings for a like purpose on a new Site*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 27th April, 1876.

JOHN HAY,
President.

(3.) Appeals from Summary Convictions Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to declare and amend the Law respecting appeals from Summary Convictions*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 27th April, 1876.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Friday, 5th May.

10. GOVERNMENT BANKING BUSINESS:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Agreement (laid before this House on the 6th instant) made between the Colonial Treasurer and the Bank of New South Wales as to the conduct of the Public Banking Business of this Colony.
-

And the Committee continuing to sit till after Midnight,—

FRIDAY, 28 APRIL, 1876 A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 83.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 28 APRIL, 1876.

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

CONSOLIDATED REVENUE FUND BILL (No. 4):—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 32.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—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, 27th April, 1876.

2. QUESTIONS:—

- (1.) Electorate of the Upper Hunter:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—When will the Returns moved for by him in reference to receipts from sale of Land and all other sources; also, as to expenditure in Upper Hunter Electorate, be laid upon the Table of the House?

Mr. Robertson answered,—The Returns will give a great deal of trouble in their preparation, as the Honorable Member will see. They will involve reference to every department of the Government under which Revenue is collected; and I cannot therefore fix any very early day when they will be made. I think in this Session more Returns have been asked for than have ever been asked for before, and thus it is that there has been more delay than usual in bringing them forth. The Government will endeavour, however, to have these Returns supplied as soon as possible.

- (2.) Railway Trucks:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—
(1.) Has Mr. Robert Ritchie entered into any contract for supply of Railway Trucks or Waggon; if so, how many, and at what price?
(2.) Were tenders called for the supply of the said Trucks or Waggon; if so, what were the names of the Tenderers, and the prices tendered at?
(3.) Did Mr. Robert Ritchie tender for said Trucks or Waggon, and was his contract taken according to such tender; if so, what rate per Truck or Waggon did he tender at?

Mr. Lackey answered,—

- (1.) Mr. Robert Ritchie has contracted to supply 150 D Trucks at £70 each.
(2.) Tenders were invited for 500 D Trucks; Thomas Denny offered to supply 50 at £72 10s.; Davy & Co., 100 at £74 19s. 6d.; Hudson & Co., 200 at £70, leaving 150 Trucks untendered for. The whole of the above tenders were accepted.
(3.) Mr. Ritchie subsequently offered to supply the 150, for which no tenders had been received, at £72 each, but he was informed that no higher sum would be given than that at which the lowest tenderer had contracted for, viz., £70 a Truck; Mr. Ritchie consented to these terms, and his tender was accepted.

(3.)

- (3.) Land occupied by Bowenfels Coal Company at Sydney Railway Station :—Mr. McElhonc asked the Secretary for Public Works, pursuant to Notice,—
- (1.) What quantity of land is occupied by the Bowenfels Coal Company at Sydney Railway Station, and who is the lessee?
- (2.) Is it a fact that the above Company occupy near one acre of land at Sydney Railway Station, and that they only pay 5s. per week rent for the same?
- Mr. Lackey answered,—A narrow strip of land, of which no use could be made by the Railway Department, was leased to the Bowenfels Coal Mining Company in March, 1874, for the purpose of storing the coal which the Company sent by Railway; the charge for such occupation was fixed by the late Minister at 5s. a week, the land to be given up when required, on one week's notice.
- (4.) Bathurst Railway Station :—Mr. Macintosh, on behalf of Mr. F. B. Suttor, asked the Secretary for Public Works, pursuant to Notice,—When do the Government intend to open the Railway Station at Bathurst for Goods Traffic?
- Mr. Lackey answered,—On Monday, the 8th May next.
3. SUNDAY TRAFFIC IN INTOXICATING LIQUORS :—Mr. Davies presented a Petition from the President and Members of the Temple of Hope, I.O.G.T. of Tenterfield, praying the House to pass a Bill for the closing of Public-houses on Sundays.
Petition received.
4. TRIENNIAL PARLIAMENTS ACT REPRAL BILL :—Mr. T. G. Dangar presented a Bill, intituled "*A Bill to repeal the Triennial Parliaments Act of 1874*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 5th May.
5. NEVELL'S LEASING BILL :—Mr. Farnell, 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 25th April, 1876, together with Appendix.
Ordered to be printed.
Mr. Farnell then moved, That the Bill (*as amended and agreed to in Select Committee*) be read a second time on Friday next.
Question put and passed.
6. SUNDAY TRAFFIC IN INTOXICATING LIQUORS ("*Formal*" Motions) :—
- (1.) Mr. Taylor moved, pursuant to Notice, That the Petition presented by him on 27th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
- (2.) Mr. Greville moved, pursuant to Notice, That the Petition presented by him on 27th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
7. THE CLARENCE RIVER ("*Formal*" Motion) :—Mr. Bawden moved, pursuant to Notice, That the Petition presented by him on 27th April, from Residents of the Clarence River District, relative to the obstruction to the navigation of the Clarence River, be printed.
Question put and passed.
8. ENDOWMENT OF MUNICIPALITIES :—Mr. Nelson presented a Petition from the Municipal Council of Orange, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
9. NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL :—The Order of the Day having been read,—Mr. G. A. Lloyd moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lloyd, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Lloyd (*with the concurrence of the House*), that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
10. HASTINGS ELECTORATE SUBDIVISION BILL :—The Order of the Day having been read,—Mr. R. B. Smith moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided:

Ayes, 22.

Mr. McElhonc,	Mr. Stevens,
Mr. Nelson,	Mr. Scholey,
Mr. Driver,	Mr. H. C. Dangar,
Mr. Greville,	Mr. Farnell,
Mr. Goold,	Mr. T. G. Dangar,
Mr. W. C. Browne,	Mr. Davies,
Mr. Cohen,	Mr. Abbott,
Mr. Macintosh,	<i>Tellers.</i>
Mr. Taylor,	
Mr. Stephen Brown,	Mr. R. B. Smith,
Mr. Parkes,	Mr. Bawden.
Mr. G. A. Lloyd,	
Mr. Terry,	

Noes, 11.

Mr. Garrett,
Mr. Robertson,
Mr. Stuart,
Mr. Lucas,
Mr. Burns,
Mr. Lackey,
Mr. Cameron,
Mr. Jacob,
Mr. Charles,
<i>Tellers.</i>
Mr. Moses,
Mr. Long.

And so it was resolved in the affirmative.

Bill read a second time.

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

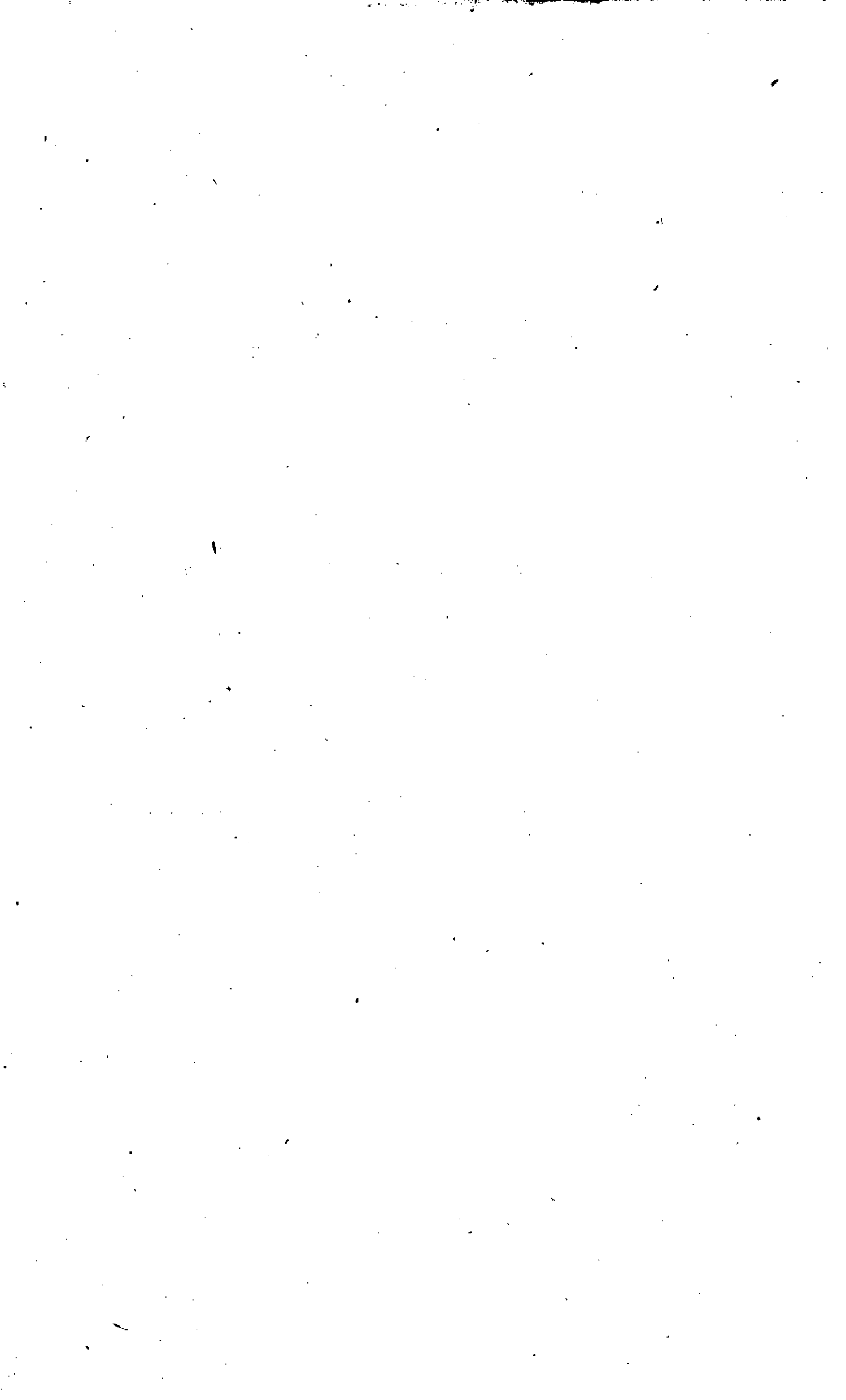
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.

On motion of Mr. Smith that report was adopted.

Ordered, that the Bill be read a third time on Friday next.

11. **HANSON'S TRUST BILL:**—The Order of the Day having been read,—Mr. Stephen Brown moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Brown, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Brown, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
12. **MURRUMBIDGEE TURF CLUB BILL:**—The Order of the Day having been read,—Mr. H. C. Dangar moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Dangar, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair, and the Chairman reported the Bill without amendment.
On motion of Mr. Dangar, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
13. **RAILWAY BRIDGE AT ROSE'S CUTTING:**—The Order of the Day having been read,—on motion of Mr. McElhone, Mr. 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 Supplementary Estimates for the year 1876, a sum for the construction of a Bridge over the Great Northern Railway at Rose's Cutting, near Muswellbrook.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered; on motion of the Chairman (*with the concurrence of the House*), that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1876, a sum for the construction of a Bridge over the Great Northern Railway at Rose's Cutting, near Muswellbrook.
On motion of Mr. McElhone, the Resolution was read a second time, and agreed to.
14. **PUBLIC PLACE DEFINITION BILL:**—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a second time.
Debate ensued.
Mr. Gray moved, That this Debate be now adjourned until this day week.
Question put,—
And Division called for,—
But there being no Tellers on the part of the *Noes*, no Division could be had, and Mr. Speaker declared the Question to have passed in the *affirmative*.
15. **SUPPLY OF COAL FOR RAILWAY PURPOSES:**—The Order of the Day having been read,—on motion of Mr. Scholey, Mr. 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 Additional Estimates for 1876, the sum of £12 3s., to defray the expenses of Witnesses who gave evidence before the Select Committee on "Supply of Coal for Railway Purposes."
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman (*with the concurrence of the House*), that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Additional Estimates for 1876, the sum of £3 3s., to defray the expenses of Witnesses who gave evidence before the Select Committee on "Supply of Coal for Railway Purposes."
On motion of Mr. Scholey, the Resolution was read a second time, and agreed to.
16. **THE CASE OF COSGROVE AND PARTY v. CARTER:**—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Terry,—
" (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the case of Cosgrove and Party v. Carter, in reference to a certain Mineral Selection on Joadja Creek, and that all Papers laid upon the Table of the House by the Honorable the Secretary for Mines in reference to the said selection be referred to the Committee.
" (2.) That such Committee consist of Mr. Farnell, Mr. Dibbs, Captain Onslow, Mr. Lucas, Mr. Sutherland, Mr. Macintosh, Mr. Gray, Mr. Jacob, Mr. W. H. Suttor, and the Mover,"—
Debate resumed.
Notice was taken that there was not a Quorum present,—
Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. Burns, Mr. Cameron, Mr. T. G. Dangar, Mr. Davies, Mr. Driver, Mr. Garrett, Mr. Jacob, Mr. Lackey, Mr. G. A. Lloyd, Mr. Lucas, Mr. Macintosh, Mr. Parkes, Mr. Robertson, Mr. Stevens, Mr. F. B. Suttor, Mr. W. H. Suttor, Mr. Terry, and Mr. J. Watson,—
Mr. Speaker adjourned the House at thirteen minutes before Eight o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 84.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 2 MAY, 1876.

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

BATHURST HOSPITAL BILL (No. 2):—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message. No. 23.

A Bill, intituled "*An Act to authorize the sale of the Site of the Bathurst Hospital and to provide for the expenditure of the money received therefrom in the erection of suitable buildings for a like purpose on a new Site,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 2nd May, 1876.

2. QUESTIONS:—

(1.) Water at Erskine Valley:—Mr. Macintosh asked the Secretary for Public Works, pursuant to Notice,—What is the estimated daily quantity of Water ordinarily passing over the bed of the rivulet in Erskine Valley at an altitude of 350 feet above sea level?

Mr. Lackey answered,—Between five and six millions gallons.

(2.) Coal Fields:—Mr. Macintosh asked the Secretary for Mines, pursuant to Notice,—

(1.) How many square miles of the Coal Fields of the Colony, the property of the Crown, has the Government Examiner geologically surveyed and charted since the 1st of May, 1875?

(2.) Will he be pleased to lay upon the Table of this House the Examiner's plans and reports, showing—

(1.) The number of outcrops, and their correct position?

(2.) The number of faults, and their position?

(3.) The bearing and extent of these faults?

(4.) The sinking required to win the top seam of coal in each square mile?

Mr. Lucas answered,—

(1.) None.

(2.) There are no further reports and plans with regard to the "outcrops" since those published in the Mines and Mineral Statistics for 1876, of which I will lay a copy on the Table of the House. In reference to the number of faults and their bearings, they could not be ascertained except by actual mining operations. The sinking required on each square mile to reach the top seam of the coal could only be arrived at approximately, and would then take years of labour, and a large expenditure of money to indicate.

(3.) Tea:—Mr. Macintosh asked the Colonial Treasurer, pursuant to Notice,—

(1.) How many packages of Tea have been entered at the Custom-house to be landed from ships in harbour, from March 31st, 1875, to April 1st, 1876?

(2.) What was the total weight of the Tea so landed?

(3.) What was the total amount of wharfage the Tea included in Question 1 was liable to in accordance with the Schedule of Wharfage Rates to be charged in Port Jackson?

(4.)

- (4.) How many cargoes of Tea have been landed on the Circular Quay from 31st March, 1875, to April 1st, 1876?
 (5.) What was the total amount received as wharfage for Tea landed on the Circular Quay from March 1st, 1875, to April 1st, 1876?

Mr. Stuart answered,—

- (1.) 107,670 packages.
 (2.) 4,012,174 lbs.
 (3.) £857 12s.
 (4.) Two cargoes, and a small portion of a third.
 (5.) £111 19s. 9d.

- (4.) Coal Seams under Sydney :—Mr. Macintosh asked the Secretary for Mines, pursuant to Notice,—Has the Government Examiner of Coal Fields been instructed to furnish a Report on the Coal Seams under and immediately around Sydney; if so, when will such Report be laid upon the Table of this House?

Mr. Lucas answered,—No. I may explain that I have been anxious to obtain such a report from the Examiner of Coal Fields and from the Government Geologist; but the former has been engaged in Newcastle, and the latter has been fully occupied, and is now in the interior examining the Gold Fields. He will be absent a few weeks, but immediately upon his return this matter will be attended to.

- (5.) Public School at Cooyal Creek :—Mr. Goold asked the Colonial Secretary, pursuant to Notice,—
 (1.) Has the Council of Education received any application for a Public School at Cooyal Creek, in the District of Mudgee, and the date of such application?
 (2.) What steps have been taken by the Council of Education with reference to such application?
 (3.) Were the names of the gentlemen nominated in the said application as the Local School Committee accepted by the Council of Education; and is it true that a second Local School Committee has been appointed?
 (4.) Will he cause to be laid upon the Table of the House all correspondence having reference to the establishing of a Public School at Cooyal Creek, including Mr. Inspector O'Byrne's Report, &c.?

Mr. Robertson answered,—

- (1.) Yes, the 22nd March, 1875.
 (2.) The usual steps; inquiry, publication in the *Government Gazette*, notification that application was agreed to, preparation of plans.
 (3.) To the first part of this question, yes; to the second, no.
 (4.) I am quite willing to lay the correspondence upon the Table of the House.

- (6.) Department of Mines :—Mr. McElhone asked the Secretary for Mines, pursuant to Notice,—
 (1.) What was the total cost to the country last year for department of which he is the head?
 (2.) What was the income of the Mining Department from Mineral Lands and all other sources, excluding receipts from Coal Land and income from Miners Rights for Gold Mining for 1875?
 (3.) What was the income received for land sold or leased for Coal Mining for 1875?

Mr. Lucas answered,—

- (1.) Total cost to the Country of the Department £19,960, which includes £2,200 outside of the ordinary annual expenses. The expenditure proper for the year was £17,760.
 (2.) Income of Mining Department, excluding receipts from Coal Land, and
 income from Miners Rights £17,490
 (3.) Receipts from Coal Land 10,194
 Miners Rights 5,464
 Total £33,148

I do not know whether the Honorable Member intended to include the Gold Duty; if so, that amounted to £14,195; making a total of £47,343.

- (7.) Post and Telegraph Office, Brewarrina :—Mr. T. G. Dangar asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to place a sum of money on the Supplementary Estimates for the erection of a Post and Telegraph Office at Brewarrina?

Mr. Burns answered,—The Government intend to make provision on the Additional Estimates for the erection of a Post and Telegraph Office at Brewarrina.

- (8.) Tenders for Tweed :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—
 (1.) Were Tenders invited for 1,200 yards of Tweed for the year 1875?
 (2.) How many Tenders were received, and their names?
 (3.) Was the lowest or any Tender accepted; if so, whose, and the names of the sureties, and from what firm or factory was the Tweed supplied?
 (4.) Were Tenders invited for 1,200 yards of Tweed for the year 1876?
 (5.) How many Tenders were received, and their names?
 (6.) Was the lowest or any Tender accepted; if so, whose, and the names of the sureties, and from what firm or factory was the Tweed supplied?

Mr. Robertson answered,—

- (1.) I have ascertained that tenders were invited for the Tweed mentioned at the time mentioned, and that they were called for on two occasions.
 (2 and 3.) On both occasions the only tenders sent in were from Messrs. Moore, Henderson, and Bowcher. On the second occasion the offer of this firm was accepted. Their sureties were Mr. Charles Teakle and Mr. James Fowler. The Government does not know where the contractors got the Tweed.
 (4.) Yes.
 (5.) It is not usual to disclose the names of tenderers whose offers are rejected.
 (6.) The lowest tender, that of Mr. C. H. Smith, was accepted. The names of his sureties were Mr. Jordan Sparkes and Mr. W. Gibson. It is not known to the Government where Mr. Smith will obtain the Tweed for this contract.

- (9.) Improvements on Conditional Purchases:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to allow to all Conditional Purchasers three years from date of survey for effecting necessary improvements; if so, will all country Land Agents be furnished with instructions to this effect?
- Mr. Garrett answered,—It is usual to deal with these cases on application. The provision of the 17th clause of the Amended Land Act states that the three years for improvement may date from date of survey; but it is not considered necessary, nor would it be considered desirable, to make it a general rule to issue any notice further than the law itself bearing upon this matter, because in any case where an extended time is required it is granted on application.
3. PAPERS:—
- Mr. Garrett laid upon the Table,—Report from Mr. District Surveyor Evans respecting the Reserve at Ogilvie's Hill.
Ordered to be printed.
- Mr. Robertson laid upon the Table,—Return to an Order, made on 31st March, 1876, in reference to an application for a Court of Quarter Sessions at Grenfell.
Ordered to be printed.
4. DOG ACT:—Mr. Long presented a Petition from Residents of Castle Hill, and others, praying that this Act may be repealed.
Petition received.
5. ELECTORATE OF LIVERPOOL PLAINS:—Mr. T. G. Dangar (Member for The Gwydir),—referring to entry 2 in the Votes and Proceedings, No. 80, of Tuesday, 25 April, 1876,—asked Mr. Greville (Member for Braidwood) if he would be good enough to state whether the Mr. Hanley Bennett, therein referred to as an Insolvent, is Mr. Hanley Bennett the Member for Liverpool Plains.
Mr. Greville replied in the affirmative.
6. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—
- (1.) By Mr. Wisdom. From the Municipal Council of Morpeth.
 - (2.) By Mr. McElhone. From the Municipal Council of Musclebrook.
 - (3.) By Mr. W. C. Browne. From the Municipal Council of the Borough of Singleton.
- Petitions received.
7. THE CLARENCE RIVER:—Mr. Bawden presented a Petition from Farmers, Shippers, and other Residents of the Parish of Ulmarra, alleging that they suffer great loss and inconvenience in consequence of the almost impassable state of the crossing within the entrance of the Clarence River Heads; and praying that immediate action may be taken for affording them relief.
Petition received.
8. THE HONORABLE WILLIAM FORSTER (*"Formal" Motion*):—Mr. Parkes 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 Minutes of the Executive Council, Despatches, Letters, Telegrams, and other Documents having reference to the mission to England of the Honorable William Forster, M.P., while holding the office of Colonial Treasurer, and retaining a Seat in this House, from about 3rd October, 1875, to 7th February, 1876, with a statement of the services rendered to the Colony by Mr. Forster during that period; and also a statement of the total expenditure on account of such mission, specifying separately the amount of salary, of travelling allowances, and of the cost of passage.
Question put and passed.
9. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (*"Formal" Motion*):—Mr. Davies moved, pursuant to Notice, That the Petition presented by him on 28th April, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
10. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motion*):—Mr. Driver, on behalf of Mr. Nelson, moved, pursuant to Notice, That the Petition presented by him on 28th April, from the Municipal Council of Orange, relative to increased Endowment, be printed.
Question put and passed.
11. NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL (*"Formal" Order of the Day*),—on motion of Mr. G. A. Lloyd, read a third time, and *passed*.
Mr. Lloyd then moved, That the Title of this Bill be "*An Act to make more effectual provision for Paving certain Streets of the City of Newcastle and for the licensing and regulation of Public Vehicles within the said City.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
- MR. PRESIDENT,
- The Legislative Assembly having this day passed a Bill, intituled "*An Act to make more effectual provision for Paving certain Streets of the City of Newcastle and for the licensing and regulation of Public Vehicles within the said City,*"—presents the same to the Legislative Council for its concurrence.
- Legislative Assembly Chamber,
Sydney, 2nd May, 1876.
12. HANSON'S TRUST BILL (*"Formal" Order of the Day*),—on motion of Mr. Stephen Brown, read a third time, and *passed*.
Mr. Brown then moved. That the Title of this Bill be "*An Act to enable the Trustees of the Will of Alexander Charles Hanson deceased to sell or join with the proper persons in selling certain Trust Real Estate.*"
Question put and passed.
- Ordered,

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Trustees of the Will of Alcander Charles Hanson deceased to sell or join with the proper persons in selling certain Trust Real Estate*,"—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, together with attested copies of the Will of Joseph Samuel Hanson, deceased; also of Alcander Charles Hanson, deceased; and also of the Deed of Resignation by A. G. Hanson, and appointment of W. H. Peisley in his stead, as Trustee of the Will of A. C. Hanson, deceased.

Legislative Assembly Chamber.

Sydney, 2nd May, 1876.

13. DISTRICT MAPS:—Mr. McElhone moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the Minister for Lands should without delay cause to be issued new Maps of every district in the Colony where any land has been sold by auction, granted, or free selected, and that such Maps shall show clearly all lands alienated from the Crown, whether by sale by auction, grants, or free selection, and the size of every lot up to the dates of the latest surveys received at the Lands Office, Sydney.

(2.) That copies of such District Maps shall be hung up in a conspicuous place in every Land Office, Post Office, or Police Barracks in every town throughout the Colony, for the information of the public, so that persons wanting to free select land may have the means of knowing where Government land is available for free selection, which at present they have not the means of knowing, and that such Maps shall be published in a cheap form and issued to every Land Agent throughout the Colony for sale to any person who may want to purchase them.

Debate ensued.

Motion, by leave, withdrawn.

14. ELECTORATE OF LIVERPOOL PLAINS:—Mr. Robertson moved, That Hanley Bennett, Esquire, the Member for the Electoral District of Liverpool Plains, having become an insolvent debtor within the meaning of the laws relating to insolvent debtors, his Seat as such Member has thereby become, and is hereby declared to be, vacant.

Question put and passed.

15. PENSION OF THE LATE CHIEF JUSTICE:—Mr. Farnell moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the Pension of the late Chief Justice ought to be according to the scale provided by the Constitution Act, that is to say, seven-tenths of his late actual salary.

(2.) That as such object cannot be effected without the intervention of Parliament, a Bill ought to be introduced for the purpose of repealing so much of the Act 20th Victoria No. 5 as at present limits the pension to seven-tenths of the then existing salary.

(3.) That the above Resolutions be communicated by Address to His Excellency the Governor.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Stephen Brown, Mr. W. C. Browne, Mr. Burns, Mr. Davies, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Hurley (*Hartley*), Mr. Lackey, Mr. Leary, Mr. Lucas, Mr. McElhone, Mr. Moses, Mr. Piddington, Mr. Robertson, Mr. Shepherd, Mr. Stevens, Mr. Stuart, and Mr. J. Watson,—

Mr. Speaker adjourned the House at twenty-five minutes before Eight o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 85.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 3 MAY, 1876.

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

QUESTIONS :—

- (1.) Supply of Coal for Western and Southern Railways :—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—Was the Secretary for Mines in any way connected with the supply of Coal for the Great Western and Southern Railways during the year 1875 ?

Mr. Robertson answered,—I find that two tenders were accepted for the supply of Coal to the Great Southern and Western Railways for the year 1875, namely, from the Waratah Company for the Southern, and the Lithgow Valley for the Western, with neither of which mines is the Secretary for Mines connected.

- (2.) Postal Communication between Bulgandramine and Parkes :—Mr. Lord asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to establish Postal Communication between Bulgandramine and Parkes ?

Mr. Burns answered,—Tenders will be invited during the present week for a bi-weekly Mail Service between Bulgandramine and Parkes, from the 1st July to 31st December next. The continuance of the service beyond this period will depend upon the extent of the correspondence which may be forwarded by this route.

- (3.) Interest on the Public Debt :—Mr. J. Watson asked the Colonial Treasurer, pursuant to Notice,—(1.) What is the actual or probable amount of interest falling due and payable in London on the Public Debt of this Colony during the years 1877, 1878, and 1879 ?

(2.) What is the probable amount of "all payments involving verification of accounts or the transmission to the Colony of documentary evidence or vouchers" which may require to be made in London during the same period ?

Mr. Stuart answered,—

(1.) The probable amount of interest falling due, and payable in London, on the Public Debt of this Colony during the years 1877, 1878, and 1879, if no other loan than those already authorized be raised, will be about £490,000 a year. Of course, if any other loan be negotiated, the interest upon such loan will have to be added thereto.

(2.) It is impossible for any one to answer this question. I can give the amounts that have been paid under similar circumstances during the last three years, and the Honorable Member may draw his own conclusions as to the probable amount in the future. For the year 1873, £91,200; 1874, £389,600; 1875, £310,600. Total for the three years, £791,400.

- (4.) Steam Dredges :—Mr. Bawden asked the Secretary for Public Works, pursuant to Notice,—What number of Steam Dredges are owned by, or in the service of, the Government; upon what works are such Dredges employed, and how long respectively upon each work ?

Mr. Lackey answered,—Eight Steam Dredges are owned by, and in the service of, the Government at present.

"Sampson" Dredge,	Sydney Harbour	...	...	...	...	8½	years.
"Hercules"	do. do.	about	...	...	...	32	do.
"Titan"	do. Lake Macquarie...	...	...	...	...	1	month.
"Hunter"	do. Newcastle and Hunter River	...	...	...	...	15	years.
"Vulcan"	do. do.	...	...	...	...	11½	do.
"Fitz Roy"	do. Macleay River	...	...	...	...	4½	do.
"Pluto"	do. Shoalhaven River	...	...	...	...	13½	do.
"Newcastle"	do. Newcastle	...	...	...	...	1	year.

(5.)

- (5.) Coal Beds under Sydney:—*Mr. W. C. Browne*, on behalf of *Mr. McElhone*, asked the Secretary for Mines, pursuant to Notice,—Has the Government Geological Surveyor received instructions to furnish a Report upon the Coal Beds under and immediately around Sydney; if so, when will his Report be laid upon the Table of this House?

Mr. Lucas answered,—I answered this question yesterday, but have no objection to repeat my reply. I have had some conversation with the Geological Surveyor on this subject; but he had been fully employed up to a fortnight or three weeks ago, and since then he has been in the interior inspecting the Gold Fields Reserves, with a view of considering the propriety of revoking some and extending others. He will be absent some few weeks, but directly he returns this matter shall have immediate attention.

- (6.) Light-house at Broken Bay:—*Mr. W. C. Browne*, on behalf of *Mr. McElhone*, asked the Secretary for Public Works, pursuant to Notice,—When is the new Light-house at Broken Bay likely to be finished?

Mr. Lackey answered,—Tenders for this work will be invited as soon as the additional sum of £5,000 on the Loan Estimates shall have been voted. On the Loan Estimates for 1874 the sum of £5,000 was voted for a new Light-house; but in May, 1875, the Marine Board recommended a Second Order Dioptric Red Light to be fixed in a tower, which has increased the estimated cost of the work to the sum of £10,000.

- (7.) Auckland Islands:—*Mr. W. C. Browne*, on behalf of *Mr. McElhone*, asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to send a vessel to the Auckland Islands in search of the crew of the missing ship "Strathnaver," which sailed from here on the 27th April, 1875, and has not since been heard of?

(2.) Is the Government aware that there is at present in harbour Captain Dalgarno, who could give the Government valuable information, as he was wrecked on these islands, and lived there thirteen months, and who is of opinion that some of the crew of this or other vessels may now be alive on these islands?

Mr. Robertson answered,—I do not think it will be convenient to answer this question, nor do I think it can be answered very well without reference to the other Colonies; nor am I quite sure whether, on consultation, that reference will be made. My own individual idea of the matter is, that we should confer with the other Colonies, and make some provision to visit these islands. I speak only my own view. In the course of a week I will be able to answer the question.

2. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL ("*Formal*" Order of the Day.)—on motion of *Mr. Stuart*, read a third time, and passed.

Mr. Stuart then moved, That the Title of this Bill be "*An Act to consolidate and amend the Law regulating the importation storage and removal of Gunpowder and other explosive substances.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to consolidate and amend the law regulating the importation storage and removal of Gunpowder and other explosive substances,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 3rd May, 1876.

3. DOG ACT ("*Formal*" Motion):—*Mr. Long* moved, pursuant to Notice, That the Petition presented by him on 2nd May, from Residents of Castle Hill and others, praying that the Dog Act may be repealed, be printed.
Question put and passed.
4. THE CLARENCE RIVER ("*Formal*" Motion):—*Mr. Bawden* moved, pursuant to Notice, That the Petition presented by him on 2nd May, from Residents of the Parish of Ulmarra, relative to the navigation of the Clarence River, be printed.
Question put and passed.
5. ENDOWMENT OF MUNICIPALITIES ("*Formal*" Motions):—
- (1.) *Mr. Wisdom* moved, pursuant to Notice, That the Petition presented by him on the 2nd May, from the Municipal Council of Morpeth, relative to increased Endowment, be printed.
Question put and passed.
- (2.) *Mr. W. C. Browne*, on behalf of *Mr. McElhone*, moved, pursuant to Notice, That the Petition presented by him on 2nd May, from the Municipal Council of Muscleebrook, relative to increased Endowment, be printed.
Question put and passed.
- (3.) *Mr. W. C. Browne* moved, pursuant to Notice, That the Petition presented by him on 2nd May, from the Municipal Council of Singleton, relative to increased Endowment, be printed.
Question put and passed.
6. ENDOWMENT OF MUNICIPALITIES:—*Mr. Driver* presented a Petition from the Municipal Council of Windsor, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
7. POSTPONEMENTS:—The Orders of the Day of Government Business Nos. 1, 3, and 4 postponed, to follow after Order No. 5.
8. COAL MINES REGULATION BILL:—The Order of the Day having been read,—on motion of *Mr. Lucas*, *Mr. 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.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of *Mr. Lucas*, that report was adopted.

Ordered,

Ordered, 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 make better provision for the regulation of Coal Mines and Collieries.*"

Legislative Assembly Chamber,
Sydney, 3rd May, 1876.

9. GOVERNMENT BANKING BUSINESS :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Agreement (laid before this House on the 6th instant) made between the Colonial Treasurer and the Bank of New South Wales as to the conduct of the Public Banking Business of this Colony.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again so soon as a Point of Order which had arisen in the Committee should have been decided in the House.

The Chairman also stated that a division had been taken in the Committee on the question whether the rate of interest to be paid by the Bank of New South Wales to the Government should be 3 or 4 per cent.,—and the Point of Order raised is as follows :—

"That the Honorable Member for The Hawkesbury (Mr. Piddington) and the Honorable the Colonial Treasurer (Mr. Stuart), one a Director and Shareholder, and the other a Shareholder in the Bank of New South Wales; and the Honorable Member for Central Cumberland (Mr. Long), a shareholder in the Bank of New South Wales; and the Honorable Member for The Lachlan (Mr. Watson), a Shareholder in the City Bank, have a direct pecuniary interest in the vote given in Committee, and should not have voted on the question."

Debate ensued on the Point of Order.

Mr. Speaker said, that the question submitted to him was of a mixed nature, involving law and fact. On the former only would it be proper for him to speak. A personal interest in a question disqualified a Member from voting, but this must be a direct pecuniary interest, separately belonging to the persons whose votes are questioned, and not in common with the public, or on a matter of Government policy. Having stated the rule of Parliament, it was for the House to decide the question of fact in the present case, and the most convenient way would be to submit a motion to disallow the votes of the Honorable Members referred to.

Mr. Speaker then left the Chair, and the Committee resumed.

Mr. Speaker resumed the Chair; and the Chairman reported that another Point of Order had arisen in the Committee, and obtained leave to sit again after Mr. Speaker's decision had been given thereon.

The Chairman then stated the Point of Order, as follows :—

Upon the Committee resuming, Mr. Dibbs proposed a motion, which he (the Chairman) declined to submit to the Committee, on the ground that the question was one which should be decided in the House.

The motion proposed is as follows :—

"That the votes of the Honorable Member for The Hawkesbury (Mr. Piddington), and the Honorable the Colonial Treasurer (Mr. Stuart), on the division just arrived at in Committee be disallowed, on the ground that the Honorable Members named have a direct and personal interest in the question so submitted."

And upon his declining to submit the motion to the Committee,—on motion of Mr. Dibbs the question was referred to Mr. Speaker whether the Chairman was right in refusing to propose the motion.

Mr. Speaker sustained the decision of the Chairman.

Mr. Speaker then left the Chair; and the Committee resumed.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 4 MAY, 1876 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

10. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

- (1.) Sale and Use of Poisons Bill :—

MR. SPEAKER,

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

Legislative Council Chamber,
Sydney, 3rd May, 1876.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Wednesday next.

- (2.) Tamworth Roman Catholic Church Trustees Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Right Reverend James Murray the Reverend Michael Gough and Daniel Regan Trustees of allotments nineteen and twenty of section fourteen in the Town of Tamworth as Sites for a Roman Catholic Church and School to sell the said allotments and to provide for the appropriation of the proceeds thereof,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 3rd May, 1876.

JOHN HAY,
President.

(3.) Barristers Admission Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend an Act intituled 'An Act to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales,'*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd May, 1876.

JOHN HAY,
President.

BARRISTERS ADMISSION BILL.

SCHEDULE of the amendments referred to in Message of 3rd May, 1876.

FOR JOHN J. CALVERT,
Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant.

Page 1, Preamble, lines 12 and 13. Omit "the matriculation examination of and"
" 2, clause 1, line 7. Omit "the matriculation examination of and"
" " 3. Omit clause 3.
" " 4. Omit clause 4.

Examined,—

SAUL SAMUEL,
Chairman of Committees *pro tem*.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration in Committee of the Whole on Friday, 12th May.

(4.) Sale of Colonial Wines Regulation Act of 1862 Repeal Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to repeal the 'Sale of Colonial Wines Regulation Act of 1862,'*"—with the amendments indicated by the accompanying Schedule, including an amendment in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd May, 1876.

JOHN HAY,
President.

SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL.

SCHEDULE of the amendments referred to in Message of 3rd May, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Title. Omit "repeal" insert "amend"
Preamble, line 1. Omit "repeal" insert "amend"
" clause 1, lines 8 to 12. Omit "shall be and the same is hereby repealed but all offences committed and penalties incurred under the said Act may be prosecuted and enforced and the holders of unexpired licenses granted under the same shall be subject to the provisions thereof until the expiration of their respective licenses as if this Act had not been passed" insert "hereinafter called the Principal Act shall be and the same is hereby amended in the several particulars hereinafter contained to take effect respectively on the first day of June next"

Pages 1 and 2, clause 2. Omit clause 2, insert new clauses:—

"2. Every license under the said Act to sell Colonial wine by retail shall after the said first day of June be granted only by the Justices sitting in a Court of Petty Sessions holden nearest to the premises sought to be licensed which Court shall at the instance of any applicant be convened by the clerk of such Court and not less than three Justices shall form a quorum thereat and the fee payable for any such license shall be received by such clerk and be by him forthwith transmitted to the Colonial Treasurer. No such license shall be granted to any person whom the Justices or the majority of them shall not believe to be of good character nor in respect of any premises which they shall think objectionable or which shall not in their opinion be of the annual value if in a township of thirty pounds or if elsewhere of the annual value of fifteen pounds and they may grant or refuse a license in every case as they shall think fit.

"3. Every license granted at any such Court shall be in the form prescribed by the principal Act or as near thereto as the case may require or as the Governor in Council may direct and shall authorize the licensed person to sell by retail on the licensed premises but not elsewhere Australian wine but not any other kind of liquor and he may allow the same to be consumed on such premises if the purchaser shall so desire. Provided that no such purchaser or other person drinking wine there not being an inmate of the dwelling shall remain or be on the premises except on one of the days and within the hours specified in the fourteenth section of the said Act.

"4. Every such purchaser and every other person not being an inmate as aforesaid who shall remain on any premises so licensed for more than two hours drinking or for the purpose of drinking or otherwise in contravention of this Act shall be liable to a penalty of not less than twenty shillings nor more than ten pounds and may be summarily ejected by any person authorized by this Act to enter such premises. And the licensed owner or occupier shall be liable to the like penalty unless he shall prove on the hearing of the case that the offender was in good faith warned or desired to depart but remained on the premises notwithstanding."

" 5.

Wine licenses
how granted, &c

Form and effect
of license.

Persons tippling
&c.

" 5. No licensed person shall permit any spirituous liquor of any kind or any wine other than Australian wine or any of such last-mentioned wine of a greater degree of strength than twenty-six per cent. of proof spirit to be at any time kept or to be upon his licensed premises or to be supplied therein to any person under a penalty of not less than five pounds nor more than fifty pounds and all such prohibited liquor or wine found upon any such premises shall on conviction of the offender be liable to forfeiture.

As to spirituous liquors or Foreign wine.

" 6. Every constable or officer in the Police having reasonable cause to suspect that any provision of this Act is infringed in or on any such licensed premises may lawfully enter the same and there search for spirituous liquors or prohibited wines which he may believe to be kept on the premises and may seize and remove all such liquors and wines as shall be found there And any person found on the premises in a state of intoxication shall be presumed to have been there unlawfully drinking unless the contrary be shown by the defendant.

Certain powers given to police.

" 7. If any person licensed as aforesaid shall within the space of twelve months be convicted a second time of any offence under this or the Principal Act and neither of such convictions shall be reversed on appeal his license shall become void and he shall not be capable of holding a license until two years after the date of the last conviction shall have expired.

Effect of a second conviction.

" 8. Notwithstanding the twelfth section of the Principal Act it shall be lawful for every person licensed under the "Sale of Liquors Licensing Act of 1862" commonly called the "Public-House Act to sell Australian wine by retail although not also licensed under this or the first-mentioned Act.

As to licensed publicans.

" 9. Any two Justices sitting in Petty Sessions may by writing under their hands countersigned by the Petty Sessions Clerk of the District in which the license was granted permit the licensed person on specified days or for a stated number of days to retail Australian wine at any race fair or other public meeting mentioned in such writing but subject in all other respects to the provisions of this and the Principal Act so far as they shall be applicable for which permission and for recording the same the fee of ten shillings shall be paid.

Selling at races &c.

" 10. All penalties under this Act may be recovered and every person shall be entitled to appeal from any conviction or decision under it in the manner provided by the Principal Act all the other enactments of which as far as may be and so far as they are not hereby altered shall be applied to and read in connexion with this Act the same as if both Acts formed one Act only."

Proceedings under this Act.

Page 2, clause 3, line 9. Omit "shall be styled and"

" " lines 9 and 10. Omit "sale of Colonial" insert "Australian"

" " line 10. Omit "s" in "wines"

" " " Omit "Regulation Act of 1862 Repeal" insert "Sales Amendment"

" " " Omit "5" insert "6"

" " " After "6" insert "And the words 'Colonial Wine' or 'Australian Wine' in this Act shall be taken to include cider and perry all being exclusively manufactured within and the produce of fruit grown in this Colony"

Examined,—

SAUL SAMUEL,

Chairman of Committees *pro tem.*

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration in Committee of the Whole on Friday, 12th May.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 86.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 4 MAY, 1876.

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

QUESTIONS:—

- (1.) Tug Boat for the Richmond River:—Mr. Bawden asked the Colonial Treasurer, pursuant to Notice,—Have the Government received the offer of a suitable Tug Boat for the Richmond River; and if so, is it their intention to accept the offer, in order that such boat may be available for service without further delay?

Mr. Stuart answered,—The Government have received the offer of a Tug Boat. They have caused the Boat to be surveyed, but the Government are not able until further examination to say whether the boat is suitable or not. Until satisfied on that point the Government are unable to say whether they will accept the offer.

- (2.) Statue of Captain Cook:—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—What action has the Government taken with reference to the erection of the Statue to commemorate the landing of Captain Cook at Botany Bay?

Mr. Robertson answered,—If the Honorable Member refers to the erection of a Statue at Hyde Park, I may state that Parliament has voted a sum of £4,000 for that purpose, and the Agent General has put the matter in the hands of Mr. Woolner, the sculptor, to prepare a design.

- (3.) Bell Buoy at Newcastle:—Mr. Jacob asked the Colonial Treasurer, pursuant to Notice,—
(1.) Is the Bell Buoy in its proper position outside of Newcastle Harbour; and if not, what is the cause—is it the want of success in any endeavours to replace it?
(2.) If the said Buoy got adrift from its moorings in any way, when did the accident occur; were steps taken forthwith with the view to its restoration, and are they being persevered in, if the Buoy is not yet in its place?

Mr. Stuart answered,—

(1.) No. It got adrift in consequence of the shackle in the chain coming out; and as it required painting and some repairs, there has been no attempt to replace it till they are effected.

(2.) It got adrift from its moorings on the 14th March, and steps were immediately taken to have it painted and repaired, and no time will be lost in taking advantage of the first favourable weather to have it replaced in its proper position.

- (4.) Weighbridge at Parramatta Railway Station:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—Is he aware of the necessity for a Weighbridge at the Parramatta Railway Station; and if so, will he cause the Weighbridge at the Junction to be taken up and placed at the Parramatta Railway Station for the convenience of the public?

Mr. Lackey answered,—A numerous signed Petition from Storekeepers and others in Parramatta was presented to me a day or two ago by the Honorable Member for Parramatta, Mr. Byrnes, asking for the construction of a Weighbridge at the Parramatta Railway Station. I have not yet had time to ascertain the opinion of the Officers of the Railway on the matter.

- (5.) Station Master at Raglan:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Who is the Station Master at Raglan, and when was he appointed?

(2.) How long has he been employed in the Public Service?

(3.) What was his position in the Railway Department previous to his present appointment?

(4.) By whose recommendation was he appointed Station Master?

Mr.

Mr. Lackey answered,—

(1.) At the present time the Station Master at Raglan is Mr. Edward Higgs. He was first appointed a Station Master in October, 1873.

(2.) Mr. Higgs has been in the Public Service for nearly thirteen years.

(3.) Inspector of the Western Line.

(4.) Mr. Higgs was appointed a Station Master on the recommendation of the Traffic Manager.

(6.) Uniforms for Railway Guards :—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the Railway Guards and other men on the Great Western and Southern Railways have not yet received their uniforms, although 1s. per week for the year 1874 was deducted from their salaries to pay for the same?

(2.) Will he give the necessary orders to have them supplied for this year, and the amount deducted in 1874 refunded to them?

Mr. Lackey answered,—The money allowance in lieu of clothing which was not made to the men for the year 1874 is to be paid to them directly funds are voted; the votes are at present exhausted. Uniforms were supplied to the men in 1875, and arrangements are being made for a further supply when required.

2. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motion*):—Mr. Driver moved, pursuant to Notice, That the Petition presented by him on 3rd May, from the Municipal Council of Windsor, relative to increased Endowment, be printed.
Question put and passed.
3. CLARENCE ELECTORATE SUBDIVISION BILL (*"Formal" Motion*):—Mr. Bawden moved, pursuant to Notice, for leave to bring in a Bill to subdivide and increase the Representation of the Electorate of The Clarence.
Question put and passed.
4. NORTHUMBERLAND ELECTORATE INCREASED REPRESENTATION BILL (*"Formal" Order of the Day*):—The Order of the Day having been read,—Mr. Bawden moved, That this Bill be now read a third time.
Question put.
The House divided.

Ayes, 12.

Mr. Piddington,	Mr. Abbott,
Mr. Stevens,	Mr. Farnell,
Mr. Leary,	Mr. Dibbs,
Mr. Driver,	<i>Tellers.</i>
Mr. Cohen,	
Mr. Terry,	Mr. Taylor,
Mr. Scholey,	Mr. Bawden.

Noes, 13.

Mr. Robertson,	Mr. Byrnes,
Mr. Stuart,	Mr. Charles,
Mr. Garrett,	Mr. W. H. Suttor,
Mr. Burns,	<i>Tellers.</i>
Mr. Lucas,	
Mr. Lackey,	Mr. Davies,
Mr. Wisdom,	Mr. F. B. Suttor.
Mr. Long,	

And so it passed in the negative.

Mr. Garrett moved, That the Order of the Day be discharged.

Debate ensued.

Question put.

The House divided:

Ayes, 15.

Mr. Robertson,	Mr. Davies,
Mr. Stuart,	Mr. F. B. Suttor,
Mr. Garrett,	Mr. W. H. Suttor,
Mr. Lackey,	Mr. Charles,
Mr. Lucas,	<i>Tellers.</i>
Mr. Burns,	
Mr. Cameron,	Mr. Long,
Mr. Wisdom,	Mr. Jacob.
Mr. Byrnes,	

Noes, 13.

Mr. Driver,	Mr. Abbott,
Mr. Cohen,	Mr. Farnell,
Mr. Dibbs,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Bawden,	Mr. Terry,
Mr. Fitzpatrick,	Mr. Leary.
Mr. Taylor,	
Mr. Stevens,	
Mr. Scholey,	

And so it was resolved in the affirmative.

Ordered, on motion of Mr. Garrett, that the Bill be withdrawn.

5. CLARENCE ELECTORATE SUBDIVISION BILL :—Mr. Bawden presented a Bill, intituled "*A Bill to subdivide and increase the Representation of the Electoral District of The Clarence*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 12th May.
6. ROAD THROUGH MESSRS. BADGERY'S LAND :—Mr. Farnell (*with the concurrence of the House*) moved, without Notice, That leave be granted to the Select Committee on "Road through Messrs. Badgery's Land" to make a visit of inspection to the locality of the said road.
Question put and passed.
7. EVIDENCE FURTHER AMENDMENT BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act for the further amendment of the Law of Evidence*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 4th May, 1876.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Friday, 12th May.

8. GOVERNMENT BANKING BUSINESS:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Agreement (laid before this House on the 6th instant) made between the Colonial Treasurer and the Bank of New South Wales as to the conduct of the Public Banking Business of this Colony.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read by the Clerk, as follows:—

That the Committee having considered the Agreement submitted to it between the Government and the Bank of New South Wales for the keeping of the Government Local and London Banking Accounts for the period of three years, from the 30th June, 1876, and the arrangement proposed for the special deposit of Public Moneys in the Bank of New South Wales and other Banks, does not deem it advisable that the power of disallowance, except in so far as expressed by the amendments made therein by this Committee, should be exercised.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 87.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 5 MAY, 1876.

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

QUESTION.—The Sydney Mint:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the rain on Wednesday night entered the roof of the Mint to such an extent that a person could wash his face on some of the machinery?

(2.) If so, will he cause such repairs to be made as will prevent the expensive property of the Country from being destroyed?

Mr. Lackey answered,—

(1.) On Thursday morning it was reported at the office of the Colonial Architect that the heavy rain of the previous night had caused some leakage in the roof of the Mint. An officer was at once sent, and he made an inspection. The leaks were found to be of a trifling character, arising from some broken slates and stoppage of the gutters from accumulation of dirt.

(2.) Within an hour after the report was received a workman was on the premises examining the roofs, and in the afternoon of the same day men were at work repairing the defects.

2. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—

(1.) By Mr. Wisdom. From the Municipal Council of the Borough of East Maitland.

(2.) By Mr. Driver. From the Municipal Council of the Borough of the Glebe.

Petitions received.

3. PAPERS:—

Mr. Lucas laid upon the Table,—Return (*in part*) to an Order, made on 15th February, 1876, in reference to Comerong Island.

Ordered to be printed.

Mr. Garrett laid upon the Table,—Further Return to an Order on the same subject.

Ordered to be printed.

4. RAILWAY FROM TAMWORTH TO INVERELL *via* MANILLA:—Mr. T. G. Dangar presented a Petition from Residents of Western New England and the Gwydir District, in favour of the construction of a line of Railway from Tamworth to Inverell *via* Manilla; and praying the House to take the subject into favourable consideration.

Petition received.

5. ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. RAILWAY FROM SYDNEY TO WOLLONGONG:—Mr. Parkes presented a Petition from Inhabitants of Sydney, and others, in favour of the construction of a Railway from the deep waters of the Harbour of Sydney to Wollongong; and praying the House to take the matter into early and favourable consideration.

Petition received.

7. ADJOURNMENT:—Mr. Parkes moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

8. APPEALS FROM SUMMARY CONVICTIONS BILL:—The Order of the Day having been read,—Mr. Driver moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Driver, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Driver (*with the concurrence of the House*) that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
9. TRIENNIAL PARLIAMENTS ACT REPEAL BILL:—The Order of the Day having been read,—Mr. T. G. Dangar moved, That this Bill be now read a second time.
Debate ensued.
Mr. Wisdom moved, That this Debate be now adjourned until this day fortnight.
Debate ensued.
Question put and passed:
10. NEVELL'S LEASING BILL:—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Farnell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day fortnight.
11. HASTINGS ELECTORATE SUBDIVISION BILL:—The Order of the Day having been read,—Mr. R. B. Smith moved, That this Bill be now read a third time.
Debate ensued.
Question put.
The House divided.

Ayes, 16.

Mr. Scholey,	Mr. Stevens,
Mr. Driver,	Mr. Abbott,
Mr. G. A. Lloyd,	Mr. Taylor,
Mr. Hurley (<i>Hartley</i>),	Mr. Sutherland,
Mr. Farnell,	Mr. Piddington,
Mr. W. C. Browne,	<i>Tellers.</i>
Mr. T. G. Dangar,	
Mr. Terry,	Mr. R. B. Smith,
Mr. Parkes,	Mr. Nelson.

Noes, 3.

Mr. Robertson,
<i>Tellers.</i>
Mr. Burns,
Mr. Lucas.

And it appearing by the Tellers Lists that there was not a Quorum present,—

Mr. Speaker adjourned the House at Ten o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 88.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 9 MAY, 1876.

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

QUESTIONS:—

- (1.) Police Barracks at Narrabri:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—When will Tenders be invited for the erection of Police Barracks and Stabling at Narrabri?

Mr. Lackey answered,—The sum of £1,000 for a Police Barracks and Stables at Narrabri is on the Estimates for 1876 as a re-vote. As soon as the Estimates are passed plans will be prepared and tenders invited for the work.

- (2.) The Case of Alfred Arnold:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Did Alfred Arnold report H. Howe for bringing goods down the Line without paying freight, and leaving the Government Works during working hours to obtain drink; if so, what steps (if any) have been taken to prove the truth of the charges, and has any decision been arrived at; if so, what?

(2.) Has Alfred Arnold been dismissed from the Government employ as a Fitter at the Railway Engine Works; if so, for what reason, and was his report of H. Howe the cause of his being dismissed?

Mr. Lackey answered,—The Engineer-in-Chief for Railways has furnished me to-day with the following report:—

(1.) Alfred Arnold did report Henry Howe for having two bags of potatoes brought down the line, and for leaving the Government Works during working hours to obtain drink; but this report was not made until after Howe had cautioned Arnold for idling away his time, and informed him that unless he kept better to his work another man would have to be employed in his stead. Under Rule 24 of the Rules and Regulations of the Railway, any charge against a superior officer should be made within seven days after the occurrence of the matter reported, otherwise such report will be regarded as the result of malice. As the report about the potatoes was made seven months after the occurrence, instead of seven days, and as the charge of leaving the shops during working hours to obtain drink was disproved by the statement of Mr. Cobb, who was in charge of the works, it was considered that these statements were the result of malice, and Arnold was dismissed.

(2.) Arnold was previously dismissed on the recommendation of Mr. Scott for absenting himself from the shops without leave, and because he was a very ordinary workman, and a slow hand; and this is still his character.

- (3.) Special Train for the Chief Justice:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—Is it true that Chief Justice Sir James Martin came by Special Train on or about the 2nd May from Gunning or Goulburn; if so, did he make application to the Government for such Train, and what distance did such Train run, and did he pay to the Government the usual charge for service of such Train for the distance he travelled?

Mr. Lackey answered,—As it was feared that the Chief Justice (who was travelling with all expedition to Sydney, where his services were urgently required) would not reach Gunning in time to catch the ordinary train on the morning of the 2nd instant, it was decided by the Government that a Special Train should be run—the advantage of having at this particular time the presence of the Chief Justice in Sydney far outweighing the consideration of the cost incurred in securing it. Sir James Martin did not make application for the Special; it was authorised by the Government in the interests of the public.

(4.)

- (4.) Reserve Pamphlets:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—When will the Reserve Pamphlets for the District of Liverpool Plains, Warrego, New England, Lachlan, &c., be printed, and ready for sale and distribution?

Mr. Robertson answered,—In about ten days.

- (5.) Bell Buoy at Newcastle:—Mr. Davies, on behalf of Mr. Jacob, asked the Colonial Treasurer, pursuant to Notice,—Having reference to the answers given on 4th instant to his questions relative to the Bell Buoy at Newcastle,—

(1.) Did the painting and repairs of and to the Bell Buoy occupy the whole of the time from its being recovered, after getting adrift on the 14th March last, till the day on which the information was furnished to him (the Treasurer)?

(2.) If the repairs and painting did not take up all the time referred to, when were they completed, and has not the weather since been favourable for the restoration of the Buoy—is weather reasonably to be expected more suitable for the purpose than has lately prevailed?

(3.) What was the cost of the painting and repairs?

Mr. Stuart answered,—

(1.) No; the persons employed to execute the repairs failed to carry them out, through alleged difficulty in obtaining boiler makers, and thus delay was caused. It was then placed in the hands of other parties, and the repairs were completed on or about the 20th April.

(2.) Painting was completed about 24th April. Since then there have been only two days on which the weather was calm enough to risk the diver going down upon the rock. On those days, however, the diver, together with the punts and other appliances, were up the river engaged in raising the Hexham punt. To the second part of the question, the answer may be given that in the month of May calmer weather generally obtains. The earliest opportunity will be embraced to place the buoy in position.

(3.) Recovering, £7 8s. 3d.; repairing, £12 16s. 7d.; painting, £9 4s. 4d.: Total, £29 9s. 2d.

- (6.) Mr. J. R. Thackeray:—Mr. Hurley (*Hartley*) asked the Colonial Secretary, pursuant to Notice,—

(1.) Is Mr. J. R. Thackeray employed in the Public Service; and if so, in what capacity, and at what salary?

(2.) Was Mr. Thackeray previous to his appointment removed from the Chaplaincy of the Maitland Gaol?

(3.) Is it true that Mr. Thackeray still holds possession of St. Paul's Parsonage at West Maitland, and has leased it to a schoolmaster for a residence, to the exclusion of the Incumbent of the Parish?

(4.) Has any request been made by the Government to Mr. Thackeray to deliver up possession of the Parsonage, Church Register, and Communion Service; and if so, has such request been complied with; and if not, is it the intention of the Government to retain the services of Mr. Thackeray?

Mr. Robertson answered,—Mr. Thackeray is not in the Public Service, but he has been in the Public Service temporarily employed. With all the other part of the matter the Government have nothing to do.

- (7.) Aid to Agricultural Societies:—Mr. Macintosh, on behalf of Mr. F. B. Suttor, asked the Colonial Secretary, pursuant to Notice,—When will the Returns relative to the amounts of money granted to the Agricultural Societies be laid upon the Table of this House?

Mr. Robertson answered,—I find that it is probable they will be laid upon the Table in the course of a couple of days.

- (8.) The Case of Carroll and Party v. Forrest and Party:—Mr. Buchanan asked the Secretary for Mines, pursuant to Notice,—

(1.) Will the Minister inform me what the Warden (Mr. Dalton) has done in the case of Messrs. Carroll and Party v. Forrest and Party, in which some point was referred to the Attorney General a month ago, which reference suspended proceedings from that time to this?

(2.) Can the Minister say if the point referred to the Attorney General has been decided, and when it is probable Mr. Warden Dalton will hear and decide the case?

Mr. Lucas answered,—Nothing has been done in this matter. The Papers in the case have been sent to the Crown Law Officers, but, doubtless in consequence of the press of other important business, I have not received the necessary information to answer the questions of the Honorable Member.

- (9.) Mr. Oliver Saunders:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that a person named Oliver Saunders carries on the business of a storekeeper at Merriwa?

(2.) Is Oliver Saunders a Justice of the Peace, and does he usually sit upon the Bench at Merriwa?

(3.) Is it true that the said Oliver Saunders has a brother carrying on the business of a licensed publican at Merriwa aforesaid?

(4.) Was Oliver Saunders charged at Scone, before the Bench of Magistrates, with forgery, and do the depositions in that case disclose the fact that Oliver Saunders defrauded a person named John Flood of the sum of £107 7s.?

(5.) Will the Government cause an inquiry to be made into the conduct of the said Oliver Saunders in reference to the man John Flood?

Mr. Robertson answered,—

(1.) I have been told that a man named Oliver Saunders carries on business as a storekeeper at Merriwa?

(2.) I have every reason to believe that he is the same gentleman who is a Justice of the Peace, and I presume, as other Magistrates of the district usually do, sits upon the Bench.

(3.) I am told that he has a brother carrying on business as a publican at Merriwa.

On the other matters referred to in the Honorable Member's questions, I do not think I can be expected to give an opinion. If there were anything against Mr. Saunders I presume it would be represented to Government, but so far as I know there has been no such representation. If he has done any wrong to Mr. Flood I presume the Law Courts are open to him; and that being so, it seems to me the least objectionable mode would be for Mr. Flood to take proceedings in the Law Courts.

(10.) Intercolonial Conference:—Mr. Parkes asked the Colonial Secretary, pursuant to Notice,—With reference to the Conference reported to have taken place some time ago between the Colonial Secretary and the Postmaster General on the part of this Government, and the Treasurer (Sir Julius Vogel) then in Melbourne, on the part of the Government of New Zealand, and which Conference is said to have dealt with several matters of public importance,—Will the Colonial Secretary lay upon the Table copies of the telegraphic communications between the two Governments?

Mr. Robertson answered,—It is not deemed expedient at the present time to lay the Papers referred to upon the Table of the House, especially as at the Conference matters of importance to the Government of New Zealand were referred to.

2. PAPERS:—

Mr. Stuart laid upon the Table,—Trust Moneys Deposit Account, from 1st April, 1875 to 31st March, 1876.

Ordered to be printed.

Mr. Robertson laid upon the Table,—

(1.) Return to an Order made on 28th January, 1876, in reference to applications for a Public School at East Dapto.

(2.) Return to an Order, made on 30th March, 1876, in reference to Mr. Finlay M'Martin.

(3.) By-Laws of the Borough of Redfern.

Ordered to be printed.

3. RAILWAY FROM SYDNEY TO WOLLONGONG:—Mr. Sutherland presented a Petition from Inhabitants of Paddington, Waterloo, and Redfern, in favour of the construction of a line of Railway from the deep waters of the Harbour of Sydney to Wollongong; and praying the House to take the matter into early and favourable consideration.
Petition received.

4. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—

(1.) By Mr. Stevens. From the Municipal Council of Hamilton.

(2.) By Mr. Lucas. From the Municipal Council of Five Dock.

Petitions received.

5. ENDOWMENT OF MUNICIPALITIES ("Formal" Motions):—

(1.) Mr. Wisdom moved, pursuant to Notice, That the Petition presented by him on 5th May, from the Municipal Council of East Maitland, in favour of increased Endowment, be printed.
Question put and passed.

(2.) Mr. Driver moved, pursuant to Notice, That the Petition presented by him on 5th May, from the Municipal Council of the Glebe, relative to increased Endowment, be printed.
Question put and passed.

6. RAILWAY FROM TAMWORTH TO INVERELL *via* MANILLA ("Formal" Motion):—Mr. T. G. Dangar moved, pursuant to Notice, That the Petition presented by him on 5th May, from Residents in the Western New England and Gwydir Districts, relative to the extension of the Great Northern Railway to Manilla and Inverell, be printed.
Question put and passed.

7. RAILWAY FROM SYDNEY TO WOLLONGONG ("Formal" Motion):—Mr. Parkes moved, pursuant to Notice, That the Petition presented by him on the 5th May, from Residents of Sydney and others, in favour of the construction of a Railway from Sydney to Wollongong, be printed.
Question put and passed.

8. APPEALS FROM SUMMARY CONVICTIONS 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 declare and amend the Law respecting Appeals from Summary Convictions.*"

Question put and passed.

Ordered, That the Bill be returned to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act to declare and amend the Law respecting Appeals from Summary Convictions,*"—with the amendment indicated by the accompanying Schedule, in which amendment the Assembly requests the concurrence of the Legislative Council.

*Legislative Assembly Chamber,
Sydney, 9th May, 1876.*

APPEALS FROM SUMMARY CONVICTIONS BILL.

SCHEDULE of the amendment referred to in Message of 9th May, 1876.

STEPHEN W. JONES,
Clerk of Legislative Assembly.

Page 1, clause 1, lines 14 to 16. Omit "Provided that the words General Quarter Sessions therein shall be taken to mean a Court of General Sessions of the Peace where no General Quarter Sessions is holden."

Examined,—

RICHARD DRIVER,
Chairman of Committees.

9. **ROADS THROUGH CROWN LANDS**:—Mr. McElhone moved, pursuant to Notice, That as there are many thousands of acres of land in the settled districts held under lease at a nominal rental, but for want of Roads cannot be got on to to select, and that if the Government would cause a number of Roads where required to be surveyed and proclaimed many thousands of acres of these lands would be taken up by selectors and settled on at once to the great benefit of the Country and the Revenue,—In the opinion of this House, the Government should, without delay, cause a large number of Roads to be surveyed and proclaimed so as to open up these lands for settlement by selectors and others.

Debate ensued.

Question put.

The House divided.

Ayes, 15.

Mr. R. Forster,	Mr. Moses,
Mr. W. C. Browne,	Mr. Sutherland,
Mr. Macintosh,	Mr. T. G. Dangar,
Mr. Cameron,	Mr. Shepherd,
Mr. Pilcher,	<i>Tellers.</i>
Mr. Driver,	Mr. McElhone,
Mr. Taylor,	Mr. Nelson.
Mr. Goold,	
Mr. Terry,	

Noes, 15.

Mr. Robertson,	Mr. Fitzpatrick,
Mr. Stuart,	Mr. Piddington,
Mr. Lackey,	Mr. Day,
Mr. Lucas,	Mr. H. C. Dangar,
Mr. Burns,	<i>Tellers.</i>
Mr. Wisdom,	Mr. Davies,
Mr. Farnell,	Mr. Hurley (<i>Hartley</i>).
Mr. Dibbs,	
Mr. Byrnes,	

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

10. **WATER SUPPLY FOR SYDNEY AND SUBURBS**:—Mr. Macintosh 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 following Resolutions:—

(1.) That in the opinion of this House, it is highly necessary, and imperative, for the preservation of the lives and health of the people, the safety of their property, the further development of the manufacturing and commercial interests of the residents of Sydney and surrounding Suburbs, that the Government should, in view of the present drought and anticipated scarcity of water, undertake and carry out as soon as practicable such works as would secure a more reliable and ample supply of pure water for the requirements of the Metropolitan District than now prevails.

(2.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Loan Estimate for the present year a sum not exceeding £500,000 towards carrying out the foregoing Resolution.

Debate ensued.

Question put.

The House divided.

Ayes, 25.

Mr. Robertson,	Mr. Abbott,
Mr. Stuart,	Mr. Moses,
Mr. Lackey,	Mr. Terry,
Mr. Burns,	Mr. Driver,
Mr. Byrnes,	Mr. Dibbs,
Mr. Wisdom,	Mr. W. C. Browne,
Mr. Goold,	Mr. Scholey,
Mr. Sutherland,	Mr. Hoskins,
Mr. Fitzpatrick,	Mr. Stevens,
Mr. Taylor,	<i>Tellers.</i>
Mr. G. A. Lloyd,	Mr. Macintosh,
Mr. Davies,	Mr. H. C. Dangar.
Mr. Stephen Brown,	
Mr. Parkes,	

Noes, 7.

Mr. Nelson,
Mr. Piddington,
Mr. Hurley, (<i>Hartley</i>)
Mr. W. H. Suttor,
Mr. Shepherd,
<i>Tellers.</i>
Mr. Cohen,
Mr. Pilcher.

And so it was resolved in the affirmative.

11. **SALARIES OF THE CIVIL SERVANTS**:—Mr. Taylor 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 Additional Estimates for the present year a sum of money equal to the amount deducted from the salaries of the Civil "Servants" from the 1st February, 1871, to 31st December 1872, for the purpose of refunding the same "to the Civil Servants."

Debate ensued.

Mr. Parkes moved, That the Question be amended, by the insertion, after the word "Servants," in the fifth line, of the words "members of the Police Force, and Workmen under Government," and by the omission of the words "to the Civil Servants," at the end of the Question.

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

Debate continued.

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

The House divided.

Ayes, 14.

Mr. Farnell,	Mr. Sutherland,
Mr. Long,	Mr. Driver,
Mr. Wisdom,	Mr. Scholey,
Mr. Cohen,	<i>Tellers.</i>
Mr. Taylor,	Mr. W. H. Suttor,
Mr. G. A. Lloyd,	Mr. Nelson.
Mr. W. C. Browne,	
Mr. Davies,	
Mr. Stephen Brown,	

Noes, 16.

Mr. Robertson,	Mr. Leary,
Mr. Stuart,	Mr. Piddington,
Mr. Lucas,	Mr. Lord,
Mr. Garrett,	Mr. Lackey,
Mr. Burns,	Mr. Goold,
Mr. Wright,	<i>Tellers.</i>
Mr. Shepherd,	Mr. T. G. Dangar,
Mr. Day,	Mr. Macintosh.
Mr. Charles,	

And so it passed in the *negative*.

Question,

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

Original Question put.

The House divided.

Ayes, 11.

Mr. Farnell,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. Cohen,	Mr. Davies,
Mr. Taylor,	Mr. Stephen Brown.
Mr. G. A. Lloyd,	
Mr. W. C. Browne,	
Mr. Nelson,	
Mr. Sutherland,	
Mr. Scholey,	

Noes, 19.

Mr. Robertson,	Mr. Charles,
Mr. Stuart,	Mr. Leary,
Mr. Lucas,	Mr. Piddington,
Mr. Garrett,	Mr. Goold,
Mr. Burns,	Mr. Lord,
Mr. Wright,	Mr. Lackey,
Mr. Macintosh,	<i>Tellers.</i>
Mr. Driver,	
Mr. Shepherd,	Mr. T. G. Dangar,
Mr. Day,	Mr. Long.
Mr. W. H. Suttor,	

And so it passed in the negative.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 10 MAY, 1876 A.M.

12. ORPHAN SCHOOLS:—Mr. Davies moved, pursuant to Notice, That there be laid upon the Table of this House,—

(1.) A Return of the average daily number of children in the Protestant Orphan School at Parramatta in the year 1875.

(2.) The number of children who died in 1875.

(3.) The number of boys and number of girls apprenticed from the Institution in 1875.

(4.) An account in detail of needlework performed by the girls in 1875.

(5.) A detailed account of any work or labour performed by the boys.

(6.) The total cost in detail of the whole establishment for the year 1875, to be given under the several headings, as follows:—Amount paid for salaries, maintenance, clothing, medical attendance, furniture, crockery, &c.; fuel, light, forage, and all other miscellaneous expenses not included under the above heads; costs of repairs, building, improvements, &c., made for, and on account of the establishment, under the order of the Minister for Works or of the Colonial Architect.

(7.) All other charges or expenditure, of whatsoever kind, in connection with the establishment, entered in detail.

(8.) The like Returns for the year 1875 of the Roman Catholic Orphan School.

Mr. Farnell moved, That this Debate be now adjourned until Tuesday next.

Debate ensued.

Question put and passed.

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

(1.) Public Place Definition Bill; resumption of the adjourned Debate, on the motion of Mr. Terry, "That this Bill be now read a second time";—*until Tuesday next.*

(2.) Railway from Wallerawang to Mudgee; consideration in Committee of an Address to the Governor;—*until Tuesday next.*

(3.) Murrumbidgee Turf Club Bill; third reading;—*until Friday, 26th May.*

(4.) Sites for Places of Public Worship Bill; second reading;—*until Friday, 26th May.*

(5.) Contempts before Justices Punishment Bill; third reading;—*until Friday next.*

(6.) Quiet of the Subjects Act Extension Bill; second reading;—*until Friday next.*

(7.) Cattle Sale-Yards Act Amendment Bill; second reading;—*until Friday, 26th May.*

(8.) Sale of Liquors Licensing Act Amendment Bill; second reading;—*until Friday next.*

(9.) Petition of William Dunn;—*until Tuesday, 30th May.*

(10.) Jury Laws Amendment Bill (No. 2); second reading;—*until Friday, 19th May.*

(11.) Sites for Schools; consideration in Committee of expediency of bringing in a Bill;—*until Friday next.*

(12.) District Courts Act Amendment Bill; second reading;—*until Friday, 19th May.*

(13.) District Courts Act Amendment Bill (No. 3); second reading;—*until Friday, 19th May.*

(14.) Church and School Lands Roads Alienation Bill; second reading;—*until Tuesday next.*

(15.) Bathurst Markets Amendment Bill; to be further considered in Committee;—*until Friday, 19th May.*

(16.) Supply of Water to City of Newcastle;—*until Friday, 26th May.*

(17.) Food or Drink Adulteration Prevention Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to prevent the adulteration of Articles of Food or Drink;—*until Friday next.*

(18.) Road from Newcastle to Wallsend;—*until Friday next.*

(19.) The Gwydir Electorate Subdivision Bill; second reading;—*until Tuesday, 23rd May.*

(20.) Sydney Sewerage Act Amendment Bill; second reading;—*until Tuesday next.*

(21.) Public Vehicles Regulation Bill; to be further considered in Committee;—*until Friday next.*

(22.) Bathurst Presbyterian Church Trustees Enabling Bill (*as amended and agreed to in Select Committee*); second reading;—*until Friday next.*

(23.) Cheques and Drafts Amendment Bill reported; adoption of Report;—*until Friday, 19th May.*

(24.) Railway Extension;—*until Friday, 19th May.*

(25.) Animals Protection Bill; to be further considered in Committee;—*until Friday, 26th May.*

(26.) Libel Law Amendment Bill; second reading;—*until Friday, 26th May.*

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 89.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 10 MAY, 1876.

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

QUESTIONS:—

(1.) The Missing Ship "Strathnaver":—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it the intention of the Government to send a vessel to the Auckland Islands in search of the crew of the missing ship "Strathnaver," which sailed from here on the 27th April, 1875, and has not since been heard of?

(2.) Is the Government aware that there is at present in harbour Captain Dalgarno, who could give the Government valuable information, as he was wrecked on these islands, and lived there thirteen months, and who is of opinion that some of the crew of this or other vessels may now be alive on these islands?

Mr. Stuart answered,—I will answer this question, as it is one which bears some relation to the Department I have the honor to administer. The Government have been given to understand that one of Her Majesty's ships (the "Blanche") has visited these islands at a period sufficiently recent to have become acquainted with the fact whether the crew of this wrecked vessel were there or not. If the vessel was wrecked upon the island it would appear from the information I have been able to get that it would have been known to one of Her Majesty's ships when she last visited it; but owing to the absence of the Commodore from New Zealand—he having recently gone to Fiji—I have been unable to ascertain exactly as to the date. I have learned also that the Government of New Zealand some time ago took charge of these islands, and that they have stations there, formed for the relief of any vessels that may happen to meet with disaster; also that there is occasional communication between the southern ports of New Zealand and the islands; and as the matter is one which has excited some public attention, I have to state that I hold in my hand a sketch map of the islands, furnished by the Superintendent of Southland, in New Zealand, with a note appended to it, in which he states:—"I have had prepared here, and instructed the captain of the 'Amherst' to leave at the different points marked in figures upon this map, casks containing each the articles named in the subjoined list, for the use of any persons who may unfortunately be cast away in future." He then describes the different places where they are placed, and gives a list of the various articles placed in the casks, viz., provisions and various necessaries to suit the wants of people who might meet with misfortune at these islands. He then says,—"On this island have been turned out four goats, also sixteen pigs. There are here plenty of rabbits, and any quantity of seals, which can easily be captured without boats. There also have been left two old axes, two ovens, and a boiler. It would be well to make it known that mutton birds abound on all the islands. These birds form a staple article of food to the natives of southern New Zealand, and to many of the settlers. The 'General Grant's' crew were not aware of this, though they had passed twenty months on the island, till told of it by the 'Amherst's' crew. The birds burrow like rabbits, or like the English sand martin, and their nests can be reached by the hand. Captain Gilroy is also instructed to leave casks with similar contents on Bounty Island, and at the Campbell Islands." These are islands some distance off; "and also to turn out there some pigs and goats, and if I can get them in time, some wood-hens and rabbits." This paper is signed John P. Taylor, Superintendent, Southland, New Zealand. I have also ascertained that Captain Dalgarno has no reason, other than conjecture, for believing that the crew of the "Strathnaver" are on these islands. I have telegraphed to the New Zealand Government to ascertain from them the latest dates at which they have had any communication from these islands. If their reply be such as still to leave it a matter of possibility that the crew of that vessel may be on the island, the Government will take measures to forward provisions for their relief, and to make arrangements for their rescue.

(2.)

- (2.) Infectious Diseases :—Mr. H. C. Dangar asked the Colonial Secretary, pursuant to Notice,—Do the Government intend to issue any Regulations for the prevention of the spread of Scarlet Fever and other infectious diseases?

Mr. Robertson answered,—The Government have taken proceedings in this matter. A memorandum was prepared by the Acting Medical Adviser to the Government, which memorandum has been distributed throughout the Colony, with the view of arresting or of reducing the virulence of any serious outbreak of scarlet fever or other epidemic disease. I will presently lay the paper upon the Table of the House. I called the attention of the Acting Medical Adviser to the Government to this matter some months ago, and caused this document to be circulated throughout the Colony, and it was published in the various newspapers.

- (3.) Crown Lands Commissioners :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—When will the Return moved for by me in reference to the Commissioners under the Amended Land Act be laid upon the Table of this House?

Mr. Garrett answered,—The Return is complete, excepting as regards two of the Commissioners, who have stated their inability at present—in their absence from head quarters—to furnish the various details required. The Return (in part) can be laid upon the Table this afternoon, or to-morrow.

- (4.) Conditional Purchase made by Joseph Read :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—

(1.) Was the case of Joseph Read, who selected at Tamworth in July, 1873, referred to Commissioner Delaney for inquiry as to his fulfilment of his condition of residence?

(2.) Was there any evidence before the Commissioner that Read had not complied with his condition of residence?

(3.) Was Read examined; and if so, what was the tenor of his deposition?

(4.) What was the nature of the Commissioner's report?

Mr. Garrett answered,—

(1.) Yes.

(2.) The Surveyor who had reported Read non-resident was summoned to attend, but did not appear. There was no other evidence beyond the Surveyor's report.

(3.) Yes; the tenor of his deposition was that he lived on his selection from July, 1873 (the date of his application), up to January, 1874, and that he then had to leave the land for two months in consequence of floods; that he afterwards returned, and occupied the land up to October, 1874, when he transferred to Alfred Guest. He could not say whether Guest had resided.

(4.) The Commissioner reported that the conditions of residence had not been carried out, and that the land should be forfeited. The report was only received recently, and no decision has been yet arrived at.

- (5.) Railway Trial Surveys :—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—When will the Papers having reference to Trial Surveys, ordered by this House on the 18th January last, be laid upon the Table?

Mr. Lackey answered,—I regret that, owing to pressure of business, this Return has not been got ready as early as was anticipated, but it is approaching completion, and I think I may safely promise to lay the Return upon the Table of the House by the 20th instant.

2. PAPERS :—

Mr. Garrett laid upon the Table,—

(1.) Abstract of Crown Lands reserved from Sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1.

(2.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the same Act.

(3.) Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th section of the same Act.

(4.) Return to an Order, made on 18th January, 1876, in reference to Roads purchased by Mr. Andrew Loder.

(5.) Return to an Order, made on 1st December, 1875, in reference to Mrs. Mary Connolly's Selection on Robertson's Run.

Ordered to be printed.

Mr. Robertson laid upon the Table,—

(1.) Memorandum respecting Scarlet Fever and other Epidemic Diseases.

(2.) By-laws of Broughton Creek and Bomaderry Free Public Library.

Ordered to be printed.

Mr. Stuart laid upon the Table,—Agreement for the conduct of the Government Banking Accounts for the period of three years, from 30th June, 1876.

Ordered to be printed.

3. MUNICIPALITY OF MORPETH :—Mr. Wisdom presented a Petition from the Municipal Council of Morpeth, alleging that application was made to the Treasury for the endowment to which they are entitled, and that their application was refused; and praying the House to take the premises into favourable consideration, with a view to relief.
Petition received.
4. RAILWAY FROM SYDNEY TO WOLLONGONG :—Mr. H. C. Dangar presented a Petition from Inhabitants of Sydney West, the Glebe, and Balmain, in favour of the construction of a line of Railway from the deep waters of the Harbour of Sydney to Wollongong; and praying the House to take the matter into early and favourable consideration.
Petition received.
5. SUNDAY TRAFFIC IN INTOXICATING LIQUORS :—Mr. W. C. Browne presented a Petition from Inhabitants of Singleton, and others, praying the House to pass a Bill for the closing of Public-houses on Sundays.
Petition received.

6. ROAD THROUGH MESSRS. BADGERY'S LAND :—Mr. Farnell (*by consent*) moved, without Notice, That leave to sit on Monday, the 15th instant, be granted to the Select Committee now sitting on "Road through Messrs. Badgery's Land."
Question put and passed.
7. RAILWAY FROM SYDNEY TO WOLLONGONG ("*Formal*" *Motion*) :—Mr. Sutherland moved, pursuant to Notice, That the Petition presented by him on 9th May, from Inhabitants of Paddington, Waterloo, and Redfern, in favour of the construction of the Illawarra Railway, be printed.
Question put and passed.
8. ENDOWMENT OF MUNICIPALITIES ("*Formal*" *Motions*) :—
(1.) Mr. Stevens moved, pursuant to Notice, That the Petition presented by him on 9th May, from the Municipal Council of Hamilton, relative to increased Endowment, be printed.
Question put and passed.
(2.) Mr. Garrett, on behalf of Mr. Lucas, moved, pursuant to Notice, That the Petition presented by him on 9th May, from the Municipal Council of Five Dock, relative to increased Endowment, be printed.
Question put and passed.
9. ADJOURNMENT :—Mr. R. B. Smith moved, That this House do now adjourn.
Debate ensued.
Question put.
The House divided.

Ayes, 14.

Mr. Wisdom,	Mr. Shepherd,
Mr. Piddington,	Mr. W. C. Browne,
Mr. G. A. Lloyd,	
Mr. H. C. Dangar,	<i>Tellers.</i>
Mr. W. H. Suttor,	Mr. R. B. Smith,
Mr. Parkes,	Mr. Dibbs.
Mr. McElhone,	
Mr. Terry,	
Mr. Macintosh,	
Mr. Moses,	

Noes, 17.

Mr. Robertson,	Mr. Charles,
Mr. Stuart,	Mr. Driver,
Mr. Lucas,	Mr. Hoskins,
Mr. Burns,	Mr. Clarke,
Mr. Garrett,	Mr. Greville,
Mr. Lackey,	<i>Tellers.</i>
Mr. Stephen Brown,	
Mr. Long,	Mr. Cohen,
Mr. Leary,	Mr. Jacob.
Mr. Day,	

And so it passed in the negative.

10. PAPER :—Mr. Garrett laid upon the Table,—Return (*in part*) respecting the appointments of Commissioners under the new Land Act.
Ordered to be printed.
11. POSTPONEMENT :—The Order of the Day for the second reading of the Sale and Use of Poisons Bill postponed, to follow after the Order of the Day for the resumption of the Committee of Supply.
12. SUPPLY :—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Garrett moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 11 MAY, 1876 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

13. POSTPONEMENTS :—The following Orders of the Day postponed until Wednesday next :—
(1.) Sale and Use of Poisons Bill; second reading.
(2.) Ways and Means; resumption of the Committee.
14. HASTINGS ELECTORATE SUBDIVISION BILL :—Mr. R. B. Smith moved, pursuant to Notice, That the third reading of the Hastings Electorate Subdivision Bill stand an Order of the Day for Friday next.
Debate ensued.
Notice was taken that there was not a Quorum present,—
Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Cameron, Mr. Charles, Mr. Cohen, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Hurley (*Hartley*), Mr. Jacob, Mr. Lucas, Mr. McElhone, Mr. Piddington, Mr. Robertson, Mr. R. B. Smith, Mr. Stuart, Mr. W. H. Suttor, and Mr. Wisdom,—
Mr. Speaker adjourned the House at twenty-one minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 90.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 11 MAY, 1876.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

- (1.) Tamworth Roman Catholic Church Trustees Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 34.

A Bill, intituled "*An Act to enable the Right Reverend James Murray the Reverend Michael Gough and Daniel Regan Trustees of allotments nineteen and twenty of section fourteen in the Town of Tamworth as Sites for a Roman Catholic Church and School to sell the said allotments and to provide for the appropriation of the proceeds thereof,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 10th May, 1876.

- (2.) Coal Mines Regulation Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 35.

A Bill, intituled "*An Act to make better provision for the Regulation of Coal Mines and Collieries,*"—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, 11th May, 1876.

2. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.

Question put,—

And Division called for,—

But there being no Tellers on the part of the *Ayes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *negative*.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Appeals from Summary Convictions Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the amendment made by the Legislative Assembly in the Bill intituled "*An Act to declare and amend the law respecting Appeals from Summary Convictions.*"

Legislative Council Chamber,
Sydney, 11th May, 1876.

JOHN HAY,
President.
(2.)

(2.) Hanson's Trust Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill intituled "*An Act to enable the Trustees of the Will of Alexander Charles Hanson deceased to sell or join with the proper persons in selling certain Trust Real Estate,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 11th May, 1876.

JOHN HAY,
President.

4. QUESTIONS :—

(1.) Conditional Purchase made by Coulson Murphy :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Who were the arbitrators who acted in the case of the Government and the Executors of the late William Bradley, with a view to determine the value of the improvements alleged to exist on the land at the date of Coulson Murphy's selection?

(2.) On what date did the arbitration take place, and did Coulson Murphy receive notice of the date on which the case would be arbitrated in terms of a letter from the Department of Lands, dated Sydney, 10th January, 1876, signed W. W. Stephen, addressed to the Agent for Coulson Murphy, in which the following paragraph appears,—“And Mr. Heady, who has been appointed appraiser on behalf of the Government, has been instructed to acquaint your client of the time and place of holding the Court of Appraisement, in order that he may have an opportunity of producing evidence in support of his claim”?

(3.) Of what nature did the improvements consist?

(4.) Was the Lands Department in possession of declarations showing the value of any such improvements?

Mr. Garrett answered,—

(1.) Mr. Licensed Surveyor Heady and Mr. Charles Stiles.

(2.) On the 14th February, 1876. It is presumed that the notice referred to was given in accordance with the instructions issued, although there is no actual evidence to that effect in the papers.

(3.) Fencing, clearing, cultivation, &c.

(4.) Yes.

(2.) Court-house, Wallerawang :—Mr. Hurley (*Hartley*) asked the Colonial Secretary, pursuant to Notice,—

(1.) When is the new Court-house at Wallerawang to be used for Court business?

(2.) Are the Government aware that people are put to considerable inconvenience at Wallerawang in having to travel to Rydal on Court days?

Mr. Robertson answered,—

(1.) I have ascertained that this Court-house is not ready to be taken possession of. When it was last inspected, on the 20th last month, it was found that some of the work was deficient, and would have to be replaced. When this has been done, and the completion has been reported, the building will be thrown open to the use of the public.

(2.) The Police Magistrate reports that he is not aware that only one Court has been held at Rydal since the building at Wallerawang was finished.

(3.) Destitute Children's Asylum :—Mr. Hurley (*Hartley*) asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to have the investigations referring to Randwick Destitute Asylum printed; and also the Report of the Committee appointed by the Directors?

Mr. Robertson answered,—The report of the Board appointed to inquire into the state of the Destitute Children's Asylum has not yet been received. As involving matter of public interest, probably both it and the report of the Committee appointed by the Directors will be laid before Parliament when it is possible to do so.

(4.) Bridge across Gilmandyke Creek :—Mr. Cohen, on behalf of Mr. Pilcher, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has a contract been taken for the erection of the Bridge across the Gilmandyke Creek?

(2.) Has the Contractor commenced the work under his contract?

(3.) If not, will the Minister cause the matter to be inquired into; and if the Contractor is in default, will he cause such steps to be taken as the circumstances require?

Mr. Lackey answered,—

(1.) Yes.

(2.) Yes, he is obtaining the timber.

(3.) The Contractor to whom the work was first let declined to complete the bond. The next lowest tender was then accepted, and some further delay appears to have arisen through the Contractor failing to find satisfactory sureties. The bond has now been signed, and instructions will be given to expedite the work.

(5.) Parramatta Road, Camperdown :—Mr. Cohen, on behalf of Mr. Stephen Brown, asked the Secretary for Public Works, pursuant to Notice,—To what point on the Parramatta Road, Camperdown, is it intended to proceed with the formation of a Foot-path and the Kerbing and Guttering the road?

Mr. Lackey answered,—To the junction of the Newtown Road. The present contract only extends to opposite Mr. Barnet's house, but further arrangements will be made for its extension.

(6.) Railway Station, Newtown :—Mr. Cohen, on behalf of Mr. Stephen Brown, asked the Secretary for Public Works, pursuant to Notice,—When will tenders be invited for the proposed New Railway Station, Newtown?

Mr. Lackey answered,—Tenders will be invited next month.

- (7.) Courts of Inquiry under Land Act:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—What are the various dates, as published in the *Government Gazette*, on which each Land Commissioner has notified the holding of Land Courts, from the day of his appointment up to the present time?

Mr. Garrett answered,—The various dates up to the date of the question being asked will be found in the Return which I will presently lay upon the Table.

- (8.) Goods Platform at Macquarie Plains:—Mr. W. H. Suttor asked the Secretary for Public Works, pursuant to Notice,—

(1.) When do the Government intend to commence to erect the Goods Platform and Sheep Yards at the Macquarie Plains Railway Station?

(2.) Are the Government aware that great inconvenience is occasioned by the want of this necessary accommodation?

Mr. Lackey answered,—The Platform is framed, and will be erected immediately; the Sheep Yard will be commenced as soon as the necessary material, which has been ordered, can be obtained.

- (9.) Special Train for the Chief Justice:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) What were the urgent circumstances which induced the Government to place a Special Train at the service of the Chief Justice on the 2nd May, and what was the cost of such Special Train, and at what hour did it start?

(2.) Is it not a fact that the ordinary Train left within a short time prior to, or after the Special Train, and how were the Government made aware that Sir James Martin was at Gunning or Goulburn waiting for the Train if he did not apply for it; and is it not a fact that Sir James Martin waited a day or more for the Special Train?

(3.) Do the Government consider it is right that a highly paid official like Sir James Martin should have the privilege of getting Special Trains placed at his service?

Mr. Robertson answered,—The Honorable Member puts this question evidently under the impression that Sir James Martin desired to have this Special Train. It has been asserted over and over again that the learned Judge claims accommodation of this kind, but, whether wise or unwise, Sir James Martin had nothing whatever to do with the sending the Special Train. The circumstances under which it was sent are explained in a letter I have received to-day from the Attorney General:—"I perceive that it is supposed that the Chief Justice had applied for the Special Train which conveyed him from Gunning to Goulburn on Tuesday week last, the 2nd May. I desire that you will take an early opportunity of giving any such statement an unqualified contradiction. The Special Train was obtained under these circumstances:—The Sittings for Causes in the Supreme Court commenced on Monday, May 1st. At that time Mr. Justice Paucett was at Bathurst, Mr. Justice Hargrave had obtained leave of absence, and Sir William Manning was not to be sworn in till Thursday, the 4th of May. As I was aware that Sir James Martin was coming overland from his Circuit at Deniliquin by rapid stages, I conceived it to be my duty, in the interests of the public, to facilitate his arrival at the earliest period, and I applied to the Secretary for Works for this Special Train from Gunning, as I was apprehensive that the Chief Justice might not be able to reach Gunning before the departure of the ordinary train, and thus a whole day would be lost in the Supreme Court. On the opening of the Court on Monday morning Mr. Justice Hargrave intimated that it was not his intention to avail himself of the leave of absence, and that he would proceed with the business of the Court. The first intimation of this which I received was in the papers next morning, at which time the arrangements for the Special Train had been completed." That is the explanation, and it is one which I think ought to be satisfactory, and which renders unnecessary replies to the other questions of the Honorable Member.

- (10.) Telegraph Wire and Insulators:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—In the contract and specification for the erection of Telegraph Wire from Bourke to Wentworth, have the Government specified that they intend to supply the Contractor with the Wire and Insulators required for such line; if so, do they intend to call for tenders for the Wire and Insulators for such line, as per advertisement in the *Government Gazette* of 9th May?

Mr. Lackey answered,—The Government have specified that Wire and Insulators will be supplied to the Contractors, and tenders for these articles will be invited.

- (11.) Electorate of Liverpool Plains:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Will he make a Polling-place at Bundella, Bundella Creek, Liverpool Plains, as there are a large number of voters in the neighbourhood who have a long distance to go to vote if a Polling-place is not granted at Bundella?

Mr. Robertson answered,—Although there has been no application for a Polling-place at the place indicated by the Honorable Member, so soon as I saw the Question on the Notice Paper I telegraphed to the Returning Officer to ascertain whether it was required, not that the Government would necessarily adopt his view, but to learn from him whether he considered it necessary. No answer has yet been received.

- (12.) Timber Reserve, Nundle:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to allow applications for cutting Timber on the Nundle Timber Reserve to be made at the Tamworth Land Office; and if so, will instructions be forthwith communicated to this effect to Mr. McDonald, the Crown Lands Agent?

Mr. Garrett answered,—Special permits, under existing arrangements, are procurable only at head quarters. With regard to the Forest Reserves on the Murray and elsewhere, there has been no complaint of any inconvenience. Special permits are always issued by return post.

5. PAPERS:—Mr. Garrett laid upon the Table,—

(1.) Return respecting Courts of Inquiry to be held under the Lands Acts Amendment Act of 1875.

(2.) List of Clerks at present employed in the Department of Lands to be paid from the Vote of £1,500 for "Extra Clerical Assistance."

Ordered to be printed.

6. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—
 (1.) By Mr. Lucas. From the Municipal Council of West Botany.
 (2.) By Mr. Abbott. From the Municipal Council of Tenterfield.
 Petitions received.
7. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—
 (1.) *Mr. Davies*, on behalf of *Mr. Teece*, presented a Petition from Residents of Goulburn, praying the House to pass a Bill for the closing of Public-houses on Sundays.
 (2.) *Mr. Davies* presented a Petition to the same effect, from Members and others of St. David's, Church of England, Surry Hills.
 Petitions received.
8. ENDOWMENT OF MUNICIPALITIES:—*Mr. J. S. Smith* presented a Petition from the Municipal Council of Hill End, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
 And the same having been read at length by the Clerk, by direction of *Mr. Speaker*,—
 Petition received.
9. MUNICIPALITY OF MORPETH (*Formal Motion*):—*Mr. Wisdom* moved, pursuant to Notice, That the Petition presented by him on 10th May, from the Municipal Council of Morpeth, be printed.
 Question put and passed.
10. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (*Formal Motion*):—*Mr. W. C. Browne* moved, pursuant to Notice, That the Petition presented by him on 10th May, from Residents of Singleton, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
11. FIRE BRIGADES BILL (*Formal Motion*):—*Mr. Parkes* 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 bringing in a Bill to make better provision for the extinction of Fires in Sydney and its Suburbs.
 Question put and passed.
12. SUPPLY:—The Order of the Day having been read,—on motion of *Mr. Stuart*, *Mr. Speaker* left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 12 MAY, 1876 A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 91.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 12 MAY, 1876.

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

QUESTIONS:—

- (1.) Cost of last General Election:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—When will the residue of the Returns relative to the last General Election, ordered by this House, be laid upon the Table?

Mr. Robertson answered,—The Electorates of East Maitland, Camden, and the Gold Fields alone remain to be completed, as the information respecting those Electorates has not been supplied. Immediately it is obtained it will be laid upon the Table. The Returning Officers have been repeatedly reminded.

- (2.) Court-house at Gunnedah:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to place a sum of money on the Additional Supplementary Estimates for the erection of a new and suitable Court-house at Gunnedah?

Mr. Lackey answered,—A sum has already been authorized to be placed upon the Estimates for the erection of a Court-house at Gunnedah.

- (3.) Railway to Quirindi:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—When is it likely the Railway from Murrurundi to Tamworth will be completed to Quirindi, and opened so far for passenger traffic and goods?

Mr. Lackey answered,—The Contractor for the extension from Murrurundi to Tamworth has been allowed an extension of time for the completion of the works, on the special condition that the line as far as Quirindi shall be ready for opening on the 31st August next.

- (4.) Suburban Railway Traffic:—Mr. Macintosh asked the Colonial Treasurer, pursuant to Notice,—What is the amount received by the Government on account of the Suburban Traffic on the Railway during the first quarter of the years 1875 and 1876?

Mr. Stuart answered,—First quarter of 1875, the revenue was £7,293 14s. 11d; first quarter of 1876, the revenue was £7,924 14s. 9d.

- (5.) Railway Contracts:—Mr. Sutherland asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the date of acceptance and amount of tender for No. 2 Contract, Southern Railway; the length of line contracted for, and date of completion, according to contract?

(2.) What amount of money was paid on account of contract before extending the time of such contract; the date of extension, and date of completion, according to the extended time for each length?

(3.) A similar answer required for No. 3 Contract, Southern Line?

(4.) A similar answer required for the Northern Line Contract?

(5.) What is the distance from No. 1 Contract to Bowning; also, from Bowning to Murrumburrah; from Murrumburrah to Cootamundra; and from Cootamundra to Wagga Wagga; also, the amount of money paid on account of work done on each of these lengths before the date of extension of time granted to the contractors?

Mr.

	Great Southern Railway.		G. Northern.
	Contract No. 2, Yass to Cootamundra.	Contract No. 3, Cootamundra to Wagga Wagga.	Murrumbundi to Tamworth.
Mr. Lackey answered,—			
(1, 2, 3, and 4.)			
Date of acceptance of tender.....	20 May, 1874	30 Sep., 1874	4 March, 1874.
Amount of tender	£220,585	£172,799	£216,844.
Length of line contracted for	64½ miles	51½ miles	62½ miles.
Date specified for completion	To Murrumburrah 31 Dec., 1875 To Cootamundra 30 June, 1876	} 31 Dec., 1876	} 31 Mar., 1876.
Amount paid before extension of time	£69,788		
Date of extension	29 Dec., 1875	29 Dec., 1875	April, 1876.
Date of completion according to extended time	To Bowning 31 Mar., 1876 To Murrumburrah 30 Nov., 1876 To Cootamundra 30 April, 1877	} 31 Dec., 1877	} (To Quirindi Aug., 1876. To Tamworth 30 Sep., 1877.

(5.) The distance from Yass to Bowning is 7 miles; from Bowning to Murrumburrah is 34½ miles; from Murrumburrah to Cootamundra is 25 miles; from Cootamundra to Wagga Wagga is 51½ miles.

(6.) White Spirits and Spirits of Wine:—*Mr. Driver*, on behalf of *Mr. R. Forster*, asked the Colonial Treasurer, pursuant to Notice,—What quantity of White Spirits was there in Bond on the 1st instant; in whose names bonded; and how much held by each person? The like questions as to Spirits of Wine?

Mr. Stuart answered,—Spirits of Wine in Bond on 1st instant, 1,812 gallons; White Spirits in Bond on 1st instant, 7,314 gallons.

By whom Bonded.	No. of Packages.	Gallons White Spirits.	Gallons Spirits of Wine.
W. Long	4	229	
John Frazer & Co	15	702	
Walford & Sparke	52	3,366	
L. E. Ives	5	143	
Elliott Bros.	23	1,653	
W. Taylor & Co.	11	651	
Stewart, Garrick, & Co.	10	570	
Walford & Sparke	25	.....	1,432
Stewart & Co.	10	.....	330

(7.) The Sydney Mint:—*Mr. Scholey* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is he aware that a large quantity of rain since the night of Thursday, the 4th instant, has entered the roof of the Mint in two places in the room where there are six weighing machines worth £3,000, filling the dust box, whereby some gold is lost; further, once in the stamping room, and once in the engine room, the rain entered in large quantities?
- (2.) Is he aware of the state of the Police Station at the Mint, where they have had to place a tarpaulin over the roof to prevent the inmates from being washed out from the rain entering the roof of this miserable dwelling?
- (3.) Is he aware of the state of the principal smelter's house, for three feet from the floor upwards is damp and wet, causing one of the family to be now suffering from fever?
- (4.) Is he aware of the state of *Mr. Gibson's* house, the principal officer of the Mint, who has complained for years of the rain entering nearly all the rooms in his dwelling?
- (5.) If so, will he cause at once such repairs as will make those houses fit for the use of men with families?

Mr. Lackey answered,—

(1.) There was some leakage from the causes stated, which was attended to as soon as notice of it was given. Plumbers have been on the roofs from that time, and it is reported that the roofs are now water-tight.

(2, 3, 4, 5.) The circumstances stated have not escaped attention, and instructions have been given for the necessary repairs to existing buildings, and proposals are now under consideration for such additional buildings as may be required.

(8.) Aliens Naturalization Act—Marriage with Deceased Wife's Sister Legalizing Act:—*Mr. Jacob* asked the Colonial Secretary, pursuant to Notice,—

(1.) Has Her Majesty's Assent, which has been given to the Aliens Naturalization Act 39 Vic. No. 19, and to the Marriage with Deceased Wife's Sister Legalizing Act 39 Vic. No. 20, as intimated by Message to this House, been proclaimed in the *Government Gazette*, in order to bring them into operation?

(2.) If the necessary Proclamations have not been published, when will they be?

Mr.

Mr. Robertson answered,—Under section 33, 5 and 6 Victoria chapter 76, there are three courses prescribed with regard to the matter of publication of the Royal Assent to Reserved Bills, namely, by Speech to Parliament, by Message to that Body, or by Proclamation in the *Gazette*. The Queen's Assent in the case of the Bills referred to having been communicated by Message, no Speech or Proclamation is necessary; but although it is not necessary, it seems to me to be very desirable.

(9.) Alignment of Streets of Yass:—Mr. Fitzpatrick asked the Secretary for Lands, pursuant to Notice,—When will the alignment of the Streets of Yass be completed?

Mr. Garrett answered,—The plan has been completed, but a tracing of it is being made to be forwarded to the Municipal Council of Yass previous to the proclamation of the streets.

(10.) Railway Station at Quirindi:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—Will the Railway Station, Great Northern Railway, be at Quirindi or Parkes?

Mr. Lackey answered,—The Station will be at Quirindi.

(11.) Railway Survey *viâ* Molong:—*Mr. Wisdom*, on behalf of Mr. J. S. Smith, asked the Secretary for Public Works, pursuant to Notice,—

(1.) When is the survey for Great Western Railway, ordered to be surveyed *viâ* Molong, likely to be completed?

(2.) When will reports from Surveyors be laid upon the Table of this House?

Mr. Lackey answered,—

(1.) About the end of July next.

(2.) The reports received to this date will be laid upon the Table of the House by the 20th instant; they will be included in the Return of Trial Surveys ordered by the House in January last.

2. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—Mr. Parkes presented the following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays:—

(1.) From Inhabitants of Balmain.

(2.) From Citizens of Sydney.

Petitions received.

3. ENDOWMENT OF MUNICIPALITIES:—Mr. Cohen presented a Petition from the Borough Council of West Maitland, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.

4. RAILWAY FROM SYDNEY TO WOLLONGONG (*"Formal" Motion*):—*Mr. Macintosh*, on behalf of Mr. H. C. Dangar, moved, pursuant to Notice, That the Petition presented by him on 10th May, from Residents in West Sydney, the Glebe, and Balmain relative to making a Railway from Sydney to Illawarra, be printed.
Question put and passed.

5. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motions*):—

(1.) *Mr. Garrett*, on behalf of Mr. Lucas, moved, pursuant to Notice, That the Petition presented by him on 11th May, from the Municipal Council of West Botany, relative to increased Endowment, be printed.

Question put and passed.

(2.) *Mr. Wisdom*, on behalf of Mr. J. S. Smith, moved, pursuant to Notice, That the Petition presented by him on 11th May, from the Municipal Council of Hill End, be printed.

Question put and passed.

6. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (*"Formal" Motions*):—

(1.) Mr. Davies moved, pursuant to Notice, That the Petition presented by him on 11th May, on behalf of Mr. Teece, against Sunday Traffic in Intoxicating Liquors, be printed.

Question put and passed.

(2.) Mr. Davies moved, pursuant to Notice, That the Petition presented by him on 11th May, against Sunday Traffic in Intoxicating Liquors, be printed.

Question put and passed.

7. IMPRISONMENT FOR DEBT ABOLITION BILL (*"Formal" Motion*):—

(1.) Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to abolish Imprisonment for Debt.

Question put and passed.

(2.) Mr. Buchanan presented a Bill, intituled "*A Bill to abolish Imprisonment for Debt*,"—which was read a first time.

Ordered to be printed, and read a second time on Friday, 2nd June.

8. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

9. BARRISTERS ADMISSION BILL:—The Order of the Day having been read,—on motion of Mr. Terry, Mr. 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.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Farnell that report was adopted.

Ordered, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend an Act intituled 'An Act to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales.'*"

Legislative Assembly Chamber,

Sydney, 12th May, 1876.

10. **POSTPONEMENT** :—The Order of the Day in reference to the Sale of Colonial Wines Regulation Act Repeal Bill postponed until Friday next.

11. **CLARENCE ELECTORATE SUBDIVISION BILL** :—The Order of the Day having been read,—Mr. Stevens moved, That this Bill be now read a second time.
Question put.

The House divided.

Ayes, 12.

Mr. Driver,	Mr. Dibbs,
Mr. Macintosh,	Mr. Scholey,
Mr. Hurley, (<i>Hartley</i>)	<i>Tellers.</i>
Mr. G. A. Lloyd,	
Mr. Parkes,	Mr. Stevens,
Mr. W. C. Browne,	Mr. Terry.
Mr. McElhone,	
Mr. Farnell,	

Noes, 13.

Mr. Robertson,	Mr. Wisdom,
Mr. Stuart,	Mr. Day,
Mr. Lackey,	Mr. Hoskins,
Mr. Garrett,	<i>Tellers.</i>
Mr. J. S. Smith,	
Mr. J. Watson,	Mr. Davies,
Mr. Leary,	Mr. Jacob.
Mr. Cameron,	

And so it passed in the negative.

On motion of Mr. Garrett, the Order of the Day was discharged, and the Bill withdrawn.

12. **EVIDENCE FURTHER AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Driver moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day fortnight.

13. **ADJOURNMENT** :—Mr. Robertson moved, That this House do now adjourn.

Question put.

The House divided.

Ayes, 15.

Mr. Robertson,	Mr. G. A. Lloyd,
Mr. Lackey,	Mr. Hoskins,
Mr. Garrett,	Mr. Farnell,
Mr. J. S. Smith,	Mr. Driver,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Hurley, (<i>Hartley</i>)	
Mr. Cameron,	Mr. Day,
Mr. Leary,	Mr. J. Watson.
Mr. Parkes,	

Noes, 9.

Mr. Macintosh,	<i>Tellers.</i>
Mr. Charles,	
Mr. Jacob,	Mr. W. C. Browne,
Mr. Davies,	Mr. Stevens.
Mr. McElhone,	
Mr. Terry,	
Mr. Scholey,	

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at two minutes after Nine o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 92.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 16 MAY, 1876.

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

QUESTIONS:—

(1.) Site for Court-house at Coonamble:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—The decision arrived at with reference to the Petition from the Residents of Coonamble of 11th March, 1876, as to alteration in Site of Court-house?

Mr. Lackey answered,—A decision has not yet been arrived at. The Site selected was chosen after inspection, chiefly in consequence of its not being liable to be flooded. A Petition from inhabitants of Coonamble has since been received objecting to this Site, and recommending one adjoining the Church of England, in Castlereagh-street; this is, I understand, not beyond the influence of floods.

(2.) Site for Court-house at Walgett:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—Have the Government decided on the Site of the proposed new Court-house at Walgett; if so, has any officer been instructed to select such Site?

Mr. Lackey answered,—No; but the Inspector General of Police has been requested to recommend a Site.

(3.) Greville's Post Office Directory:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) How many copies of this year's issue of Greville's Official Post Office Directory have been purchased by the present Government, and how have they been distributed?

(2.) Have any of the above Post Office Directories been sent to the Philadelphia Exhibition; if so, how many?

Mr. Robertson answered,—I will lay upon the Table of the House to-morrow a detailed Return showing precisely what has been done with regard to this publication.

(4.) Miners Rights:—Mr. McElhone asked the Secretary for Mines, pursuant to Notice,—

(1.) What is the amount that has been received for Miners Rights from the commencement of this year to the end of March?

(2.) Are Miners Rights issued by the year and half-year; if so, what are the prices charged, and the periods at which they are issued?

(3.) Does the number of Miners Rights issued to March 31st show exactly the number of Miners who are legally recognized by the authorities; if so, what was the recognized number of Gold Miners at that date?

Mr. Lucas answered,—

(1.) 4,613 Miners Rights at 10s., £2,306 10s.; fines, £7; total, £2,313 10s.

(2.) Miners Rights are issued at any time during the year, for any period not exceeding fifteen years. Prices charged are for those issued between 1st January and 30th June, to expire on the 31st December following, 10s.; for those issued between the 30th June and 31st December, 5s.; and for those issued for more than one year, at the rate of 10s. per annum.

(3.) No.

(5.) Department of Mines:—Mr. McElhone asked the Secretary for Mines, pursuant to Notice,—

(1.) Will he state in detail in what way the £2,200 was expended last year which is described as being outside the ordinary annual expenditure?

(2.) It being stated that the income of the Mining Department for 1875 was £17,490, exclusive of Miners Rights and receipts from coal land,—Will the Minister furnish particulars in detail showing from what source that income was derived?

Mr.

Mr. Lucas answered,—

(1.) Extra assistance, engrossing leases and making diagrams, arrears of old work, £1,787 1s. 2d.; purchase of boring machine, £120; filling shafts, £54 5s.; collecting, analyzing, and exhibiting minerals for Philadelphia, £180; cost of Mining Bill, £52 10s.; total, £2,193 16s. 2d.

(2.) Yes, I will lay a Return upon the Table.

(6.) Suspension of Works at Blackwattle Swamp:—Mr. H. C. Dangar asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the cause of the suspension of the Works at Blackwattle Swamp?

(2.) What amount is available for continuing those improvements?

(3.) What steps are being taken towards forming the Recreation Reserve at Blackwattle Swamp?

Mr. Lackey answered,—

(1.) The sewerage works are being carried on at present, and, until their completion, it is not desirable to proceed any further with the reclamation.

(2.) £1,082 10s. 10d.

(3.) The sewerage works, which are indispensable, are being gone on with as expeditiously as possible.

(7.) Mails from Sydney to Newcastle:—Mr. Davies, on behalf of Mr. Jacob, asked the Postmaster General, pursuant to Notice,—

(1.) Under what circumstances was the alteration made whereby the Mails from Sydney to Newcastle are taken twice a week by the steamer "Kembla," which ends its voyage at Newcastle, and does not proceed up the River Hunter, as do the steamers of the Hunter River New Steam Navigation Company and the Australasian Steam Navigation Company, and which two Companies steamers till lately had the carrying of the said Mails every day in the week?

(2.) Is the new arrangement more economical, or more conducive to the public interest?

(3.) Has the "Kembla," or any substitute of that vessel, arrived too late at Newcastle for the 7 o'clock a.m. down train since she has had the carrying of the Mails referred to; if so, how often, and what steps were adopted for the Mails to be sent to their respective destinations?

(4.) Is he aware that the despatch of the Mails by the steamers of the two Companies mentioned has this advantage over any steamer stopping at Newcastle—that, in the event of any of the first-mentioned steamers reaching Newcastle too late for the Mail Train, as they proceed up the river the Mails for Raymond Terrace and the Northern Coast can be conveyed by them to Raymond Terrace, whence they are forwarded on by coach?

Mr. Burns answered,—

(1.) Authority for forwarding the Mails by the "Kembla" on Mondays and Fridays was given in consequence of its appearing from official inquiry that that vessel usually arrived at Newcastle earlier than other vessels on the line; and, on the days named, there is no necessity for the steamer taking Mails beyond Newcastle.

(2.) The new arrangement is not more economical, but it may be more conducive to the public interest.

(3.) The "Kembla" never arrived too late for the train when conveying the Mails. The "Hunter," which was employed as a substitute for the "Kembla," and which ought not to have taken them, arrived too late in one instance, when the Mails were sent on by the 8 a.m. train, which overtook the Mail train near Maitland.

(4.) This is not the case. No more inconvenience arises from the "Kembla" being late than does in the case of the late arrival, which occasionally occurs, of other steamers; because, as already explained, on the days the "Kembla" conveys Mails to Newcastle, no Mails have to be carried up the river by steamer.

(8.) Wages of Railway Workmen:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the navvies on the Great Northern, Southern, or Western Railways, to work nine hours per day, whilst the locomotive men only work eight hours; if so, will the Minister issue instructions to cause all the men to work the same hours?

(2.) Is it a fact that the navvies who have very heavy work to do only receive 7s. per day of nine hours, and labourers in the Locomotive Department get 7s. per day of eight hours?

(3.) Are the mechanics in Locomotive Department allowed 2s. per night when away from home, and mechanics in Permanent Way Department 1s. per day; for what reason is this difference made, and will the Minister give instructions to equalize the amounts paid in each case?

Mr. Lackey answered,—

(1.) The men engaged on the Permanent Way work nine hours per day. Some of the workmen in the Locomotive Department work ten hours per day. At the time the hours of labour and rates of wages were last arranged it was agreed that the Permanent Way men, who then worked ten hours a day, should work nine hours a day without reduction of pay. This arrangement was preferred by the men instead of eight hours work at a reduced wage.

(2.) The Permanent Way labourers receive 7s. a day of nine hours. The labourers in the Locomotive Branch receive from 6s. to 7s. 6d. a day of eight hours, the wages being regulated according to the relative usefulness of the men.

(3.) The mechanics in the Locomotive Branch are seldom required to go from home; when they are absent they are compelled to live at public-houses, and lately, instead of 2s. a night, their actual expenses have been paid. The mechanics in the Permanent Way Branch are engaged with the distinct knowledge that they will be required to be frequently absent from home, and in addition to an allowance of 1s. per night, are generally provided with tarpaulins for tents, so that they are not compelled to seek accommodation at public-houses.

(9.) The Mudjee Bench:—Mr. Goold asked the Colonial Secretary, pursuant to Notice,—That in consequence of the non-attendance of Magistrates on the Mudjee Bench numerous cases and municipal appeals have from time to time been put off,—Will he send circulars to the Magistrates requesting them to attend, or appoint additional Magistrates who will attend?

Mr.

Mr. Robertson answered,—I have received from the Police Magistrate of Mudgee the following telegram :—" On 21st April, eighty-nine appeals from Municipal Assessment were for hearing here. " On the same day there was a marriage in the families of two of the oldest residents in the district, " at which every Magistrate in the place was present, and in absence of second Magistrate I had " to postpone appeals. Since then two appeals have been postponed, because an appellant objected " to one of the Justices who was present sitting. Occasionally other cases have been postponed " for want of second Magistrate, but not often, as one unpaid Justice attends, as a rule, every " Court day, and one or two of the others occasionally." I suppose the end of it will be that we shall have to appoint some more Magistrates.

- (10.) Road from Mudgee to Gulgong, *via* Pipeclay :—Mr. Goold asked the Secretary for Public Works, pursuant to Notice,—Will he instruct the Superintendent of Roads (Mr. Narden) to report on the Road between Mudgee and Home Rule and Gulgong, *via* Pipeclay, in order that a sum of money may be placed on the Supplementary Estimates for the repair of the same—the road being in places inaccessible, and it being much in use by the Selectors at Cooyal and in the neighbourhood?

Mr. Lackey answered,—On seeing the Honorable Member's question I obtained a report from Mr. Narden. It appears that the Road referred to is under the charge of the Borough Council of Cudgegong, and being thus a Municipal Road, and not a main leading thoroughfare, it is not considered advisable at present to take a vote, in the manner suggested, in aid of the Municipal funds.

- (11.) Road through Cambewarra :—Mr. Davies asked the Secretary for Public Works, pursuant to Notice—What action has been taken for the survey of the line of Road through the village of Cambewarra, as promised to a deputation who waited on the Minister for Works lately?

Mr. Lackey answered,—The Line has been surveyed, but the plans have not yet been received.

- (12.) Court-house and Lock-up at Gladstone :—Mr. R. B. Smith asked the Colonial Secretary, pursuant to Notice,—

(1.) Have tenders been called for the erection of a Court-house and Lock-up at Gladstone, Macleay River, for which money was voted last Session of Parliament?

(2.) If the vote has lapsed in consequence of tenders not being invited in proper time, will the amount previously voted be placed on the Additional Estimates for re-vote?

Mr. Robertson answered,—

(1.) Tenders were called for some time since, and the offer of Mr. Nance, junior, to perform the necessary work accepted. Mr. Nance subsequently declined to carry out the contract. Fresh tenders are now being invited.

(2.) I am not aware of any money having been voted for the erection of Court-house and Lock-up at Gladstone. It is proposed to charge the amount to the general vote for such services.

- (13.) Post and Telegraph Office, Burrowa :—Mr. Davies, on behalf of Mr. J. Watson, asked the Postmaster General, pursuant to Notice,—Is he aware that the Post and Telegraph Office at Burrowa has been completed for some time ; and if so, what is the cause of the delay in opening the same?

Mr. Burns answered,—The Post and Telegraph Office at Burrowa was reported as completed on 6th April, so far as the building was concerned. The necessary fittings are being provided, and the new office will be occupied in a few days.

2. ENDOWMENT OF MUNICIPALITIES :—The following Petitions, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named :—

(1.) By Mr. Lucas. From the Municipal Council of Ashfield.

(2.) By Mr. Charles. From the Municipal Council of Broughton Vale.

Petitions received.

3. RESERVE AT RUSHCUTTER'S BAY :—Mr. Macintosh presented a Petition from Residents in the Eastern Suburbs of Sydney, representing that a Public Reserve is much needed in the neighbourhood of Rushcutter's Bay ; and praying the House to take the subject into favourable consideration.

Petition received.

4. SUNDAY TRAFFIC IN INTOXICATING LIQUORS :—The following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays, were presented by the Members named :—

(1.) By Mr. R. B. Smith. From Inhabitants of Lane Cove.

(2.) By Mr. Lucas. From Residents of Marrickville, Enmore, &c.

Petitions received.

5. RAILWAY TO JERILDERRIE :—Mr. Piddington presented a Petition from Tradesmen, Selectors, and other inhabitants of Jerilderie and District, in Public Meeting assembled, praying the House to consider the claims of this District in the proposed Railway scheme now before Parliament.

Petition received.

6. YANKO AND COLOMBO CREEK RESERVE :—Mr. Piddington presented a Petition from the Jerilderie Farmers and Tradesmen's Association, praying the House to take steps for having the Yanko and Colombo Creek Reserve cancelled.

Petition received.

7. PAPERS :—Mr. Robertson laid upon the Table,—

(1.) Report of the Senate of the University of Sydney, for 1875.

Ordered to be printed.

(2.) Correspondence respecting the removal of Mr. Dean, Sheriff's Bailiff at Tamworth.

8. CHARGES OF DRUNKENNESS ("Formal" Motion) :—Mr. Davies moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—

(1.) The number of persons taken in charge for Drunkenness after 12 o'clock a.m. on Sundays, fined and discharged for drunkenness at the Central and Water Police Courts on Mondays, during the year 1875.

(2.) A like Return showing the number from the same causes during the other five days of the week of the same year as above.

Question put and passed.

9. ENDOWMENT OF MUNICIPALITIES ("Formal" Motions):—
 (1.) Mr. Abbott moved, pursuant to Notice, That the Petition presented by him on 11th May, from the Municipal Council of Tenterfield, relative to increased Endowment, be printed.
 Question put and passed.
 (2.) Mr. Pilcher, on behalf of Mr. Cohen, moved, pursuant to Notice, That the Petition presented by him on 12th May, from the Municipal Council of West Maitland, relative to increased Endowment, be printed.
 Question put and passed.
10. SUNDAY TRAFFIC IN INTOXICATING LIQUORS ("Formal" Motion):—Mr. Parkes moved, pursuant to Notice, That the two Petitions presented by him on 12th May, against Sunday Traffic in Intoxicating Liquors, be printed.
 Question put and passed.
11. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL ("Formal" Order of the Day):—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a third time.
 Question put.
 The House divided.

Ayes, 15.		Noes, 16.	
Mr. Robertson,	Mr. Day,	Mr. Parkes,	Mr. McElhone,
Mr. Stuart,	Mr. Goold,	Mr. Driver,	Mr. Buchanan,
Mr. Lucas,	Mr. Long,	Mr. Fitzpatrick,	Mr. Stevens,
Mr. Charles,	Mr. Lackey,	Mr. Piddington,	Mr. H. C. Dangar,
Mr. T. G. Dangar,		Mr. Byrnes,	Mr. Leary,
Mr. W. C. Browne,	<i>Tellers.</i>	Mr. Taylor,	<i>Tellers.</i>
Mr. Abbott,	Mr. Terry,	Mr. R. B. Smith,	Mr. Nelson,
Mr. Macintosh,	Mr. Moses.	Mr. Stephen Brown,	Mr. Pilcher.
Mr. Davies,		Mr. Dibbs,	

And so it was passed in the negative.

Mr. Piddington moved, That the Order of the Day be discharged.

Question put.

The House divided.

Ayes, 16.		Noes, 16.	
Mr. Byrnes,	Mr. Stephen Brown,	Mr. Robertson,	Mr. Goold,
Mr. Piddington,	Mr. Parkes,	Mr. Stuart,	Mr. T. G. Dangar,
Mr. Driver,	Mr. McElhone,	Mr. Burns,	Mr. Day,
Mr. Pilcher,	Mr. Taylor,	Mr. Lucas,	Mr. Abbott,
Mr. Nelson,	Mr. R. B. Smith,	Mr. Lackey,	Mr. Macintosh,
Mr. Fitzpatrick,	<i>Tellers.</i>	Mr. Charles,	<i>Tellers.</i>
Mr. H. C. Dangar,	Mr. Buchanan,	Mr. Moses,	Mr. W. C. Browne,
Mr. Leary,	Mr. Dibbs.	Mr. Davies,	Mr. Long.
Mr. Stevens,		Mr. Terry,	

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

12. SURPLUS REVENUE:—Mr. Parkes moved, pursuant to Notice, That this House will, on Friday, the 2nd June, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, transmitting to His Excellency the following Resolutions:—
 (1.) That the experience of the last three years has established the fact that the Revenue derived from all sources is largely in excess of the necessary expenditure of Government.
 (2.) That the existence of a large cash surplus at the credit of the Government is unsound in principle and policy, and ought not to be continued.
 (3.) That the existing surplus ought to be expended without unnecessary delay, not less than £150,000 per annum in promoting Immigration from Great Britain and Ireland, and the balance in carrying out works of public improvement.
 (4.) That a measure ought to be passed into law during the present Session for regulating the introduction of Immigrants, and that the proposals and plans for all Public Works to be carried out by the expenditure of the said surplus ought to be submitted for the approval of this House.
 (5.) That His Excellency the Governor be respectfully requested to take the necessary steps to give effect to the foregoing Resolutions.
 Debate ensued.
 Mr. Cohen moved, That this Debate be now adjourned until next Friday week.
 Debate ensued.
 Question put and passed.
13. LEAVE OF ABSENCE:—Mr. Garrett moved, pursuant to Notice, That leave of absence be granted to Mr. John Hurley (Member for Narellan) for a period of fourteen days, by reason of urgent private business.
 Question put and passed.
14. HASTINGS ELECTORATE SUBDIVISION BILL:—Mr. R. B. Smith moved, pursuant to Notice, That the third reading of The Hastings Electorate Subdivision Bill stand an Order of the Day for Tuesday next.
 Question put.
 The House divided.

Ayes, 15.		Noes, 15.	
Mr. T. G. Dangar,	Mr. Abbott,	Mr. Robertson,	Mr. W. H. Suttor,
Mr. Nelson,	Mr. Davies,	Mr. Stuart,	Mr. Long,
Mr. Piddington,	Mr. Macintosh,	Mr. Lucas,	Mr. J. S. Smith,
Mr. Driver,	Mr. Farnell;	Mr. Lackey,	Mr. Wisdom,
Mr. G. A. Lloyd,	<i>Tellers.</i>	Mr. Burns,	<i>Tellers.</i>
Mr. W. C. Browne,	Mr. R. B. Smith,	Mr. Garrett,	Mr. Hoskins,
Mr. Parkes,	Mr. Cohen.	Mr. Jacob,	Mr. Cameron.
Mr. Terry,		Mr. H. C. Dangar,	
Mr. Scholey,		Mr. Charles,	

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

15. **THE CASE OF ALFRED ARNOLD**:—Mr. McElhone moved, pursuant to Notice (*as amended by consent*),—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the case of Alfred Arnold, who was dismissed from the Railway Branch of the Public Works Department.
 (2.) That such Committee consist of Mr. Farnell, Mr. Sutherland, Mr. Piddington, Mr. Day, Mr. Taylor, Mr. Davies, Mr. Camcron, Mr. Terry, Mr. Lackey, and the Mover.
 Debate ensued.
 Question put and passed.
16. **THE CASE OF BEER v. ALDERSON**:—Mr. G. A. Lloyd, on behalf of Mr. Sutherland, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of the Information, Depositions, and all other proceedings had and taken at the Central Police Office, Sydney, in the case of Beer against Alderson, and which was heard a few days since.
 Debate ensued.
 Question put,—
 And Division called for,—
 But there being no Tellers on the part of the *Noes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *affirmative*.
17. **ADJOURNMENT**:—Mr. Robertson moved, That this House do now adjourn.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 8.

Mr. Garrett,	Mr. Farnell,
Mr. Stuart,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. W. H. Suttor,	Mr. J. S. Smith,
Mr. Fitzpatrick,	Mr. Long.

Noes, 14.

Mr. Robertson,	Mr. Terry,
Mr. Burns,	Mr. McElhone,
Mr. G. A. Lloyd,	Mr. Jacob,
Mr. R. B. Smith,	Mr. Scholey,
Mr. Driver,	<i>Tellers.</i>
Mr. Cohen,	
Mr. Piddington,	Mr. Nelson,
Mr. Davies,	Mr. W. C. Browne.

And so it passed in the negative.

18. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
 (1.) Orphan Schools;—*until Friday next.*
 (2.) Public Place Definition Bill; resumption of the adjourned Debate, on the motion of Mr. Terry, "That this Bill be now read a second time";—*until Friday next.*
 (3.) Railway from Wallerawang to Mudjee;—*until Tuesday next.*
 (4.) Church and School Lands Roads Alienation Bill; second reading;—*until Friday, 26th May.*
 (5.) Sydney Sewerage Act Amendment Bill; second reading;—*until Tuesday next.*
 (6.) Water Supply for Sydney and Suburbs;—*until Tuesday, 30th May.*
 (7.) Quiet of the Subjects Act Extension Bill; second reading;—*until Friday, 2nd June.*
 (8.) Sale of Liquors Licensing Act Amendment Bill; second reading;—*until Friday next.*
 (9.) Sites for Schools;—*until Friday next.*
 (10.) Food or Drink Adulteration Prevention Bill; consideration in Committee of the Whole of the propriety of bringing in a Bill to prevent the adulteration of Articles of Food or Drink;—*until Friday, 2nd June.*
 (11.) Road from Newcastle to Wallsend;—*until Tuesday next.*
 (12.) Public Vehicles Regulation Bill; to be further considered in Committee;—*until Friday, 2nd June.*
 (13.) Bathurst Presbyterian Church Trustees Enabling Bill (*as amended and agreed to in Select Committee*); second reading;—*until Tuesday next.*
19. **FIRE BRIGADES BILL**:—The Order of the Day having been read,—on motion of Mr. Piddington, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make better provision for the extinction of Fires in Sydney and its Suburbs.
 Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—
Resolved,—That it is desirable to bring in a Bill to make better provision for the extinction of Fires in Sydney and its Suburbs.

On motion of Mr. Piddington, the Resolution was read a second time, and agreed to.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 93.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 17 MAY, 1876.

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

QUESTIONS :—

- (1.) Bell Buoy at Newcastle :—Mr. Scholey asked the Colonial Treasurer, pursuant to Notice,—
- (1.) How long has the Bell Buoy been moored near the Big Ben Rock, near the entrance to the River Hunter, at Newcastle?
 - (2.) What number of times has the Bell Buoy broke from its moorings, endangering life and property to a large amount?
 - (3.) Is he aware that last week two steamers, the "You Yangs" and "Kembla," valued at £40,000, with a large number of passengers on board, were ashore on the rocks, said to be caused by the breaking away of the Bell Buoy from its moorings?
 - (4.) Is it the intention of the Government to obtain some competent person to carry out this important work of mooring the Bell Buoy?

Mr. Stuart answered,—

- (1.) The Bell Buoy was first laid out on the 18th December, 1872, nearly three and a-half years ago.
 - (2.) The Buoy has been adrift from its moorings on three occasions, viz., 7th September, 1873, 28th February, 1875, and 14th March, 1876; once through the heavy 3-inch chain breaking, and twice through the pins leaving the connecting shackles.
 - (3.) I am not aware that the cause of those steamers touching the rocks is attributable to the absence of the Buoy. Both masters were aware of its absence. The "Kembla" touched the rocks nearly two miles away from the site of the Buoy.
 - (4.) The Buoy having been reported to me as sufficient, as stated by me in answer to a similar question on a previous occasion, there is no necessity to obtain another person to carry out the work.
- (2.) Kelso Toll-bar :—Mr. W. H. Suttor asked the Secretary for Public Works, pursuant to Notice,—
Is it the intention of the Government, in view of the small amount of traffic on the Western Road, to abolish the Kelso Toll-bar?
- Mr. Lackey answered,—The Government have not yet had sufficient opportunity since opening of Railway for Goods to Bathurst to judge of the falling off of the traffic.
- (3.) Township at Millie :—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—
Is it the intention of the Government to direct the survey and proclamation of a township at Millie, on the main road between Narrabri and Morée?
- Mr. Garrett answered,—Yes; the papers are now with the District Surveyor for design and measurement.
- (4.) Read's Conditional Purchase :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Does the Government consider the private report of a Surveyor as evidence before a Commissioner's Court; and if not, upon what sworn testimony did Commissioner Delaney come to the conclusion that Read's selection ought to be forfeited?

Mr. Garrett answered,—The only reports from Surveyors recognised by the Government are those officially made and officially recorded. In the case of Read's selection, the only sworn testimony appears to be that of Read himself, in which he stated that he had been absent from his land (though unavoidably) for two months. It was on this statement, I conclude, that the Commissioner based his recommendation.

(5.)

(5.) Petition of John Halloran:—*Mr. Macintosh*, on behalf of Mr. Goold, asked the Secretary for Lands, pursuant to Notice,—

(1.) Has he received a Petition from John Halloran and others, free selectors, residing at Stony Creek, near Mudgee, informing him that N. P. Bayloy, of Havilah, had placed a fence across a road, which obstruction had put them to great inconvenience and trouble?

(2.) When will the prayer of the Petitioners be attended to?

Mr. Garrett answered,—No such Petition has been received at the Lands Office.

(6.) Everingham's Conditional Purchase:—*Mr. Macintosh*, on behalf of Mr. Goold, asked the Secretary for Lands, pursuant to Notice,—Will he transmit to Appraiser, in the matter of William Everingham's Conditional Purchase at Merinda, declarations transmitted to him by Everingham, and all other official memorandums relating to the matter, so that the same may be given evidence at the Appraisement Court?

Mr. Garrett answered,—All official documents received in the Lands Department in relation to this matter have already been forwarded to the Appraiser. Instructions have since, however, been given to recall the Papers, with a view to the appointment of another Appraiser.

(7.) Gold Field Reserve, County of Wellington:—*Mr. Macintosh*, on behalf of Mr. Goold, asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it a fact that large blocks of land, situate in the County of Wellington and Parishes of Merinda, Rouse, and Piambong, and which are included in areas not open to Conditional Purchase by being within a proclaimed Gold Field, have been measured for sale by auction?

(2.) Is it also a fact that numerous applications for Conditional Purchases within this Gold Field have been cancelled on account of the land being auriferous?

(3.) Who were the applicants for the said land to be brought to auction, and who reported on the application?

Mr. Garrett answered,—

(1.) Portions No. 29, 320 acres, Parish Merinda; No. 33 of 46 acres, and No. 79 of 200 acres, Parish of Piambong; and No. 10 of 320 acres, Parish of Rouse, were measured for sale by auction. The Reserve in which three of the portions are situated was cancelled by *Gazette* notice, of 5th April, 1876, on the recommendation of the Warden, Mr. T. A. Browne.

(2.) Any Conditional Purchase applications made will of course have been cancelled, as being within an area specially reserved from Conditional Purchase.

(3.) The Honorable G. H. Cox and Mr. G. Rouse were applicants, and Mr. T. A. Browne, Warden, reported.

(8.) Water Reserves, Mudgee:—*Mr. Macintosh*, on behalf of Mr. Goold, asked the Secretary for Lands, pursuant to Notice,—In consequence of the scarcity of water in the Mudgee District, caused by the present drought,—Will he send a Circular to the Surveyors, that wherever there is natural water that the same be reserved from either sale or Conditional Purchase?

Mr. Garrett answered,—This has already been done under the General Instructions to Surveyors, but special attention will be directed by circular.

(9.) Land occupied by Messrs. Lamb and Roberts:—*Mr. Macintosh*, on behalf of Mr. Goold, asked the Secretary for Lands, pursuant to Notice,—

(1.) How many acres of land are held by Messrs. Lamb and Roberts as Pre-emptive Leases or Auction Leases at the Upper Meroo, County of Wellington?

(2.) How many acres of land have the said Messrs. Lamb and Roberts fenced in?

Mr. Garrett answered,—

(1.) 2,880 acres under pre-emptive lease, and 640 acres under auction lease.

(2.) It is impossible for the Department to furnish this information without reference to the surveyor, or reference to the lessees themselves.

(10.) Conditional Purchases, Patrick's Plains:—*Mr. W. C. Browne* asked the Secretary for Lands, pursuant to Notice,—Is he aware that a number of Conditional Purchases in the district of Patrick's Plains have not yet been surveyed, although selected for more than two years; and if so, will steps be taken forthwith to survey them?

Mr. Garrett answered,—I am aware; and arrangements are being made for the survey as soon as possible. The delay, I may add, is owing chiefly to the illness of one of the surveyors in charge of portion of the district.

(11.) Land Sale at Warialda:—*Mr. T. G. Dangar* asked the Secretary for Lands, pursuant to Notice,—

(1.) Will there be any objection to state why the land gazetted for sale at Bingera on 15th May next is not sold at Bingera, as usual, in place of Warialda?

(2.) Is the Government aware that selling at Warialda will prevent many of the townspeople attending the sale?

(3.) Will the sale of the land be altered so as to be sold at Bingera, and instructions issued accordingly?

Mr. Garrett answered,—

(1.) The land is not gazetted for sale at Bingera, as stated, but at Warialda, the proper Land Office of the District, it having been found necessary to discontinue the holding of sales by auction at any other place than the Head Office of the District.

(2.) The Government is not aware.

(3.) It is of course too late, the sale having taken place on the 15th instant. I should not, however, have considered it expedient, for the reasons already stated, to alter the place of sale.

(12.) Fines inflicted on Railway Workmen:—*Mr. Taylor* asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it a fact that Guards, Porters, Gatekeepers, Shunters, and Foremen on the Great Southern and Western Railways have been fined during the month of March, and the fines deducted from their wages?

(2.)

(2.) Will he have any objection to lay upon the Table of this House a list of the names of the men fined; their offences; the amount of fine, and by whose order such fine was deducted from their wages?

Mr. Lackey answered,—

(1.) Yes, fines have been inflicted, as stated. Out of 350 men employed in the Traffic Branch on the South and West Lines, sixteen were fined for neglect of duty, &c., during the month of March; the fines amounted to £7 7s. 10d.

(2.) There is no objection on the part of the Government to lay this information on the Table, and I will do so if the Honorable Member will move for it in the usual way; but I would point out that the punishment already inflicted would probably be considered by many of the men to be augmented if publicity were given to their offences.

(13.) Capitation Allowance under Volunteer Regulations:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

(1.) Is the surplus capitation allowance alluded to in clause 123 of the Regulations under the Volunteer Act of 1867 paid to the Officers Commanding Corps?

(2.) For whose benefit is the same granted, and to what fund should it be placed?

(3.) Is it placed in the hands of such Officer Commanding in the way of a Trustee for the Corps, or absolutely, to do as he likes with?

(4.) Can such Officer Commanding ignore the advice of the Committee of the Corps (such Committee having been elected under the Rules to assist him in the management of the Finances of the Corps), by veto or otherwise, by refusing to allow money to be spent as they may think advisable?

(5.) Is the Officer Commanding the only person in the Corps who is eligible for the office of Treasurer to the Corps?

Mr. Robertson answered,—I have received the following answers to the Honorable Member's questions from the Commandant, Colonel Richardson:—

(1.) Yes.

(2.) For the benefit of the Corps, and placed to the general fund.

(3.) It is vested in the Commanding Officer as Trustee; and in the case of a Corps possessing no financial rules he can act absolutely; in the case of a Corps having rules vesting the financial management in a Committee, he cannot act absolutely.

(4.) This depends upon the special circumstances of each case.

(5.) No.

(14.) Bridge at Jackson's Swamp:—Mr. Cohen, on behalf of Mr. Pilcher, asked the Secretary for Public Works, pursuant to Notice,—Is the Bridge at Jackson's Swamp erected yet; if not, what is the cause of the delay, and will directions be given to press on the work at once?

Mr. Lackey answered,—A sum of money was appropriated for this purpose, and tenders invited in March last, but they were too high. The local officer was instructed to let the work when he could get a reasonable offer; he has not yet replied to a telegram sent to him this day.

(15.) Carroll and Party v. Foster and Party:—Mr. Buchanan asked the Secretary for Mines, pursuant to Notice,—

(1.) Has the Attorney General given an Opinion on the matter referred to him in the case of Carroll and Party v. Foster and Party?

(2.) As the delay in giving this Opinion has already done incalculable injury to the parties concerned, will the Minister see that no further injury is inflicted through this cause?

Mr. Lucas answered,—

(1.) The Opinion was received on the 12th. A copy was sent up to Warden Dalton, which was in his hands yesterday.

(2.) I will see that no further delay takes place in deciding this question.

(16.) Railway Rates for Sheep:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the distance by rail from Bathurst to Sydney, and what is the rate charged per truck for sheep?

(2.) What is the distance per rail from Goulburn to Sydney, and the rate per truck for sheep from Goulburn to Sydney?

(3.) What is the distance per rail from Murrurundi to West Maitland, and the rate charged per truck for sheep from Murrurundi to West Maitland?

(4.) What is the distance per rail from Murrurundi to Muswellbrook, and the rate per truck for sheep from Murrurundi to Muswellbrook?

(5.) What is the distance per rail from West Maitland to Newcastle, and charge per truck for sheep from West Maitland to Newcastle?

Mr. Lackey answered,—

(1.) The distance from Bathurst to Sydney is 145 miles; the rate per truck for sheep is £3 10s.

(2.) The distance from Goulburn to Sydney is 134 miles, and the rate charged per truck for sheep is £3 7s. 6d.

(3.) The distance from Murrurundi to Maitland is 100 miles, and the rate charged per truck for sheep is £3.

(4.) The distance from Murrurundi to Muswellbrook is 40 miles, and the rate per truck for sheep is £2 2s.

(5.) The distance from West Maitland to Newcastle is 20 miles, and the rate charged per truck for sheep is £1 5s.

(17.) Over-way Railway Bridges:—Mr. Cohen, on behalf of Mr. Pilcher, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it the intention of the Government to cause high-level crossings to be made at all the Suburban Railway Stations?

(2.) Is he aware of the great risk which is at present incurred by passengers crossing the Railway lines at the Suburban Stations?

Mr.

Mr. Lackey answered,—On the 15th March last I answered a somewhat similar question. I said that the advisability of having over-way bridges for foot passengers at the principal Suburban Stations had not escaped the attention of the Railway authorities; the great doubt had been whether, if erected, the public would make use of them. An over-way bridge was put up over the line at Newcastle, but it is made use of to a limited extent only, although the danger of crossing the line at this place is much greater than it is on any other portion of the Government Railways. I think, however, that an over-way bridge might be erected at one of the Suburban Stations as an experiment, and if found to answer its purpose, similar structures could be erected at the other Suburban Stations where the traffic justified the outlay. I will give directions accordingly.

- (18.) Railway Estimates :—Mr. Parkes asked the Colonial Secretary, pursuant to Notice,—Whether the Government can inform the House when the Railway Estimates will be submitted for consideration, or if they will be proceeded with immediately after the ordinary Estimates of Expenditure ?

Mr. Lackey answered,—It is the intention of the Government to proceed with these Estimates as soon as practicable after the ordinary Estimates are passed. The course taken by other Governments on similar occasions will guide the Government on this.

- (19.) Reports of Council of Education :—Mr. Parkes asked the Colonial Secretary, pursuant to Notice,—When will the Government be prepared to lay upon the Table copies of the Reports of the Council of Education on the condition of the Public and the Certified Denominational Schools, which are required by the Public Schools Act to be laid before the Governor in Council on or before the 31st March ?

Mr. Robertson answered,—Both reports are in type, and in course of revision, and will be ready to be laid before Parliament in the course of a few days.

- (20.) Assent to Reserved Bills :—Mr. Jacob asked the Colonial Secretary, pursuant to Notice,—With reference to the answer given to my question on Friday last, that “The Queen’s Assent in the case of the Bills referred to having been communicated by Message, no Speech or Proclamation is necessary,”—Was that answer given advisedly, and with the knowledge of the fact that 22 Victoria No. 12 s. 3 enacts that every Act reserved shall commence only on the day on which the fact of Her Majesty’s Assent shall be proclaimed by the Governor in the *Gazette*, or on such day thereafter (if any) as the Act itself shall have prescribed ?

Mr. Robertson answered,—In giving my answer the other day I stated that the law would be printed in the *Government Gazette*. I gave the answer I received in an official way, but I do not know whether it is quite in accordance with the law, because I am aware that the Acts Shortening Act makes other provision. Whether the Acts Shortening Act—interfering in that regard with the Constitution Act, not having been referred to the Queen—is good law, I am not sure.

2. ENDOWMENT OF MUNICIPALITIES :—Mr. Lord presented a Petition from the Municipal Council of Forbes, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
3. SERICULTURE :—Mr. Farnell presented a Petition from Mr. Charles Brady, in reference to the production, in this Colony, of Silk and Silkworm Grain; and praying that the representations contained in his Petition may be taken into consideration, and such measures adopted in regard thereto as to the House may seem just and politic.
Petition received.
4. ENDOWMENT OF MUNICIPALITIES (“Formal” Motion) :—Mr. Burns, on behalf of Mr. Lucas, moved, pursuant to Notice, That the Petition presented by him on 16th May, from the Municipal Council of Ashfield, relative to increased Endowment, be printed.
Question put and passed.
5. RESERVE AT RUSHCUTTER’S BAY (“Formal” Motion) :—Mr. Macintosh moved, pursuant to Notice, That the Petition presented by him on 16th May, from Residents in the Eastern Suburbs of Sydney, relative to the resumption of certain Lands near Rushcutter’s Bay for the purposes of recreation, be printed.
Question put and passed.
6. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (“Formal” Motions) :—
 - (1.) Mr. Driver, on behalf of Mr. R. B. Smith, moved, pursuant to Notice, That the Petition presented by him on 16th May, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
 - (2.) Mr. Burns, on behalf of Mr. Lucas, moved, pursuant to Notice, That the Petition presented by him on 16th May, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
7. YANKO AND COLOMBO CREEK RESERVE (“Formal” Motion) :—Mr. Piddington moved, pursuant to Notice, That the Petition presented by him on 16th May, from Inhabitants of Jerilderie, relative to the Yanko and Colombo Creek Reserve, be printed.
Question put and passed.
8. RAILWAY TO JERILDERIE (“Formal” Motion) :—Mr. Piddington moved, pursuant to Notice, That the Petition presented by him on 16th May, from Inhabitants of Jerilderie, relative to Railway Extension, be printed.
Question put and passed.
9. POSTPONEMENTS :—The Orders of the Day Nos. 1 and 2 of Government Business postponed, to follow after the Order of the Day No. 3.
10. SUPPLY :—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Stuart moved, “That” Mr. Speaker do now leave the Chair.
Mr. Scholey moved, That the Question be amended by the omission of all the words thereof after the word “That,” with a view to the insertion in their place of the words “the Correspondence laid upon the Table with reference to the removal of Bailiff Dean from Tamworth, be printed.”

Question.

Question proposed, That the words proposed to be omitted stand part of the Question.
Debate ensued.

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

The House divided.

Ayes, 18.

Mr. Robertson,	Mr. Wisdom,
Mr. Stuart,	Mr. Macintosh,
Mr. Lucas,	Mr. H. C. Dangar,
Mr. Lackey,	Mr. Booth,
Mr. Burns,	Mr. Clarke,
Mr. Garrett,	Mr. Charles,
Mr. Gray,	<i>Tellers.</i>
Mr. Cameron,	Mr. W. H. Suttor,
Mr. J. S. Smith,	Mr. Greville.
Mr. Long,	

Noes, 18.

Mr. Parkes,	Mr. Leary,
Mr. Stephen Brown,	Mr. McElhone,
Mr. Driver,	Mr. Stevens,
Mr. G. A. Lloyd,	Mr. Piddington,
Mr. Nelson,	Mr. Dibbs,
Mr. Cohen,	Mr. Taylor,
Mr. Fitzpatrick,	<i>Tellers.</i>
Mr. Scholey,	Mr. Terry,
Mr. Farnell,	Mr. W. C. Browne.
Mr. Jacob,	

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

Original Question then put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

11. FIRE BRIGADES BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 36.

In accordance with the 54th section of the Constitution Act the Governor recommends, for the consideration of the Legislative Assembly, the expediency of making provision to meet the requisite expenses in connection with the Bill for the extinction of Fires in Sydney and its Suburbs.

*Government House,
Sydney, 17th May, 1876.*

Ordered to be printed.

12. SHERIFF'S BAILIFF AT TAMWORTH:—Mr. Robertson (*by consent*) moved, That the Correspondence laid upon the Table yesterday in reference to the removal of Mr. Dean, Sheriff's Bailiff at Tamworth, be printed.
Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 94.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 18 MAY, 1876.

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

QUESTIONS:—

- (1.) Public School Teacher, Parramatta:—*Mr. McElhone*, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—

(1.) Are the Government aware that a Public School Teacher at Parramatta was brought before the Bench at Parramatta, and fined for cruelly beating a boy pupil of his school?

(2.) Is it a fact that the Council of Education caused an inquiry to be held in the case after the decision the Bench of Magistrates had arrived at; if so, before whom, and in whose presence, was such inquiry held, and does the Council of Education authorize the refunding of the amount of fine and costs in the above case to the Teacher?

Mr. Robertson answered,—I have received the following answer from the Council of Education:—

(1.) A Public School Teacher at Parramatta was brought before the Bench at that place, and fined for aggravated assault upon a boy pupil.

(2.) The Council caused an inquiry into the case to be held by the Inspector, after the Bench had arrived at a decision, but the Council is not aware in whose presence such inquiry was held. The Council has authorized the refund of the amount of fine and costs to the Teacher.

- (2.) Steam Dredge "Pluto":—*Mr. Davies* asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is the Government aware of the removal of the Steam-dredge "Pluto" from Shoalhaven River to Sydney for repairs; if so, has the Government sent a competent person to examine the same as to her being seaworthy or not?

(2.) Is it necessary that the Dredge should be removed to Sydney for repairs, considering there is a dry dock excavated on the river, at the Government expense, for the use of the Dredge and her punts, where she has been repaired on two previous occasions?

Mr. Lackey answered,—

(1.) It is under consideration to remove this Dredge to Sydney for repairs, should it appear safe to do so, after a survey shall have been held on the vessel.

(2.) It is considered desirable to do so, as the repairs which are now necessary are extensive and important, and can be effected much more cheaply and expeditiously in Sydney.

- (3.) Water Reserve on Gumly Gumly Run:—*Mr. McElhone* asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that a person named John Donnelly has fenced in a Water Reserve No. 4 on Gumly Gumly Run, County of Wynyard, near Wagga Wagga, and thereby shut out a number of selectors from the use of, and access to, water; if so, will he compel him to pull his fencing down?

(2.) Have the Government allowed J. Donnelly to purchase 200 acres, more or less, out of another Water Reserve on same Run, joining J. Peters's purchased lot 25, of 165 acres; if so, did he purchase said land by auction; and if not, in what way, or for what reason, was he allowed to purchase said land, and under what clause of the Land Act was he allowed to purchase said land?

(3.) In what year was the Water Reserve joining J. Peters's lot 25 of 165 acres made, and had it been cancelled previous to J. Donnelly being allowed to purchase part of it; and if it had not been cancelled prior to Donnelly's purchase, is he not illegally in possession, and will the Government take steps to cancel such purchase?

(4.) Are the Government aware that Mr. Donnelly is building on the land purchased out of the Reserve; if so, will they give him notice that his purchase is illegal, and cancel it?

(5.) Are the Government aware that the only permanent water in the neighbourhood is on the land purchased by J. Donnelly out of above Reserve, and that by allowing him to purchase this land a number of selectors in the neighbourhood have suffered great injury, as the water on this Reserve was and is the only water in this neighbourhood available for them, and the principal cause of their selecting near this Reserve; if so, will the Government cause inquiry to be made, and cancel Mr. Donnelly's purchase, on account of the injury and injustice done to the selectors by allowing this land to be sold?

Mr.

Mr. Garrett answered,—

- (1.) The Government has no information on this point, but inquiry will be made if found necessary.
- (2.) J. Donnelly has applied to purchase 200 acres. The application was made previously to the notification of the Reserve, and was under clause 2 of the Lands Acts Amendment Act of 1875. The Surveyor has been instructed to measure the 200 acres, excluding water and necessary access thereto.
- (3.) Mr. Donnelly is still the lessee of the Run.
- (4.) The Government is not aware; but, as shown by replies to previous questions, the purchase is not illegal.

- (4.) Improvements on Reserves :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—Are the Lessees of Crown Lands allowed to make improvements on Reserves, so that they can purchase part of such Reserves when the Reserves are cancelled; if so, is it the intention of the Government to take steps to prevent Crown Lessees from improving Reserves forming portion of their Leased Runs, and which Reserves cannot be conditionally purchased, and thus give the Conditional Purchaser the same chance as the Lessees of Runs on which Reserves are made?

Mr. Garrett answered,—Lessees of Crown Lands have no right to improve Reserves made upon their Runs, and every care is taken, as far as the power in the hands of the Government will allow, to prevent such things being done. If improvements are made it does not entitle parties to purchase them, either upon the Reserve or upon the cancellation of the Reserve.

- (5.) Courts of Appraisement :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—
- (1.) Is it the practice of the Lands Department to debar Conditional Purchasers from being in any way represented at Courts of Appraisement of alleged improvements sufficient to bar selection, and are the Government aware that in many cases Free Selectors have suffered great injury and injustice by such appraisements being made without their knowledge; and will the Government in future issue instructions that the Free Selector shall receive due notice when such appraisements are to take place, so that he can be represented at the time when the appraisement is made?
 - (2.) Is the evidence taken at such Courts placed upon record at the Lands Department with other papers in each case?
 - (3.) Is it the intention of the Government to take steps to prevent injustice arising from the unlimited power placed in the hands of Crown Lessees, through inability to protect themselves on the part of Conditional Purchasers in such cases?

Mr. Garrett answered,—

- (1.) It is certainly not the practice of the Lands Department to debar Conditional Purchasers from being heard in Courts of Appraisement in which they are concerned. When the papers are sent to the Appraisers instructions are also sent to intimate to all the parties concerned when the Courts will be held, and to hear their evidence, if offered, or any evidence tendered on their behalf.
- (2.) No; such a course is not required under the law.
- (3.) The matter will be considered, with a view to meet any possible objection that may be made as to publicity, or as to the mode of conducting the proceedings of these Courts, in order to give satisfaction to all parties concerned.

- (6.) Cafe's Conditional Purchase :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is it a fact that an additional Conditional Purchase made by William Cafe, at Rylstone, in April, 1871, was after two years undisturbed possession cancelled at the instance of one James Morrison, who had previously caused an appraisement of alleged improvements to be made without the authority of the Lands Department, upon which illegal appraisement action was taken?
- (2.) Did the Surveyor, at the instance of the Selector, give a certificate that at the time of survey after selection no improvements had been effected?
- (3.) Was an appraisement afterwards held at which the Crown Lessee was represented by a deaf and incapable old man, unable to note evidence given, and an umpire appointed who had previously assisted the Crown Lessee in making illegal appraisement, and only one day's notice given to the Selector of holding such appraisement?
- (4.) If so, is it the intention of the Government to treat such appraisement as illegal, void, and without effect, and to take early measures to uphold William Cafe's selection, accepting the Surveyor's certificate that improvements did not exist as a bar to the legality of his (W. Cafe's) selection?

Mr. Garrett answered,—

- (1.) An additional Conditional Purchase was made by W. Cafe on 20th April, 1871; it was cancelled on the Surveyor's report.
- (2.) This does not appear from the papers.
- (3.) There is no definite information on this point.
- (4.) Under an opinion obtained in the matter from the Honorable Attorney General, the Government has no power to declare an appraisement void, if made in the mode described by law, which it was in this instance.

- (7.) Magistrates at Molong :—Mr. J. S. Smith asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has his attention, or that of the Minister of Justice, been called to the great dearth of Magistrates in Molong; if so, is it the intention of the Government to remedy the evil?
- (2.) Has the attention of the Colonial Secretary been called to the necessity of appointing a Police Magistrate for the Town and District of Molong?

Mr. Robertson answered,—

- (1.) The attention of the Government has been called to the subject, and inquiries have been instituted as to the best method of remedying the evil, and the services of gentlemen qualified to act as Magistrates will be sought.
- (2.) As far as the inquiries I have made will enable me to judge, I have not been able to see sufficient justification for asking the Parliament to provide a Police Magistrate for Molong.

- (8.) Land Office, Molong:—Mr. J. S. Smith asked the Secretary for Lands, pursuant to Notice,—
- (1.) What is the total area of land selected, purchased by auction, &c., at Land Office, Molong during the three months ending March 31st, 1876?
 - (2.) What is the amount of money realized from such sales during same period?
- Mr. Garrett answered,—
- (1.) Total area of land selected was 17,478 acres 2 roods; and of land sold at auction 2,021 acres.
 - (2.) £4,379 12s. 6d. deposits on land selected, and £2,021 odd from sales by auction.

- (9.) Wellington Town Common:—Mr. J. S. Smith asked the Colonial Secretary, pursuant to Notice,—
- (1.) Have the Government received any communication from the Trustees of Wellington Town Common with regard to By-laws and Regulations passed by them in October last?
 - (2.) Is it true that the Government have not replied to several communications from the Chairman of Trustees on the subject; if so, what is the cause of the neglect?

Mr. Robertson answered,—Several communications have been received from the Trustees of the Wellington Town Common concerning certain By-laws and Regulations passed by some of the Trustees for the regulation of the Common, but at the same time numerous signed remonstrances from some of the inhabitants of Wellington against the allowance of such rules were forwarded. It was represented in these remonstrances that the Common comprised an area of over 42 square miles, and was abundantly ample for all the requirements of the townspeople for many years, without the enforcement of restrictions of such an exceedingly oppressive character as those contemplated by the Trustees. One of these remonstrances was signed by several Justices of the Peace, and other influential persons. It is difficult, under such circumstances, to determine what is best to be done in the interests of the public. These are the circumstances under which delay in this matter appears to have been unavoidable.

- (10.) Newtown and Cook's River Road:—Mr. Stephen Brown asked the Secretary for Public Works, pursuant to Notice,—Do the Government, having proclaimed the Newtown and Cook's River Road one of the Main Roads of the Colony, intend to continue lighting the same with gas, as at present authorized by Act of Parliament?

Mr. Lackey answered,—The Government have for the present continued the arrangement with the Gas Company made by the Trustees of the Newtown and Cook's River Road for lighting the same with gas, and have authorized the payment of the expenses incurred on account of this service during the current quarter. The Gas Company has received directions to continue the supply pending an arrangement with the various Municipalities through which the road passes.

- (11.) Immigration Regulations:—Mr. Leary asked the Colonial Secretary, pursuant to Notice,—When will he lay upon the Table of the House the Regulations under which the Government propose to carry out the system of Immigration to this Country?

Mr. Robertson answered,—I have been engaged from time to time with this matter, and hope in a few days to lay the Regulations upon the Table of the House.

- (12.) Immigration Vote:—Mr. Leary asked the Colonial Treasurer, pursuant to Notice,—How long has the £20,000 balance of the Immigration Vote been in the hands of the present Government?

Mr. Stuart answered,—When the present Government took office, in February, 1875, there was then an unexpended balance, under the Loan Act 36 Victoria No. 21, 25th April, 1873, of £32,659 14s. 3d.; between that date and 31st December of the same year, there was expended £11,824 5s. 1d., leaving the unexpended balance on 31st December, 1875, of £20,835 9s. 2d., which has since been reduced by further expenditure of £2,268 1s. 3d. to £18,567 7s. 11d.

2. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Randwick Toll-gate Removal Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the 'Randwick and Coogee Roads Transfer Act of 1869' by authorizing the removal of the Randwick Toll-gate,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 18th May, 1876.

JOHN HAY,
President.

- (2.) Companies Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to amend the Law as to Contributors on the winding-up of Mining Companies,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 18th May, 1876.

JOHN HAY,
President.

Bill, on motion of Mr. Stephen Brown, read a first time.

Ordered to be printed, and read a second time on Friday, 9th June.

3. SPECIAL ADJOURNMENT:—Mr. Robertson (*with the concurrence of the House*) moved, without Notice, That this House at its rising "on Tuesday next" do adjourn until Thursday, the 25th instant. Mr. Jacob moved, That the Question be amended, by the omission of the words "on Tuesday next," with a view to the insertion in their place of the word "to-morrow." Question proposed, That the words proposed to be omitted stand part of the Question. Debate ensued.

Question

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

Ayes, 13.

Mr. Robertson,
Mr. Stuart,
Mr. Garrett,
Mr. Burns,
Mr. Lucas,
Mr. Fitzpatrick,
Mr. Farnell,
Mr. Lackey,
Mr. Parkes,
Mr. Buchanan,
Mr. R. B. Smith,

Tellers.

Mr. Day,
Mr. Davies.

Noes, 26.

Mr. J. S. Smith,
Mr. Piddington,
Mr. Cameron,
Mr. Lord,
Mr. Driver,
Mr. McElhone,
Mr. Stephen Brown,
Mr. Cohen,
Mr. Leary,
Mr. Long,
Mr. Stevens,
Mr. Pilcher,
Mr. H. C. Dangar,
Mr. Greville,

Mr. Goold,
Mr. Gray,
Mr. T. G. Dangar,
Mr. F. B. Suttor,
Mr. W. H. Suttor,
Mr. Charles,
Mr. Wisdom,
Mr. W. C. Browne,
Mr. Scholey,
Mr. Abbott,

Tellers.

Mr. Terry,
Mr. Jacob.

And so it passed in the negative.

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

Main Question then put,—That this House at its rising to-morrow do adjourn until Thursday
next, the 25th instant.

The House divided.

Ayes, 34.

Mr. Robertson,
Mr. Stuart,
Mr. Garrett,
Mr. Burns,
Mr. Lucas,
Mr. J. S. Smith,
Mr. Farnell,
Mr. Driver,
Mr. Lackey,
Mr. Long,
Mr. Wisdom,
Mr. Goold,
Mr. Cameron,
Mr. Piddington,
Mr. W. H. Suttor,
Mr. Buchanan,
Mr. F. B. Suttor,
Mr. Gray,

Mr. Jacob,
Mr. Parkes,
Mr. Stevens,
Mr. Stephen Brown,
Mr. Scholey,
Mr. Abbott,
Mr. Greville,
Mr. Leary,
Mr. W. C. Browne,
Mr. McElhone,
Mr. T. G. Dangar,
Mr. Charles,
Mr. Cohen,
Mr. Terry,

Tellers.

Mr. H. C. Dangar,
Mr. Pilcher.

Noes, 4.

Mr. Day,
Mr. Davies,

Tellers.

Mr. R. B. Smith,
Mr. Fitzpatrick.

And so it was resolved in the affirmative.

4. ENDOWMENT OF MUNICIPALITIES:—Mr. F. B. Suttor presented a Petition from the Municipal Council of Bathurst, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
5. FIRE BRIGADES BILL:—Mr. Parkes presented a Bill, intituled "A Bill to make better provision for the extinction of Fires in Sydney and its Suburbs,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 9th June.
6. ENDOWMENT OF MUNICIPALITIES ("Formal" Motions):—
 - (1.) Mr. Charles moved, pursuant to Notice, That the Petition presented by him on 16th May, from the Municipal Council of Broughton Vale, relative to increased Endowment, be printed.
Question put and passed.
 - (2.) Mr. Long on behalf of Mr. Lord, moved, pursuant to Notice, That the Petition presented by him on 17th May, from the Municipal Council of Forbes, relative to increased Endowment, be printed.
Question put and passed.
7. SERICULTURE ("Formal" Motion):—Mr. Cameron, on behalf of Mr. Farnell, moved, pursuant to Notice, That the Petition presented by him on 17th May, from Mr. Charles Brady, relative to his efforts to establish the industry of Sericulture, be printed.
Question put and passed.
8. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 19 MAY, 1876 A.M.

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

9. PAPER:—Mr. Speaker laid upon the Table,—Copy of a Minute of the Governor and Executive Council authorizing the application of a Balance from one Head of Service to another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.
Ordered to be printed.

The House adjourned at twelve minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 95.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 19 MAY, 1876.

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

QUESTIONS:—

- (1.) Sale of unnecessary Roads:—*Mr. Macintosh*, on behalf of *Mr. T. G. Dangar*, asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it a fact that the Attorney General has expressed an opinion adverse to the sale of unnecessary roads and streets within town and suburban boundaries, as provided for under 10th clause of the Crown Lands Alienation Act of 1861?

(2.) Will there be any objection to place a copy of this Opinion upon the Table of the House?

Mr. Garrett answered,—

(1.) Yes.

(2.) I will lay a copy of the Opinion upon the Table.

- (2.) Rules of Supreme Court:—*Mr. Driver* asked the Colonial Secretary, pursuant to Notice,—

Is it a fact that the Rules of the Supreme Court have from time to time been so frequently amended and repealed that it is now exceedingly difficult, if not impossible, to obtain a correct copy of such Rules; if so, is there any objection on the part of the Government to take such steps as may be necessary to remedy the same?

Mr. Robertson answered,—There is no complete set of Supreme Court Rules in print in any form available for reference. The Government are not in a position to undertake the revision of the Rules; that can only be done by the Judges, whose attention shall be called to the question.

- (3.) The Police Force:—*Mr. Wisdom* asked the Colonial Secretary, pursuant to Notice,—Has the Inspector General of Police the power to reduce the pay of a Senior Constable without reducing the rank of such Constable in the Police Force?

Mr. Robertson answered,—I take it that, as the Inspector General of Police has the greater power of dismissal, the lesser penalty only exactable by consent follows. The power of reduction in that form has only been used two or three times in the course of several years.

- (4.) Improvement of the Circular Quay:—*Mr. Dibbs* asked the Secretary for Public Works, pursuant to Notice,—When will the Correspondence between the Engineer-in-Chief for Harbours and Rivers and an Engineer unconnected with the Works Department, promised on the 19th April last, be laid upon the Table of the House?

Mr. Lackey answered,—I am advised that no Correspondence has taken place between the Engineer-in-Chief for Harbours and Rivers and an Engineer unconnected with the Public Works Department. The Correspondence which took place between the late Minister for Works and *Mr. Selfe* I hope to lay upon the Table on the next sitting day.

- (5.) Cowper Wharf:—*Mr. Dibbs* asked the Secretary for Public Works, pursuant to Notice,—

(1.) When was the wharf, known as Cowper Wharf, Woolloomooloo Bay, constructed?

(2.) What amount has been expended since its construction for renewing piles, replacing headstocks and girders, and re-planking?

(3.) The like information with regard to the Glebe Island Bridge?

Mr. Lackey answered,—

(1.) Cowper Wharf was completed and open for use in January, 1865.

(2.) £114 11s. 2d.

(3.) Glebe Island Bridge was completed in 1861. The cost of repairs of the kind indicated has been £1,212 9s. 6d.

(6.)

(6.) The Case of Clara Donoghue:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that about a year ago a young woman named Clara Donoghue was tried at the Central Criminal Court for the murder of her child, and found not guilty on the ground of insanity?

(2.) Is it true that at the trial there was no evidence for the defence, and no evidence whatever to prove the woman's insanity; on the contrary, all the witnesses spoke of the prisoner as being perfectly sane and rational?

(3.) What has become of Clara Donoghue since her trial?

(4.) If Clara Donoghue has been sent to an Asylum, are the Medical Authorities of the Institution of opinion that she is insane?

(5.) Will he cause inquiry to be made into the mental state of Clara Donoghue, if she is still held in custody by the Government?

Mr. Robertson answered,—

(1.) Yes; 17th February, 1875.

(2.) The following report has been received from Mr. Justice Hargrave in reference to this question, viz.:—"Queen v. Clara Donoghue. This prisoner was tried before me at Darlinghurst on the 17th February, 1875, for the murder of her infant child on the 30th November, 1874, and was defended by Mr. Buchanan. I have referred to my notes of the trial, and have perused all the evidence. The jury retired at a quarter to 4 P.M., and sent for me at 10 P.M., when they returned a verdict of not guilty on the ground of insanity, and I therefore ordered the prisoner to be detained in her present custody till the further orders of the Government. The seven witnesses examined by me were Eliza Elrigge, matron of the Benevolent Asylum; Mary Organ, wardswoman there; Constable Colliers; Mary Conway, nurse in the Asylum; Sergeant M'Diarmaid; Constable Shannon, and Dr. Renwick. My note of Mr. Buchanan's argument in defence of the prisoner is, that the circumstances themselves are so startling that they prove the poor woman's insanity more than any doctor in the world. The very deed itself is the best proof of the insanity. 'The woman was in fearful distress, &c., &c.' I read over all the evidence of the witnesses to the jury, and made my own comments on the facts as proved in evidence before the jury. The jury obviously were convinced by Mr. Buchanan's argument in acquitting the prisoner on the ground of insanity. I see no reason whatever to dissent from the verdict."

(3.) She has been detained in Parramatta Lunatic Asylum since 1st December, 1875, under Warrant of His Excellency the Governor.

(4 and 5.) The Acting Superintendent of the Asylum, with the advice of Dr. Brown, the Visiting Surgeon, reports that she has so far recovered that she can be brought before the Board of Visitors at their next meeting, with a view to her case being submitted for the consideration of His Excellency the Governor as to her discharge from that establishment.

(7.) Diseases affecting Live Stock:—Mr. J. S. Smith asked the Colonial Treasurer, pursuant to Notice,—When will the final Return to Order in reference to "Diseases affecting Live Stock," ordered to be printed on 31st March last, be printed?

Mr. Stuart answered,—I am informed that this Return is a very voluminous one, and will take a long time to print.

(8.) Homebush Railway Station:—Mr. Pilcher asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the accommodation for unloading Stock at Homebush is wholly insufficient?

(2.) Will he cause the matter to be inquired into, and further accommodation provided?

Mr. Lackey answered,—The Traffic Manager has already brought under attention the inadequacy of the present accommodation for Live Stock at Homebush, owing to the largely increased traffic, and directions have been given for the necessary work required to meet the case.

(9.) Captain Spalding:—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—When will the Papers in reference to the appointment of Captain Spalding of the Permanent Artillery to be Adjutant of the Volunteer Artillery, ordered on the 30th November last, be laid upon the Table?

Mr. Robertson answered,—The Papers are ready, and I will presently lay them upon the Table.

(10.) Reserves on Messrs. Dangar's Runs:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—

(1.) What number of Reserves, and the extent of each, have been granted on the various Runs of the Messrs. Dangar?

(2.) How many Reserves, and their extent, have been granted on the Messrs. Dangar's Runs by the present Government?

Mr. Garrett answered,—The Return ordered by this House on the 14th March will be laid upon the Table next week, and will contain all the information.

(11.) Improvements on Reserves:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—Do improvements upon Reserves that are afterwards revoked bar conditional purchase?

Mr. Garrett answered,—I would draw the attention of the Honorable Member to the fact that this question involves matter of opinion; but for the public information I would point out that according to the 13th section of the Crown Lands Alienation Act of 1861 lands containing improvements cannot be selected, nor can Reserves.

2. JURORS AT BATHURST:—Mr. F. B. Suttor presented a Petition from certain Jurors of Bathurst, complaining of the accommodation provided for them, and the inadequacy of the remuneration allowed to them; and praying the House to take the matter into consideration, with a view to relief.

Petition received.

3. PAPERS:—

Mr. Garrett laid upon the Table.—Copy of the Opinion of the Attorney General in respect to closing Streets on Crown Lands set apart as Sites of Cities, Towns, and Villages.
Ordered to be printed.

Mr. Robertson laid upon the Table,—

(1.) Return showing the number of copies of Greville's Official Post Office Directory for 1876 purchased by the Government, and the distribution of the same.

(2.) Return to an Order made on 30th November, 1875, in reference to the appointment of Captain Spalding to be Adjutant of the Volunteer Artillery.

(3.) Further Despatch respecting the proposed annexation of New Guinea.
Ordered to be printed.

4. YANKO RESERVE:—Mr. Piddington presented a Petition from the Members of the Murray District Selectors Association, alleging that it is desirable that the Yanko Reserve should be cancelled; and praying the House to take the matter into consideration.
Petition received.

5. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—The following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays, were presented by the Members named:—

(1.) By Mr. Stephen Brown. From the Mayor, Aldermen, and Residents of Camperdown.

(2.) By Mr. Buchanan. From Residents of Junction Point, Tuena, and its neighbourhood.
Petitions received.

6. ADJOURNMENT:—Mr. R. Forster moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

7. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motion*):—Mr. F. B. Suttor moved, pursuant to Notice, That the Petition presented by him on 18th May, from the Municipal Council of Bathurst, relative to increased Endowment, be printed.

Question put and passed.

8. TRIENNIAL PARLIAMENTS ACT REPEAL BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. T. G. Dangar, "That this Bill be now read a second time,"—

And the Question being again proposed,—The House resumed the said adjourned Debate.

Question put,—That this Bill be now read a second time.

The House divided.

Ayes, 6.

Mr. J. S. Smith,
Mr. G. A. Lloyd,
Mr. Parkes,
Mr. Piddington,

Tellers.

Mr. T. G. Dangar,
Mr. Pücher.

Noes, 15.

Mr. Robertson, Mr. Day,
Mr. Lackey, Mr. W. C. Browne,
Mr. Garrett, Mr. Davies,
Mr. Burns, Mr. Farnell,

Mr. Charles, *Tellers.*

Mr. Driver, Mr. Terry,
Mr. Wisdom, Mr. Jacob,
Mr. Macintosh,
Mr. Fitzpatrick,

And so it passed in the negative.

On motion of Mr. Terry, the Order of the Day was discharged, and the Bill withdrawn.

9. NEVELL'S LEASING BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.

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

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

Ordered, that the adoption of that report stand an Order of the Day for Friday next.

10. POSTPONEMENT:—The Order of the Day for the second reading of the Jury Laws Amendment Bill (No. 2) postponed until Friday, 16th June.

11. DISTRICT COURTS ACT AMENDMENT BILL:—The Order of the Day for the second reading of this Bill read, and, on motion of Mr. Wisdom, discharged.

Ordered, that the Bill be withdrawn.

12. DISTRICT COURTS ACT AMENDMENT BILL (No. 3):—The Order of the Day for the second reading of this Bill read, and, on motion of Mr. Wisdom, discharged.

Ordered, that the Bill be withdrawn.

13. BATHURST MARKETS AMENDMENT BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. H. C. Dangar, Mr. Davies, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Jacob, Mr. Lucas, Mr. Macintosh, Mr. Parkes, Mr. Robertson, Mr. R. B. Smith, Mr. Stuart, Mr. Sutherland, Mr. F. B. Suttor, Mr. W. H. Suttor, Mr. Terry, and Mr. Wisdom,—

Mr. Speaker adjourned the House at nine minutes before Ten o'clock, until *Thursday* next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 96.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 25 MAY, 1876.

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

VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from Solomon Meyer, Esquire, resigning his Seat as Member for the Electorate of Carcoar.

Whereupon Mr. Robertson moved, That the Seat of Solomon Meyer, Esquire, Member for the Electoral District of Carcoar, hath become, and is now vacant, by reason of the resignation thereof by the said Solomon Meyer, Esquire.

Question put and passed.

2. VOTE OF CREDIT:—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 37.

In pursuance of the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly that provision be made for defraying out of the Consolidated Revenue Fund of New South Wales the expenses of the various Departments and Services of the Colony for the month of May, 1876, at the rates which have been sanctioned for the year 1875.

*Government House,
Sydney, 25th May, 1876.*

Ordered to be printed, and taken into consideration in Committee of Supply.

3. QUESTIONS:—

(1.) Residence of Medical Superintendent, Parramatta:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the attention of the Government been directed to the state of the buildings known as the residence of the late Medical Superintendent (Dr. Greenup), at Parramatta; if so, is it intended to repair such buildings?

(2.) Was any application made by the Borough Council of Parramatta for any portion of said land and building for Municipal purposes?

(3.) Will he cause an inquiry to be made, and state whether there is any objection to a portion of the ground and buildings being granted to the Borough Council of Parramatta for the purpose of erecting a Town Hall on, and other Municipal purposes?

Mr. Robertson answered,—

(1.) The attention of the Government was drawn to the state of this building, and it has been re-shingled.

(2.) I am under the impression that the Mayor of Parramatta made an application for some land at the place indicated, but having been out of town for some days I have been unable to find the application.

(3.) I will make the inquiry.

(2.) Water Reserve on Gumly Gumly Run:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—In what year was the Water Reserve joining J. Peters's lot 25 of 165 acres made, and was it cancelled previous to J. Donnelly being allowed to purchase part of it; and if it was not cancelled prior to Donnelly's purchase, will the Government take steps to cancel such purchase?

Mr. Garrett answered,—The reserve from sale was notified 14th December, 1864, and from lease 10th December, 1875. I may state, with reference to this answer, and one I gave on the same subject the other day, that I think there was some error. The application to purchase was not made until after the reserve from lease was made; but the improvements by virtue of which it was made were begun long before the reserve from lease was made at all.

(3.)

(3.) Leave of absence to Mr. Yeo :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—Has Mr. Yeo, one of the Scab and Stock Inspectors, gone to Philadelphia on leave of absence ; if so, does he receive full pay during his absence, and for what purpose has he gone ?

Mr. Garrett answered,—Mr. Yeo has applied for, and obtained, six months leave of absence for the purpose of visiting England. He is allowed full pay, but he has to remunerate the person who has arranged to perform his duties in his absence. His first object in seeking leave was that, in consequence of the death of his father, his presence at home was required to arrange private family matters. It was at the same time proposed by him that he should take advantage of the opportunity to report on the stock at the Philadelphia Exhibition, and obtain any information in relation to stock and agricultural machinery which might be of advantage to the branch of the service in which he is employed, and to the Colony generally. I may add that Mr. Yeo has been ten years in the service, during which period he has only had one fortnight's leave of absence.

(4.) Duty on Tobacco :—Mr. Parkes asked the Colonial Treasurer, pursuant to Notice,—

(1.) Whether, in reference to a statement made by him, he will inform the House of the date when the collection of the proposed increased duties on Tobacco was discontinued ?

(2.) Whether the amount of the total increase of duty, or any part thereof, has been refunded to the Importers ?

(3.) Whether, if any refunds have been made, he will inform the House of the name or names, and the amount, in each case of refund ?

Mr. Stuart answered,—

(1.) 17th February, 1876.

(2.) All, except £4 17s., which awaits the application of the payce.

(3.) Refunds have been made to the following persons :—

Date of Refund.	To whom Refunded.	Amount.
February 21, 1876 ...	A. W. Sutton & Co.	£860 1 5
" 23, " ...	Dixson & Sons	675 5 6
" 24, " ...	Davis, Alexander, & Co.	11 10 6
" 25, " ...	Thomas Saywell	954 10 0
" 26, " ...	D. Cohen & Co.	42 15 3
" " ...	Barnett & Garcia	6 7 0
" " ...	Barnett & Co.	5 11 0
March 4, " ...	J. H. Myers... ..	9 15 6
" " ...	Eggers & Bartlett	3 4 3
" " ...	Dalton Brothers	23 1 3
" " ...	Parbury & Co.	16 8 0
" 6, " ...	Ford, Adams, & Co.	10 4 2
" 7, " ...	Barnard & Hinton	22 13 0
" 11, " ...	George M'Crac	19 3 0
" 16, " ...	D. Cooper & Co.	9 14 0
" 22, " ...	F. H. Mate & Co., Albury	5 0 9
April 12, " ...	C. Fartiere, Euston	0 19 6
May 8, " ...	J. & W. Callaghan, Albury	1 2 9
	Total	£2,677 6 10

(5.) Railway between Sydney and Wollongong :—Mr. Parkes asked the Secretary for Public Works, pursuant to Notice,—Whether he will lay upon the Table copies of plans or tracings showing the projected Line of Railway between Sydney and Wollongong before the Estimates for that work are submitted for consideration ?

Mr. Lackey answered,—Yes, the original Plan will be laid upon the Table for the information of Honorable Members as an exhibit ; also copies of the Plan, as soon as completed.

(6.) Government Banking Business :—Mr. Parkes asked the Colonial Treasurer, pursuant to Notice,—

(1.) What was the total amount of the Cash Balance to the credit of the Government in the Bank of New South Wales on the 22nd May ?

(2.) What proportion of such balance represented money raised under Loan Acts for Public Works ?

(3.) What other Banks held deposits of Government money on the same date, and the amount in each Bank, and the rate of interest agreed to be paid thereon ?

Mr. Stuart answered,—

(1.) £1,178,986 12s. 2d.

(2.) £990,251 1s. 5d.

(3.) As Fixed Deposits, at 4 per centum per annum :—

Oriental Bank Corporation	£150,000	
City Bank	100,000	
As Special Deposits, at 4 per centum per annum :—		£250,000
Australian Joint Stock Bank... ..	£75,000	
Oriental Bank Corporation	50,000	
Bank of Australasia	50,000	
City Bank	50,000	
Union Bank of Australia	25,000	
Mercantile Bank	25,000	
English, Scottish, and Australian Chartered Bank... ..	40,000	
London Chartered Bank of Australia	30,000	
		345,000

Total £595,000

(7.)

- (7.) Land Office, Bingera :—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—Do the Government intend constituting Bingera into a separate Land Office for Conditional Purchases?

Mr. Garrett answered,—Inquiry will be made as to the necessity for taking this course.

- (8.) Improvement of the Circular Quay :—Mr. H. C. Dangar asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Have any tenders been received for the Ironwork for the Circular Quay improvements according to the Plans of the Engineer-in-Chief?
- (2.) Do the Government intend to accept any of such tenders?
- (3.) What steps do the Government intend to take with reference to the various Plans which have been submitted for the Circular Quay improvements?

Mr. Lackey answered,—

- (1.) Yes, tenders were received in the Colony and in England on the 13th and 23rd January, 1874, respectively; and again another tender was received in England on the 10th April, 1876.
- (2.) The Government have come to no decision as to the various plans submitted, pending the granting of the amount proposed to be asked in addition to the sum already voted.

- (9.) Loans to Municipalities :—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it the intention of the Government to lend any portion of the Public Money to the Corporation of Parramatta, or to any other Municipality?
- (2.) If such is their intention, will the Colonial Secretary inform the House of the period of the duration of the loan; the time and mode of repayment; the nature of the security; and the rate of interest per annum?

Mr. Robertson answered,—

- (1.) It is the desire of the Government to lend the money.
- (2.) It will be placed on the Additional Estimates, and Parliament will determine the matter. The provisions for security, &c., will be exhibited.

- (10.) Volunteers employed in the Railway Department :—Mr. T. G. Dangar, on behalf of Mr. Shepherd, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is it true that Volunteers employed in the Railway Workshops at Redfern are not permitted to attend their Volunteer duties?
- (2.) Are Volunteers employed in other Government Departments similarly treated?
- (3.) Is there any objection to allow these Volunteers to attend musketry instruction and other duties, to enable them to obtain their efficiency certificates?

Mr. Lackey answered,—The desire of the Government has always been to promote the efficiency of the Volunteers, and no reasonable opportunity for obtaining such efficiency has ever, with their consent, been denied to any public employés. On the Honorable Member giving notice of these questions I at once referred the matter to the Engineer-in-Chief for Railways, who has furnished me with the following report from the Locomotive Overseer, which, I think, will be accepted as satisfactory :—“It is not true that Volunteers in the Railway Workshops are not permitted to attend to their Volunteer duties so as to enable them to obtain their efficiency certificates; but they have not at all times been permitted to attend as guards of honor when they have applied for leave of absence for the purpose, as it is understood that the duty is an optional one on their part. The objection to allowing them to attend on such occasions arises from the fact that they cannot generally be spared without inconvenience to the Department, as the absence of one man frequently renders inefficient the services of a number of others.”

- (11.) Railway Workshops, Bathurst :—Mr. Pilcher asked The Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to erect workshops in connection with the Railway Department at Bathurst?

Mr. Lackey answered,—The question of the erection of Workshops in connection with the Railway Department at Bathurst has not yet come under the consideration of the Government.

- (12.) Railway Coal Traffic :—Mr. Driver, on behalf of Mr. G. A. Lloyd, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) The quantity of Coal carried on the Northern Line from the 1st January to the 31st December, 1875?
- (2.) The amount received for traction?
- (3.) The same information with regard to the Western Line?
- (4.) The same information from the 1st January to the 31st March, 1876?

Mr. Lackey answered,—

- (1.) There were 798,304 tons of Coal carried on the Great Northern Railway during 1875.
- (2.) The Revenue received for same was £42,748.
- (3.) There were 37,761 tons of Coal carried on the Great Western Line during 1875; the Revenue received for same was £14,242.
- (4.) For the three months ending 31st March, 1876, there were 205,087 tons of Coal carried on the Great Northern Railway; the Revenue received for same was £10,307. For the same period there were carried on the Great Western Railway 10,546 tons; the revenue for which was £3,627.

- (13.) Staircase in Singleton Court-house :—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to erect a Staircase in the Singleton Court-house, instead of a step-ladder, as recently proposed?

Mr. Lackey answered,—No reasonable offer having been received for the Staircase at Singleton Court-house, it is proposed to call for fresh tenders.

- (14.) Crown Lands Commissioners :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—In reference to the Return moved for by me concerning the Commissioners under the amended Land Act, and laid on the Table of this House,—What are the names of the two Commissioners who have not yet sent in their reports?

Mr. Garrett answered,—I will lay the Return upon the Table presently.

(15.)

(15.) Injuries from Torpedoes:—*Mr. Davies*, on behalf of *Mr. Long*, asked the Colonial Secretary, pursuant to Notice,—Whether the Government have any Correspondence with *Mr. Blom Crawford* as to his claim for discoveries with regard to the prevention of injuries from Torpedoes?

Mr. Robertson answered,—Communications have been received from a gentleman signing himself *A. A. Blom Crawford*. He implies that the discovery in England of some means of warding off Torpedoes from ships was taken from his alleged discovery of certain means, which he did not communicate, for the same purpose, the particulars of which he suggests were obtained in some extraordinary way during his absence from his cottage by emissaries of the Government.

(16.) The Honorable William Forster:—*Mr. Parkes* asked the Colonial Secretary, pursuant to Notice,—When will the Government lay upon the Table the Papers relating to the mission to England of the Honorable William Forster, which were asked for by Resolution of this House on the 2nd May?

Mr. Robertson answered,—I think the Honorable Gentleman must be aware that we have had considerable difficulty in answering this order of the House. I now hold the papers in my hands, but it will take some time to prepare them for distribution. The information shall be supplied as quickly as possible.

(17.) Police District, Gunnedah:—*Mr. T. G. Dangar* asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to proclaim Gunnedah a separate Police District from that of Tamworth; and if so, when?

Mr. Robertson answered,—It has been determined by the Government to separate this District; but reference has been made to the Benches at Gunnedah and Tamworth, in order that we may have their advice as to the best place at which to draw the line between the districts.

(18.) Court-house, Warialda:—*Mr. T. G. Dangar* asked the Secretary for Public Works, pursuant to Notice,—Is it intended to provide an additional room to Warialda Court-house out of the Vote for Public Buildings; also for Gaoler's Quarters, Narrabri; and new wall round Narrabri Gaol and Lock-up?

Mr. Lackey answered,—No application appears to have been received in the Works Office for an additional room to Warialda Court-house. The erection of Gaoler's Quarters and wall round Narrabri Gaol and Lock-up is under the consideration of the Government.

4. THE CIRCULAR QUAY:—*Mr. Dibbs* presented a Petition from *Mr. Charles Fowler, C.E.*, stating that he tendered for an Iron Wharf for the Circular Quay; that his tender was considered the most eligible, but through the action of the Government the work was not proceeded with, and that in consequence he sustained severe loss; and praying the House to grant him relief.
Petition received.

5. PAPERS:—*Mr. Lackey* laid upon the Table,—

(1.) Return to an Order made on 18th January, 1876, in reference to Railway Trial Surveys.

(2.) Correspondence between the late Secretary for Public Works and *Mr. Norman Selfe*, respecting increased Wharfage Accommodation at the Circular Quay, Sydney Cove.
Ordered to be printed.

Mr. Garrett laid upon the Table,—Final Return respecting the appointments of Commissioners under the Crown Lands Amendment Act of 1875.

Ordered to be printed.

6. NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL:—*Mr. Speaker* reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to make more effectual provision for Paving certain Streets of the City of Newcastle and for the licensing and regulation of Public Vehicles within the said City*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 25th May, 1876.

JOHN HAY,
President.

NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL.

Schedule of the amendments referred to in Message of 25th May, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 5, Schedule C, line 35. Omit Schedule C (as printed), insert new Schedule C, viz. :—

"All that portion of the City of Newcastle known as Zaara Telford Pacific Watt Bolton
"Scott Newcomen Wolfe Perkin Hunter King Brown Church Pit Sidney Barker Ordnance Darby
"Blane Auckland Lower Church Laman Steel Union Brooks Railway Bruce Bull Dawson Melville
"Parry Tooke Kenrick Dumaresque Kemp Patrick Macquarie High Corlette Tyrrell M'Cormack
"Market Charlton and Council Streets Parnell-place Stevenson-place The Terrace Reid's-lane and
"the Market approaches."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday, 2nd June.

7. JURORS OF BATHURST ("Formal" Motion):—*Mr. H. C. Dangar*, on behalf of *Mr. F. B. Sutter*, moved, pursuant to Notice, That the Petition presented by him on 19th May, from the Jurymen of Bathurst, be printed.
Question put and passed.
8. YANKO RESERVE ("Formal" Motion):—*Mr. Piddington* moved, pursuant to Notice, That the Petition presented by him on 19th May, from the President of the Selectors Association at Deniliquin, relative to the Yanko Creek Reserve, be printed.
Question put and passed.
9. SUNDAY TRAFFIC IN INTOXICATING LIQUORS ("Formal" Motions):—
(1.) *Mr. Stephen Brown* moved, pursuant to Notice, That the Petition presented by him on 19th May, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
(2.) *Mr. Buchanan* moved, pursuant to Notice, That the Petition presented by him on 19th May, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
10. SUSPENSION OF STANDING ORDERS:—*Mr. Robertson*, on behalf of *Mr. Stuart*, moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876" through all its stages in one day; and would also preclude the Resolutions of the Committee of Ways and Means and of Supply respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively.
Question put and passed.
11. SUPPLY:—The Order of the Day having been read,—on motion of *Mr. Stuart*, *Mr. Speaker* left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
(6.) *Resolved*,—That there be granted to Her Majesty, for the Services of the year 1876, a sum not exceeding £186,865, to defray the expenses of the various Departments and Services of the Colony for the month of May, 1876, at the rates which have been sanctioned for 1875, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1876.
On motion of *Mr. Stuart*, the Resolution was read a second time, and agreed to.
12. POSTPONEMENT:—The Order of the Day for the second reading of the Sale and Use of Poisons Bill postponed, to follow after the last Order of the Day of Government Business.
13. WAYS AND MEANS:—The Order of the Day having been read,—on motion of *Mr. Stuart*, *Mr. Speaker* left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
(6.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1876, the sum of £186,865 be granted out of the Consolidated Revenue Fund of New South Wales, to defray the expenses of the various Departments and Services of the Colony for the month of May, 1876.
On motion of *Mr. Stuart*, the Resolution was read a second time, and agreed to.
14. CONSOLIDATED REVENUE FUND BILL (No. 5):—
(1.) Ordered, on motion of *Mr. Stuart*, That a Bill be brought in, founded on Resolution of Ways and Means (No. 6) to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876.
(2.) *Mr. Stuart* then presented a Bill, intituled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,"—which was read a first time.
Ordered to be printed, and now read a second time.
(3.) Bill read a second time.
On motion of *Mr. Stuart*, *Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of *Mr. Stuart*, that report was adopted.
Ordered, that the Bill be now read a third time.
(4.) Bill read a third time, and, on motion of *Mr. Stuart*, passed.
Mr. Stuart 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 Services of the Year 1876."
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 25th May, 1876.

15. SUPPLY.—The Order of the Day for the resumption of the Committee of Supply having been read,—
 Mr. Stuart moved, "That" Mr. Speaker do now leave the Chair.
 Mr. R. B. Smith moved, That the Question be amended by the omission of all the words thereof after the word "That," with a view to the insertion in their place of the words, "(1.) in the opinion of this House, it is desirable a Bill should be introduced by the Government during the present Session of Parliament to amend the Representation of the People in the Legislative Assembly."
 "(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor."
 Question proposed, That the words proposed to be omitted stand part of the Question.
 Debate ensued.
 Question put, That the words proposed to be omitted stand part of the Question.
 The House divided.

Ayes, 14.

Mr. Robertson,	Mr. Macintosh,
Mr. Stuart,	Mr. Hoskins,
Mr. Lackey,	Mr. R. Forster,
Mr. Garrett,	Mr. Tecce,
Mr. Lucas,	<i>Tellers.</i>
Mr. Burns,	
Mr. H. H. Brown,	Mr. Greville,
Mr. Wisdom,	Mr. Davies.

Noes, 9.

Mr. Nelson,	<i>Tellers.</i>
Mr. Parkes,	
Mr. Piddington,	Mr. R. B. Smith,
Mr. G. A. Lloyd,	Mr. Dibbs.
Mr. Stevens,	
Mr. McElhone,	
Mr. H. C. Dangar,	

And so it was resolved in the affirmative.

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

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 26 MAY, 1876 A.M.

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

16. CONSOLIDATED REVENUE FUND BILL (No. 5):—Mr. 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 Services of the Year 1876,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
 Sydney, 25th May, 1876.*

JOHN HAY,
 President.

The House adjourned at Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 97.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 26 MAY, 1876.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

- (1.) Hanson's Trust Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 38.

A Bill, intituled "*An Act to enable the Trustees of the Will of Alexander Charles Hanson deceased to sell or join with the proper persons in selling certain Trust Real Estate*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th May, 1876.

- (2.) Randwick Toll-gate Removal Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 39.

A Bill, intituled "*An Act to amend the 'Randwick and Coogee Roads Transfer Act of 1869' by authorizing the removal of the Randwick Toll-gate*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th May, 1876.

- (3.) Barristers Admission Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 40.

A Bill, intituled "*An Act to amend an Act intituled 'An Act to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales'*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th May, 1876.

- (4.) Appeals from Summary Convictions Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 41.

A Bill, intituled "*An Act to declare and amend the Law respecting Appeals from Summary Convictions*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 26th May, 1876.

2. QUESTIONS:—

(1.) Curator of Intestate Estates:—*Mr. Davies*, on behalf of *Mr. R. Forster*, asked the Colonial Secretary, pursuant to Notice,—

- (1.) What was the amount of Commission received by the Curator of Intestate Estates during each year commencing 1865 and ending in 1874 respectively?
- (2.) Has it been the practice for the Curator to employ an Attorney to transact the business in connection with Intestate Estates?
- (3.) If so, what was paid each year from 1865 to 1874 inclusively, and from what funds?
- (4.) Has it been the practice heretofore, and now, for the Curator to appoint an Agent to do the business devolving on him as Curator; if so, what has he been paid yearly during the aforesaid period, and from what funds paid?
- (5.) What is the name of the Attorney so employed?
- (6.) What is the name of the Agent so employed?
- (7.) Has it been the practice for the Curator to deposit the assets realised on Intestate Estates to his credit as Curator; if not, how so otherwise?

Mr. Robertson answered,—I have had answers prepared to these questions; but as they are somewhat long, I will presently lay them upon the Table in the form of a Return.

(2.) Mail Branch, General Post Office:—*Mr. Buchanan* asked the Postmaster General, pursuant to Notice,—

- (1.) Is it true that on Wednesday last the Western and other Mails closed at 9 a.m., and so depriving the public of the opportunity of replying to their Wednesday's correspondence?
- (2.) Is it true that on Wednesday last not so much as a postage stamp could be bought at the Post Office, and no letters were delivered, with the exception of the morning delivery, although the English Mail was in, to the great inconvenience and annoyance of the public?
- (3.) Is it the intention of the Postmaster General that in future on this day, the 24th of May, the whole public should be inflicted with inconvenience and disappointment, if not serious loss, in order that two or three clerks may have a holiday?

Mr. Burns answered,—

- (1.) It is true that the various offices of the Mail Branch were closed on Wednesday (the Queen's Birthday) in accordance with the usual custom on public holidays.
- (2.) A delivery of the English and other inward Mails was effected before the office was closed. Due notice was given of the intended arrangement, but to avoid the possibility of disappointment on the part of persons who, being unaware of the holiday arrangements, might have posted answers to the morning's inland letters, the country letter boxes were cleared at the usual hours in the afternoon and evening, and the contents placed in the railway sorters bags for distribution.
- (3.) These arrangements on Public Holidays enable the whole staff of the Mail Branch, including letter carriers and messengers, to enjoy a partial holiday on those days on which other Government employes enjoy a whole one.

(3.) Mineral Selections made by *Mr. A. Stuart*:—*Mr. Taylor* asked the Secretary for Mines, pursuant to Notice,—Have any Mineral Selections been taken up adjacent to the proposed line of Railway from Sydney to Illawarra by Messrs. Robertson and Stuart; and if so, what area?

Mr. Lucas answered,—No Mineral Selections have been made by Messrs. Robertson and Stuart; *Mr. A. Stuart* has made Mineral Selections in the parishes of Southend, Wattermala, Heathcote, and Bulgo, parishes through which the railway is proposed to run; but from the short notice given it is impossible to say whether the selections are adjacent to the railway or not. The total area so taken is 2,780 acres, which were selected in the years 1872 and 1873, and which were converted into mining conditional purchases in 1874, previous to *Mr. Stuart* becoming a Member of this House.

3. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—

- (1.) By *Mr. Fitzpatrick*. From the Municipal Council of St. Peter's.
 - (2.) By *Mr. Farnell*. From the Municipal Council of Paddington.
- Petitions received.

4. PAPERS:—*Mr. Robertson* laid upon the Table,—

- (1.) Return respecting Commission received by the Curator of Intestate Estates.
- (2.) Opinion of the Attorney General on Loans to Municipalities.
- (3.) Ninth Progress Report of the Sydney City and Suburban Sewage and Health Board.
- (4.) Report of the Council of Education on the condition of the Public Schools, for 1875.
- (5.) Report of the Council of Education on the condition of Certified Denominational Schools, for 1875.

Ordered to be printed.

5. MURRUMBIDGEE TURF CLUB BILL ("*Formal*" Order of the Day),—on motion of *Mr. H. C. Dangar*, read a third time, and passed.

Mr. Dangar then moved, That the Title of this Bill be "*An Act to enable the Trustees of certain land at Wagga Wagga in the Colony of New South Wales dedicated for purposes of public recreation to grant leases thereof and to enable the members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee and for other purposes.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Trustees of certain land at Wagga Wagga in the Colony of New South Wales dedicated for purposes of public recreation to grant leases thereof and to enable the members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee and for other purposes.*"—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, together with attested copy of the Deed of Grant of Lands described in the Preamble.

Legislative Assembly Chamber,
Sydney, 26th May, 1876.

6. **THE CIRCULAR QUAY** (*Formal Motion*):—Mr. Dibbs moved, pursuant to Notice, That the Petition presented by him on 25th May, from Mr. Charles Fowler, relative to the loss sustained by him by reason of the procrastination of the Government in dealing with his tender for the construction of a new Iron Wharf for the Circular Quay, be printed.
Question put and passed.
7. **TOLLS ON PUBLIC ROADS ABOLITION BILL** (*Formal Motion*):—Mr. Nelson moved, pursuant to Notice, That leave be given to bring in a Bill to abolish the collection of Tolls on all Public Roads throughout the Colony.
Question put and passed.
8. **VINEYARDS** (*Formal Motion*):—Mr. Davies moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—
(1.) The number of Vineyards in the Colony on the 31st December, 1874.
(2.) The number of Vineyards that have licensed Stills; the quantity of Brandy on hand on the 1st of January, 1874; the strength; and the quantity made during the year, with strength.
(3.) The quantity used, stating how much for home consumption, and how much for fortifying the Wine.
(4.) The quantity remaining on hand on the 31st December, 1874; the names of the owners of each Vineyard, and where situated; the number of acres under cultivation, and the amount of license fee paid.
(5.) The like Returns for 1875.
Question put and passed.
9. **TOLLS ON PUBLIC ROADS ABOLITION BILL**:—Mr. Nelson presented a Bill, intituled "*A Bill to abolish the collection of Tolls on all Public Roads throughout the Colony,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 16th June.
10. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Sites for Places of Public Worship Bill; second reading;—*until Tuesday, 13th June.*
(2.) Cattle Sale-Yards Act Amendment Bill; second reading;—*until Friday, 9th June.*
(3.) Supply of Water to City of Newcastle;—*until Friday, 9th June.*
11. **ANIMALS PROTECTION BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, that the adoption of that report stand an Order of the Day for Tuesday next.
12. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Libel Law Amendment Bill; second reading;—*until Friday next.*
(2.) Evidence further Amendment Bill; to be further considered in Committee;—*until Friday next.*
13. **SURPLUS REVENUE**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes, "That this House will, on Friday, the 2nd June, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, transmitting to His Excellency the following Resolutions:—
" (1.) That the experience of the last three years has established the fact that the Revenue derived from all sources is largely in excess of the necessary expenditure of Government.
" (2.) That the existence of a large cash surplus at the credit of the Government is unsound in principle and policy, and ought not to be continued.
" (3.) That the existing surplus ought to be expended without unnecessary delay, not less than £150,000 per annum in promoting Immigration from Great Britain and Ireland, and the balance in carrying out works of public improvement.
" (4.) That a measure ought to be passed into law "during the present Session" for regulating the introduction of Immigrants, and that the proposals and plans for all Public Works to be carried out by the expenditure of the said surplus ought to be submitted for the approval of this House.
" (5.) That His Excellency the Governor be respectfully requested to take the necessary steps to give effect to the foregoing Resolutions,"—
And the Question being again proposed,—the House resumed the said adjourned Debate.
Mr. Fitzpatrick moved, That the Question be amended by the omission from the 4th Resolution of the words "during the present Session."
Question proposed, That the words proposed to be omitted stand part of the Question.
Debate continued.
- Words of Heat*:—Mr. Robertson, in reply to an interjection of the Honorable Member for East Sydney (Mr. Parkes) having used words to which exception was taken, the words were, at the instance of Mr. Parkes, taken down by the Clerk, by direction of Mr. Speaker, and are as follows,—*"I charge the Honorable Member with falsehood."*
And Mr. Robertson having stated that the words, as taken down, were not, as he believed, exactly correct, and that what he meant to convey was that the charge against himself interjected by the Honorable Member for East Sydney was untrue,—
Mr. Parkes moved, That the language used by the Honorable Member for West Sydney (Mr. Robertson) namely, "I charge the Honorable Member (meaning Mr. Parkes) with falsehood," is disorderly, and ought to be withdrawn, and apologized for.
And Mr. Robertson having withdrawn from the Chamber,—
Debate ensued.
Mr. Parkes, by leave, withdrew the Motion.
And Mr. Robertson having re-entered the Chamber, resumed his address.
- Mr. Davies moved, That this Debate be now adjourned until this day week.
Debate ensued.
Question put on the motion for the adjournment of the Debate,—and negatived.
Original Question and amendment again stated.

Question again proposed,—That the words proposed to be omitted stand part of the Question.
Debate continued.

And the House continuing to sit till after Midnight,—

SATURDAY, 27 MAY, 1876 A.M.

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

Ayes, 15.		Noes, 21.	
Mr. Parkes,	Mr. McElhone,	Mr. Robertson,	Mr. Teece,
Mr. Piddington,	<i>Tellers.</i>	Mr. Stuart,	Mr. H. C. Dangar,
Mr. Hurley (<i>Hartley</i>),		Mr. Lackey,	Mr. Hoskins,
Mr. G. A. Lloyd,	Mr. R. B. Smith,	Mr. Burns,	Mr. Fitzpatrick,
Mr. Leary,	Mr. Dibbs.	Mr. Lucas,	Mr. J. S. Smith,
Mr. Driver,		Mr. H. H. Brown,	Mr. Cameron,
Mr. Nelson,		Mr. Booth,	Mr. Wisdom,
Mr. Buchanan,		Mr. Charles,	<i>Tellers.</i>
Mr. W. C. Browne,		Mr. Garrett,	
Mr. Hay,		Mr. Day,	Mr. Clarke,
Mr. Abbott,		Mr. Davies,	Mr. J. Watson,
Mr. Farnell,		Mr. Terry,	

And so it passed in the negative.

Original Question, as amended, then put and passed.

14. ADJOURNMENT :—Mr. Robertson moved, That this House do now adjourn.

Question put.
The House divided.

Ayes, 16.		Noes, 20.	
Mr. Garrett,	Mr. Davies,	Mr. Robertson,	Mr. W. C. Browne,
Mr. Lackey,	Mr. Charles,	Mr. Parkes,	Mr. H. C. Dangar,
Mr. Burns,	Mr. Teece,	Mr. G. A. Lloyd,	Mr. Hay,
Mr. Stuart,	<i>Tellers.</i>	Mr. Piddington,	Mr. Day,
Mr. Lucas,		Mr. Dibbs,	Mr. McElhone,
Mr. J. S. Smith,	Mr. H. H. Brown,	Mr. Fitzpatrick,	Mr. Farnell,
Mr. Wisdom,	Mr. Cameron.	Mr. Hurley (<i>Hartley</i>),	Mr. Abbott,
Mr. J. Watson,		Mr. Driver,	<i>Tellers.</i>
Mr. Clarke,		Mr. R. B. Smith,	
Mr. Booth,		Mr. Buchanan,	Mr. Leary,
Mr. Hoskins,		Mr. Terry,	Mr. Nelson.

And so it passed in the negative.

15. CHURCH AND SCHOOLS LANDS ROADS ALIENATION BILL :—The Order of the Day for the second reading of this Bill having been read,—Mr Farnell moved, That this Order of the Day be discharged.
Debate ensued.

Question put.
The House divided.

Ayes, 27.		Noes, 4.	
Mr. Lackey,	Mr. Driver,	Mr. Robertson,	
Mr. Burns,	Mr. Farnell,	Mr. Booth,	
Mr. Cameron,	Mr. Leary,	<i>Tellers.</i>	
Mr. Dibbs,	Mr. Buchanan,	Mr. Garrett,	
Mr. G. A. Lloyd,	Mr. Parkes,	Mr. Lucas.	
Mr. J. S. Smith,	Mr. W. C. Browne,		
Mr. Wisdom,	Mr. Abbott,		
Mr. Nelson,	Mr. Davies,		
Mr. Piddington,	Mr. H. C. Dangar,		
Mr. Hurley (<i>Hartley</i>),	Mr. Hay,		
Mr. Fitzpatrick,	<i>Tellers.</i>		
Mr. R. B. Smith,			
Mr. Charles,	Mr. Day,		
Mr. McElhone,	Mr. Terry.		
Mr. Teece,			

And so it was resolved in the affirmative.

Ordered, on motion of Mr. Farnell, that the Bill be withdrawn.

16. NEVELL'S LEASING BILL :—The Order of the Day having been read,—Mr. Farnell moved, That the report from the Committee of the Whole on this Bill be now adopted.

Question put and passed.

Ordered, that the Bill be read a third time on Tuesday next.

17. ADJOURNMENT :—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.
Question put.
The House divided.

Ayes, 17.		Noes, 16.	
Mr. Robertson,	Mr. J. Watson,	Mr. Parkes,	Mr. Hay,
Mr. Lucas,	Mr. Charles,	Mr. Piddington,	Mr. Abbott,
Mr. Lackey,	Mr. Booth,	Mr. G. A. Lloyd,	Mr. W. C. Browne,
Mr. Burns,	Mr. Teece,	Mr. Dibbs,	Mr. Fitzpatrick,
Mr. Stuart,	Mr. Farnell,	Mr. Hurley (<i>Hartley</i>),	<i>Tellers.</i>
Mr. Cameron,	<i>Tellers.</i>	Mr. McElhone,	
Mr. Garrett,		Mr. Buchanan,	Mr. R. B. Smith,
Mr. J. S. Smith,	Mr. H. C. Dangar,	Mr. Day,	Mr. Nelson.
Mr. Wisdom,	Mr. Davies.	Mr. Terry,	
Mr. Clarke,		Mr. Driver,	

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at half-past Twelve o'clock A.M., until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 98.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 30 MAY, 1876.

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

QUESTIONS:—

- (1.) The Case of T. R. Machin:—Mr. Buchanan asked Colonial Secretary, pursuant to Notice,—
- (1.) Is it true that in the year 1870 a prisoner named Timothy Richard Machin, imprisoned for debt in Darlinghurst Gaol, sent a Petition to the then Chief Justice of the Supreme Court, Sir A. Stephen, stating the circumstances of his case, and praying for relief?
 - (2.) Is it true that, in the aforesaid Petition, the circumstances or facts disclosed were as follows:—That the Petitioner's wife (Mrs. Machin) had slandered a Mrs. Harrison, who raised an action against her, and recovered damages £5, with £10 costs, for which debt Mr. Machin, the husband, was arrested and imprisoned?
 - (3.) Is it true that Mr. Machin states in his Petition that, since his imprisonment, his wife had increased his liabilities, and also formed an improper intimacy with another man, and resolved to keep him, her husband, in gaol as long as she could?
 - (4.) Is it true that the Petitioner further states in his Petition that all his goods and furniture have been sold under a bill of sale; that he is insolvent and a pauper, and that still he is kept in gaol for debt incurred under the circumstances above stated?
 - (5.) Is it true that His Honor the Chief Justice referred the Petition to Mr. Read, the Governor of the Gaol, for verification of its main allegations, and that Mr. Read confirmed the prisoner's statements in every particular?
 - (6.) How did this prisoner, Mr. Machin, get released from gaol?

Mr. Robertson answered,—I have received the following information,—

- (1.) No; but a Petition was addressed by Machin in October, 1870, to Lord Belmore, stating the circumstances of the case, and praying relief.
 - (2.) These circumstances were stated in the Petition.
 - (3, 4, and 5.) No, none of these statements were contained in the Petition.
 - (6.) Machin was taken by *habeas corpus* on the 6th December, 1870, and discharged by order of the Court.
- (2.) The Case of Thomas Boswell:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—Have the Government had under their consideration the Petition of Thomas Boswell, late a Mounted Police Constable, praying for a refund of the amount deducted from his pay during nine years good service in the Force; if so, is it the intention of the Government to comply with the prayer of the said Petition?
- Mr. Robertson answered,—Such a refund would not be legal under the provisions of the Act 25 Victoria No. 15.
- (3.) Mary's-lane.—Road from Trunkey to Back Creek.—Railway Station, Back Creek:—Mr. Pilcher asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Has an application been received for the repair of Mary's-lane; and what has been done?
 - (2.) Has an application been received for the repair of the Road from Trunkey to Back Creek; and what has been done?
 - (3.) Has an application been received for a Railway Station at Back Creek; what determination has been come to thereon?

Mr.

Mr. Lackey answered,—

- (1.) Yes; a Petition was received on the 8th instant. The report of the Local Officer was returned for further information, and only came to hand yesterday. Some steps will be taken towards rendering passable for traffic the worst places in the Lane referred to.
- (2.) Yes; the Local Officer has been instructed to lose no time in expending the vote of current year on that portion of the road between Trunkey and Tea-pot Swamp, and to ascertain if a road has been surveyed thence to the proposed Railway Station at Back Creek.
- (3.) Application has been made for Station accommodation at Back Creek, and it has been decided to grant the same.

- (4.) Public School at Burnt Flat:—Mr. Pilcher asked the Colonial Secretary, pursuant to Notice,—
- (1.) Has an application been received by the Minister of Justice and Education for the erection of a Public School at Burnt Flat, near Bathurst; and what determination has been come to in the matter?
 - (2.) When was the Local Inspector directed to report thereon, and has he yet reported?

Mr. Robertson answered,—

- (1.) On the 24th April, a letter from Mr. C. E. Pilcher, addressed to the Minister of Justice and Public Instruction, applying for a School at Burnt Flat, was received.
- (2.) The decision arrived at by the Council of Education was that the District Inspector should inquire into the matter as soon as his other and more pressing engagements would admit of his doing so.

- (5.) Telegraph Office, Molong:—Mr. Hurley (*Hartley*) asked the Postmaster General, pursuant to Notice,—

- (1.) How long is it since the Telegraph Office was opened at Molong; how much money has been taken for messages during that period; and what are the average weekly returns?
- (2.) Is it the intention of the Government to build a Telegraph and Post Office at Molong; and if so, when?

Mr. Burns answered,—

- (1.) The Telegraph Office at Molong was opened on the 13th March. The sum of £33 16s. 4d., being an average of £3 per week, has been received at this office since it was opened.
- (2.) No proposal has yet been made to the Government for the erection of a Post and Telegraph Office at Molong.

- (6.) The Case of *Rule v. Wallace*:—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—
- Is it a fact that a charge of Perjury, *Rule v. Wallace*, was recently heard at the Police Court, Parramatta, before two Justices of the Peace, and dismissed, and that shortly afterwards a similar charge was preferred between the same parties before two other Justices, who, upon the same evidence, committed the defendant to take his trial; if so, will the Attorney General cause an inquiry to be made into the matter?

Mr. Robertson answered,—A charge of Perjury against a person named Wallace was preferred by a person named Rule, and heard at the Police Court, Parramatta, on the 10th May, and dismissed. A similar charge against the same person, and by the same prosecutor, was heard on the 17th instant, before two other Justices than those presiding at the first hearing, and resulted in the committal of the accused to the Court of Quarter Sessions to be holden at Parramatta on the 13th of October next. The Depositions were forwarded to the Attorney General, with a memorandum of the Crown Prosecutor, on the 29th instant, and the Attorney General on the same day declined to prosecute, of which due notice has been given.

- (7.) Witness at Supreme Court:—Mr. Driver, on behalf of Mr. Buchanan, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that a gentleman at present a prisoner in Darlinghurst Gaol for debt was required as a witness in a case at the Supreme Court the other day, and that the necessary process to ensure his appearance was adopted, and the gentleman accordingly attended to give evidence?
- (2.) Is it true that the aforesaid gentleman, the prisoner for debt above referred to, was accompanied by a constable in uniform, and was marched through the streets to and from the gaol exactly as if he had been a malefactor convicted of crime?

Mr. Robertson answered,—

- (1.) It is true, I believe.
- (2.) No.

- (8.) Curator of the Sydney Museum:—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice,—

- (1.) When did Mr. Krefft, the Curator of the Sydney Museum, authorize the Treasurer to pay his salary to the credit of the Trustees?
- (2.) When did the Curator withdraw that authority?
- (3.) To whom, and by what authority, has the salary of the Curator been since paid?

Mr. Stuart answered,—

- (1.) The first authority given by Mr. Krefft bears date 8th August, 1864.
- (2.) Mr. Krefft, after his dismissal by the Trustees, did, by letter of date 17th September, 1874, request the payment of the salary which he alleged to be due to him into the Commercial Bank. This request was not complied with.
- (3.) To the Trustees, from 23rd September, 1874, by the authority of the Colonial Treasurer, dated 16th August, 1875.

- (9.) Certificates of Second-class Engineers:—Mr. Cameron asked the Colonial Treasurer, pursuant to Notice,—

- (1.) Are Second-class Engineers leaving the Port of Sydney required to hold a certificate of efficiency from the Marine Board of New South Wales?

(2.)

(2.) Is the said certificate required in the case of Engineers on board of both coast-trading and foreign-going ships?

(3.) Are steamships trading between Port Jackson and ports of adjacent Colonies held to be foreign-going or coast-trading within the meaning of the Navigation Act?

Mr. Stuart answered,—

(1.) Second-class Engineers in foreign-going steamships of upwards of 100-horse power are required to hold certificates from either the Marine Board of New South Wales, or some other recognized British authority.

(2.) The said certificate (*i.e.* second-class) will entitle the holder to take charge of the engines of any coast-trade ship, or foreign-going ship not exceeding 100-horse power, but will only entitle him to serve as second in a foreign-going ship of over 100-horse power.

(3.) Steamships trading between Port Jackson and ports of adjacent Colonies are held to be coast-trading ships within the meaning of the Navigation Act.

(10.) Volunteer Land Orders :—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—Referring to my question of 24th February last as to the numbers of Volunteer Land Orders now or about to become due,—Has the Colonial Secretary since ascertained whether the answer then given (that 1,953 were yet to be issued) applies solely to men who are about to receive an Order for the first time, or includes those who lay any claim to a second grant of land?

Mr. Robertson answered,—Of course it applies only to those who have claims for the first time. There is no law which recognizes a second claim.

(11.) Returned Miners from Cooktown :—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that the Government have made arrangements for giving cheap passages to this Colony to Gold Miners from the Palmer River; if so, with whom was the arrangement made, and what is the nature of it?

(2.) Are Chinese from the abovenamed Gold Fields allowed to take advantage of the cheap passage in common with Europeans?

Mr. Robertson answered,—

(1.) It has been represented in the newspapers that a large number of people from this Colony were in a starving condition in Cooktown, and the Government took this course, a course adopted by previous Governments under similar circumstances,—they authorized the Australasian Steam Navigation Company to bring back those who belonged to the Colony, paying £1 a head for their food, the Company giving the passages. Some seventy or seventy-five were brought back in this way.

(2.) No Chinese were paid for.

(12.) Petition to the Home Government :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Has he any knowledge, or has he heard of persons in London who presume to petition the British Government in reference to the political position and interests of this Country?

(2.) Will he inform the British Government that the persons above referred to act without authority from the people of this Country, and are in no way recognized either by Government or people?

Mr. Robertson answered,—I have heard a rumour that certain people have petitioned the Queen's Government on this subject, and I have heard several times before that certain gentlemen styling themselves the Australian Association, I believe, have petitioned in the name of New South Wales. We cannot help people calling themselves by any name they please. If anyone chose to call himself the Great Bashaw we could not prevent it; but certainly the persons referred to are not authorized by the Government, or, so far as we are aware, by the people of the Colony, to speak on their behalf.

2. RAILWAY FROM SYDNEY TO WOLLONGONG :—Mr. G. A. Lloyd, presented a Petition from Residents of Newcastle, and others, praying that the House will refuse to sanction the construction of this line of Railway.
Petition received.

3. PAPER :—Mr. Robertson laid upon the Table,—Return to an Order, made on the 16th May, 1876, in reference to the Case of *Beer v. Alderson*.
Ordered to be printed.

4. CONSOLIDATED REVENUE FUND BILL (No. 5) :—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker.

HERCULES ROBINSON,
Governor.

Message, No. 42.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—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, 27th May, 1876.*

5. COURTS OF PETTY SESSIONS ("*Formal*" Motion) :—Mr. T. G. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—

(1.) The names of all places in the Colony where Courts of Petty Sessions are held, and the number of Courts held at each place, for the years 1874 and 1875.

(2.)

- (2.) The names of the Magistrates who usually attend these respective Courts of Petty Sessions, or belong to the district.
 (3.) The number of times each Magistrate has attended the said Courts for the years 1874 and 1875.

Question put and passed.

6. BATHURST MARKETS AMENDMENT BILL ("Formal" Motion):—Mr. Driver moved, pursuant to Notice, That the further consideration in Committee of the Whole of the Bathurst Markets Amendment Bill stand an Order of the Day for Friday next.
 Question put and passed.
7. ENDOWMENT OF MUNICIPALITIES ("Formal" Motion):—Mr. H. C. Dangar, on behalf Mr. Farnell, moved, pursuant to Notice, That the Petition presented by him on 26th May, from the Municipal Council of Paddington, relative to increased Endowment, be printed.
 Question put and passed.
8. NEVELL'S LEASING BILL ("Formal" Order of the Day),—on motion of Mr. Terry, read a third time, and passed.
 Mr. Farnell then moved, That the Title of this Bill be "*An Act to enable Elizabeth Nevell and Joseph Nevell interested under the Will of the late John Nevell to lease certain Lands near Cudgegong in the Colony of New South Wales.*"
 Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable Elizabeth Nevell and Joseph Nevell interested under the Will of the late John Nevell to lease certain Lands near Cudgegong in the Colony of New South Wales,*"—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, together with certified copy of the Will of John Nevell, with Plan of the land described in the Preamble annexed thereto.

Legislative Assembly Chamber,
 Sydney, 30th May, 1876.

9. INTERNATIONAL RIFLE CONTEST:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
 Governor.

Message, No. 43.

In accordance with the 54th section of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, that a sum not exceeding one thousand pounds be paid to the New South Wales Rifle Association out of the "Advance to Treasurer Fund"—on condition of an equal amount being raised by private contributions—to assist in defraying the expenses of the New South Wales contingent of the Team of Riflemen representing Australia at the Rifle Contest to be held in America.

Government House,
 Sydney, 30th May, 1876.

Ordered to be printed.

10. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
11. INTERNATIONAL RIFLE CONTEST:—Mr. H. C. Dangar moved, pursuant to Notice (*as amended by consent*), That this House will, on Friday, 9th June, resolve itself into a Committee of the Whole to consider the following Resolutions,—
 (1.) That, in the opinion of this House, the New South Wales contingent of the Team of Riflemen representing Australia at the Rifle Contest to be held in America should receive assistance in defraying their expenses; and that a sum not exceeding £1,000 should be paid for that purpose to the Rifle Association out of the "Advance to Treasurer Fund," on condition of an equal amount being raised by private contributions.
 (2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
 Debate ensued.
 Question put.

The House divided.

Ayes, 25.

Mr. Robertson,	Mr. Taylor,
Mr. Stuart,	Mr. Day,
Mr. Garrett,	Mr. Parkes,
Mr. Lackey,	Mr. Terry,
Mr. Burns,	Mr. Driver,
Mr. W. C. Browne,	Mr. Piddington,
Mr. Charles,	Mr. W. H. Suttor,
Mr. Farnell,	Mr. Groville,
Mr. Cameron,	Mr. Jacob,
Mr. Goold,	
Mr. Gray,	Tellers.
Mr. Wisdom,	Mr. F. B. Suttor,
Mr. Macintosh,	Mr. H. C. Dangar.
Mr. G. A. Lloyd,	

Noes, 5.

Mr. Stephen Brown,
Mr. McElhone,
Mr. Scholey,
Tellers.
Mr. Fitzpatrick,
Mr. Dibbs.

And so it was resolved in the affirmative.

12. **SALE BY AUCTION OF PUBLIC LANDS** :—Mr. McElhone moved, pursuant to Notice,—
- (1.) That as the Lessees of Runs within the last five years have been allowed to purchase several millions of acres of the finest land in the Colony by auction, being in nearly all cases picked lands fronting rivers and creeks, thus securing an enormous quantity of rich back lands at a nominal rental of three farthings per acre; and as the alienation of such enormous tracts of country by sale by auction, which in nearly every case are devoted solely to grazing purposes, is very detrimental to the settlement of an agricultural population on the public lands, this House has great reason to view with alarm the wholesale alienation of our best lands in such enormous quantities by sale by auction, and is of the opinion that the sale by auction of all Country Lands should immediately be put a stop to, so as to reserve the land for settlement by an industrious population of farmers and small graziers.
- (2.) That this House should by every means in its power encourage the agricultural population of Great Britain and Europe to emigrate to this Colony, as by so doing the best interests of the Country will be served, and its wealth be enormously increased, as the settlement of an agricultural people on our lands will tend far more to improve the moral and best interests of this community in every way than has been or will be done by the land being monopolised by a pastoral community, as is being done by them, to the serious injury and welfare of the community at large.
- (3.) That the above Resolutions be communicated by Address to His Excellency the Governor.
- Debate ensued.
Motion, by leave, withdrawn.
13. **THE CASE OF WORBOY v. WILEY** :—Mr. Taylor 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 the Depositions taken in the case of D. J. Worboy v. D. T. Wiley, who was tried and convicted before the Bench of Magistrates at Penrith on the 25th March, 1875, for cruelly beating a boy of the age of four years, pupil of the Public School.
- (2.) Also, a copy of a Report from the Inspector of Public Schools to the Council of Education, and their decision in the above case.
- Question put and passed.
14. **THE CASE OF WILLIAMS v. WILLIS** :—Mr. Taylor moved, pursuant to Notice, (*as amended by consent*), That an 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 the Depositions taken in the case of William Frederick Williams v. Charles Willis, who was tried and convicted before the Bench of Magistrates at Parramatta, on 26th April last, for cruelly beating a boy.
- (2.) Also, a copy of a Report from the Inspector of Public Schools to the Council of Education, and their decision in the above case.
- (3.) Also, copies of all Correspondence, including Letters, between the Minister of Education and Mr. Henry Byrnes, J.P.
- Question put and passed.
15. **SUNDAY TRAFFIC IN INTOXICATING LIQUORS** :—Mr. Davies presented the following Petitions, praying the House to pass a Bill for the closing of Public-houses on Sundays :—
- (1.) From Members of a Society in Wagga Wagga known as Daughters of Temperance, and others.
- (2.) From Members of Societies in Wagga Wagga known as Sons of Temperance and Good Templars, and others.
- Petitions received.
16. **PENSION OF THE LATE CHIEF JUSTICE** :—Mr. Farnell moved, pursuant to Notice,—
- (1.) That, in the opinion of this House, the Pension of the late Chief Justice ought to be according to the scale provided by the Constitution Act, that is to say, seven-tenths of his late actual salary.
- (2.) That as such object cannot be effected without the intervention of Parliament, a Bill ought to be introduced for the purpose of repealing so much of the Act 20th Victoria No. 5 as at present limits the pension to seven-tenths of the then existing salary.
- (3.) That the above Resolutions be communicated by Address to His Excellency the Governor.
- Debate ensued.
Question put.
The House divided.

Ayes, 7.
Mr. Robertson,
Mr. Davies,
Mr. Farnell,
Mr. Hay,
Mr. Goold,
Tellers.
Mr. R. B. Smith,
Mr. W. C. Browne.

Noes, 21.
Mr. Parkes,
Mr. Nelson,
Mr. G. A. Lloyd,
Mr. Piddington,
Mr. Garrett,
Mr. H. C. Dangar,
Mr. Jacob,
Mr. McElhone,
Mr. Driver,
Mr. Scholey,
Mr. Terry,
Mr. Gray,
Mr. Cunneen,
Mr. Cameron,
Mr. Day,
Mr. Hurley, (*Hartley*)
Mr. Stevens,
Mr. Wisdom,
Mr. Lackey,
Tellers.
Mr. Stephen Brown,
Mr. Fitzpatrick.

- And so it passed in the negative.
17. **BRIDGE ACROSS THE HARBOUR OF PORT JACKSON** :—Mr. Farnell moved, pursuant to Notice,—
- (1.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause such preliminary surveys and examinations to be made as may be necessary for the purpose of ascertaining the cost of constructing a Bridge across the harbour of Port Jackson, so as to connect the City of Sydney with the North Shore.
- (2.) That the site of the said Bridge should be at or near Dawes's Point, Sydney, and Blue's Point, North Shore.
- Debate ensued.
Motion, by leave, withdrawn.
- The House adjourned at nineteen minutes before Twelve o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 99.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 31 MAY, 1876.

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

QUESTIONS:—

- (1.) Conservation of Water.—Dividing Fences:—*Mr. Wisdom*, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—Do the Government intend to bring in a Bill next Session to legalize the construction of Dams and for the conservation of water in the interior; also, a Bill for the dividing of fences between pastoral tenants, as promised last Session?

Mr. Garrett answered,—A measure for the conservation of water in the interior has already received some considerable attention; but it is not sufficiently matured to enable the Government to introduce it this Session. The matter referred to in the second portion of the question will also receive attention during the recess.

- (2.) Reserve on Flagstaff Hill:—*Mr. Driver*, on behalf of Mr. Dibbs, asked the Secretary for Lands, pursuant to Notice,—Will a sum of money be placed on the Additional Estimates for the current year sufficient to complete the planting of the recreation Reserve on Flagstaff Hill, and for the purpose of securing the quarry frontages, now in an insecure and unprotected state?

Mr. Garrett answered,—The sum of £230 has already been voted on the General Estimates (Lands) for the planting of the Reserve. It is proposed to place on Additional Estimate of the Works Department a sum of £3,000 for continuation of the erection of stone and iron palisading wall to enclose the hill.

2. PAPERS:—*Mr. Lackey* laid upon the Table,—

(1.) Road Trust Accounts, from 1st January, 1874, to 31st December, 1875.

Ordered to be printed.

(2.) Original Plan of the projected Railway from Sydney to Wollongong. (*As an Exhibit only.*)

3. ENDOWMENT OF MUNICIPALITIES:—*Mr. Leary* presented a Petition from the Municipal Council of Wagga Wagga, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.

4. RAILWAY FROM SYDNEY TO WOLLONGONG (*"Formal" Motion*):—*Mr. Driver*, on behalf of Mr. G. A. Lloyd, moved, pursuant to Notice, That the Petition presented by him on 30th May, from inhabitants of Newcastle, Wickham, Hamilton, Waratah, Lambton, New Lambton, Wallsend, Plattsburg, Minmi, and Hexham, against the construction of the Illawarra Railway, be printed.
Question put and passed.

5. RAILWAY GUARDS (*"Formal" Motion*):—*Mr. Pilcher* moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—

(1.) The names of all the Railway Guards employed upon the Southern, Western, and South-Western Railways since the 1st January, 1871.

(2.) The amount of daily wages paid to each Guard before the reduction in the Railway employé's pay.

(3.) The same after the reduction.

(4.) The same at the present time.

Question put and passed.

6. LEAVE OF ABSENCE (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice, That leave of absence for a fortnight be granted to P. L. C. Shepherd, Esq., the Member for The Nepean.
Question put and passed.
7. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. BORDER DUTIES CONVENTION BILL:—Mr. Stuart moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies.
Question put and passed.
9. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 1 JUNE, 1876 A.M.

- Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.
10. PAPER:—Mr. Robertson laid upon the Table,—Report of the Trustees of the Australian Museum for the year 1875.
Ordered to be printed.
- The House adjourned at five minutes after Twelve o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 100.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 1 JUNE, 1876.

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

QUESTIONS:—

(1.) Land Office, Oberon:—*Mr. McElhone*, on behalf of Mr. Hurley (*Hartley*), asked the Secretary for Lands, pursuant to Notice,—Was a Petition presented on behalf of certain people in the District of Oberon, praying that a Lands Office be established there; if so, are the Government likely to comply with such request, and when?

Mr. Garrett answered,—Such a Petition was received, and a report thereon has been asked for from the proper Officers of the Survey Department. The Mining Department has also been consulted as to the revocation of the Gold Fields Reserve. It cannot yet be stated whether the request of the Petitioners is likely to be complied with.

(2.) Conditional Purchases on Baradine and Borah Creeks:—*Mr. Wisdom*, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—

(1.) Is the Government aware that there are numerous Conditional Purchases upon the Baradine, Borah, and other Creeks in that locality that have been improved upon according to the requirements of the Land Act, and not yet surveyed?

(2.) Will instructions be issued for the survey of these purchases as soon as possible?

Mr. Garrett answered,—

(1.) No.

(2.) Yes; if not already done. A Surveyor was appointed to the district referred to some months ago, but scarcity of grass and water prevented his proceeding. It is believed that he is now on the way to the district.

(3.) Site of Coonamble Court-house:—*Mr. Wisdom*, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—Was a Petition received for alteration of Site of Coonamble Court-house; if so, what decision has been arrived at?

Mr. Lackey answered,—Yes; but no decision has yet been arrived at.

(4.) Importation of Stock Prohibition Treaty:—*Mr. Cameron*, on behalf of Mr. Macintosh, asked the Secretary for Lands, pursuant to Notice,—

(1.) Has any breach of the Importation of Stock Prohibition Treaty, entered into between the Governments of the Australian Colonies, been committed by Victoria?

(2.) Has any Correspondence taken place between this Government and the Government of Victoria relative to the subject; if so, has the Minister any objection to lay a copy of the Correspondence upon the Table of the House?

Mr. Garrett answered,—

(1.) An importation consisting of fifty-six sheep from New Zealand is admitted by the Government of Victoria to have been landed in Melbourne in 1874, contrary to the Resolution agreed to by the Representatives of the Australian Colonies at the Intercolonial Conference held at Sydney in January and February, 1873.

(2.) Some correspondence has taken place between the Government of this Colony and the Government of Victoria relative to the subject. There will be no objection to its being laid before the Assembly.

(5.)

- (5.) The Case of Rule *v. Wallace*:—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—
 (1.) The names of the Magistrates who dismissed the case of Rule *v. Wallace*, at Parramatta?
 (2.) The names of the Magistrates who afterwards committed the defendant for trial?

Mr. Robertson answered,—

- (1.) Hugh Taylor and John Collie, Esquires.
 (2.) Henry Byrnes and Peter Miller, Esquires.

- (6.) Railway Contracts:—Mr. Sutherland asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the date of acceptance and amount of tenders for section 10 of Western Railway into Bathurst; length of line contracted for, and date of completion according to the various contracts; with date of extension of time, if any?
 (2.) What is the date of acceptance, and amount of tender, for line Bathurst to Orange; the length of line contracted for, with date of completion according to contract; with date of extended time (if any); and amount paid on account to date?
 (3.) What is the date of acceptance and amount of tender for Contract No. 1 Southern Railway; the length of line contracted for, and date of completion according to contract?
 (4.) What extra time was claimed by the Contractor at the time of re-surveying, ascertaining quantities and prices for work on proposed deviation to Yass?

Mr. Lackey answered,—

- (1.) The date of acceptance of contract for section 10, Great Western Railway, into Bathurst, was 17th October, 1873; amount, £36,862; length of line, 3 miles and 24 chains; contract time for completion to Kelso, 17th October, 1874; contract time for completion to Bathurst, 31st December, 1875; the time for completion was not extended.
 (2.) The date of acceptance of contract for line (Bathurst to Orange) was 29th July, 1874; amount, £171,373; length of line, 47½ miles; contract time for completion, 1st August, 1876; no extension of time has been applied for; the amount paid on account is £104,235.
 (3.) The date of acceptance of Contract No. 1 (Goulburn to Yass) was 16th July, 1873; amount £194,766; contract time for completion, 31st December, 1875.
 (4.) Five months.

- (7.) Improvements on Conditional Purchases:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Will improvements made upon a Conditional Purchase under the 13th section of the "Crown Lands Alienation Act of 1861," in value beyond the amount required by law, viz., to £1 per acre, and on which the necessary declaration has been made, entitle a selector to take up an additional area corresponding to the value of such extra improvements, without incurring any further expenditure in improving the additional area so taken up?

Mr. Garrett answered,—By the 22nd section of the "Lands Acts Amendment Act of 1875" the original and any additional Conditional Purchases are to be treated as one area, and the necessary improvements, if upon any portion thereof, will suffice for the whole.

- (8.) Free Railway Passes:—Mr. Cameron asked the Secretary for Public Works, pursuant to Notice,—
 (1.) How many Free Passes have been granted to persons seeking employment on the different Railway Extensions of the Colony from the 1st of January, 1876, to the present time?
 (2.) Have the Government any means of ascertaining whether these men are new arrivals; and if so, from where?

Mr. Lackey answered,—

- (1.) The number of Free Passes issued to the unemployed to seek work on the Railway Extensions since 1st January, 1876, is 423.
 (2.) The applicants for the passes are invariably asked for all particulars as to their last employment, where employed, and why they left. In this way it is ascertained that three-fourths of those who have obtained passes are gold miners from New Zealand and Queensland.

- (9.) Parramatta Election:—Mr. Driver, on behalf of Mr. Taylor, asked the Secretary for Public Works, pursuant to Notice,—Is he aware that the men who were allowed the usual privilege of a half holiday to record their votes at the late election for the Electorate of Parramatta have not been paid for the time lost by them on that day; will he cause inquiry to be made, and have the men paid what was deducted from their wages?

Mr. Lackey answered,—The men will be paid for the time they were absent recording their votes.

- (10.) Railway Labourers:—Mr. Driver, on behalf of Mr. Taylor, asked the Secretary for Public Works, pursuant to Notice,—Is he aware that the men employed in the flying gangs on the Great Western and Southern Railways are very frequently ordered away 50 or 100 miles from their homes at a few hours notice to repair railways, and do not receive the same allowance for expenses as the mechanics and their labourers who are employed by the Government on the railways; will he cause inquiry to be made, and allow the men in the flying gangs the same allowance as other labourers receive from the Government?

Mr. Lackey answered,—The men employed in the flying gangs are engaged on the understanding that they are liable to be sent to any part of the line as required, without extra allowance; the pay is regulated by this consideration; and the Engineer-in-Chief reports that he experiences no difficulty in obtaining men at the rate of wages paid, with all the conditions of service readily accepted.

2. PAPERS:—

Mr. Robertson laid upon the Table,—Return to an Order made on 31st March, 1876, in reference to the Botany Waterworks.
 Ordered to be printed.

Mr. Lackey laid upon the Table the following Plans, as Exhibits only:—

- (1.) Plan of extension from Redfern into Sydney, terminating at St. James's Road, Hyde Park.
 (2.) Section, extension from Redfern into Sydney, terminating at St. James's Road, Hyde Park.
 (3.) Sydney to Illawarra. Section, Balmain to Wollongong. Trial Survey. 8.

3. **ENDOWMENT OF MUNICIPALITIES**:—Mr. Farnoll presented a Petition from the Municipal Council of North Willoughby, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
4. **ILLAWARRA RAILWAY**:—Mr. Leary presented a Petition from Richard Sadloir, R.N., stating his opinion that the parties most interested in the proposed Railway to Illawarra should construct the line at their own expense; and praying the House to take the premises into consideration.
Petition received.
5. **BORDER DUTIES CONVENTION BILL**:—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker:—
HERCULES ROBINSON, *Message, No. 44.*
Governor.
In accordance with the 54th clause of the Constitution Act, the Governor recommends the Legislative Assembly to provide for the making of Conventions respecting the Border Duties with any of the adjoining Colonies.
Government House,
Sydney, 1st June, 1876.
Ordered to be printed.
6. **ENDOWMENT OF MUNICIPALITIES ("Formal" Motion)**:—Mr. Leary moved, pursuant to Notice, That the Petition presented by him on 31st May, from the Municipal Council of Wagga Wagga, in favour of increased Endowment, be printed.
Question put and passed.
7. **ADJOURNMENT**:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. **BORDER DUTIES CONVENTION BILL**:—
(1.) The Order of the Day having been read,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies; and that the Message of His Excellency the Governor in reference thereto be referred to the Committee.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—
Resolved,—That it is desirable to bring in a Bill to authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies.
On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.
- (2.) Mr. Stuart presented a Bill, intituled "*A Bill to authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies*,"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
9. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 2 JUNE, 1876 A.M.

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

The House adjourned at twenty-eight minutes before Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 101.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 2 JUNE, 1876.

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

QUESTIONS:—

- (1.) Hawke's Conditional Purchases at Boggabri:—*Mr. Macintosh*, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—

- (1.) The date of John W. Hawke's Conditional Purchases at Boggabri, in the Gunnedah District, with areas of each?
- (2.) Were these selections taken up previous to the road reservation being proclaimed?
- (3.) Were such selections originally measured with frontage to the road?
- (4.) Did the Minister order a fresh survey of these selections, to have a frontage to the road; if so, can it be stated why these selections have not been surveyed with road frontages as so directed?
- (5.) Is the Government aware that Hawke has fenced in his land, and has all his building material on the ground, but cannot build, as he wishes, facing the road, pending this fresh survey?
- (6.) Will steps be taken to re-survey the land with road frontage?

Mr. Garrett answered,—

- (1.) John Warren Hawke took up two Conditional Purchases of 40 acres each on 20th March, 1873, and 19th February, 1874, respectively.
- (2.) The one taken up on 20th March, 1873, was prior to the Reserve which was notified 17th February, 1874. The other was subsequent to that notification.
- (3.) No.
- (4.) A re-survey of the first purchase was directed. Instructions to the surveyor to carry out that direction have not yet issued.
- (5.) No; at date of survey, in February, 1875, Hawke had erected a hut and fencing some 40 chains back from the road.
- (6.) Instructions for re-survey of the first Conditional Purchase, with frontage to the road, will shortly issue.

- (2.) Railway Fines:—*Mr. Pileher* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What amount of Fines has been received from the Traffic Branch of the Railway Department during the last three years?
- (2.) What has been done with the proceeds?
- (3.) Is there any money now available from such Fines for the Sick and Accident Fund of that Branch?

Mr. Lackey answered,—

- (1.) For the three years ending the 31st December, 1875, the fines in the Traffic Branch amounted to £115 9s. 10d.
- (2.) The proceeds were paid at once into the Colonial Treasury.
- (3.) Yes, the sum of £22 18s. is due to the Sick and Accident Fund, and will be paid on the usual application being made.

- (3.) Engineers employed in Government Dredges and Steamboats:—*Mr. McElhone* asked the Secretary for Public Works, pursuant to Notice,—The number and the names of Chief Engineers employed in the various Dredges and Steamboats in his Department; the number of Second Engineers employed in the Dredges and Steamboats; the names of each; the salary they each receive; and have they all received certificates of competency from the Marine Board?

Mr. Lackey answered,—I will presently hand in a statement of the number of officers employed, and showing the rank they severally hold, and would state that the officers in question have not all received certificates of competency from the Marine Board, nor is it necessary they should do so.

(4.)

- (4.) Harbour Regulations:—Mr. Macintosh asked the Colonial Treasurer, pursuant to Notice,—Do the Regulations of the Port of Sydney necessitate a special distinguishing light to be carried by vessels while being towed by steamers within the Harbour of Port Jackson after sunset?
Mr. Stuart answered,—The Regulations do not necessitate a special distinguishing light to be carried by vessels that are being towed, but they do compel steamers towing vessels to carry this distinguishing light.
- (5.) Railway to Bathurst:—*Mr. Pilcher* on behalf of Mr. Sutherland, asked the Secretary for Public Works, pursuant to Notice,—What is the date of acceptance and amount of tenders for section 10 of Western Railway into Bathurst; length of line contracted for, and date of completion according to the various contracts; with date of extension of time, if any?
Mr. Lackey answered,—I answered a question precisely similar to this yesterday; but I understand that the Honorable Member wishes to have some information respecting the wrought-iron superstructure of the Bridge over the Macquarie at Bathurst, which, as it formed no portion of Contract No. 10—Mr. Mason's Contract—was not included in the answer given. I now beg to say that the tender of Mr. Passmore on behalf of the Fairbairn Engineering Co. (£13,805 4s. 6d.) was accepted for this work on the 30th October, 1873. As, however, it subsequently transpired that he was not legally authorized to enter into contracts on behalf of the Company, the tender of Mr. D. Williams (£15,507 10s.) was accepted on the 18th December, 1873. Contract time for completion was 30th April, 1875. No extension of time was granted.
2. JOHN GARSED:—Mr. Macintosh presented a Petition from John Garsed, stating that in the month of October, 1859, he was convicted of perjury, of which offence he alleges he was innocent; and praying for the appointment of a Committee to inquire into his case.
Petition received.
3. PAPER:—Mr. Lackey laid upon the Table a Return showing the names of Engineers employed in Government Steamboats and Dredges.
Ordered to be printed.
4. HASTINGS ELECTORATE SUBDIVISION BILL ("*Formal*" *Order of the Day*):—The Order of the Day having been read,—Mr. R. B. Smith moved, That this Bill be now read a third time.
Question put.
The House divided.

Ayes, 19.

Mr. G. A. Lloyd,	Mr. Driver,
Mr. W. C. Browne,	Mr. McElhone,
Mr. Hurley (<i>Hartley</i>),	Mr. Cohen,
Mr. Piddington,	Mr. Dibbs,
Mr. Goold,	Mr. Hill,
Mr. Taylor,	Mr. Farnell,
Mr. Parkes,	
Mr. Buchanan,	<i>Tellers.</i>
Mr. Davies,	Mr. R. B. Smith,
Mr. Terry,	Mr. Pilcher.
Mr. Scholcy,	

Noes, 12.

Mr. Stuart,	<i>Tellers.</i>
Mr. Robertson,	
Mr. Lackey,	Mr. J. S. Smith,
Mr. Burns,	Mr. Long,
Mr. Garrett,	
Mr. Wisdom,	
Mr. J. Watson,	
Mr. F. B. Sattor,	
Mr. Warden,	
Mr. W. H. Sattor,	

And so it was resolved in the affirmative.

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

Mr. Smith then moved, That the Title of this Bill be "*An Act to subdivide the Electoral District of The Hastings.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to subdivide the Electoral District of The Hastings,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 2nd June, 1876.

5. SUNDAY TRAFFIC IN INTOXICATING LIQUORS ("*Formal*" *Motion*):—Mr. Davies moved, pursuant to Notice, That the two Petitions presented by him on 30th May, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.
6. ENDOWMENT OF MUNICIPALITIES ("*Formal*" *Motion*):—Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 1st June, from the Municipal Council of North Willoughby, relative to increased Endowment, be printed.
Question put and passed.
7. ILLAWARRA RAILWAY ("*Formal*" *Motion*):—Mr. Leary moved, pursuant to Notice, That the Petition presented by him on 1st June, from Richard Sadleir, respecting the proposed Illawarra Railway, be printed.
Question put and passed.
8. REPORTS FROM STOCK INSPECTORS ("*Formal*" *Motion*):—Mr. Stuart moved, pursuant to Notice, That the order made by the House on the 16th February last, for the printing of a Return to Order in reference to "Reports from Stock Inspectors," be rescinded, to admit of its being hereafter laid upon the Table in an amended form.
Question put and passed.

9. IMPRISONMENT FOR DEBT ABOLITION BILL:—The Order of the Day having been read,—Mr. Buchanan moved, That this Bill be now read a second time.
Debate ensued.
Question put,—
And Division called for,—
But there being no Tellers on the part of the *Ayes*, no Division could be had, and Mr. Speaker declared the Question to have passed in the *negative*.
On motion of Mr. Stephen Brown, the Order of the Day was discharged, and the Bill withdrawn.
10. QUIET OF THE SUBJECTS ACT EXTENSION BILL:—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a second time.
Debate ensued.
Mr. Buchanan moved, That this Debate be now adjourned until this day fortnight.
Debate continued.
Question,—That this Debate be now adjourned until this day fortnight,—put and passed.
11. FOOD OR DRINK ADULTERATION PREVENTION BILL:—The Order of the Day having been read,—on motion of Mr. Driver, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to prevent the adulteration of Articles of Food or Drink.
Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—
Resolved,—That it is desirable to bring in a Bill to prevent the adulteration of Articles of Food or Drink.
On motion of Mr. Driver, the Resolution was read a second time, and agreed to.
12. PUBLIC VEHICLES REGULATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that there was not a Quorum present in the Committee.
Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.
Mr. Speaker resumed the Chair; and the Chairman again reported that there was not a Quorum present in the Committee.
Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. Cunneen, Mr. Davies, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Hurley (*Hartley*), Mr. Lackey, Mr. G. A. Lloyd, Mr. McElhone, Mr. Nelson, Mr. Parkes, Mr. Robertson, Mr. J. S. Smith, Mr. R. B. Smith, Mr. Stuart, Mr. Terry, and Mr. Wisdom,—
Mr. Speaker adjourned the House at Ten o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales,

No. 102.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 6 JUNE, 1876.

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

QUESTIONS:—

- (1.) Gold Field Reserve, Cudgegong:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it true that 800 acres of land on the Cudgegong Gold Field Reserve have been sold to Messrs. Rouse and Cox?

(2.) Was this land open to free selection?

Mr. Garrett answered,—

(1.) There are about 1,400 acres advertised for sale at auction at Mudgee, on the 5th of next month, of which about 1,000 were within the Cudgegong Gold Field Reserve, but were withdrawn therefrom by notice dated 5th April last.

(2.) The land has been open to conditional purchase under the 14th clause of the Land Act of 1861 since the last mentioned date, and so remains until last Land Office day prior to date of auction sale.

- (2.) Detention of Mails at San Francisco:—Mr. Macintosh asked the Postmaster General, pursuant to Notice,—Has his attention been drawn to statements to the effect that Australian Mails are detained longer than necessary in Post Offices at San Francisco; if so, does he intend to take any steps in reference to the matter?

Mr. Burns answered,—My attention was first drawn to the alleged detention of the Australian Mails in the Post Office at San Francisco by a communication from Sir Daniel Cooper, then in London, and subsequently by a communication from Mr. Francis of San Francisco. In consequence of these communications, my honorable colleague, the Colonial Secretary, on the 2nd July, 1875, addressed a letter on the subject to the United States Government, and we have received a reply, dated Washington, January 23rd, 1876, covering a report from the Postmaster at San Francisco, who was specially instructed to investigate the complaint, and who states that in every instance the Mails have been promptly forwarded by the first overland train after their reception at his office, and furnishes a return of the receipt and despatch of the Mails in verification of his report. I intend to lay upon the Table a copy of the Return in question. I have also been informed by Sir Daniel Cooper that during his recent visit to America he was assured by the Postal Authorities that every facility possible would be given by them for the prompt receipt and despatch of the Australian Mails.

- (3.) Delivery of Mails, Sydney:—Mr. Macintosh asked the Postmaster General, pursuant to Notice,—Is it his intention to establish an 8 o'clock delivery of Mails in the City of Sydney; if so, when?

Mr. Burns answered,—It is my intention to establish an 8 o'clock delivery; but I cannot at present state when it will take place.

- (4.) Yanko and Colombo Creek Reserves:—Mr. Piddington asked the Secretary for Lands, pursuant to Notice,—

(1.) Has any of the land reserved on the 22nd December, 1865, and known as the Yanko Creek and Colombo Creek Reserves, been alienated by the Crown?

(2.) How many acres have been disposed of, distinguishing how much by auction, and how much by free selection, and date of alienation?

(3.) The names of the purchasers, either by auction or conditional sale?

(4.) The average price realized per acre?

Mr.

Mr. Garrett answered,—A quantity of land has been sold by auction by pre-emptive right of purchase, by conditional purchase, and under improvements, on this Reserve since the formation about a year ago, and I will lay a detailed statement showing full particulars upon the Table of the House to-morrow.

(5.) Railway Tunnel, Liverpool Plains :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the length of the Tunnel under Liverpool Range, and how many lineal yards of the brick lining of said Tunnel have been completed and passed according to specification ?
- (2.) Is it a fact that the water gets through the brick lining of said Tunnel ?

Mr. Lackey answered,—

- (1.) Length of tunnel, 528 lineal yards ; lining finished, 150 lineal yards ; and in addition for 70 lineal yards (both sides) the lining is up to the springing, 11' 6".
- (2.) In a few places where springs have been tapped, and under a shaft not yet filled in, the water oozes slightly through the bricks, but does not affect the cement. Deep holes have been left to obviate this as far as practicable.

(6.) Railway Sleepers :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—How many Sleepers will be required on the extension of the Great Northern Railway from Murrurundi to Quirindi ; and how many Sleepers has the Contractor delivered on the Railway line, and received an advance upon ?

Mr. Lackey answered,—Sleepers required, 46,090 ; delivered and advanced upon, 11,526.

(7.) Mr. John Roche Ardill :—Mr. Davics, on behalf of Mr. J. S. Smith, asked the Secretary for Lands, pursuant to Notice,—Why are not Mr. John Roche Ardill's Surveys acknowledged by the Government ?

Mr. Garrett answered,—Because, in the opinion of the Surveyor General, he is not a suitable person to be entrusted therewith. His name has been omitted from the list of Licensed Surveyors whose work will be recognized by the Department.

(8.) Walgett and Coonabarabran Court-houses :—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has a tender been accepted for the erection of Walgett Court-house ?
- (2.) Also for Coonabarabran Court-house ; and will the plan of this building be more suitable for holding District Courts ?

Mr. Lackey answered,—

- (1.) No ; but a tender has been recommended, and is now under consideration.
- (2.) Tenders for the erection of a Court-house at Coonabarabran were received on the 7th March last, but as the prices were considered excessive no tender was accepted. A Petition has since been received from the inhabitants for a larger building, and the question is now under consideration as to whether it is not more desirable to build a Court-house suitable for holding District Courts and Quarter Sessions.

(9.) Land Sale, Brewarrina :—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—(1.) When will the allotments of ground surveyed by Mr. Surveyor Findlay at Brewarrina be offered for public competition ?

- (2.) Is the Minister aware that a number of families are awaiting the sale of the above allotments, with the object of purchasing and settling down thereon ?
- (3.) Will he take steps to have more land surveyed for same purpose, as the present proposed quantity is quite inadequate for requirements of the district ?

Mr. Garrett answered,—

- (1.) Suburban allotments at Brewarrina are advertised for sale on 15th July next at Bourke. The town allotments in schedule, date not fixed.
- (2.) I am not aware of the truth of the statement made by the Honorable Gentleman.
- (3.) Instructions have been sent to survey more land.

2. PAPER :—Mr. Burns laid upon the Table a Return showing the date and hour of arrival of Australian Mails at San Francisco, and the time of forwarding to New York.
Ordered to be printed.

3. ENDOWMENT OF MUNICIPALITIES :—The following Petitions in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named :—

- (1.) By Mr. Byrnes. From the Municipal Council of Parramatta.
- (2.) By Mr. Driver. From the Municipal Council of Richmond.
- (3.) By Mr. Stevens. From the Municipal Council of Wickham.

Petitions received.

4. RESERVES ON CROWN LANDS ("Formal" Motion) :—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—

- (1.) The total area in acres of all land reserved from sale for Travelling Stock Reserves.
 - (2.) The total area in acres of all land reserved from sale for Village or Town Reserves.
 - (3.) The total area in acres of all land reserved from sale for Water, or Timber, or Station Reserves, and for any other purpose in connection with the pastoral interest.
- Question put and passed.

5. GOVERNMENT OFFICERS AS DIRECTORS OF COMPANIES :—Mr. McElhone moved, pursuant to Notice,—(1.) That, in the opinion of this "House," no person in the employ of the Government should be allowed to act as Director or Auditor of any Bank or other Company, as they are paid by the Government for the time spent in looking after the affairs of such Companies.

- (2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Mr. Robertson moved the Previous Question.

Debate ensued.

Previous Question, by leave, withdrawn.

Mr.

Mr. Parkes moved, That the Question be amended, by the omission from the first Resolution of all the words after the word "House," with a view to the insertion in their place of the words "it is undesirable that any person in the employ of the Government should be allowed to act as Director or Auditor of any Bank or other Company during Office hours."

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

Debate continued.

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

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

Main Question,—

(1.) That, in the opinion of this House, it is undesirable that any person in the employ of the Government should be allowed to act as Director or Auditor of any Bank or other Company during Office hours.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor,—put and passed.

6. YANKO CREEK RESERVE:—Mr. McElhone moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the Yanko Creek Reserve, occupying as it does about 120,000 acres of the finest land in the Colony, is of very great detriment to the settlement and further progress of the Colony, as it debars influx of population and the formation of permanent homes, through being locked up from sale and conditional purchase, thus debarring a large number of people from settling on the land; that, in the opinion of this House, the whole of, or greater part of, this Reserve should be cancelled, and opened for settlement by conditional purchase.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Question put.

The House divided.

Ayes, 20.

Mr. R. B. Smith,	Mr. Buchanan,
Mr. Dibbs,	Mr. Macintosh,
Mr. Wisdom,	Mr. W. C. Browne,
Mr. Piddington,	Mr. Stevens,
Mr. G. A. Lloyd,	Mr. Leary,
Mr. Driver,	Mr. Terry,
Mr. Cameron,	Mr. Scholey,
Mr. Wright,	<i>Tellers.</i>
Mr. Warden,	Mr. Day,
Mr. Nelson,	Mr. McElhone.
Mr. Parkes,	

Noes, 17.

Mr. Robertson,	Mr. Davies,
Mr. Stuart,	Mr. Booth,
Mr. Garrett,	Mr. Charles,
Mr. Lackey,	Mr. Teece,
Mr. Burns,	<i>Tellers.</i>
Mr. Hurley (<i>Hartley</i>),	Mr. Fitzpatrick,
Mr. Goold,	Mr. Hill.
Mr. J. S. Smith,	
Mr. Hay,	
Mr. Gray,	
Mr. J. Watson,	

And so it was resolved in the affirmative.

7. JOHN GARSEED:—Mr. Macintosh moved, pursuant to Notice, That the Petition presented by him on 2nd June, from John Garsed, be printed.
Question put and passed.

8. THE POLICE FORCE:—Mr. Davies moved, pursuant to Notice, That a Return be laid upon the Table of the House, showing,—

(1.) The names of all Officers of Police, Superintendents, Inspectors, Sub-Inspectors, and Acting Sub-Inspectors.

(2.) The date on which each Officer joined the New South Wales Force.

(3.) The period from which their continuous service dates (required in the event of any Officer having retired, or been removed from the Force and again taken on).

(4.) The position each Officer held in the Police Force at the time the present Act passed the Legislative Assembly (if in the service of Government).

(5.) The salary each Officer then received.

(6.) The other emoluments and offices such Officer was allowed to hold, and their estimated value.

(7.) The appointment received under the New Act.

(8.) The date of such appointment.

(9.) The salary received.

(10.) The other emoluments, and their estimated value.

(11.) What promotions (if any), the date thereof, and nature.

(12.) The present office held.

(13.) The present salary.

(14.) The other emoluments.

(15.) The precise period of continuous service from date of last joining the Force to the time of compiling the Return.

Debate ensued.

Question put and negatived.

9. RE-SURVEY OR RE-INSPECTION OF PROCLAIMED GOLD FIELDS:—Mr. Buchanan moved, pursuant to Notice, That the Resolutions carried on the 5th April, moved by the Honorable Member for East Sydney (Mr. Macintosh), having reference to the Gold Fields, be rescinded.

Debate ensued.

Question put and passed.

10. WATER SUPPLY FOR SYDNEY AND SUBURBS:—The Order of the Day having been read,—Mr. Macintosh moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the following Resolutions:—

(1.) That, in the opinion of this House, it is highly necessary, and imperative, for the preservation of the lives and health of the people, the safety of their property, the further development of the manufacturing and commercial interests of the residents of Sydney and surrounding Suburbs, that the Government

Government should, in view of the present drought and anticipated scarcity of water, undertake and carry out as soon as practicable such works as would secure a more reliable and ample supply of pure water for the requirements of the Metropolitan District than now prevails.

(2.) That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Loan Estimate for the present year a sum not exceeding £500,000 towards carrying out the foregoing Resolution.

Debate ensued.

Question put.

The House divided.

Ayes, 28.

Mr. Robertson,	Mr. Leary,
Mr. Garrett,	Mr. Stevens,
Mr. Stuart,	Mr. Dibbs,
Mr. Lackey,	Mr. Day,
Mr. Burns,	Mr. Cohen,
Mr. Warden,	Mr. Cunneen,
Mr. Wright,	Mr. Jacob,
Mr. Goold,	Mr. Fitzpatrick,
Mr. Wisdom,	Mr. H. C. Dangar,
Mr. W. C. Browne,	Mr. Hoskins,
Mr. R. B. Smith,	Mr. Scholey,
Mr. Gray,	<i>Tellers.</i>
Mr. Hurley (<i>Hartley</i>),	
Mr. G. A. Lloyd,	Mr. Davies,
Mr. Parkes,	Mr. Macintosh.

Noes, 8.

Mr. McElhone,
Mr. Terry,
Mr. Cameron,
Mr. Nelson,
Mr. Driver,
Mr. Tecce,
<i>Tellers.</i>
Mr. J. S. Smith,
Mr. J. Watson.

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the report be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

Resolved,—That, in the opinion of this House, it is necessary that the Government should construct, as soon as practicable, such Works as will ensure an ample supply of pure Water for the City of Sydney and its Suburbs.

On motion of Mr. Macintosh the Resolution was read a second time, and agreed to.

11. PAPERS:—Mr. Robertson laid upon the Table,—

(1.) Return showing the amount of money voted by the Legislative Assembly to assist the Agricultural Societies of the Colony for the years 1873, 1874, and 1875.

(2.) Return to an Order made on 16th May, 1876, in reference to Charges of Drunkenness.

(3.) Return to an Address, adopted on 25th April, 1876, in reference to the Police Magistrate and Clerk of Petty Sessions at Raymond Terrace.

Ordered to be printed.

12. NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL:—The Order of the Day having been read,—on motion of Mr. G. A. Lloyd, Mr. 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.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

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

Ordered, 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 make more effectual provision for Paving certain Streets of the City of Newcastle and for the licensing and regulation of Public Vehicles within the said City.*"

*Legislative Assembly Chamber,
Sydney, 6th June, 1876.*

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

(1.) Libel Law Amendment Bill; second reading;—*until Friday next.*

(2.) Evidence further Amendment Bill;—to be further considered in Committee;—*until Friday, 16th June.*

(3.) Surplus Revenue; consideration in Committee of the Whole of Resolutions;—*until Friday, 23rd June.*

And the House continuing to sit till after Midnight,—

WEDNESDAY, 7 JUNE, 1876 A.M.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 103.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 7 JUNE, 1876.

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

QUESTIONS:—

- (1.) Burial of William Dolman:—Mr. Byrnes asked the Colonial Secretary, pursuant to Notice,—Will he cause inquiries to be made into the circumstances under which a pauper named William Dolman, who died in the Benevolent Asylum at Parramatta, was taken to the burial ground of St. John's Church at 9 o'clock on Wednesday morning, 24th May, in a parcel delivery van; and will he give orders to prevent a similar recurrence?

Mr. Robertson answered,—I have ascertained that, under very exceptional and unusual circumstances, it did occur that a man was taken to the burial ground as described; but I have given instructions which will prevent anything of the kind occurring again.

- (2.) Dr. Beer:—Mr. W. C. Browne asked the Colonial Secretary, pursuant to Notice,—In view of the determination of the late Government, and of the opinion of the present Attorney General that the conviction of Dr. Beer was erroneous and wrongful,—Is it the intention of the Government to grant any redress, relief, or compensation for the sufferings endured by him during a period of now more than twenty years; and if so, when?

Mr. Robertson answered,—The Government is not aware of any determination of the late Government as to the case of Dr. Beer. His case was submitted to the first Attorney General of the late Government, who gave an Opinion to his Colleagues on the 4th September, 1873, in which he was unable to make any recommendation upon the subject of Dr. Beer's innocence. So far as I am aware, the second Attorney General of the late Government gave no opinion upon the case. The present Attorney General, on the 29th April, 1875, advised his Colleagues in an elaborate Opinion upon the whole case (ordered by the Legislative Assembly to be printed on 30th April, 1875), that Dr. Beer was wrongfully convicted on the first count of the indictment upon which he was tried, which charged him with the administration of a certain poison with the intent to procure a miscarriage; but at the same time the Attorney General expressed his opinion if the jury who tried the case had found Dr. Beer guilty upon the second count of the indictment, which charged him with the administration of a certain poison with the intent to kill, it would have been difficult, from the circumstances adduced in evidence, to have taken exception to the verdict. The Attorney General pointed out that the whole of Dr. Beer's professional relationship to the person whom he was charged with poisoning was invested with grave suspicion, and that there were strong grounds for viewing his entire conduct in relation to certain Insurance Companies as a series of fraudulent attempts to make use of a life which he had the power of destroying at any time for the purpose of enriching himself; and that, if his medical course of action, which the jury were told would be possibly fatal to the life of his patient, was in accord with his intention, which it was alleged was to destroy this life, the jury would have been justified in finding him guilty on the second count. Under these circumstances it is not the intention of the Government to take any further steps in Dr. Beer's case.

- (3.) Cafe's Conditional Purchase:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) What is the name of the Surveyor who reported William Cafe's additional Conditional Purchase at Rylstone improved sufficiently to bar selection?
- (2.) At what sum did he estimate the improvements; and what is the date of his report?
- (3.) Was any notification sent to William Cafe previous to the notification of cancellation?

(4.)

(4.) Is it a fact that after cancellation, upon representations made by Cafe, he was officially informed that he would not be disturbed in possession, that he received only one clear day's notice that an appraisal would be held, and was thus debarred from producing evidence respecting the value of the alleged improvements upon his selection, then made over three years, and fully improved by him in accordance with the Lands Act of 1861?

(5.) Is it true that no official intimation of the result of his appraisal was conveyed to Cafe, and that his selection was advertised for auction sale in March of the present year?

Mr. Garrett answered,—

(1.) It is not known, in the absence of some of the Official Papers (which are not at hand) that any such report was received from the Surveyor.

(2.) The cancellation of the purchase was maintained on the award of the Umpire appointed in the case (Mr. R. W. Cox, of Rylstone), who estimated the improvements at £45 value. His report is dated 25th August, 1874.

(3.) No.

(4.) Yes, on the 27th September, 1873, that he would not be disturbed pending further inquiry. It is not known in the Lands Department what notice he received, although a statement to that effect, that only one day's notice was given him, has been made by Mr. Cafe's agent.

(5.) No further notice appears to have been sent to Mr. Cafe. The land was advertised for auction sale on 8th March last.

(4.) Department of Mines :—Mr. W. C. Browne asked the Secretary for Mines, pursuant to Notice,—

(1.) Is it a fact that the superior Officers under the Mining Department have been required to furnish to the Minister for Mines Monthly Returns showing daily, in detail, the hourly nature of their indoor and outdoor duties; if so, will he lay a copy of all such Returns upon the Table of this House, with the names and status of all those Officers now or at any time under the new Mining Department who have been required to furnish them, and copies of all Correspondence thereon?

(2.) Have any of the present or previous Officers remonstrated on their being required to furnish Returns of such a character?

(3.) Is it the intention of the Government to insist upon their compilation, and to introduce this system into the other Departments of the Public Service?

Mr. Lucas answered,—

(1.) Such officers as are absent are required to furnish a Return showing the nature of the duties they have performed during the month, and the time occupied therein. There will be no objection to lay the information upon the Table of the House.

(2.) Yes, two.

(3.) This is a departmental arrangement, and has been found to be very useful. I am not aware what course my Colleagues intend taking in this matter.

(5.) Illawarra Railway :—Mr. Driver, on behalf of Mr. Sutherland, asked the Secretary for Public Works, pursuant to Notice,—The amount of money paid for Surveys of the proposed Illawarra Railway before the date of acceptance of office by the present Secretary for Works?

Mr. Lackey answered,—The amount actually paid was £2,045 17s. 7d.

(6.) Railway Guards :—Mr. Driver, on behalf of Mr. Taylor, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it a fact that the Guards on the Great Southern and Western Railway do not receive the same allowance for expenses as the Drivers and Firemen?

(2.) Is it a fact that the Guards on the Goods Trains, after working over 12 hours on night duty, have no accommodation at Bathurst for sleeping, excepting taking up beds at Public-houses; will he cause an inquiry to be made into this, and have it remedied?

Mr. Lackey answered,—

(1.) No distinction of the kind is made; the same allowance is paid.

(2.) There is not at present any accommodation for the Guards at Bathurst. The subject of quarters for the Guards at the principal termini will receive consideration.

(7.) Railway Curves :—Mr. Macintosh asked the Secretary for Public Works, pursuant to Notice,—

(1.) How many curves are on each of the established Railways of the Colony of a radius of 11 chains?

(2.) How many curves are on the projected line to Illawarra of a radius of 11 chains?

Mr. Lackey answered,—

(1.) There are no curves on the existing Lines of Railway of a radius of 11 chains.

(2.) There are sixty-eight such curves on the proposed line to Illawarra.

(8.) Railway to Bowning :—Mr. Wisdom, on behalf of Mr. Hoskins, asked the Secretary for Public Works, pursuant to Notice,—When will the extension of the Southern Railway be opened to Bowning?

Mr. Lackey answered,—On Monday, the 3rd July next.

2. RAILWAY FROM SYDNEY TO WOLLONGONG :—The following Petitions in favour of the construction of a Railway from the deep waters of the Harbour of Sydney to Wollongong, were presented by the Members named,—

(1.) By Mr. Gray. From Inhabitants of Parramatta, Currawang, and neighbourhood.

(2.) By Mr. Lucas. From Inhabitants of the Borough of West Botany and immediate neighbourhood.

(3.) By Mr. Lucas. From Inhabitants of St. Peter's, Marrickville, Petersham, and others, in the Electorate of Canterbury.

Petitions received.

3. ENDOWMENT OF MUNICIPALITIES :—Mr. Butler presented a Petition from the Municipal Council of the Borough of Goulburn, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.

Petition received.

4. BRIDGE OVER THE HUNTER AT ABERDEEN:—Mr. McElhone presented a Petition from the Residents of Aberdeen and the surrounding Districts, praying that a Bridge may be constructed over the River Hunter at Aberdeen. Petition received.
5. RAILWAY PLANS:—Mr. Lackey laid upon the Table (*as Exhibits only*) the undermentioned Plans and Sections of proposed Railway Extensions:—
Great Southern Railway.—Wagga Wagga to Albury. Plan and Section.
Great Northern Railway.—Werris Creek to Gunnedah. Plan and Section, Trial Survey.
Great Western Railway.—Orange to Wellington and Dubbo. Plans only.
6. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to consolidate and amend the Law regulating the importation storage and removal of Gunpowder and other explosive substances*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 7th June, 1876.

JOHN HAY,
President.

GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL.

SCHEDULE of the amendments referred to in Message of 7th June, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page	2, clause 4, line 38.	After "gun-cotton" insert "pyrolignoine"
"	3, " 5, " 17.	Omit "quantities in"
"	" " " "	Omit "or"
"	" 6, " 29.	After "pounds" add "The provisions and regulations contained in or which may be made under this Act so far as they affect the importation landing storage and removal into or out of any magazine of explosives shall be held to include and refer to cartridges"
"	4, clause 9, line 9.	Omit "ten" insert "twelve"
"	" " " 17.	Omit "every" insert "all"
"	" " " "	Add "s" to "explosive"
"	" " lines 19 and 20.	Omit "upon the certificate before mentioned being delivered to the importer"
"	" clause 11, line 30.	Omit "any"
"	" " " "	Add "s" to explosive"
"	" " " 31.	Omit "ten" insert "fifty"
"	" " " 37.	Before "explosive" omit "any"
"	" " " "	Add "s" to "explosive"
"	" " " "	Omit "ten" insert "fifty"
"	" " 12, " 41.	Omit "ten" insert "twelve"
"	" " 13, " 58.	Omit "twelve" insert "fifty"
"	5, " 14, " 5.	After "carrying" insert "passengers"
"	" " " 9.	Omit "other"
"	" " lines 10 and 11.	Omit "for the Minister to grant permission"
"	" " line 11.	After "explosive" insert "not exceeding fifty pounds"
"	" " " 13.	Omit "duly approved"
"	" " 17, lines 53 and 54.	Omit "authorized by the Minister" insert "he deem it necessary"
"	6, clause 17, line 4.	Omit "with the authority of the Minister"
"	" " 18, " 14.	After "or" insert "copper"
"	" " " 16.	Omit "package"
"	" " 21, lines 49 to 52.	Omit "and no traffic manager shall give such certificate until he has ascertained from the station-master to whose station it is to be consigned that proper means of transmission for it therefrom are prepared" insert "and any such explosive shall be removed from the station to which it is consigned within twenty-four hours after arrival or be liable to forfeiture"
"	" clause 21, lines 53 and 54.	Omit "for every package of explosives that may have been so taken"
"	7, clause 23, line 13.	Omit "ten" insert "twelve"
"	" " " 18.	Omit "or other person or" insert "and"
"	8, " 28, " 7.	Omit "the current year" insert "twelve months"
"	" " " 17.	Omit the word "of" first occurring insert "not exceeding"
"	9, " 39, " 55.	Omit "shall" insert "to"
"	10, " " 3.	Omit "current year" insert "period specified in his license"
"	" " 40, " 13.	After "pounds" insert "weight"
"	" " " 14.	After "premises" add "or if on and for the use of a mine quarry railway or public work in course of construction four thousand pounds weight if kept in a detached building exclusively appropriated for the purpose"
"	" clause 40, line 17.	After "pounds" add "weight"
"	" " " 19.	After "pounds" insert "weight"
"	" " " 24.	Omit "in" insert "into"
"	" " " 26.	Omit "or near"

Page 10, clause 40, lines 37 and 38. *Omit* "gunpowder or other explosive is kept sold or exposed for sale or any other"
 " clause 41, line 47. *After* "proclaimed" *add* "and especially for the quantities of
 " "explosives which may be stored in every such magazine"
 " clause 41, line 50. *After* "explosives" *insert* "or explosive substances"
 " " " 53. *After* "transport" *insert* "of the same"
 " " " 53. *Omit* "they" *insert* "such boats"
 " 11, " 43, " 25. *Omit* "either"
 " " 44, " 35. *After* "that" *insert* "if not paid within one month"
 " " lines 35 and 36. *Omit* "one month after such publication"
 " " 44, line 40. *Omit* "upon the said explosive" *insert* "thereon"
 " " " 42. *After* "Treasurer" *insert* "who shall place the same"
 " 12, " 48, " 10. *After* "explosives" *insert* "or explosive substance"
 " " " 12. *After* "explosives" *insert* "or explosive substances"
 " *After* sub-section 3, *insert* sub-section 4:—

"Nor to any explosives or explosive substances supplied to or used by Her Majesty's Colonial and Volunteer Forces"

Page 12, clause 49, line 32. *Omit* "either"

" " " 36. *Omit* "either"

Page 13. *After* clause 51 *insert* the following new clause:—

"If any person throw cast or fire any fireworks in or into any highway street thoroughfare or public place he shall be liable to a penalty not exceeding five pounds."

Examined,—

J. GEO. LONG INNES,
 Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

7. CAFE'S CONDITIONAL PURCHASE ("Formal" Motion):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers respecting the disputed Selection of 71 acres, portion 44, Parish of Coolcalwin, County of Phillip, made by William Cafe, and afterwards by James Morrison.
 Question put and passed.
8. PROVISION FOR SUPPORT OF PERSONS IMPRISONED FOR DEBT BILL ("Formal" Motion):—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to make provision for the support of persons imprisoned for Debt while undergoing imprisonment.
 Question put and passed.
9. ENDOWMENT OF MUNICIPALITIES ("Formal" Motions):—
 - (1.) Mr. Byrnes moved, pursuant to Notice, That the Petition presented by him on 6th June, from the Municipal Council of Parramatta, relative to increased Endowment, be printed.
 Question put and passed.
 - (2.) Mr. Driver moved, pursuant to Notice, That the Petition presented by him on 6th June, from the Municipal Council of Richmond, relative to increased Endowment, be printed.
 Question put and passed.
 - (3.) Mr. Stevens moved, pursuant to Notice, That the Petition presented by him on 6th June, from the Municipal Council of Wickham, relative to increased Endowment, be printed.
 Question put and passed.
10. TRADES UNIONS FUNDS PROTECTION BILL ("Formal" Motion):—
 - (1.) Mr. Cameron moved, pursuant to Notice, for leave to bring in a Bill to protect the Funds of Trades Unions from misappropriation and embezzlement.
 Question put and passed.
 - (2.) Mr. Cameron presented a Bill, intituled "*A Bill to protect the Funds of Trades Unions from embezzlement and misappropriation.*"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 16th June.
11. PROVISION FOR SUPPORT OF PERSONS IMPRISONED FOR DEBT BILL:—Mr. Buchanan presented a Bill, intituled "*A Bill to make provision for the support of persons imprisoned for Debt during their imprisonment.*"—which was read a first time.
 Ordered to be printed, and read a second time on Friday next.
12. SIR DANIEL COOPER:—Mr. Robertson moved, pursuant to Notice,—
 - (1.) That the Thanks of this House be given to Sir Daniel Cooper, Baronet, for the zeal, ability, and earnestness frequently displayed by him in the interests of this Colony during his late residence in England.
 - (2.) That Mr. Spéaker communicate the said Resolution to Sir Daniel Cooper.
 Debate ensued.
 Motion, by leave, withdrawn.
13. BORDER DUTIES CONVENTION BILL:—Mr. G. A. Lloyd moved, That the Order of the Day for the second reading of this Bill be postponed, to follow after the next Order of the Day.
 Debate ensued.
 Motion, by leave, withdrawn.
14. PAPER:—Mr. Garrett laid upon the Table,—Abstract of Crown Lands reserved from Sale until surveyed for the preservation of Water Supply, or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1.
 Ordered to be printed.

15. **BORDER DUTIES CONVENTION BILL**:—The Order of the Day for the second reading of this Bill having been read,—Mr. Stuart moved, That this Order of the Day be postponed, to follow after the next Order of the Day.
Question put and passed.
16. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Robertson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 8 JUNE, 1876 A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again This Day.

The House adjourned at ten minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 104.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 8 JUNE, 1876.

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

QUESTIONS:—

(1.) Site for Coonamble Court-house:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—Who inspected and selected the Site for Coonamble Court-house?

Mr. Lackey answered,—Mr. William Roberts, Foreman of Works in the Colonial Architect's Department.

(2.) Harbour Regulations:—Mr. Macintosh asked the Colonial Treasurer, pursuant to Notice,—Do the Regulations of the Port of Sydney necessitate a distinguishing light to be carried by steamers when towing two or more vessels within the Harbour of Port Jackson after sunset; if not, will he be pleased to bring the matter under the notice of the Marine Board, with the view that such should be done?

Mr. Stuart answered,—

(1.) The Regulations of the Port of Sydney do not necessitate any other distinguishing light to be carried by steamers when towing two or more vessels than such distinguishing light as steamers are bound to carry when towing one vessel. The Regulations are the same as in other British possessions, and are made in accordance with the rules laid down by the Board of Trade.

(2.) I will bring the matter under the notice of the Marine Board, with the view of seeing whether any other distinguishing signal can be added, without at the same time interfering with those prescribed by the Board of Trade.

(3.) Railway Uniforms:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the Uniforms supplied to Guards and others on the Railways are made of rotten shoddy cloth, and are of little use to the men, as they only last a short time?

(2.) Who are the Contractors for supply of Uniforms to Railway Guards and men, and will he cause inquiry to be made as to the quality of the clothes supplied to the above men?

Mr. Lackey answered,—

(1.) The Uniforms were made of cloth which, while it will not bear anything like the character given to it by the Honorable Member, has been found to be less durable than was expected. It was, however, a cloth selected for the purpose, and the Contractors supplied the Uniforms in accordance with the sample.

(2.) Messrs. Moore, Henderson, & Bowcher are the Contractors; the samples of cloth for the new Uniforms now being made have been selected with great care, and are of first-class material. A strict adherence to the specification, both as regards material and workmanship, will be insisted upon.

(4.) Captain Spalding:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Is Captain Spalding, lately appointed Adjutant to the Artillery, the officer who was lately reprimanded by the Governor twice in connection with his duties in the Permanent Force?

Mr.

Mr. Robertson answered,—His Excellency on two occasions desired the Commandant to intimate to Captain Spalding that His Excellency learned with regret that the Courts of Inquiry which investigated and reported upon Lieutenant Russell's conduct found it necessary to comment on the alleged unsatisfactory manner in which that officer gave his evidence in those instances. The appointment to the Adjutancy was prior to the communications alluded to.

- (5.) Walgett Bridge:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—What steps do the Government intend to pursue with reference to the completion of Walgett Bridge?

Mr. Lackey answered,—A contract has been made with a party of mechanics for the labour. The local officer has been instructed to make contracts to get in timber already obtained, and for getting remainder. Nearly all the ironwork is on the ground.

- (6.) The Case of Wicks v. Beihler:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—Did Mr. Robert Mead Pearson, principal Draftsman and Surveyor in the Lands Titles Office, appear as a witness and produce papers or plans, records of the office, at the Police Office, Ryde, on or about the 7th and 14th days of August last, or either of such days, in two cases, Wicks v. Beihler, for entering enclosed lands; and if so, by what authority, and under what circumstances?

Mr. Robertson answered,—Yes; and I am informed as required by subpoena.

- (7.) Examiner of Coal Fields:—Mr. Stevens asked the Secretary for Mines, pursuant to Notice,—
(1.) Is the Inspector of Collieries expected to make reports to him, or to the Examiner of Coal Fields?
(2.) Is he, according to the meaning and reading of the new Act, under the direction or subject to the control of the Examiner?

Mr. Lucas answered,—

(1.) The Inspector of Collieries is required by sections 4, 25, and 28 of the Coal Mines Regulation Act to report to the Minister direct. Under section 26 of the said Act his half-yearly Reports have to be transmitted through the Examiner.

(2.) There is no express provision in the Act placing the Inspector, as such, under the direction or control of the Examiner.

- (8.) Improvements on Reserves:—Mr. Davies, on behalf of Mr. R. Forster, asked the Secretary for Lands, pursuant to Notice,—By what authority do Crown Lessees make improvements on Reserves within their respective Leaseholds?

Mr. Garrett answered,—They have no authority under the law.

2. ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
3. ENDOWMENT OF MUNICIPALITIES:—Mr. Hill presented a Petition from the Municipal Council of Alexandria, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
4. RAILWAY FROM SYDNEY TO WOLLONGONG (“Formal” Motions):—
(1.) Mr. Cameron, on behalf of Mr. Gray, moved, pursuant to Notice, That the Petition presented by him on 7th June, from Parramatta, Currawang, and neighbourhood, in favour of the proposed Illawarra Railway, be printed.
Question put and passed.
(2.) Mr. Lucas moved, pursuant to Notice, That the two Petitions presented by him on 7th June, from Inhabitants of St. Peter's, Marrickville, Petersham, &c., and from Inhabitants of West Botany, in favour of the proposed Illawarra Railway, be printed.
Question put and passed.
5. ENDOWMENT OF MUNICIPALITIES (“Formal” Motion):—Mr. Davies, on behalf of Mr. Butler, moved, pursuant to Notice, That the Petition presented by him on 7th June, from the Municipal Council of Goulburn, relative to increased Endowment, be printed.
Question put and passed.
6. BRIDGE OVER THE HUNTER AT ABERDEEN (“Formal” Motion):—Mr. Taylor, on behalf of Mr. McElhone, moved, pursuant to Notice, That the Petition presented by him on 7th June, from Inhabitants of Aberdeen, in favour of the construction of a Bridge over the Hunter at that place, be printed.
Question put and passed.
7. PAPER:—Mr. Garrett laid upon the Table a Return of all Lands alienated on the Yanko and Colombo Creek Reserves.
Ordered to be printed.
8. BORDER DUTIES CONVENTION BILL:—The Order of the Day having been read,—Mr. Stuart moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Stuart that report was adopted.
Ordered, that the Bill be read a third time to-morrow.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 9 JUNE, 1876 A.M.

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

10. PAPER :—Mr. Robertson laid upon the Table the Blue Book for the year 1875.
Ordered to be printed.

The House adjourned at seventeen minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 105.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 9 JUNE, 1876.

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

QUESTIONS:—

- (1.) Greville's Post Office Directory:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Have the Government any Contract with Mr. Greville for the supply of Post Office Directories; if so, will he lay the agreement, or a copy of it, upon the Table of the House?

Mr. Robertson answered,—Messrs. Greville and Company made an offer to supply copies of the Post Office Directory at a discount of 15 per cent. off the published price. Copies of such offer will be laid upon the Table of the House.

- (2.) Gibson's Conditional Purchase:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—At what time were instructions given to Mr. Lee, Government Surveyor, to enable him to survey the Conditional Purchases of J. Gibson and brother at Deniliquin, as improvement purchases of the lessee of the run, there being no improvements on said Conditional Purchases when taken up by them on the 6th January, 1876; and further, by whom were such instructions requested to be given to the surveyor?

Mr. Garrett answered,—A number of (9) instructions for measurement of improvement purchases were sent to Mr. Surveyor Finlay on dates 26th October, 1875, 10th December, 1875, and 24th January, 1876, by whom they were transferred to Mr. Licensed Surveyor Lee on dates 13th December, 1875, and 1st February, 1876. These applications were for lands in the Parish of Derulamin, but it cannot be said which conflict with the Conditional Purchases mentioned in the question. Mr. Surveyor Finlay was, however, on 11th May, 1876/218, requested to report with what improvement purchase applications of the lessee of the Run those Conditional Purchases conflicted.

- (3.) The late James Devine:—Mr. Goold asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is a sum of £25 due to the widow of the late James Devine for extra cells to gaol at Mudgee, which were done in 1873?

(2.) When will the said Mrs. Devine, and how will she apply to get the money?

Mr. Lackey answered,—

(1.) I am not aware that £25 is due to the Widow of the late James Devine on account of work performed by the latter at Mudgee Gaol.

(2.) Mrs. Devine made a claim for £25, but I do not know on what grounds, or for what work, and her Solicitor, Mr. James, was informed accordingly.

- (4.) Reserve at Wilbetree:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Has he received a Petition from persons at Wilbetree, near Mudgee, to have a Reserve for Camping and other purposes adjoining the Wilbetree School-house?

(2.) When will the prayer of the Petition be attended to?

Mr. Garrett answered,—

(1.) Such a Petition was received, and referred to Mr. District Surveyor Dalglish on 26th April.

(2.) On receipt of the necessary report.

(5.)

(5.) M'Cullum's Conditional Purchase at Mudgee:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Did Archibald M'Cullum select at Mudgee on the 18th May portion 10, Parish of Rouse, and in his application describe it as 300 acres, whereas it was 320 acres?

(2.) In consequence of no sketch of the portion, or no acreage being inserted in *Gazette* Notice of revocation, will the said Archibald M'Cullum be allowed to pay the deposit on the extra 20 acres, which he is willing to do, and which has been allowed in many cases in that district?

Mr. Garrett answered,—

(1.) Yes.

(2.) An application from M'Cullum on the above subject was received on the 1st instant, and has been already recommended to be complied with.

(6.) Cudgegong Gold Field:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it customary in gazetting portions of land as revoked from a gold field to state the acreage of each portion, and send tracings of the land so revoked to the Crown Lands Office within the District?

(2.) How is it that in the *Gazette* Notice of land applied for by Mr. G. H. Cox, as revoked from Cudgegong Gold Field, no acreage was inserted in such notice, or no information to lead selectors to determine the areas?

(3.) When will tracings of the lots so revoked be sent to the Crown Lands Office for inspection by selectors?

(4.) Is it a fact that selections made by Richard M'Guinness and — M'Manus on the said gold field were cancelled on account of being within a proclaimed gold field?

(5.) Will the said parties be allowed their conditional purchases?

Mr. Garrett answered,—

(1.) It is customary to send tracings illustrative of the amended boundaries showing any portion measured.

(2.) The area was omitted by clerical error.

(3.) They are being now forwarded.

(4.) The selection of Richard M'Guinness was declared void for the reason stated. That of M'Manus has not yet been reported by the surveyor to whom it was referred.

(5.) This cannot be done under the existing law, if the land was not open to selection when applied for.

(7.) Map of Counties of Wellington and Phillip:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—Will he at once send to the Crown Lands Office at Mudgee a map of Counties of Wellington and Phillip showing all leases held and land not held under lease, to enable Free Selectors to find vacant land?

Mr. Garrett answered,—The maps supplied to Land Agents show all but the leases, tracings of which (defined pre-emptive and auction) are sent from time to time as approved of, or when for sale for public inspection, and which can be compared with the maps. A special map would occupy much time and labour in its preparation, and be of little value when prepared, as many of the leases are not defined, and the information would be imperfect, and become speedily out of date.

(8.) Purchase of Roads by Mr. N. P. Bayly:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—

(1.) Has Mr. N. P. Bayly made application to purchase unnecessary Roads in the County of Phillip?

(2.) Is one of those Roads described as adjoining the Cooyal Road?

(3.) Is he aware whether any of those Roads have been fenced in; if not, will he make inquiries?

Mr. Garrett answered,—

(1.) Yes.

(2.) No.

(3.) Not aware; but if a specific complaint be made containing precise information as to the whereabouts of the alleged obstruction, inquiries will be instituted.

(9.) Magistrates at Mudgee:—Mr. Goold asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it a fact that, with the exception of Edmond Tindale and R. H. D. White, Esquires, all the Magistrates in the District of Mudgee are related to one another?

(2.) Out of fifteen Magistrates on the Roster, are there not seven of the Messrs. Cox?

Mr. Robertson answered,—The following is a copy of a telegram which has been received from the Bench of Magistrates at Mudgee with reference to the above question,—“It is not a fact that with the exception of two the Magistrates in this district are related to each other. There are six Coxes related; two Lowes, brothers; three Rouses, father, son, and nephew; and Messrs. Bayley, Lawson, Tindale, and White. None of the above other than those of the same names are related.”

(10.) Landing Waiters:—Mr. Taylor asked the Colonial Treasurer, pursuant to Notice,—

(1.) Has Mr. Lewis, Landing Waiter in the Customs, obtained leave of absence; for what term, and under what conditions?

(2.) Did Mr. Lewis obtain one year's leave of absence about six years since, and what salary did he draw during such leave of absence?

(3.) Has Mr. Frazer, Landing Waiter, been transferred to the position of Locker; on what grounds, and does he still draw the salary of Landing Waiter?

(4.) Who is doing the duties of Messrs. Lewis and Frazer; what salaries do they receive, and do they give the necessary bonds incumbent on Landing Waiters?

(5.) Has Mr. Levy, Landing Waiter, been disrated to the position of Locker; on what grounds, and does he still draw the salary of Landing Waiter?

(6.) Is the additional £90 per annum, voted by this House to Landing Waiters in lieu of overtime, still retained by Messrs. Lewis, Frazer, and Levy; and if so, upon what grounds?

(7.) Is it the intention of the Government to pay the said £90 per annum to the gentlemen doing duty for Messrs. Lewis, Frazer, and Levy?

Mr.

Mr. Stuart answered,—

- (1.) Yes, for twelve months on half salary.
 - (2.) Yes, on one-third salary.
 - (3.) On a representation from the Collector of Customs as to the age and physical infirmity of Mr. Frazer, this officer, in December last, was placed in the less onerous position of Locker, retaining, however, his pay as Landing Waiter.
 - (4.) Mr. Spencer, Locker, is doing Mr. Frazer's duty, and Mr. H. Low, Tide-waiter, is doing Mr. Lewis's. The former receives his Locker's pay of £250; the latter receives Mr. Lewis's undrawn half-pay of £157 10s. I am informed that it is not customary for officers doing duty during temporary absence of others to give bonds.
 - (5.) Mr. Levy has not been disgraced; but in his case it was also considered that he would more efficiently perform the less onerous duties of Locker, retaining, however, in consideration of long service, the pay which he received as Landing Waiter.
 - (6.) The charge for overtime service having been abolished, the allowance voted in lieu thereof was incorporated with the salary which is enjoyed by the persons named—one-half in Mr. Lewis's case, the whole in the other two cases.
 - (7.) No such payment appears to be necessary. Mr. Lewis receives, by arrangement, one-half of the increase to his salary; and in the other two cases the officers doing duty as Landing Waiters will carry with them the increased salaries attaching to the offices from which they are removed.
- (11.) Neander's Conditional Purchase at Deniliquin:—*Mr. Wisdom*, on behalf of Mr. Cameron, asked the Secretary for Lands, pursuant to Notice,—Has it been represented to the Government that the sole appraiser of improvements alleged to be sufficient in value to bar selection upon a Conditional Purchase by Walter Neander at Deniliquin, did not take any evidence at such inquiry, and that his award was made upon a simple inspection of the selection made in company with the Manager for the Crown Lessee; if so, is it the intention of the Government to cause inquiry into such appraiser's conduct, and if such award should prove not to have been made in accordance with Lands Act, will inquiry be re-opened as to the position of such improvements, and their value at date of selection?

Mr. Garrett answered,—The representation as to this appraisal was received on the 2nd instant, and shall have due attention.

- (12.) School at Round Swamp:—*Mr. Hurley (Hartley)* asked the Secretary for Lands, pursuant to Notice,—

- (1.) When will the Grant of Land for School purposes at Round Swamp be available?
- (2.) Is he aware that the erection of school buildings cannot be gone on with until such Grant is complied with?

Mr. Garrett answered,—

- (1.) The appropriation of the land has very recently taken place, and the formal Grant has not yet been prepared, but will be issued shortly.
- (2.) There is no apparent necessity for the erection of the school buildings being delayed.

2. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motion*):—*Mr. Hill* moved, pursuant to Notice, That the Petition presented by him on 8th June, from the Municipal Council of Alexandria, relative to increased Endowment, be printed.
Question put and passed.

3. BORDER DUTIES CONVENTION BILL (*"Formal" Order of the Day*),—on motion of Mr. Stuart, read a third time, and *passed*.

Mr. Stuart then moved, That the Title of this Bill be "*An Act to authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies.*"
Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 9th June, 1876.*

4. PAPER:—Mr. Stuart laid upon the Table,—Amended Order of Her Majesty in Council relating to Certificates of Competency to Masters, Mates, &c.
Ordered to be printed.

5. COMPANIES ACT AMENDMENT BILL:—The Order of the Day having been read,—*Mr. Stephen Brown* moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Brown that report was adopted.

Ordered, that the Bill be read a third time on Tuesday next.

6. FIRE BRIGADES BILL:—The Order of the Day having been read,—*Mr. Parkes* moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill

Bill read a second time.

Mr. Parkes moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill, and that the Message of His Excellency the Governor in reference thereto be referred to the Committee.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

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

Ordered, that the adoption of that report stand an Order of the Day for Tuesday next.

7. **POSTPONEMENT**:—The Order of the Day for the second reading of the Cattle Sale-yards Act Amendment Bill postponed until Friday, 30th June.
8. **SUPPLY OF WATER TO CITY OF NEWCASTLE**:—The Order of the Day having been read,—Mr. G. A. Lloyd moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to appoint a Commission to inquire into the best means of supplying the City of Newcastle and the surrounding mining townships with Water, and the probable cost thereof; and that he will also be pleased to cause to be placed on an Additional Estimate for the present year a sum sufficient to cover the expense of such Commission.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*) that the report be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to appoint a Commission to inquire into the best means of supplying the City of Newcastle and the surrounding mining townships with Water, and the probable cost thereof; and that he will also be pleased to cause to be placed on an Additional Estimate for the present year a sum sufficient to cover the expense of such Commission.

On motion of Mr. Lloyd, the Resolution was read a second time, and agreed to.

9. **INTERNATIONAL RIFLE CONTEST**:—The Order of the Day having been read,—Mr. H. C. Dangar moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the following Resolutions, and that the Message of His Excellency the Governor in reference thereto be referred to the Committee:—

(1.) That, in the opinion of this House, the New South Wales contingent of the Team of Riflemen representing Australia at the Rifle Contest to be held in America should receive assistance in defraying their expenses; and that a sum not exceeding £1,000 should be paid for that purpose to the Rifle Association out of the "Advance to Treasurer Fund," on condition of an equal amount being raised by private contributions.

(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Question put.

The House divided.

Ayes, 16.

Mr. Robertson,	Mr. Driver,
Mr. Stuart,	Mr. Parkes,
Mr. Lackey,	Mr. G. A. Lloyd,
Mr. Garrett,	Mr. Terry,
Mr. Gray,	Mr. Farnell,
Mr. W. C. Browne,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. Wright,	Mr. Day,
Mr. Charles,	Mr. H. C. Dangar.

Noes, 4.

Mr. Fitzpatrick,
Mr. Hoskins,
<i>Tellers.</i>
Mr. Stephen Brown,
Mr. Hill.

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day fortnight.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 106.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 13 JUNE, 1876.

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

NEWCASTLE PAVING AND PUBLIC VEHICLES REGULATION BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 45.

A Bill, intituled "*An Act to make more effectual provision for Paving certain Streets of the City of Newcastle and for the licensing and regulation of Public Vehicles within the said City,*"—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, 13th June, 1876.

2. QUESTIONS:—

(1.) Public Tanks between the Barwon and Narren:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—

(1.) Have applications been made for the construction of Public Tanks upon the various road tracks between the Barwon and the Narren?

(2.) Have such been reported upon favourably by the Surveyor?

(3.) Will there be any objection to state what course is intended to be pursued with regard to such, by placing a sum on the Estimates, or otherwise?

Mr. Garrett answered,—

(1.) An application was received from the Honorable Member.

(2.) The Surveyor reports that it would be useless for the Government to undertake the expense of excavating tanks unless a man was employed to keep the tanks protected, and that, unless fenced in, the tanks would be soon trodden in by the thousands of wild horses abounding in the back country; and if fenced, unless looked after by some one appointed by the Government, the fences would be destroyed.

(3.) I may state that the Surveyor's report, although it has been received, has not been considered with the view of arriving at a decision, but the subject will be shortly attended to.

(2.) Railway Extension between Murrumburrah and Cootamundra:—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—How many persons were employed by the Contractor on the Southern Railway Extension between Murrumburrah, and Cootamundra during the month of May, 1876?

Mr. Lackey answered,—I regret that I cannot give the number employed between Murrumburrah and Cootamundra, as the returns are made out to show only the number employed on each contract. During the month of May last the number of men employed on the extension between Yass and Cootamundra was 355.

(3.) Railway Extension between Cootamundra and Wagga Wagga:—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—How many persons were employed by the Contractor on the Southern Railway Extension between Cootamundra and Wagga Wagga during the month of May, 1876?

Mr. Lackey answered,—The number employed was 211.

(4.)

(4.) Railway Extension between Yass and Murrumburrah:—Mr. Hoskins asked the Secretary for Public Works, pursuant to Notice,—How many persons were employed by the Contractor on the Southern Railway Extension between Yass and Murrumburrah during the month of May, 1876? Mr. Lackey answered,—This question was replied to by my previous answer.

(5.) Importation of Sheep:—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—
(1.) Has the Government taken into consideration the propriety of relaxing the Regulations which impede the import of fat Sheep for the purpose of slaughtering into Port Jackson?
(2.) Will the Colonial Secretary have the goodness to state the decision of the Government on the subject?

Mr. Robertson answered,—My Honorable Friend the Secretary for Lands will give notice to-night of his intention to bring in a Bill to deal with this matter.

(6.) Illawarra Railway:—Mr. Sutherland asked the Secretary for Public Works, pursuant to Notice,—Will he lay upon the Table of the House to-day, as an exhibit only, a Plan of a portion of the Survey of the proposed Illawarra Railway, showing the land that should be reserved, with a Minute of the late Secretary for Works written on the Plan, requesting the Engineer-in-Chief for Railways, before making any recommendations with reference to that line, to cause a Survey to be made connecting the proposed line with the present main line, to continue the Survey to and round Glebe Island, so that passenger traffic might come direct to Sydney, and coal or other traffic might go to Darling Harbour or Glebe Island, as most convenient to shippers?

Mr. Lackey answered,—I will presently lay upon the Table of the House, as an exhibit only, the Plan alluded to by the Honorable Member.

(7.) Post and Telegraph Office, Rylstone:—Mr. Hurley (*Hartley*) asked the Postmaster General, pursuant to Notice,—Is it his intention to cause a sum to be placed on the Supplementary Estimates for the erection of a Post and Telegraph Office at Rylstone?

Mr. Burns answered,—There does not appear to be sufficient business at Rylstone to call for the erection of a Post and Telegraph Office at that place, but the matter will receive further consideration.

(8.) Linden's Conditional Purchase:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Who was the Commissioner before whom the cases of Samuel and Matthew Linden were heard at Coonabarabran?

(2.) What is the name of the Inspector who took evidence in the case, and did he go on the ground to value the improvements, and did this Inspector give his evidence in open Court, or was his evidence taken in a public-house?

(3.) What are the names of the parties who valued the improvements made by S. and M. Linden for Alfred Croxen, the Lessee of the Run on which the Lindens selected; and at what amount did they value the improvements on each of the selections?

(4.) Was any valuation of improvements made on behalf of the Lindens; if so, what value was put on the improvements on each selection for them?

(5.) Has he come to any decision in the case of S. and M. Linden; if so, what decision has he arrived at?

Mr. Garrett answered,—

(1.) Mr. Hawkins.

(2.) The improvements were inspected by Mr. Franks on the 18th February, 1876. The evidence appears to have been taken, with that of the other witnesses, in open Court, and he was cross-examined by one of the claimants.

(3.) In the selection of Mathew Howden the improvements were valued by the complainant at £60 7s.; by John Kennedy, at £60; by Duncan Murchison and Charles Winter, at £62 7s. On that of Samuel Linden, the improvements are valued by complainant at £45 16s.; by John Kennedy, at £38; by Duncan Murchison, at £23; and by Charles Winter, at £23 15s.

(4.) On Mathew Linden's selection, by Samuel Linden, £146 5s.; and on that of Samuel Linden by claimant at £105; by William F. Linden, at £105 5s.; by Edward Slater, at £105; and by Nelson Proctor, at £113 5s.

(5.) The report has recently been received, and a decision has not yet been arrived at.

(9.) Yanko Creek Reserve:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that the Lessees of the Yanko Creek Reserve are making improvements on this Reserve, although the law prevents them from doing so, and that if the Reserve is not cancelled in a short time the Lessees will have improved it so much that there will be none of it available for selection?

(2.) Will the Government cancel this Reserve immediately, as by doing so they will give those who wish to select on it a chance of doing so?

Mr. Garrett answered,—

(1.) I am not officially aware that the Lessees are making improvements upon the Reserve, but I will cause inquiries to be made, and such steps to be taken as to prevent them doing so except at their own risk.

(2.) Directions have been given to the Surveyor General to have all necessary reservations made without delay for towns, roads, access to water, &c., prior to revoking the remainder of the Reserve, in accordance with the Resolutions of the Assembly and to my prior decisions upon the subject.

(10.) Mr. Charles Brady:—Mr. Farnell asked the Colonial Secretary, pursuant to Notice,—Has the Government considered the Petition of Mr. Charles Brady, presented to this House on the 17th May, 1876, relative to Silk Culture; if so, is it the intention of the Government to take any action in the matter?

Mr. Garrett answered,—The matter has not yet received the consideration of the Government, but will be attended to when the more pressing matters now being dealt with will permit.

(11.) Runs in the Warrego District:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it true that a number of Runs in the second-class settled and unsettled pastoral districts, leased for pastoral purposes, have never been stocked or occupied, but are taken up for the purposes of speculation and jobbery?

(2.) If this is true, will the Minister for Lands adopt measures to put a stop to such a state of things?

(3.) Is it true that the whole of the Southern portion of the Warrego Pastoral District, and a large portion of the adjoining district, is leased but not stocked?

(4.) What is the area of land in those districts, and in other districts of the Colony, that has been leased and not stocked?

Mr. Garrett answered,—The Government are necessarily unaware for what purpose (if any) other than for pastoral occupation the country referred to has been taken up. Ordinarily the lands leased by the Crown are perhaps, if anything, overstocked by the Crown tenants. The Government are not aware what area of land in the pastoral district of Warrego, or in the other pastoral districts of the Colony, has been leased but not stocked. Just before I came to the House I received the following telegram from the Commissioner of the Warrego District. "District Commissioner Thompson to officer in charge Occupation of Lands, &c. The whole of the southern portion of the Warrego District is held under lease, and all the runs having frontages stocked. Some of the back blocks were stocked last winter, and on others lessees were making improvements to secure water, but in consequence of the severe drought last summer lessees had to abandon improvements, and travel stock for water. I travelled through the back country last month, and found that some of the runs had been re-stocked, and was informed that other lessees had their sheep on the roads returning to the runs. I have also seen official notices from Dubbo sheep inspector that 21,900 sheep belonging to different owners are now travelling into Warrego District to occupy some of the back blocks in question."

(12.) Court-house and Lock-up at Wee Waa:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to provide for the erection of a new Court-house and Lock-up at Wee Waa; and if so, in what manner?

Mr. Lackey answered,—Application was made by the Honorable Member for a sum of £800 to build a new Court-house and Lock-up at Wee Waa. The Colonial Architect reported that, though these buildings are necessary, the sum asked is not sufficient. A sum of £1,000 will be placed on the Estimates for 1877 to meet the expense of their erection.

(13.) Mrs. Baldock:—Mr. Driyer asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to recognize, by the presentation of a Gold Medal, or otherwise, the claim of Mrs. Baldock for the bravery and heroism displayed by her on the occasion of the attack upon the residence of Mr. Keightley, at Campbell's River, by bushrangers, some years since?

Mr. Robertson answered,—The lady whose name the Honorable Member has mentioned was not recommended by the Police authorities for any such honor, but lately papers have come before me at the instance of some persons who have moved in her interest. I have not, however, had time to determine the course the Government will take in the matter.

3. RAILWAY EXTENSION TO WELLINGTON AND DUBBO:—

(1.) Mr. Nelson presented a Petition from Inhabitants of the District of Wellington, praying that the line of Railway between Orange and Wellington may be taken *via* Ironbarks.

Petition received.

(2.) Mr. Davies, on behalf of Mr. Lord, presented a Petition from Narcisse Muller, Mayor of the Municipal District of Dubbo, in favour of the extension of the Railway to Dubbo *via* Ironbarks, and praying the House to take the matter into favourable consideration.

Petition received.

4. ADULTERATION OF FOOD PREVENTION BILL:—Mr. Driver presented a Bill, intituled "*A Bill to prevent the adulteration of articles of Food or Drink*,"—which was read a first time.

Ordered to be printed, and read a second time on Friday next.

5. PAPERS:—Mr. Lackey laid upon the Table,—

(1.) Return to an Order made on 31st May, 1876, in reference to the Wages of Railway Guards.

(2.) Return (*in part*) to an Order made on 21st January, 1876, in reference to the Electorate of The Gwydir.

Ordered to be printed.

(3.) Plan showing a proposed Route for the Illawarra Railway (*as an Exhibit only*).

6. ADJOURNMENT:—Mr. Driver moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

7. REPORTS FROM STOCK INSPECTORS ("*Formal*" *Motion*):—Mr. Stuart moved, pursuant to Notice, That the Reports from Stock Inspectors, the order for printing which was rescinded by order of this House on 2nd June last, be printed without the accompanying Plans.

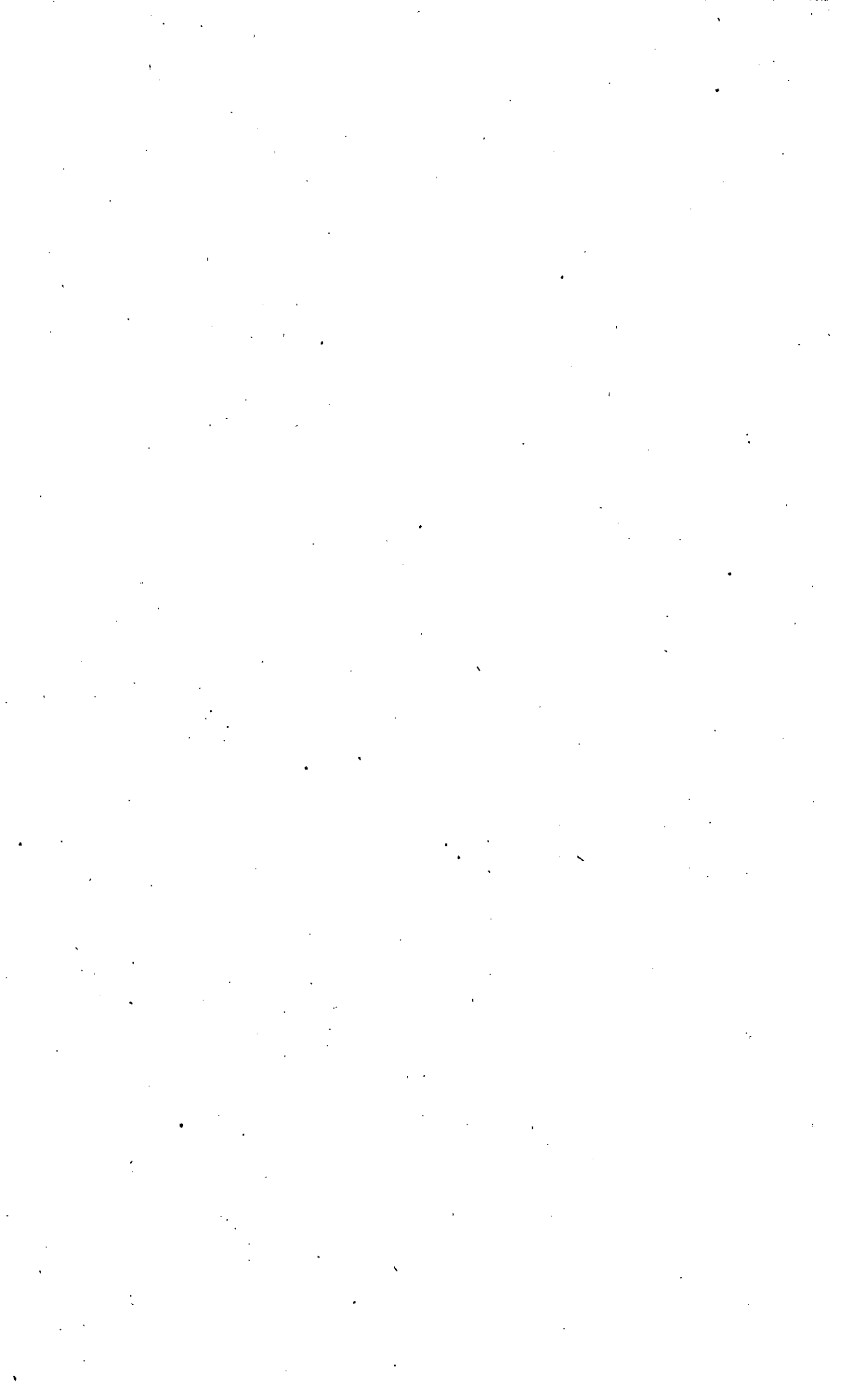
Question put and passed.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only seventeen Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. Cohen, Mr. H. C. Dangar, Mr. Davies, Mr. Day, Mr. Dibbs, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Leary, Mr. Macintosh, Mr. Parkes, Mr. Robertson, Mr. Scholey, Mr. Stevens, Mr. Stuart, and Mr. Terry,—

Mr. Speaker adjourned the House at fifteen minutes after Nine o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 107.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 14 JUNE, 1876.

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

QUESTIONS:—

- (1.) Conveyance of Mails across America:—Mr. Nelson asked the Postmaster General, pursuant to Notice,—Has the Government received any communication from the Secretary of State as to the demand of the American Government for a larger payment towards the expenses of conveying the British and Australian Mails across the Continent of America, and as to the proposal of the Lords of the Treasury to raise the postal rate on printed matter?

Mr. Burns answered,—The Secretary of State, in the month of January last, communicated with the Agent General in reference to the proposal of the United States Government to demand a larger payment towards the expense of conveying the Australian and New Zealand Mails across the continent of America, and also as to the proposal of the Lords of the Treasury to raise the postal rate on printed matter; and Mr. Forster, on behalf of New South Wales, and Dr. Featherstone, on behalf of New Zealand, had an interview with the Earl of Carnarvon on the subject on the 4th February. No communication has yet been received by the Government as to the decision of the Imperial Government; but, from information which I have lately received unofficially, I am led to hope that no increased rate will be demanded from the Colonies.

- (2.) Sale of Land, Narrabri:—Mr. R. Forster, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—Has a Petition been received for the survey and sale of more land in the Town of Narrabri; if so, will immediate steps be taken to survey such, and will the same be submitted to auction as soon as possible?

Mr. Garrett answered,—A Petition was received, and referred to Licensed Surveyor Clements on the 10th instant.

2. PAPERS:—Mr. Robertson laid upon the Table,—

- (1.) Report of the Randwick Asylum Board of Inquiry.
 - (2.) By-law of the University of Sydney.
 - (3.) By-laws of the Borough of Paddington for carrying into effect the Nuisances Prevention Act of 1875.
 - (4.) By-laws of the Borough of Woollahra for carrying into effect the Nuisances Prevention Act of 1875.
 - (5.) Live Stock Return for the year ending 31st March, 1876.
- Ordered to be printed.

3. COMPANIES ACT AMENDMENT BILL:—Mr. Robertson presented a Petition from Eugene Lamonnierie Dit Fattorini, praying to be heard at the Bar of the House, by Counsel or otherwise, against the passing of this Bill.
Petition received.

4. DISEASES IN SHEEP ACT AMENDMENT BILL ("Formal" Motion):—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to amend the Diseases in Sheep Act of 1866.
Question put and passed.

5. RAILWAY EXTENSION TO WELLINGTON ("Formal" Motion):—Mr. Nelson moved, pursuant to Notice, That the Petition presented by him on 13th June, from Inhabitants of Wellington, Burrendong, Mitchell's Creek, Ironbarks, and Stoney Creek, in favour of the construction of a Railway from Orange to Wellington *via* Ironbarks, be printed.
Question put and passed.

6. VOLUNTEER FORCE REGULATION ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Dibbs moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole for the purpose of considering the propriety of bringing in a Bill to amend the Volunteer Force Regulation Act of 1867.
Question put and passed.
7. DISEASES IN SHEEP ACT AMENDMENT BILL:—Mr. Garrett presented a Bill, intituled "*A Bill to amend the Diseases in Sheep Act of 1866*,"—which was read a first time.
Ordered to be printed, and read a second time to-morrow.
8. RAILWAY EXTENSION INTO THE CITY OF SYDNEY:—Mr. Macintosh presented a Petition from Bankers, Freeholders, and others, residents in the City and Suburbs of Sydney, in favour of the extension of the Railway into the heart of the City.
And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.
9. GUNPOWDER AND EXPLOSIVE SUBSTANCES LAW CONSOLIDATION BILL:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. 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.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Stuart that report was adopted.
Ordered, 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 consolidate and amend the Law regulating the importation storage and removal of Gunpowder and other explosive substances*."
*Legislative Assembly Chamber,
Sydney, 14th June, 1876.*
10. SUPPLY:—The Order of the Day for the resumption of the Committee of Supply having been read,—
Mr. Stuart moved, "That" Mr. Speaker do now leave the Chair.
Mr. Pilcher moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for the year 1876, a sum not exceeding £2,000, for the erection of a Bridge across Campbell's River, to secure communication for the residents of Native Dog Creek, Oberon, and the surrounding districts, with the towns of Rockley and Bathurst."
Question proposed, That the words proposed to be omitted stand part of the Question.
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 place of the words omitted be there inserted,—put and passed.
Question then,—That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for the year 1876, a sum not exceeding £2,000, for the erection of a Bridge across Campbell's River, to secure communication for the residents of Native Dog Creek, Oberon, and the surrounding districts, with the towns of Rockley and Bathurst,—put and passed.
Mr. Lackey moved, That the House do immediately resolve itself into the Committee of Supply.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 108.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 15 JUNE, 1876.

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

VOLUNTEER FORCE REGULATION ACT AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 46.

In accordance with the 54th section of the Constitution Act, the Governor recommends, for the consideration of the Legislative Assembly, the expediency of making provision to meet the requisite expenses in connection with an amendment of the Volunteer Force Regulation Act of 1867.

Government House,
Sydney, 15th June, 1876.

2. QUESTIONS:—

(1.) Court-house at Moree:—*Mr. Davies*, on behalf of *Mr. T. G. Dangar*, asked the Secretary for Public Works, pursuant to Notice,—Has *Hassall's Contract* for erection of wooden Court-house at Moree been cancelled; if not, is it intended to do so; and in such case will fresh tenders be called for a brick Court-house; and if so, when?

Mr. Lackey answered,—A contract to erect a wooden building was entered into in January last, but on the 15th May the Contractor, *T. H. Hassall*, asked to be relieved, in consequence of the difficulties of procuring timber. The question of the revocation of the contract and the erection of a brick building is now under the consideration of the Government.

(2.) Post and Telegraph Offices, Tenterfield:—*Mr. Abbott* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Have tenders for the erection of Telegraph and Post Offices at Tenterfield been advertised for?
- (2.) What time has elapsed since the money was voted for such building?
- (3.) What has been the cause of delay?
- (4.) When will tenders be advertised for?

Mr. Lackey answered,—

- (1.) Tenders have not been called for, but the plans are just ready, and the specification is in-course of preparation.
- (2.) The Appropriation Act, including the vote for this building, was passed on 11th August, 1875.
- (3.) The delay occurred in obtaining the necessary information from the Telegraph Department, together with the pressure of other business in the Colonial Architect's Department.
- (4.) Tenders will be invited as soon as possible.

(3.) Greville's Post Office Directory:—*Mr. McElhone* asked the Colonial Secretary, pursuant to Notice,—Was the money paid to *Mr. Greville* for the Post Office Directories appropriated by Parliament; if so, out of what Vote was it paid?

Mr. Robertson answered,—I do not desire to refuse to answer this question, but no money has been paid to *Mr. Greville*. Money has been paid to *Greville and Company*. The money was paid from the Stores and Stationery Vote of 1876, the Post Office Vote of 1876, and the balance from the Treasury Advance Vote of 1876.

(4.) Railway Station, Newtown:—*Mr. Stephen Brown* asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Are the Plans for the new Station-house at the Railway Station, Newtown, yet prepared?
- (2.) When will tenders be called for the building of the same?
- (3.) Will increased Siding Accommodation for the loading and unloading of trucks be afforded?

Mr.

Mr. Lackey answered,—

- (1.) The plans have been prepared.
- (2.) Tenders were invited for the erection of this building on the 12th instant.
- (3.) It will be necessary to take additional land for this purpose, and a proposition in connection with this matter is under consideration.

(5.) Railway from Cootamundra to Gundagai:—Mr. Piddington asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is it the intention of the Government to submit an Estimate of the cost of constructing a line of Railway from Cootamundra to Gundagai, 33½ miles, for the consideration of Parliament this Session?
- (2.) Is it the intention of the Government to submit an Estimate of the cost of constructing a line of Railway from Wagga Wagga *via* Jerilderie to the mouth of the Lachlan River this Session, for the consideration of Parliament?

Mr. Lackey answered,—Not during the present Session of Parliament.

3. ENDOWMENT OF MUNICIPALITIES:—The following Petitions in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government, were presented by the Members named:—
 - (1.) By Mr. J. S. Smith. From the Municipal Council of Penrith.
 - (2.) By Mr. Driver. From the Municipal Council of Balmain.
 Petitions received.
4. PAPER:—Mr. Robertson laid upon the Table,—Return to an Address, adopted on 30th May, 1876, in reference to the case of *Williams v. Willis*.
Ordered to be printed.
5. COMPANIES ACT AMENDMENT BILL (“*Formal*” Motion):—Mr. Robertson moved, pursuant to Notice, That the Petition presented by him on 14th June, from E. L. D. Fattorini, respecting the Companies Act Amendment Bill, be printed.
Question put and passed.
6. RAILWAY EXTENSION INTO THE CITY OF SYDNEY (“*Formal*” Motion):—Mr. Davies, on behalf of Mr. Macintosh, moved, pursuant to Notice, That the Petition presented by him on 14th June, from Bankers, Freeholders, Merchants, &c., in Sydney and Suburbs, in favour of the extension of the Railway into the City, be printed.
Question put and passed.
7. RAILWAY EXTENSION TO DUBBO (“*Formal*” Motion):—Mr. Davies moved, pursuant to Notice, That the Petition presented by him on 13th June, on behalf of Mr. Lord, from the Mayor of Dubbo, praying for an extension of the Western Railway by way of Orange to Dubbo, be printed.
Question put and passed.
8. MURRUMBIDGEE TURF CLUB BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “*An Act to enable the Trustees of certain land at Wagga Wagga in the Colony of New South Wales dedicated for purposes of public recreation to grant leases thereof and to enable the members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee and for other purposes.*”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 15th June, 1876.

JOHN HAY,
President.

MURRUMBIDGEE TURF CLUB BILL.

Schedule of the amendments referred to in Message of 15th June, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 3, clause 1, line 20. Omit “to grant”
- ” ” 21. After “expedient” insert “to demise in manner hereinafter mentioned”
- ” lines 22 to 27. Omit “or to any other club or association now formed or which
- ” “may hereafter be formed for the purposes of horse-racing or for the purpose of promoting
- ” “or engaging in any other public amusement or purpose for which it is intended the said
- ” “land should or might be used as aforesaid the exclusive right to use or occupy”
- ” 4, clause 5, line 26. After “club” add “subject nevertheless as it respects any such demised
- ” “land to the provisions hereinafter contained”
- ” clause 7, ” 34. Omit “real and personal”
- ” ” 35. Omit “personal”
- ” ” lines 39 to 41. Omit “in like manner as if such chairman and his respective
- ” “successors in such office were in law or corporation sole and as if the personalty were real
- ” “estate”
- ” clause 7, line 42. Omit “real and personal”
- ” ” Omit “personal”
- ” ” lines 47 to 49. Omit “in like manner as if such chairman and his successors in
- ” “such office were in law a corporation sole and as if the personalty were real estate”

Page

- Page 4, clause 8, line 51. *After* "office" *insert* "and by all persons claiming any interest therein
" under this Act or otherwise"
" clause 8, line 52. *Omit* "under"
" " " " 53. *Omit* "under and"
" 5, " 10, " 4. *Omit* "an absolute" *insert* "a"
" 6, " 19, " 29. *Omit* "given" *insert* "stated"
" " " 30. *Omit* "given" *insert* "stated"
" " 21, " 42. *Omit* "at pleasure"
" " 23, " 57. *Omit* "mortgage"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday, 30th June.

9. ADJOURNMENT :—Mr. Stephen Brown moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

10. BORDER DUTIES CONVENTION BILL :—Mr. 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 authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 15th June, 1876.

JOHN HAY,
President.

11. DISEASES IN SHEEP ACT AMENDMENT BILL :—The Order of the Day having been read,—Mr. Garrett moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

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

Ordered, that the Bill be read a third time to-morrow.

12. SUPPLY :—The Order of the Day for the resumption of the Committee of Supply having been read,—Mr. Stuart moved, That this Order of the Day be postponed, to follow after the Order of the Day No. 4.

Debate ensued.

Question put.

The House divided.

Ayes, 23.

Mr. Sutherland,	Mr. J. S. Smith,
Mr. T. G. Dangar,	Mr. Davies,
Mr. Day,	Mr. Robertson,
Mr. Charles,	Mr. Stuart,
Mr. W. H. Suttor,	Mr. Lackey,
Mr. F. B. Suttor,	Mr. Garrett,
Mr. Cunneen,	Mr. Burns,
Mr. Booth,	Mr. Lucas,
Mr. Macintosh,	
Mr. Byrnes,	<i>Tellers.</i>
Mr. Clarke,	Mr. H. H. Brown,
Mr. Goold,	Mr. J. Watson.
Mr. Cameron,	

Noes, 20.

Mr. Parkes,	Mr. Hay,
Mr. Leary,	Mr. Farnell,
Mr. G. A. Lloyd,	Mr. Moses,
Mr. Cohen,	Mr. Scholey,
Mr. McElhone,	Mr. Abbott,
Mr. Hill,	<i>Tellers.</i>
Mr. Driver,	Mr. Nelson,
Mr. Stevens,	Mr. Dibbs.
Mr. Fitzpatrick,	
Mr. Stephen Brown,	
Mr. Hurley (<i>Hartley</i>),	
Mr. Piddington,	
Mr. W. C. Browne,	

And so it was resolved in the affirmative.

13. ADJOURNMENT :—Mr. McElhone moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 18.

Mr. Nelson,	Mr. Abbott,
Mr. Piddington,	Mr. Farnell,
Mr. Fitzpatrick,	Mr. McElhone,
Mr. Sutherland,	<i>Tellers.</i>
Mr. R. B. Smith,	Mr. Hurley (<i>Hartley</i>),
Mr. G. A. Lloyd,	Mr. Stephen Brown.
Mr. Stevens,	
Mr. W. C. Browne,	
Mr. Hill,	
Mr. Terry,	
Mr. Parkes,	
Mr. Scholey,	
Mr. Dibbs,	

Noes, 24.

Mr. Robertson,	Mr. Clarke,
Mr. Stuart,	Mr. T. G. Dangar,
Mr. Burns,	Mr. J. Watson,
Mr. Lackey,	Mr. Garrett,
Mr. H. H. Brown,	Mr. Charles,
Mr. Lucas,	Mr. Cameron,
Mr. Macintosh,	Mr. Goold,
Mr. H. C. Dangar,	Mr. Byrnes,
Mr. Driver,	Captain Onslow,
Mr. Booth,	<i>Tellers.</i>
Mr. W. H. Suttor,	Mr. J. S. Smith,
Mr. Cunneen,	Mr. F. B. Suttor.
Mr. Davies,	

And so it passed in the negative.

14. POSTPONEMENT :—The Order of the Day for the resumption of the Committee of Ways and Means postponed, to follow after the Order of the Day for the resumption of the Committee of Supply.

15. SALE AND USE OF POISONS BILL:—The Order of the Day having been read,—Mr. Stuart moved, That this Bill be now read a second time.

Debate ensued.

Mr. Nelson moved, That this Debate be now adjourned until this day week.

Question put on the motion for the adjournment of the Debate

The House divided.

Ayes, 16.

Mr. R. B. Smith,	Mr. Driver,
Mr. G. A. Lloyd,	Mr. Scholey,
Mr. Nelson,	<i>Tellers.</i>
Mr. Piddington,	
Mr. Sutherland,	Mr. Fitzpatrick,
Mr. Cohen,	Mr. Dibbs.
Mr. W. H. Suttor,	
Mr. Parkes,	
Mr. Leary,	
Mr. Hurley (<i>Hartley</i>),	
Mr. Abbott,	
Mr. H. C. Dangar,	

Noes, 21.

Mr. Robertson,	Mr. Macintosh,
Mr. Stuart,	Mr. F. B. Suttor,
Mr. H. H. Brown,	Mr. T. G. Dangar,
Mr. Lackey,	Mr. J. Watson,
Mr. Burns,	Mr. Clarke,
Mr. Lucas,	Mr. Terry,
Mr. Garrett,	Mr. Cunneen,
Mr. J. S. Smith,	<i>Tellers.</i>
Mr. Charles,	
Mr. Byrnes,	Mr. Day,
Mr. Cameron,	Mr. Davies.
Mr. Goold,	

And so it passed in the negative.

Original Question again proposed.

Debate continued.

Mr. G. A. Lloyd moved, That this House do now adjourn.

Question put and negatived.

Original Question again proposed.

Debate continued.

Question put and passed.

Bill read a second time.

Mr. Stuart moved, "That" Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill.

Debate ensued.

Mr. Piddington moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the consideration in Committee of the Whole of this Bill stand an Order of the Day for this day week."

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

Debate ensued.

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

The House divided.

Ayes, 26.

Mr. Robertson,	Mr. J. Watson,
Mr. Lucas,	Mr. Davics,
Mr. Lackey,	Mr. Macintosh,
Mr. Burns,	Mr. W. C. Browne,
Mr. Cameron,	Mr. Day,
Mr. Garrett,	Mr. W. H. Suttor,
Mr. H. H. Brown,	Mr. Farnell,
Mr. Charles,	Mr. Cunneen,
Mr. Driver,	Mr. T. G. Dangar,
Mr. J. S. Smith,	Mr. Stuart,
Mr. Byrnes,	<i>Tellers.</i>
Mr. Clarke,	
Mr. Wright,	Mr. H. C. Dangar,
Mr. Goold,	Mr. F. B. Suttor.

Noes, 13.

Mr. Dibbs,
Mr. Piddington,
Mr. G. A. Lloyd,
Mr. R. B. Smith,
Mr. McElhone,
Mr. Hurley (<i>Hartley</i>),
Mr. Nelson,
Mr. Leary,
Mr. Abbott,
Mr. Scholey,
Mr. Parkes,
<i>Tellers.</i>
Mr. Cohen,
Mr. Fitzpatrick.

And so it was resolved in the affirmative.

Original Question put and passed.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 16 JUNE, 1876 A.M.

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

16. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at ten minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 109.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 16 JUNE, 1876.

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

ELECTORATE OF CARCOAR:—Mr. Speaker informed the House that, upon the passing of the Resolution of the 25th ultimo, declaring the Seat of Solomon Meyer, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Meyer; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Andrew Lynch, Esquire, to serve as Member for the Electoral District of Carcoar.

2. **BORDER DUTIES CONVENTION BILL**:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 47.

A Bill, intituled "*An Act to authorize the making of Conventions respecting the Border Duties with any of the adjoining Colonies*,"—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, 16th June, 1876.

3. **QUESTIONS**:—

(1.) Boats for Namoi and Big Rivers:—*Mr. Davies*, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have Boats been supplied to Molly, Goangora, and Wee Waa, Namoi River; Moree and Pallamallawa, Big River, and the Manilla; if so, the dates forwarded to each place, or when likely to be, and the dates of their reaching their destination?

(2.) In whose charge have each of these Boats been placed?

(3.) Have instructions for their use been forwarded; if not, will such?

(4.) Will there be any objection to state the nature of such instructions forwarded to those who have charge of these Boats, stating the purposes for which they are intended to be used, and whether for public use, Mails, or what?

Mr. Lackey answered,—

(1.) For Molly, a boat was forwarded on 14th June, 1875; for Goangora, a boat is now building; for Wee Waa, a boat was forwarded in February last, and is now at Murrurundi waiting to be forwarded; for Moree, a boat was supplied in 1873; for Pallamallawa, a boat is now ready to forward; for Manilla, a boat is now in hands.

(2.) The charge of the Road Superintendent, who has handed them over to the most eligible local authorities.

(3 and 4.) No special instructions. In each case they should differ, and it was thought inadvisable to fetter the local people too much, as they were the most likely to make the best arrangements for the management of the boats. The boats are intended for crossing of Mails, the Police, and the Public.

(2.) District Surveyor Dewhurst:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has Mr. District Surveyor Dewhurst got a Free Selection on Attunga Run, near Tamworth, close to No. 16 Reserve?
- (2.) Does he reside on his selection; if not, will the Government cancel his selection for non-residence, as they do in other cases, and so treat all persons alike?
- (3.) Are the Government aware that Mr. Dewhurst has a dummy selection on Attunga Run, taken up by a person named Blair?
- (4.) If they are not aware of this, will they cause an inquiry to be made into it by a disinterested person, and take evidence from persons to whom Mr. Dewhurst is said to have admitted Blair's selection is his?

Mr. Garrett answered,—

- (1.) A selection made on 8th September, 1864, was transferred to Mr. Dewhurst, in December, 1868. The balance of purchase money was paid, and Deed issued in 1873.
- (2.) Residence on the land is not now necessary.
- (3.) No; there is a selection taken up by a person named Blair, which has been transferred to, and is now held by, Robert Fisher.
- (4.) Inquiry will be made if it is alleged that Mr. Dewhurst holds a selection in his district other than a place of residence.

(3.) Weighing Machines at Railway Stations:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is he aware that the Weighing Scales at the different Railway Stations on the Great Northern lines are very incorrect, and cause a great deal of dissatisfaction to all persons who use them?
- (2.) Will he send up a competent person to adjust and put these scales in order?

Mr. Lackey answered,—I am not aware that the Weighing Machines on the Great Northern Line are incorrect; but to put the matter beyond doubt I have given directions that a competent person is to visit each station for the purpose of testing, and, if necessary, adjusting the machines.

(4.) Landing Stage at Parramatta Junction:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What has been the cost of the Landing Stage for horses and carriages near Parramatta Junction, and at whose recommendation was it erected?
- (2.) What has been the cost of the Platform between Parramatta Junction and Fairfield; also, of the Road leading to Messrs. Lackey's and Holroyd's properties; and at whose recommendation was it made?
- (3.) What was the total cost of the Platform and Road mentioned in question No. 2; was the money voted for the construction of the same; if so, when was it voted, and on what date was the above Platform and Road commenced?

Mr. Lackey answered,—

- (1.) The cost has been £277 4s. 2d. I stated in reply to a similar question asked on the 8th February last that the erection of the dock and cattle pen was authorized at the time similar accommodation was authorized at other country stations, after an official inspection of the line by the Minister, who saw the necessity there was for these works.
- (2.) The cost for the Platform between Parramatta Junction and Fairfield has been £214 14s., that of the Road, £24. The Platform was granted on the petition of the landowners, residents, &c., on the Dog Trap Road and those of the District of Guilford and Sherwood. The Road referred to abuts on three large estates which have been recently subdivided and sold, and the purchasers of which petitioned to have the Platform and Road.
- (3.) The works are not quite completed. The total cost to date has been £239 4s. The money was voted by Parliament in the general Votes for Additions to Station Buildings and Sidings Accommodation to meet increasing traffic, and the Vote for Contingent Works Approaches to Railway Stations taken in January last. The Platform was commenced on 17th March last, and the Road on the 4th April.

(5.) Goods Station at Greta:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is it the intention of the Government to erect a Goods Station at Greta, on the Great Northern Railway?
- (2.) Is he aware that there is no access to the Siding where the goods are delivered but by pulling down the Railway fences?

Mr. Lackey answered,—The attention of the Government has been called to this by the Member for the District, and arrangements have been made for the erection of a building at Greta, to be used as a Post, Telegraph, and Railway Station, and provision has been made for access thereto.

(6.) Road from Conditional Purchases on Collaroy:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) When will the Road applied for by Messrs. Tuite and others, from their selections on Collaroy to the Main Road, be granted?
- (2.) When will the Road applied for by Messrs. McCrae and others, near Merriwa, be granted?
- (3.) Is the Secretary for Lands aware that these people have been applying for a Road for over two years, and sent several Petitions, none of which have had any attention paid to them?

Mr. Garrett answered,—

- (1.) Application from Messrs. Tuite and others for survey of Road from their conditional purchases on Bella Leppa Creek, Collaroy, to Main Road, has been referred to Mr. District Surveyor Evans for report, and a subsequent application was also sent to Mr. District Surveyor Evans on the 15th March, 1876, of which facts applicants have been informed.

(2 and 3.) A report has been obtained upon this application, and on that report it is not proposed to grant the road referred to, and the parties have been informed.

(7.) Reserve Pamphlets:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—When will all the Pamphlets showing the Reserves in each District of the Colony be printed; and will they be distributed to Members of this House?

Mr. Garrett answered,—The publication has been retarded owing to the insufficiency of printers type, but an effort will be made to have the remainder of the Pamphlets printed during the Parliamentary recess. There will be no objection to supply copies to Members of Parliament.

(8.) Appointment of Mr. M'Connell as a Magistrate:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Was there a Memorial sent to the Government some time ago, numerous signed, praying that an additional Justice of the Peace should be appointed at Moama, and that Mr. William M'Connell should receive the appointment?

(2.) Has the Government taken any action in this matter; and if not, is it the intention of the Government to comply with the wishes of the Memorialists, and appoint Mr. M'Connell to the Commission of the Peace?

Mr. Robertson answered,—There was such a recommendation, and the name of Mr. M'Connell is on the list for the purpose of consideration when a new list of Magistrates is published.

(9.) Mr. Willis, Public School Teacher:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—What are the names of the members of the Council of Education who considered and decided on the Report of Inspector M'Creddie to refund the amount of fine and costs to Mr. Willis, the Public School Teacher who was convicted before the Bench of Magistrates at Parramatta for cruelly beating a boy, and out of what fund was the amount paid to Mr. Willis?

Mr. Robertson answered,—I am informed that the desired information cannot be furnished until after the 19th instant, when the Council of Education will hold its next meeting.

(10.) Election for Hartley:—Mr. Hurley (*Hartley*) asked the Secretary for Public Works, pursuant to Notice,—Are the men on the Railway line in the Electorate of Hartley to be paid for the half day allowed them on the nomination at the last Election?

Mr. Lackey answered,—Yes, the men will be paid, as usual.

(11.) Mr. R. B. Armstrong, Coroner, Young:—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—Have the Government received any communication from Dr. Healey, of Young, making certain charges against, and complaining of the illegal and unwarrantable conduct of, Mr. Robert Brown Armstrong, the Coroner for the District, on the occasion of an inquest recently held by him; and if so, is it their intention to take any action with a view to an inquiry into the conduct of the Coroner on the occasion referred to?

Mr. Robertson answered,—The Government has received communications from Dr. Healey, of Young, complaining of the conduct of Mr. Robert Brown Armstrong, the Coroner for the district, in connection with an inquest held before him on Sunday, 12th March last, which resulted in the committal for manslaughter of Dr. Healey to the Yass Circuit Court, 1st April last. Before receiving these communications the Honorable the Attorney General had advised the Minister of Justice that the proceeding by inquisition being a judicial act the holding of it upon a Sunday rendered it void. He also pointed out that it was deeply to be regretted that no opportunity had been allowed to the accused to be present at the *post mortem* examination, at which examination, undertaken to determine whether death was probably caused by his improper or negligent treatment, although, by section 2 of 1 Vic. No. 3, he was not permitted to perform or assist, he nevertheless had an undoubted right to be present. The Attorney General directed the attention of his Honorable Colleague the Minister of Justice to the conduct of the Coroner in this case, and suggested that he should be immediately called upon for explanation. At the same time the Attorney General directed fresh proceedings to be taken in the ordinary way by the police, and that the evidence of another legally qualified medical practitioner should be procured, if possible, and if an exhumation of the body should be deemed necessary, that the accused should be informed of the time and place of such exhumation, and have an opportunity of being present thereat. The Attorney General declined to prosecute Dr. Healey, of which all parties were duly informed. It is undesirable to enter into the specific charges preferred by Dr. Healey against the Coroner; but the whole of the papers will be forwarded to the Coroner for his explanation, on receipt of which the Honorable Member will be informed of the action of the Government.

(12.) Bridge across Iron Cove.—Bridge across Gilmandyke Creek.—Bridge at Jackson's Swamp.—Mary's-lane:—Mr. Pilcher asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it the intention of the Government to erect a Bridge across Iron Cove; if so, in what position?

(2.) Have any steps been taken towards its erection?

(3.) Is he aware that no steps have yet been taken by the Contractor towards the erection of a Bridge across the Gilmandyke Creek?

(4.) Will the Minister cause directions to be given to expedite this work, and also the erection of a Bridge at Jackson's Swamp?

(5.) What report has been received with reference to Mary's-lane; will the authorized improvements be proceeded with at once?

Mr. Lackey answered,—

(1.) A further sum of money is on the Loan Estimates to provide for this Bridge, and that over the Parramatta River. The proposed site of bridge is at the Sisters Rocks.

(2.) No steps towards construction can be taken until Loan Estimates are passed. Drawings and specifications are quite ready to call for tenders then.

(3.) The contractor for Gilmandyke Creek Bridge, accepted in-lieu of first contractor, who refused to carry out, is also contractor for another bridge just completed. It is believed his pile engine is on the road, and timber being cut.

(4.) Directions have already been given to expedite work at Jackson's Swamp Bridge.

(5.) A sum of money has been appropriated for the improvements in question, and the local officer has been ordered to carry out.

(13.) Improvements on Reserves:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Does he intend to appoint Inspectors to report on improvements made by Lessees of Runs on Reserves from sale or selection without delay; if so, when?

(2.) Is he aware that Lessees of Runs are making large improvements on the Yanko Creek and other Reserves, and that, if Inspectors are not sent at once to warn them as to the illegality of their improving these Reserves, in many cases they will have secured the whole of these Reserves against Conditional Purchase, by reason of these improvements made and being made at present time?

Mr. Garrett answered,—The inspection of the Yanko Creek and Colombo Creek Reserves, with the view of ascertaining the extent to which improvements have been made, has been ordered, and will be undertaken at once. In fact I have now in my hand a telegram from Mr. District Surveyor Bolton, in reply to one asking him to what extent it had been improved improperly. I will read that telegram to show that there has been a good deal of false alarm about this matter:—"To report exactly how much of the Yanko and Colombo frontage is secured by improvements would require a minute inspection of creeks throughout, which is impracticable without great loss of time. Having recently visited the locality I observed no unnecessary improvements, nor do I think any improvements have been effected with a view to deter conditional purchase." That telegram came to-day.

(14.) Post and Telegraph Office, East Maitland:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the new East Maitland Post and Telegraph Office was ready for opening on the 14th February last?

(2.) Is he aware that the tenancy of the present Post and Telegraph Office expires on the 30th of June?

(3.) Are any tenders accepted for the furnishing of the Post and Telegraph Offices; if so, when will they be open to the public?

Mr. Lackey answered,—

(1.) No; but it was reported by the Colonial Architect as ready for occupation on 30th March last.

(2.) Yes.

(3.) Yes, on the 27th May last. The building will be open to the public on the 1st proximo.

4. PUBLIC SCHOOLS ACT AMENDMENT BILL:—Mr. Fitzpatrick presented a Petition from the Mayor and Aldermen of the Municipal District of Yass, in favour of a higher class of education than that afforded under the present Public School System; and praying that, in the amendment of the Public Schools Act, a clause may be introduced to secure the establishment of Grammar Schools in Yass, and towns of equal importance in the Colony.
Petition received.
5. ENDOWMENT OF MUNICIPALITIES:—Mr. Davies presented a Petition from the Municipal Council of Dubbo, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
6. MR. DUDDING, CLERK OF PETTY SESSIONS, SINGLETON (*"Formal" Motion*):—Mr. Scholey moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence, Reports, or other Documents, having reference to charges made against Mr. Dudding, Clerk of Petty Sessions and Land Agent, or Mr. Robinson, of Singleton.
Question put and passed.
7. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motions*):—
- (1.) Mr. Davies, on behalf of Mr. J. S. Smith, moved, pursuant to Notice, That the Petition presented by him on 15th June, from the Municipal Council of Penrith, relative to increased Endowment, be printed.
Question put and passed.
- (2.) Mr. Driver moved, pursuant to Notice, That the Petition presented by him on 15th June, from the Municipal Council of Balmain, relative to increased Endowment, be printed.
Question put and passed.
8. DISEASES IN SHEEP ACT AMENDMENT 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 amend the Diseases in Sheep Act of 1866.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Diseases in Sheep Act of 1866,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 16th June, 1876.*
9. JURY LAWS AMENDMENT BILL (No. 2.)—The Order of the Day having been read,—Mr. W. H. Suttor moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Suttor, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Suttor (*with the concurrence of the House*), that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.

10. **TOLLS ON PUBLIC ROADS ABOLITION BILL**:—The Order of the Day having been read,—Mr. Nelson moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 12.

Mr. Wisdom,	
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. W. H. Suttor,	Mr. Nelson,
Mr. H. C. Dangar,	Mr. Hurley (<i>Hartley</i>).
Mr. Terry,	
Mr. Dibbs,	
Mr. H. H. Brown,	
Mr. Fitzpatrick,	
Mr. W. C. Browne,	
Mr. Cameron,	

Noes, 17.

Mr. Robertson,	Mr. J. Watson,
Mr. Stuart,	Mr. G. A. Lloyd,
Mr. Lackey,	Mr. Booth,
Mr. Burns,	Mr. Garrett,
Mr. Charles,	Mr. Scholey,
Mr. Stephen Brown,	<i>Tellers.</i>
Mr. Parkes,	
Mr. Driver,	Mr. Macintosh,
Mr. Pilcher,	Mr. Davies.
Mr. Hill,	

And so it passed in the negative.

11. **QUIET OF THE SUBJECTS ACT EXTENSION BILL**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Terry, "That this Bill be now read a second time",—
And the Question being again proposed,—
Mr. Macintosh moved, That this Debate be now adjourned until this day week.
Debate ensued.
Question,—That this Debate be now adjourned until this day week,—put and negatived.
Original Question, by leave, withdrawn.
On motion of Mr. Terry, the Order of the Day was discharged, and the Bill withdrawn.
12. **EVIDENCE FURTHER AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Driver (*with the concurrence of the House*), that report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
13. **TRADES UNIONS FUNDS PROTECTION BILL**:—The Order of the Day having been read,—Mr. Cameron moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Cameron, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Cameron, that report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
14. **ADULTERATION OF FOOD PREVENTION BILL**:—The Order of the Day having been read,—Mr. Driver moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Terry, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Driver, that report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
15. **VOLUNTEER FORCE REGULATION ACT AMENDMENT BILL**:—The Order of the Day having been read,—on motion of Mr. Dibbs, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the propriety of bringing in a Bill to amend the Volunteer Force Regulation Act of 1867.
Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—
Resolved,—That it is desirable to bring in a Bill to amend the Volunteer Force Regulation Act of 1867.
On motion of Mr. Dibbs, the Resolution was read a second time, and agreed to.
16. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Bridge across Campbell's River; consideration in Committee of the Whole of an Address to the Governor;—*until Friday, 30th June.*
(2.) Crime Prosecution Bill; second reading;—*until Friday next.*
(3.) Sites for Places of Public Worship Bill; second reading;—*until Friday next.*
17. **COMPANIES ACT AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Stephen Brown moved, That this Bill be now read a third time.
Question put and passed.
Bill read a third time,—and, on motion of Mr. Brown, *passed.*
Mr. Brown then moved, That the Title of this Bill be "*An Act to amend the Law as to Contributors on the winding-up of Mining Companies.*"
Question put and passed.

Ordered,

Ordered, that the Bill be returned to the Legislative Council with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to amend the Law as to Contributories on the winding-up of Mining Companies*,"—returns the same to the Legislative Council without amendment.

*Legislative Assembly Chamber,
Sydney, 16th June, 1876.*

18. VOLUNTEER FORCE REGULATION ACT AMENDMENT BILL :—Mr. Dibbs *presented* a Bill, intituled "*A Bill to amend the Volunteer Force Regulation Act of 1867*,"—which was read a first time. Ordered to be printed, and read a second time on Friday, 30th June.

19. FIRE BRIGADES BILL :—The Order of the Day having been read,—Mr. Parkes moved, That the Report from the Committee of the Whole on this Bill be now adopted.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. Burns, Mr. Cameron, Mr. Day, Mr. Dibbs, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Hurley (*Hartley*), Mr. G. A. Lloyd, Mr. Macintosh, Mr. Parkes, Mr. Robertson, Mr. Scholey, Mr. R. B. Smith, Mr. W. H. Suttor, Mr. Terry, Mr. Wisdom, and Mr. Wright,—

Mr. Speaker adjourned the House at fifteen minutes before Eleven o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 110.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 20 JUNE, 1876.

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

ELECTORATE OF LIVERPOOL PLAINS :—Mr. Speaker informed the House that upon the passing of the Resolution of the 2nd instant declaring the Seat of Hanley Bennett, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Bennett; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Hanley Bennett, Esquire, to serve as Member for the Electoral District of Liverpool Plains.

2. QUESTIONS :—

(1.) **Bridges over the Barwon and other Rivers** :—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has any communication taken place between this Government and that of Queensland in reference to the erection of Bridges over the Upper Barwon and M'Intyre Rivers, at Myandie and Goondiwindi; if so, will there be any objection to state the nature of such?

(2.) What action is proposed to be taken with reference to the erection of these Bridges?

Mr. Lackey answered,—

(1.) Yes.

(2.) The Queensland Government have agreed to place a sum of £5,000 on their next Estimates, provided this Government contributes an equal sum to the cost of these structures.

(2.) **Iron Wharf, Darling Harbour** :—Mr. Hurley (*Hartley*) asked the Secretary for Public Works, pursuant to Notice,—

(1.) What amount has been expended up to the present time by the Harbours and Rivers Department on the construction of the Iron Wharf at Darling Harbour?

(2.) When is it expected that the works will be completed, and what additional expenditure will be incurred in so completing it?

(3.) What has been the expenditure of the Railway Department in laying a double line to Darling Harbour, and the various side lines surrounding the Wharf?

(4.) Are the Railway Works completed; if not, when is it expected they will be finished, and what will be the additional cost incurred?

(5.) What is the present depth of water at the pier heads and bays of the Wharf at high and low tides respectively.

(6.) Is the nature of the bottom such as to admit of the depth being increased by dredging?

(7.) What is proposed to be done to remove the obstructions caused by the Pymont Bridge, so as to afford means of access for vessels of large tonnage to the Wharf?

Mr. Lackey answered,—

(1.) £54,204 18s. 2d.

(2.) The works are completed; no additional expenditure required.

(3.) The expenditure to 31st May last was £16,500.

(4.) The railway works are not completed, and the amount to be expended will depend upon the accommodation which may ultimately be required.

(5.) Pier-head No. 1—Low water, 9 ft. 3 in.; high water, 14 ft. 9 in.; can be deepened from 33 ft. to 39 ft. by dredging. Recess No. 1—Low water, 18 ft.; high water, 23 ft. 6 in.; can be deepened to 22 ft. by dredging, to 26 ft. by a little blasting. Pier-head No. 2—Low water, 16 ft.; high water, 21 ft. 6 in.; can be deepened by dredging and a little blasting to 26 ft. Recess No. 2—

Low

Low water, 13 ft. 6 in.; high water, 19 ft.; can be deepened by dredging and a little blasting to 26 ft. Pier-head No. 3—Low water, 20 ft.; high water, 25 ft. 6 in.; can be deepened from 33 to 36 ft. by dredging. Recess No. 3—Low water, 16 ft. 6 in.; high water, 22 ft.; can be deepened from 27 to 29 ft. by dredging. Pier-head No. 4—Low water, 20 ft.; high water, 25 ft. 6 in.; can be deepened to 47 ft. by dredging. Recess No. 4—Low water, 14 ft.; high water, 19 ft. 6 in.; can be deepened from 41 to 45 ft. by dredging. Pier-head No. 5—Low water, 14 ft. 9 in.; high water, 20 ft. 3 in.; can be deepened from 30 to 37 ft. by dredging.

(6.) Yes.

(7.) The present width of the opening of the Bridge, namely 35 ft. 8 in., is sufficient for the ordinary class of vessels frequenting the Port, but for larger vessels it will undoubtedly have to be widened, which can easily be done; the matter, however, is yet under consideration.

(3.) Railway from Murrurundi to Quirindi:—Mr. Cohen asked the Secretary for Public Works, pursuant to Notice,—

(1.) The average number of men employed at one time in the construction of the Great Northern Railway Extension, Murrurundi to Quirindi, in each month during the past twelve months?

(2.) The total number of men now employed on same extension?

(3.) For what distance is the permanent way laid on such extension?

Mr. Lackey answered,—

(1.) The number of men employed between Murrurundi and Quirindi cannot be given separately, as the returns show only the number employed on the contract; the number of men employed on the extension from Murrurundi to Tamworth, for twelve months, was as under:—April, 1875, number 485; May, 481; June, 401; July, 407; August, no return; September, 387; October, 388; November, no return; December, 421; January, 1876, 496; February, 511; March, 507; April, 463.

(2.) The number employed on 26th May last, the date of last return, was 433.

(3.) The permanent way is laid for a distance of 6 miles.

(4.) Railway Engines:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

(1.) Were four Railway Engines supplied to the Government by Messrs. Vale and Lacy, and now running on Suburban Line, Nos. 71, 72, 73, 74?

(2.) Who examined them on behalf of the Government before they commenced running on railway?

(3.) Were any of them found, after running eight or nine months, to be altogether deficient and dangerous to life?

(4.) Is it a fact that drivers have been removed from these Engines for being behind their time?

(5.) Is it a fact that the safety valves of two of them, instead of letting steam escape when the pressure reaches 120 lbs. to the square inch, will not allow it to escape until it reaches 156 lbs. per square inch, that is, there are 36 lbs. of steam to every square inch of the boiler more than ought to be?

(6.) Will he cause immediate inquiry to be made, and prevent these Engines from running until a thorough examination is made of them?

Mr. Lackey answered,—

(1.) The Engines alluded to were supplied by Messrs. Vale and Lacy.

(2.) They were examined on behalf of the Government by the Locomotive Overseer, Mr. William Scott.

(3.) Certainly not.

(4.) It is not a fact that any drivers have been removed from the cause stated.

(5.) It is not a fact that the safety valves act in the way represented.

(6.) No inquiry is necessary; the engines are performing their work properly, and with perfect safety to the public.

(5.) Mr. Willis, Public School Teacher:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—What are the names of the Members of the Council of Education who considered and decided on the report of Inspector M'Creddie to refund the amount of fine and costs to Mr. Willis, the Public School Teacher who was convicted before the Bench of Magistrates at Parramatta for cruelly beating a boy; and out of what fund was the amount paid to Mr. Willis?

Mr. Robertson answered,—I am told from the Council of Education that the question was considered and decided at a duly convened meeting of the Council, at which a quorum was present. The minutes of the Council's proceedings do not show what members are present at any particular decision, unless when a division is recorded. The amount of fine and costs was ordered to be paid out of the public funds at the Council's disposal.

(6.) The Queen v. Collett:—Mr. Pilcher asked the Colonial Secretary, pursuant to Notice,—Has the attention of the Government been drawn to the judgment of the Supreme Court delivered on Friday last in the case of the Reg. v. Collett; if so, will he inform the House whether the Executive intend to act upon the recommendation of the Judges therein?

Mr. Robertson answered,—The attention of the Government has been drawn by their Honors the Judges of the Supreme Court to the judgment of the Court delivered on the 16th of June, 1876, in the case of the Queen v. Collett, in which their Honors expressed their opinion that the prisoner ought to be pardoned, and requesting the Colonial Secretary to bring the matter before His Excellency the Governor for his consideration. Their Honors recommendation has been duly forwarded to His Excellency, and an answer has been received in the affirmative. An order has been given, and I believe the man is now discharged.

(7.) Church of England Cemetery, Wagga Wagga:—Mr. Leary asked the Secretary for Lands, pursuant to Notice,—When will the Government gazette the appointment of Trustees for the Church of England Cemetery at Wagga Wagga?

Mr. Garrett answered,—Their appointment is notified in to-day's Gazette.

(8.)

(8.) Town Common and Burial Ground, Gundagai:—Mr. Leary asked the Secretary for Lands, pursuant to Notice,—

(1.) When will the Government gazette the names of the Trustees for the Town Common at Gundagai?

(2.) When will the Government commence to fence in the Burial Ground at Gundagai?

Mr. Garrett answered,—

(1.) Will be immediately gazetted.

(2.) The matter has been submitted for the report of the local Surveyor, for estimate of the cost of fencing.

(9.) Reserves on Messrs. Dangars Runs:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—When will he lay Returns upon the Table of this House in reference to Reserves on W. J. Dangar's and Dangar Brothers Stations?

Mr. Garrett answered,—This Return will be ready for presentation during this week.

(10.) Greville's Post Office Directory:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—On what date were Greville & Co. paid by the Government for their Post Office Directories, and what was the total amount they were paid for such Directories?

Mr. Robertson answered,—February 14, 1876, £22 6s.; March 2, £25 19s.; March 15, £2 14s.; March 17, £89 5s.; April 11, £81 16s. 6d.; June 8, £77 8s. 9d.; June 16, £196 12s. 11d. Total amount of payments to date, £496 2s. 2d.

(11.) Sericulture:—Mr. Farnell asked the Secretary for Lands, pursuant to Notice,—When will the Papers ordered by this House, on the motion of Mr. Baker, relative to Sericulture, be laid upon the Table?

Mr. Garrett answered,—A portion of this Return was presented to the Legislative Assembly on 31st March last. A second and final portion of this Return, in so far as the Department of Lands is concerned, was prepared and forwarded to the Colonial Secretary for presentation on the 22nd ultimo. It has not yet been laid upon the Table of the House, but I presume it will be in the course of a few days.

3. SALE AND USE OF POISONS BILL:—Mr. Davies presented a Petition from Washington H. Soul, of 221, Pitt-street, Sydney, praying the House to hesitate before passing this Bill.
Petition received.

4. PAPERS:—Mr. Robertson laid upon the Table,—

(1.) Return to an Address, adopted on 30th May, 1876, in reference to the case of *Worboy v. Wiley*.

(2.) Returns under 103rd section of the District Courts Act of 1858.

Ordered to be printed.

Mr. Lackey laid upon the Table,—Return to an Order, made on 1st February, 1876, in reference to the Railway from Newcastle to East Maitland.

Ordered to be printed.

5. ENDOWMENT OF MUNICIPALITIES:—Mr. Stevens presented a Petition from the Municipal Council of Waratah, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.

6. USURY LIMITATION BILL (*"Formal" Motion*):—Mr. Hurley (*Hartley*) moved, pursuant to Notice, for leave to bring in a Bill to limit Usury.
Question put and passed.

7. THE CASES OF *WICKS v. BEIHLER* (*"Formal" Motion*):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the Informations, Summonses, Subpœnas, Depositions, and all other Papers connected with two cases (*Wicks v. Beihler*) for entering upon enclosed land, adjudicated by the Bench of Magistrates at Ryde on or about the 7th and 14th days of August last respectively.
Question put and passed.

8. ROAD FROM FIELD OF MARS COMMON TO THE GREAT NORTH ROAD (*"Formal" Motion*):—Mr. Buchanan moved, pursuant to Notice, That there be laid upon the Table of this House, a copy of all Petitions, Correspondence, and other Papers and Documents in the possession of the Government having reference to, or in connection with, the opening of a Parish Road from the Field of Mars Common along the north-eastern boundaries of the grants of Laurel, Hawkes, and others, to the junction of the Victoria Road with the Great North Road, in the Municipality of Ryde; also, a Map or Plan of the above road, showing produced lines of the same easterly and westerly half-a-mile each way, and showing also the position of the Great North Road in this neighbourhood; also, a statement of the quantity of land which will be taken from the Crown Land, formerly the Field of Mars Common, by adopting the produced lines of such Parish Road, and the names of the persons, so far as the same can be ascertained, owning land facing the same road.
Question put and passed.

9. MR. FINLAY M'MARTIN (*"Formal" Motion*):—Mr. Cameron, on behalf of Mr. Davies, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all further Papers and Correspondence on the subject of the position and promotion of Mr. Finlay M'Martin?
Question put and passed.

10. PUBLIC SCHOOLS ACT AMENDMENT BILL (*"Formal" Motion*):—Mr. Fitzpatrick moved, pursuant to Notice, That the Petition presented by him on 16th instant, from the Municipal Council of Yass, relative to the establishment of Grammar Schools, be printed.
Question put and passed.

11. **JURY LAWS AMENDMENT BILL No. 2** ("Formal" Order of the Day),—on motion of Mr. Farnell, read a third time, and *passed*.
Mr. Farnell then moved, That the Title of this Bill be "*An Act to amend the Laws relative to the formation and return of Juries and to the compensation to be paid thereto.*"
Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Laws relative to the formation and return of Juries and to the compensation to be paid thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 20th June, 1876.

12. **TRADES UNIONS FUNDS PROTECTION BILL** ("Formal" Order of the Day),—on motion of Mr. Cameron, read a third time, and *passed*.
Mr. Cameron then moved, That the Title of this Bill be "*An Act to protect the Funds of Trades Unions from embezzlement and misappropriation.*"
Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to protect the Funds of Trades Unions from embezzlement and misappropriation,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 20th June, 1876.

13. **USURY LIMITATION BILL**:—Mr. Hurley (*Hartley*) presented a Bill, intituled "*A Bill to limit Usury,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday next.

14. **CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL**:—Mr. Jacob moved, pursuant to Notice, That the third reading of the Contempts before Justices Punishment Bill stand an Order of the Day for "Friday, the 30th of June."

Mr. Pilcher moved, That the Question be amended, by the omission of the words "Friday, the 30th of June," with a view to the insertion in their place of the words "this day six months."

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

Debate ensued.

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

The House divided.

Ayes, 18.

Mr. Robertson,	Mr. Day,
Mr. Stuart,	Mr. Macintosh,
Mr. Lackey,	Mr. Davies,
Mr. Lucas,	Mr. T. G. Dangar,
Mr. Garrett,	Mr. Abbott,
Mr. Burns,	Mr. Scholey,
Mr. Goold,	<i>Tellers.</i>
Mr. H. C. Dangar,	
Mr. Farnell,	Mr. Baker,
Mr. W. C. Browne,	Mr. Jacob.

Noes, 15.

Mr. Parkes,	Mr. Hill,
Mr. G. A. Lloyd,	Mr. Buchanan,
Mr. Driver,	Mr. Cameron,
Mr. Piddington,	<i>Tellers.</i>
Mr. Taylor,	
Mr. Fitzpatrick,	Mr. Dibbs,
Mr. Sutherland,	Mr. Pilcher.
Mr. Hurley (<i>Hartley</i>),	
Mr. R. B. Smith,	
Mr. McElhone,	

And so it was resolved in the affirmative.

Original Question then put and passed.

15. **PRINTING COMMITTEE**:—Mr. H. C. Dangar moved, pursuant to Notice, That it shall be a Sessional Order of this House that all Papers, Petitions, and other Documents shall, before being printed, be referred to a Printing Committee, to be appointed by Mr. Speaker.

Debate ensued.

Question put and negatived.

16. **ELECTORAL ACT AMENDMENT BILL**:—Mr. Cameron moved, pursuant to Notice, for leave to bring in a Bill to repeal the fifteenth section of the Act 22 Vic. No. 20 giving a special Representative to the University of Sydney in the Legislative Assembly.
Question put and passed.

17. **TITLE OF HER MAJESTY THE QUEEN**:—Mr. Buchanan moved, pursuant to Notice.—

(1.) That, in the opinion of this House, the opinions that have been uttered in the British Parliament, and elsewhere in England, to the effect that the people of the Colonies desire any change in the title of Her Majesty the Queen, as applicable to her Colonial possessions, is altogether groundless, and without any foundation in fact so far as the Colony of New South Wales is concerned.

(2.) That this House is further of opinion that the title of Empress of India, conferred upon Her Majesty the Queen of England, amidst much dissension, is inappropriate and impolitic, and tends to dim the lustre of the ancient Monarchy of England.

(3.) That the above Resolutions be conveyed by Address to His Excellency the Governor for transmission to Her Majesty the Queen.

Debate ensued.

Mr. Parkes moved the Previous Question.

Debate continued.

Previous Question put,—That that Question be now put.
The House divided.

Ayes, 3.

Mr. Cameron,
Tellers.
Mr. Buchanan,
Mr. McElhone.

Noes, 30.

Mr. Robertson,	Mr. G. A. Lloyd,
Mr. Burns,	Mr. Baker,
Mr. Lackey,	Mr. J. Watson,
Mr. Garrett,	Mr. Leary,
Mr. Parkes,	Mr. Hoskins,
Mr. Piddington,	Mr. Scholey,
Mr. R. B. Smith,	Mr. H. H. Brown,
Mr. Hill,	Mr. Gray,
Mr. Goold,	Mr. Jacob,
Mr. Sutherland,	Mr. Farnell,
Mr. Dibbs,	Mr. Day,
Mr. Hurley (<i>Hartley</i>),	Mr. Charles,
Mr. Fitzpatrick,	<i>Tellers.</i>
Mr. H. C. Dangar,	
Mr. Driver,	Mr. W. C. Browne,
Mr. Macintosh,	Mr. Cohen.

And so it passed in the negative.

18. **ELECTORAL ACT AMENDMENT BILL**:—Mr. Cameron presented a Bill, intituled "*A Bill to repeal the fifteenth section of the Act 22 Vic. No. 20 giving a special Representative to the University of Sydney*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 30th June.
19. **COMPANIES ACT AMENDMENT BILL**:—Mr. Cohen moved, pursuant to Notice, That the prayer of the Petition of Eugene Lamonnerie Dit Fattorini, to be heard at the Bar of the House, by Counsel or otherwise, against the passing of the Companies Act Amendment Bill, be granted.
Debate ensued.
Motion, by leave, withdrawn.
20. **PUBLIC VEHICLES REGULATION BILL**:—Mr. Jacob, on behalf of Mr. Davies, moved, pursuant to Notice, That the further consideration in Committee of the Whole of the Public Vehicles Regulation Bill stand an Order of the Day for Friday next.
Question put and passed.
21. **EVIDENCE FURTHER AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Driver moved, "That" this Bill be now read a third time.
Mr. Jacob moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of clause 3."
Question proposed, That the words proposed to be omitted stand part of the Question.
Debate ensued.
Mr. R. B. Smith moved, That this Debate be now adjourned until Friday next.
Debate continued.
Motion for adjournment of the Debate, by leave, withdrawn.
Original Question and amendment again 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 place of the words omitted be there inserted,—put and passed.
Question then,—That the Bill be recommitted for the reconsideration of clause 3,—put and passed.
On motion of Mr. Driver, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such reconsideration.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments.
Ordered, that the adoption of that report stand an Order of the Day for Friday, 30th June.
22. **ADULTERATION OF FOOD PREVENTION BILL**:—The Order of the Day having been read,—Mr. Driver moved, That this Bill be now read a third time.
Question put and passed.
Bill read a third time,—and, on motion of Mr. Driver, passed.
Mr. Driver then moved, That the Title of this Bill be "*An Act to prevent the Adulteration of Articles of Food or Drink*."
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to prevent the Adulteration of Articles of Food or Drink*,"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 20th June, 1876.
23. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
(1.) Libel Law Amendment Bill; second reading,—until Friday, 7th July.
(2.) Provision for the support of persons imprisoned for Debt Bill; second reading,—until Friday, 7th July.
(3.) Bathurst Markets Amendment Bill; to be further considered in Committee,—until Friday next.
(4.) Petition of William Dunn;—until Friday, 30th June.
(5.) Animals Protection Bill reported;—until Friday next.
(6.) The Gwydir Electorate Subdivision Bill; second reading,—until Friday next.
(7.) Railway from Wallerawang to Mudgee; consideration in Committee of an Address to the Governor;—until Friday, 30th June.
(8.) Sydney Sewerage Act Amendment Bill; second reading;—until Friday next.

(9.) Road from Newcastle to Wallsend; consideration in Committee of an Address to the Governor;—*until Friday, 30th June.*

(10.) Bathurst Presbyterian Church Trustees Enabling Bill (*as amended and agreed to in Select Committee*); second reading;—*until Friday next.*

(11.) Cheques and Drafts Amendment Bill reported; adoption of Report;—*until Friday next.*

24. RAILWAY EXTENSION:—The Order of the Day in reference to this subject read,—and, on motion of Mr. Day, discharged.

25. SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL:—The Order of the Day having been read,—on motion of Mr. Jacob, Mr. 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.

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

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

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

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

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

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Abbott, Mr. Baker, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Cohen, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Gray, Mr. Hurley (*Hartley*), Mr. Jacob, Mr. Leary, Mr. Macintosh, Mr. Piddington, Mr. Robertson, and Mr. Stuart,—

Mr. Speaker adjourned the House at five minutes after Eleven o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 111.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 21. JUNE, 1876.

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

QUESTIONS:—

- (1.) Railway to Orange:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—
 (1.) When do the Government expect to be able to open the line of the Great Western Railway to Orange?
 (2.) What number of men are now, and have been for the past week, employed upon the Railway works between Blayney and Orange?

Mr. Lackey answered,—

- (1.) It is considered that all arrangements can be completed, and the line opened to Orange in January next.
 (2.) The returns are not in showing the number of men employed since the 31st May last. During May 514 men were employed between Bathurst and Orange. The number employed between Blayney and Orange cannot be given separately.
- (2.) Wallsend Coal Mining Company:—Mr. G. A. Lloyd asked the Secretary for Public Works, pursuant to Notice,—Has any arrangement been made with the Wallsend Coal Mining Company by which the Passenger Trains can be run permanently on their line?

Mr. Lackey answered,—No definite terms have been made; negotiations are still pending.

- (3.) Mr. C. A. Scrivener:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—
 (1.) Does Mr. C. A. Scrivener hold the position of Postmaster at Liverpool, at a salary of about £50 per annum?
 (2.) Is Mr. Scrivener Returning Officer for the Electoral District of Central Cumberland; if so, is it not a most unusual proceeding, and against all practice and rule, to appoint a person holding a paid Government situation to be a Returning Officer for an Electoral District, and will the Government call upon Mr. Scrivener to resign one or other of the above appointments?

Mr. Robertson answered,—I understand that Mr. Scrivener is in the Public Service as Postmaster at Liverpool. Unquestionably, if I had been aware of this, Mr. Scrivener would not have been appointed a Returning Officer, and of course the gentleman will elect which office he will hold.

- (4.) Post Office, Liverpool:—Mr. Taylor asked the Postmaster General, pursuant to Notice,—
 (1.) The number of complaints that have been made to the Post Office authorities as to missing letters within the last twelve months at Liverpool?
 (2.) The number of letters that have been found opened, and others gone astray, at Liverpool during the last twelve months, and as to which complaints have been made to the Post Office authorities at Sydney?
 (3.) Were any of those missing letters money letters; and if so, how many?

Mr. Burns answered,—

- (1.) Eleven complaints were made during the last twelve months of letters alleged to have been correctly posted having gone astray, which letters should in proper course of post have passed through the Liverpool Office.
 (2 and 3.) Five of these letters were said to contain money, and two containing money were accounted for. A letter was reported to have been picked up open in Liverpool Church-yard, but on inquiry it was ascertained that the letter had been delivered to the son of the addressee, and subsequently lost by him.

(5.)

(5.) Crown Lands Commissioner for Albert District:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it the custom in the Albert District for the Crown Lands Commissioner to travel with his own brother-in-law, and to propose him as Umpire in all his appraisements?

(2.) What is the fee of an Umpire in such cases, and what fee does the Crown Lands Commissioner receive?

(3.) How many blocks did the Crown Lands Commissioner for the Albert District appraise in 1875 in the Albert, Darling, and Lachlan Districts?

Mr. Garrett answered,—

(1.) The Government have no information, but will cause inquiry to be made.

(2.) The Occupation Act provides that all costs of, and consequent upon the reference, shall be in the discretion of the Umpire, in case the matters referred are determined by an Umpire. (Sec. 23 clause 10.) No fee is paid to the Crown Lands Commissioner for appraising Runs in his district.

(3.) In the Albert District, acting as sole appraiser, 10 blocks; as joint appraisers, 12 blocks; in the Darling District, none; in the Lachlan District, none.

(6.) Reserve at Clear Creek:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—

(1.) Has any person made application to purchase the Population Reserve at Clear Creek?

(2.) Has a Petition been received by the Government praying the Government not to sell the land?

(3.) What does the Government intend to do in the matter?

Mr. Garrett answered,—

(1.) No.

(2.) Yes.

(3.) An area of 940 acres was devoted to Temporary Commonage for the Village of Peel, under notice dated the 10th of May, 1876.

(7.) Bridge across Winburndale Creek:—Mr. Buchanan asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to place a sum of money on the Supplementary Estimates for the erection of a Bridge across the Winburndale Creek, on Limekilns and Sofala Road?

Mr. Lackey answered,—No, as the Commissioner for Roads reports that this Creek is bridged on a parallel road only a few miles distant.

(8.) Goods Station at Greta:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that there is a larger amount of Goods left on the siding on the trucks, with no protection from the weather, at the Greta Station, upon the Great Northern Railway, than at Lochinvar or Branxton, where there are Goods Stations?

(2.) Is it the intention of the Government to erect a Goods Station at Greta?

Mr. Lackey answered,—Inquiry will be made, and if it be found that the traffic to Greta justifies the erection of a Goods Shed the work will be carried out.

(9.) Survey of Water-frontage, Sydney Harbour:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—

(1.) What progress has been made with the survey ordered to be made by this House of the Water frontage in Sydney Harbour?

(2.) Will a progress report and tracing of the survey, so far as completed, be laid upon the Table of the House this Session?

Mr. Garrett answered,—

(1.) Triangulation complete, excepting small portion of Balmain, Woolloomooloo Bay, and part of the Circular Quay. The detail survey is complete from Longnose Point, Parramatta River, to Darling Point. On the North Shore, from head of Berry's Bay to Kirribilli Point completed, and surveyors engaged on Neutral Bay. The first sheet of the detail survey is plotted and engraved, and will shortly be in office use; as soon as the alienations are charted, the map will be published. The survey is greatly in advance of the drawing, owing to the impossibility of obtaining the services of competent draftsmen.

(2.) The whole available staff of draftsmen could not make tracings of the work already done before the probable close of this Session, as it would involve the copying of twenty-two (22) large plans. Parties interested can inspect the plans in their present state, and many do avail themselves of the privilege.

2. MEMBER SWORN:—Andrew Lynch, Esquire, having taken and subscribed the Oath, and signed the Roll, took his Seat as Member for the Electoral District of Carcoar.

3. QUESTIONS:—

(1.) The Honorable William Forster:—Mr. Parkes asked the Colonial Secretary, pursuant to Notice, When he will be prepared to lay upon the Table, so far as they can be completed, without reference to London, copies of the Papers and Documents relating to the mission to England of the late Colonial Treasurer (Mr. Forster), which were asked for by Address to His Excellency the Governor on the 2nd May?

Mr. Robertson answered,—I am now having the papers printed, and hope I shall be able to lay them upon the Table on Friday next.

(2.) Agent General for the Colony:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—Whether it is true, as reported in the *Western Examiner*, that in consequence of the present Agent General not being equal to the claims of London Society as representative of the Colony, he has been superseded by the Honorable the present Minister for Mines?

Mr. Robertson answered,—No.

4. **VOTE OF CREDIT**:—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 48.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly that provision be made for defraying out of the Consolidated Revenue Fund of New South Wales the expenses of the various Services and Departments of the Colony for the month of June, 1876.

Government House,
Sydney, 21st June, 1876.

Ordered to be printed, and taken into consideration in Committee of Supply.

5. **PAPER**:—Mr. Lackey laid upon the Table,—Return to an Order, made on 9th February, 1876, in reference to the Railway from Newcastle to West Maitland.
Ordered to be printed.
6. **SUSPENSION OF STANDING ORDERS** (“*Formal*” *Motion*):—Mr. Stuart moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled “A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,” through all its stages in one day; and would also preclude the Resolutions of the Committee of Ways and Means and of Supply respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively.
Question put and passed.
7. **LEGALIZATION OF CERTAIN CONDITIONAL AND OTHER PURCHASES BILL** (“*Formal*” *Motion*):—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to legalize certain Conditional and other Purchases.
Question put and passed.
8. **ENDOWMENT OF MUNICIPALITIES** (“*Formal*” *Motions*):—
(1.) *Mr. Macintosh*, on behalf of Mr. Davies, moved, pursuant to Notice, That the Petition presented by Mr. Davies, on behalf of Mr. Lord, on 16th instant, from the Mayor and Aldermen of the Municipality of Dubbo, relative to increased Endowment, be printed.
Question put and passed.
(2.) *Mr. W. C. Browne*, on behalf of Mr. Stevens, moved, pursuant to Notice, That the Petition presented by him on 20th June, from the Municipal Council of Waratah, relative to increased Endowment, be printed.
Question put and passed.
9. **PREMISES RENTED BY THE GOVERNMENT** (“*Formal*” *Motion*):—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing the number of tenements rented by the Government, and for what purpose; the names of the lessors to the Government, the tenure under which held, with annexed terms, and the yearly rental, with rates, viz.: City Rate, Sewerage Rate, and Water Rate, for 1875 and 1876, in each case.
Question put and passed.
10. **LEGALIZATION OF CERTAIN CONDITIONAL AND OTHER PURCHASES BILL**:—Mr. Garrett presented a Bill, intituled “A Bill to legalize certain Conditional and other Purchases,”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
11. **POSTPONEMENT**:—The Order of the Day No. 1 of Government Business postponed, to follow after Order No. 3.
12. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
(7.) *Resolved*,—That there be granted to Her Majesty, for the Services of the year 1876, a sum not exceeding £186,865, to defray the expenses of the various Departments and Services of the Colony for the month of June, 1876, at the rates which have been sanctioned for 1875, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1876.
On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.
13. **WAYS AND MEANS**:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
(7.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1876, the sum of £186,865 be granted out of the Consolidated Revenue Fund of New South Wales, to defray the expenses of the various Departments and Services of the Colony for the month of June, 1876.
On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

14. CONSOLIDATED REVENUE FUND BILL (No. 6) :—

(1.) Ordered, on motion of Mr. Stuart, That a Bill be brought in, founded on Resolution of Ways and Means (No. 7) to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876.

(2.) Mr. Stuart then *presented* a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,*"—which was read a first time.

Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

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

Ordered, that the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Stuart, *passed.*

Mr. Stuart 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 Services of the Year 1876.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 21st June, 1876.*

15. POSTPONEMENT :—The Order of the Day respecting the Sale and Use of Poisons Bill postponed, to follow after the Order of the Day for the resumption of the Committee of Supply.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.

17. MEMBER SWORN :—Hanley Bennett, Esquire, having taken and subscribed the Oath, and signed the Roll, took his Seat as Member for the Electoral District of Liverpool Plains.

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

(1.) Sale and Use of Poisons Bill; to be further considered in Committee;—to follow after the Order of the Day for the resumption of the Committee of Supply.

(2.) Ways and Means; resumption of the Committee;—to follow after the Order of the Day last postponed.

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

And the Committee continuing to sit till after Midnight,—

THURSDAY, 22 JUNE, 1876 A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 112.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 22 JUNE, 1876.

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

QUESTIONS :—

- (1.) Magistrates for Brewarrina:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) Is he aware that a case has been seven months waiting for a second Magistrate at the Brewarrina Court?

(2.) Will steps be taken to remedy the evil complained of, by the appointment of additional Magistrates in the Brewarrina District; and if so, when?

Mr. Robertson answered,—

(1.) A telegram has been received from Mr. H. Cohen, J.P., Brewarrina, wherein he says, "No case has been delayed seven months for want of attendance at Court. In one instance, Burnett, poundkeeper, Gongolgon, was summoned at Gongolgon, under Impounding Act. I was there, and declined acting in that particular case; it was adjourned to Brewarrina; the Police Magistrate, Bourke, was requested to attend, but family bereavement prevented him. Case was adjourned to the following month, and then disposed of by Brewarrina Bench."

(2.) I may say there is, no doubt, a want of Magistrates in this district, and in the course of a few days it will be remedied.

- (2.) Reserve on Cudgegong Gold Field:—Mr. Buchanan asked the Secretary for Lands, pursuant to Notice,—

(1.) Will he lay upon the Table copies of all applications received in his Department for the alienation of that portion of the special Reserve of the Cudgegong Gold Field revoked by notice in the *Government Gazette* of the 5th April last?

(2.) Were the applications of Messrs. G. H. Cox and Geo. Rouse for the alienation of the said land referred to the Warden of the Mining District in which it is situated for his report; if so, will the Hon. the Minister for Lands lay upon the Table a copy of the Warden's Report?

(3.) Under which section of the Lands Acts have those applications been received and dealt with?

(4.) Were the applications of Messrs. Cox and Rouse referred to the Mining Department at any time for its report as to whether the land described in Question No. 1 was auriferous or otherwise?

Mr. Garrett answered,—

(1.) I have no objection.

(2.) Yes.

(3.) Under the 23rd clause.

(4.) Yes.

2. ENDOWMENT OF MUNICIPALITIES:—Mr. Farnell presented a Petition from the Municipal Council of the Borough of Victoria, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.

3. POST AND TELEGRAPH OFFICES, RYLSTONE (*"Formal" Motion*):—Mr. Hurley (*Hartley*) 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 1876 a sum not less than £1,200, for the erection of Post and Telegraph Offices at Rylstone.
Question put and passed.
4. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 23 JUNE, 1876 A.M.

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

5. CONSOLIDATED REVENUE FUND BILL (No. 6):—Mr. 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 Services of the Year 1876,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 22nd June, 1876.

JOHN HAY,
President.

The House adjourned at half-past One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 113.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 23 JUNE, 1876.

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

QUESTIONS :—

- (1.) Public Land sold in the Districts of Albury, Corowa, &c. :—Mr. Piddington asked the Secretary for Lands, pursuant to Notice,—When will the Return, ordered by the House on the 1st February, showing the quantity of land sold by the Government in the following districts during the years 1871 to 1875 respectively, namely:—Albury, Corowa, Deniliquin, Gundagai, Mitchell, Moama, Urana, Tumut, Wagga, and Balranald, and the value received for said lands,—be laid upon the Table?

Mr. Garrett answered,—It is not probable that this Return, which will be an exceedingly voluminous one, and the preparation of which has been impeded by the pressure of current business, can be completed for presentation during the present Session.

- (2.) Reserve adjoining the Town of Warren :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—
- (1.) Is there a Population or Travelling Stock Reserve joining the Town of Warren, or on the opposite side of the river to the town?
 - (2.) Is it true that this Reserve is being measured for sale by auction, at the instance of Mr. G. Rouse, or any other, and what person?
 - (3.) Are the Government aware that if this Reserve is sold the Town of Warren will be hemmed in, and as the above Reserve is within population boundary, it cannot be selected?
 - (4.) Will the Government immediately issue instructions to stop this Reserve being sold by auction, and proclaim it a Town or Travelling Stock Reserve?
 - (5.) Have the Government any objection to measure and sell part of this land as suburban land in small farms at usual price of such lands?
 - (6.) Are the Government aware that this Reserve, when cancelled, cannot be taken up by conditional purchasers, and it is therefore unfair to the public to allow it to be sold by auction?

Mr. Garrett answered,—

- (1.) A Reserve on account of population exists.
 - (2.) An application for the measurement of 6,500 acres on the Killendoon, Nauran, Billibla, and Umungla Runs, has been referred to District Surveyor Dalglish to measure, if unobjectionable, and it is possible that a portion of the land applied for is included within the Reserve.
 - (3.) No, as the application is for land on the opposite side of the river.
 - (4.) No, as the Travelling Stock Reserve is on the Warren side of the river, and no report having been received recommending reservation.
 - (5.) It is not desirable to extend the suburban boundaries, as it would necessitate an increase to the upset price of the land, and would prevent the selection of the land after auction.
 - (6.) Yes; the land being within the Population Reserve.
- (3.) Duty on Salt :—Mr. G. A. Lloyd asked the Colonial Treasurer, pursuant to Notice,—
- (1.) Is he aware that large quantities of Salt have been placed in bond by the importers at great expense, in consequence of the statement made by the Colonial Secretary, on the 8th December last, that he would propose to the House that the duty on Salt be remitted?
 - (2.) Is it the intention of the Government to propose, during the present Session, the repeal of the duty on Salt?

Mr.

Mr. Stuart answered,—I am aware that some Salt has been placed in bond by the importers since the statement made by my Honorable Colleague the Colonial Secretary on the 8th December last; but I am not aware that any delay or interruption to trade has taken place in consequence. An examination of the course of the trade tends in an opposite direction—that the bonding of the Salt has been done entirely for the convenience of trade—for I find from the 8th December, 1875, to 21st June, 1876, of the total quantity of Salt imported there has been a larger quantity on which duty has been paid from the ship's side than has been bonded, and of the quantity bonded about one-half duty has been paid—the remainder is now in bond. The bonding of Salt, however, was an ordinary practice before the speech of my Honorable Colleague, as I find at the time that speech was delivered the quantity in bond was 3,000 tons, while the quantity at present is 4,400, or only 1,400 tons more than there was under the ordinary course of the trade before any suggestion of my friend with respect to the alteration of the duty.

(2.) The answer to this question will be embraced in the answer to the question that follows.

(4.) The Tariff:—Mr. Dibbs asked the Colonial Treasurer, pursuant to Notice,—

(1.) Is it the intention of the Government to carry out the promise made by the Colonial Secretary, when making the Financial Statement in December last, by bringing in a Bill this Session to repeal the duty on the twenty-two articles on which taxes are now being levied?

(2.) If it be not the intention of the Government to repeal such duties, will the Colonial Treasurer relieve the trade and commerce of the country by giving early intimation thereof?

Mr. Stuart answered,—It is my intention this Session, if the state of the public business of the country permits it, to take up that part of my Honorable Friend the Colonial Secretary's statement which deals with taxation.

(5.) The case of J. J. Hunt:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

(1.) Is there at present in Parramatta Gaol a prisoner named James J. Hunt, serving a sentence of five years?

(2.) Is it true that Sir Alfred Stephen, the Judge who tried the case, advised this prisoner's release on completion of three years of his sentence, *i.e.*, in April last?

(3.) What has been this prisoner's general conduct and character in gaol?

(4.) Will the Government state their reasons for refusing this prisoner's release, on the recommendation of the late Chief Justice?

Mr. Robertson answered,—

(1.) Yes.

(2.) No.

(3.) This prisoner's conduct has been good.

(4.) The late Chief Justice made no recommendation of his discharge, but rather the contrary. He submitted reasons exhibiting passages in the man's character that certainly would not lead to his release.

(6.) Brewarrina a separate Police District:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) Has a Petition been received praying that Brewarrina may be constituted into a separate Police District from Bourke?

(2.) Is it the intention of the Government to do as promised; and if so, when?

Mr. Robertson answered,—I cannot find that there was a Petition, but there was certainly an application to separate this district, and, in order to carry that out, the Benches of Magistrates at Brewarrina and Bourke have been asked to suggest a line for the purposes of that division. So soon as we have sufficient information in the matter it will be done.

(7.) Denison Gold Fields Reserve:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—If he has any objection to throw open part of the Denison Gold Fields Reserve to Conditional Purchase, under the 14th clause of the Lands Act?

Mr. Garrett answered,—Reference has been made to the Mining Department as to the advisability of the land being opened to Conditional Purchase.

(8.) Encroachment on boundary of Town of Raymond Terrace:—Mr. Jacob asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that the southern boundary of the Town of Raymond Terrace is materially encroached upon by the northern boundary-fence of the Kinross Estate, so much so as to include within the said estate not only portions of allotments sold by the Government, but also reserves, such as the Public Recreation Reserve, and reserves recently granted for a Public School, one of the allotments alluded to being rendered wholly valueless by the intrusion mentioned, as the access to it is entirely cut off by the fence?

(2.) Under these circumstances, will he authorize a survey to be made, or other necessary steps to be taken, without delay, with the view of causing the removal of the intruding fence?

Mr. Garrett answered,—There is no information in the Department of Lands on this subject at present, but reference will be made without delay thereupon to the District Surveyor.

(9.) Light on Nobbys:—Mr. Jacob asked the Colonial Treasurer, pursuant to Notice,—In view of the many representations made through the medium of questions and motions of adjournments of the House of the great danger shipping is exposed to by the frequent obscuration of the light at the lighthouse at Nobbys, at Newcastle, by the smoke from the Smelting Works at Port Waratah; and also of the fact that daylight is at times darkened for miles by the same cause,—Will the Government during the next recess (should that period ever arrive) take into consideration the absolute necessity for proposing legislation on the subject, or must the question remain in abeyance till a terrible catastrophe occurs like that which befell the ill-fated ship "Dunbar"?

Mr.

Mr. Stuart answered,—The Government are fully impressed with the necessity of endeavouring to do something with reference to the obscuration of the light at the light-house at Nobbys, at Newcastle; but they have found considerable difficulty in dealing with the matter, inasmuch as there appears to be no means known to the Harbour or Marine authorities in England to deal with a question of this kind, but should the Government have the happiness to arrive at the period indicated by the Honorable Member—a recess—they will take the subject into consideration.

(10.) Suspension of Public Officers:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Are there any Land or Assistant Land Agents suspended at present; if so, what are their names, and for what offences were they so suspended, and what districts are they agents for?

(2.) Are there any Clerks in the Department of Lands suspended at present; if so, what are their names, and for what are they suspended, or what is the nature of the charges for which they are suspended?

Mr. Garrett answered,—

(1.) The Land Agent at Hay, and the Assistant Land Agent, have both been suspended. The Land Agent on a charge of having received money from private persons for performing certain duties in connection with his office, and the other for having solicited a bribe.

(2.) No clerks of the Department are under suspension.

(11.) Railway to Blayney:—Mr. Baker, on behalf of Mr. Lynch, asked the Secretary for Public Works, pursuant to Notice,—When do the Government intend to open the Railway Extension to Blayney?

Mr. Lackey answered,—I have given directions that this line be opened directly the works are sufficiently advanced to admit of it, and I am advised this will probably be in September next.

2. THE LATE MRS. GASKINS (*Formal Motion*):—Mr. Day moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers, Documents, and Correspondence, which have passed between the Officer in charge of the Albury Police District, the Coroner of the same place, and the Minister for Justice, touching the death of Mrs. Gaskins, who died at Bowna on the 30th April last.

Question put and passed.

3. SALE AND USE OF POISONS BILL (*Formal Motion*):—Mr. Davies moved, pursuant to Notice, That the Petition presented by him on 20th June, from Washington Soul, praying the House to amend the Sale and Use of Poisons Bill, be printed.

Question put and passed.

4. ENDOWMENT OF MUNICIPALITIES (*Formal Motion*):—Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 22nd June, from the Municipal Council of the Borough of Victoria, relative to increased Endowment, be printed.

Question put and passed.

5. ADJOURNMENT:—Mr. Nelson moved, That this House do now adjourn.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. H. C. Dangar, Mr. Davies, Mr. Driver, Mr. Garrett, Mr. Gray, Mr. Jacob, Mr. Lackey, Mr. Parkes, Mr. Robertson, Mr. Stuart, Mr. Terry, Mr. Warden, Mr. J. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at fourteen minutes before Eight o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 114.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 27 JUNE, 1876.

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

QUESTIONS:—

- (1.) Site for Wesleyan Church, Narrabri:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—When will the Site granted in place of revoked one be surveyed and transferred to Wesleyan Church, Narrabri?

Mr. Garrett answered,—Instructions on the subject were sent on the 18th November last to Mr. Licensed Surveyor Clements, whose attention will be directed thereto again.

- (2.) Tender for Meat for Orphan Schools, Parramatta:—Mr. Long asked the Colonial Treasurer, pursuant to Notice,—

(1.) Is the Government aware whether the signature Jesse Hack, as surety for the due observance of the Tender of William Ashley for the supply of meat, &c., to the Orphan Schools, Parramatta, and dated 13th September, 1875, is a forgery?

(2.) If not, will the Government take steps to ascertain whether such signature is a forgery?

(3.) If on inquiry the Government ascertains that such signature is a forgery, will it take steps to discover and punish the delinquent?

Mr. Stuart answered,—The Government is not aware, but will make inquiry.

- (3.) Lane's Conditional Purchase:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Has he given his decision in the case of Lane's Selection, lately heard before Commissioner Hawkins at Mudgee; if so, what is his decision?

(2.) If he has not yet decided this case, when is he likely to do so?

Mr. Garrett answered,—

(1.) Not yet; the case is, with others, now under consideration.

(2.) Immediately.

- (4.) Trucking Stock at Bathurst Railway Station:—Mr. W. H. Suttor, on behalf of Mr. F. B. Suttor, asked the Secretary for Public Works, pursuant to Notice,—Have the Government any intention of erecting yards for trucking Live Stock at the Bathurst Railway Station; and if so, when?

Mr. Lackey answered,—Cattle-yards are in course of erection, and are nearly finished.

- (5.) Cudgegong Gold Field Reserve:—Mr. Buchanan asked the Secretary for Mines, pursuant to Notice,—

(1.) Is it the usual practice for all applications to purchase land within the boundaries of a gold field to be forwarded to the Mining Department for its report as to the land being auriferous or otherwise?

(2.) Were the applications of Messrs. Rouse & Cox to purchase the land contained in the Cudgegong Gold Field "Special" Reserve referred to the Mining Department for its report; if so, on what date?

Mr. Lucas answered,—

(1.) Yes.

(2.) As to lots 79, Parish of Piambong, and 80, 81, 82, Parish of Biragambil, yes, on the 1st March, 1876; but the Warden's Report therein was in error sent direct to the Department of Lands. As there still appears to be some doubt respecting the auriferous character of the lots aforesaid, the Geological Surveyor has been instructed to inspect and report thereon; and the Lands Department has been asked to withhold the lots from sale till his report has been received. As to the other lots, Parishes of Merinda, Rouse, Piambong, and Wiadere, no.

(6.)

- (6.) Reserve at Attunga :—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—
 (1.) Has he received a Petition from a number of persons for the dedication of Reserve No. 16, County Inglis, Parish of Attunga, as a Public Reserve for camping purposes?
 (2.) Is it the intention of the Government to comply with the request of the Petitioners; and if so, when?

Mr. Garrett answered,—

(1.) Yes.

(2.) A considerable portion of the Reserve has been reserved from lease in order to give the public access to the water they require.

- (7.) Railway Station at Tamworth :—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—Has any Site been yet determined by Government for the erection of the Railway Station at Tamworth; if so, will he state the situation?

Mr. Lackey answered,—A Site for the permanent Station has not been determined. It is intended to erect a temporary Station on the Peel River Company's land, near Tamworth, until the direction of the line beyond that place shall have been decided on.

2. PAPERS :—

Mr. Robertson laid upon the Table,—

- (1.) Return to an Order made on 23rd June, 1876, in reference to the death of Mrs. Gaskins.
 (2.) By-laws for the Regulation of the Goulburn Cattle Sale-yards.
 (3.) Return to an Order made on 28th March, 1876, in reference to cases of Stock Stealing.
 (4.) Further and Final Return to an Order made on 29th June, 1875, in reference to Silk Culture.
 Ordered to be printed.

Mr. Lucas laid upon the Table,—Copies of Papers *in re* Cosgrove v. Macpherson, disputed Gold Lease Applications.

Ordered to be printed.

3. ADJOURNMENT :—Mr. Nelson moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. ASSENT TO BILLS :—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker :—

- (1.) Gunpowder and Explosive Substances Law Consolidation Bill :—

HERCULES ROBINSON,
 Governor.

Message, No. 49.

A Bill, intituled "*An Act to consolidate and amend the Law regulating the importation storage and removal of Gunpowder and other explosive substances,*"—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, 27th June, 1876.

- (2.) Consolidated Revenue Fund Bill (No. 6) :—

HERCULES ROBINSON,
 Governor.

Message, No. 50.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,*"—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, 27th June, 1876.

5. SUNDAY TRAFFIC IN INTOXICATING LIQUORS :—Mr. Hoskins presented a Petition from Inhabitants of Tumut and the surrounding neighbourhood, praying the House to take steps for the closing of Public-houses on Sundays.
 Petition received.

6. THE CASE OF ALFRED ARNOLD :—Mr. Farnell, 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 case was referred on the 16th May, 1876, together with Appendix.

Ordered to be printed.

7. OFFICIAL RECORD OF PARLIAMENTARY DEBATES :—Mr. Dibbs moved, pursuant to Notice, 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 a sum of money to be placed on the Supplementary Estimates for the current year to defray the cost of providing an official record of the Debates in both Houses of Parliament.

Debate ensued.

Question put.

The House divided.

Ayes, 11.

Mr. Cameron,
Mr. Nelson,
Mr. Driver,
Mr. McElhone,
Mr. Davies,
Mr. R. B. Smith,
Mr. Parkes,
Mr. Hurley (*Hartley*),
Mr. G. A. Lloyd,

Tellers.

Mr. Baker,
Mr. Dibbs.]

Noes, 19.

Mr. Robertson,
Mr. Stuart,
Mr. Lackey,
Mr. Burns,
Mr. Garrett,
Mr. Wisdom,
Mr. Day,
Mr. Leary,
Mr. Montague,
Mr. Macintosh,
Mr. Bennett,
Mr. Scholey,
Mr. Clarke,

Mr. Charles,
Mr. Cunneen,
Mr. W. H. Suttor,
Mr. Lynch,

Tellers.

Mr. Cohen,
Mr. Fitzpatrick.

And so it passed in the negative.

8. MR. ECKFORD AND MR. CREER:—Mr. McElhone moved, pursuant to Notice,—
(1.) That Mr. Joseph Eckford, who is appointed to act as Umpire in an arbitration case pending between the Government and Mr. P. Fleming as to the value of some land taken for Railway purposes near Newcastle, is not a proper person to be allowed to act as Umpire in any case in which the interests of the public are concerned, in so far that he, whilst a Member of this House and of the Maitland Road Trust, was accused by Mr. S. Scholey of appropriating part of the public money voted for the use of the said Road Trust to his own use, and never disproved the charge.
(2.) That Mr. Joseph Creer, who is appointed to act as Arbitrator in above case, is not a fit person to act as Arbitrator for the Government, from his want of knowledge of value of land and other local interests.
(3.) That the above Resolutions be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put and negatived.
9. RAILWAY TRIAL SURVEY FROM ORANGE TO WILCANNIA AND MENINDIE:—Mr. W. H. Suttor moved, pursuant to Notice,—
(1.) That, in the opinion of this House, it is desirable that a Trial Survey of a Railway Line be made from a point on the Western Line at or near Orange and *via* the valley of the Lachlan, and thence to "Wilcannia," on the Darling River.
(2.) That the above Resolution be transmitted by Address to His Excellency the Governor.
Debate ensued.
Mr. Nelson moved, That the Question be amended by the insertion, after the word "Wilcannia," of the words "and Menindie."
Question proposed, That the words proposed to be inserted be there inserted.
Debate continued.
Question,—That the words proposed to be inserted be there inserted,—put and passed.
Main Question,—
(1.) That, in the opinion of this House, it is desirable that a Trial Survey of a Railway Line be made from a point on the Western Line at or near Orange and *via* the valley of the Lachlan, and thence to Wilcannia and Menindie, on the Darling River.
(2.) That the above Resolution be transmitted by Address to His Excellency the Governor,—put and passed.
10. RESERVE AT RUSHCUTTER'S BAY:—Mr. Macintosh moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the Petition from Residents in the Eastern Suburbs of Sydney, presented on 16th May last, respecting a Public Reserve in the neighbourhood of Rushcutter's Bay.
Question put and passed.
11. SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL:—Mr. Jacob moved, pursuant to Notice, That the consideration in Committee of the Legislative Council's amendments in the Sale of Colonial Wines Regulation Act of 1862 Repeal Bill stand an Order of the Day for Friday, 30th June instant.
Question put and passed.
12. FIRE BRIGADES BILL:—Mr. Parkes moved, pursuant to Notice, That the adoption of the Report from the Committee of the Whole on the Fire Brigades Bill stand an Order of the Day for Friday next.
Question put.

The House divided.

Ayes, 28.

Mr. Garrett,
Mr. Robertson,
Mr. Stuart,
Mr. Lackey,
Mr. Burns,
Mr. Lucas,
Mr. Byrnes,
Mr. Wisdom,
Mr. Charles,
Mr. Hoskins,
Mr. Fitzpatrick,
Mr. Sutherland,
Mr. W. H. Suttor,
Mr. Lynch,
Mr. Jacob,

Mr. T. G. Dangar,
Mr. Day,
Mr. Montague,
Mr. Piddington,
Mr. Dibbs,
Mr. G. A. Lloyd,
Mr. Nelson,
Mr. Parkes,
Mr. Warden,
Mr. Booth,
Mr. Clarke,

Tellers.

Mr. Gray,
Mr. J. Watson.

Noes, 6.

Mr. Driver,
Mr. Hurley (*Hartley*),
Mr. R. B. Smith,
Mr. Bennett,

Tellers.

Mr. Davies,
Mr. Macintosh.

And so it was resolved in the affirmative.

13. **SURPLUS REVENUE**:—The Order of the Day having been read for the consideration in Committee of the Whole of an Address to the Governor, transmitting to His Excellency the following Resolutions:—
- (1.) That the experience of the last three years has established the fact that the Revenue derived from all sources is largely in excess of the necessary expenditure of Government.
 - (2.) That the existence of a large cash surplus at the credit of the Government is unsound in principle and policy, and ought not to be continued.
 - (3.) That the existing surplus ought to be expended without unnecessary delay, not less than £150,000 per annum in promoting Immigration from Great Britain and Ireland, and the balance in carrying out works of public improvement.
 - (4.) That a measure ought to be passed into law for regulating the introduction of Immigrants, and that the proposals and plans for all Public Works to be carried out by the expenditure of the said surplus ought to be submitted for the approval of this House.
 - (5.) That His Excellency the Governor be respectfully requested to take the necessary steps to give effect to the foregoing Resolutions,—
- Mr. Parkes moved, That this Order of the Day be postponed until next Friday week.
Question put.

The House divided.

Ayes, 16.

Mr. Driver,	Mr. Sutherland,
Mr. Hurley (<i>Hartley</i>),	Mr. Dibbs,
Mr. Hoskins,	Mr. Scholey,
Mr. Fitzpatrick,	<i>Tellers.</i>
Mr. Wisdom,	Mr. Day,
Mr. J. Watson,	Mr. Nelson.
Mr. R. B. Smith,	
Mr. Piddington,	
Mr. Parkes,	
Mr. G. A. Lloyd,	
Mr. W. H. Suttor,	

Noes, 19.

Mr. Robertson,	Mr. Macintosh,
Mr. Stuart,	Mr. Clarke,
Mr. Lucas,	Mr. Davies,
Mr. Lackey,	Mr. Gray,
Mr. Burns,	Mr. Cameron,
Mr. Garrett,	Mr. Teece,
Mr. Charles,	<i>Tellers.</i>
Mr. Lynch,	Mr. Jacob,
Mr. Montague,	Mr. T. G. Dangar.
Mr. Warden,	
Mr. Bennett,	

And so it passed in the negative.

Mr. R. B. Smith then moved, That this Order of the Day be postponed until this day "fortnight."
Debate ensued.

Mr. Cameron moved, That the Question be amended, by the omission of the word "fortnight," with a view to the insertion in its place of the words "three months."

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

Debate continued.

Proposed amendment, by leave, withdrawn.

Mr. Dibbs moved, That the Question be amended by the omission of the word "fortnight," with a view to the insertion in its place of the word "week."

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

Debate ensued.

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

Question,—That this Order of the Day be postponed until this day fortnight,—put and passed.

14. **INTERNATIONAL RIFLE CONTEST**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the following Resolutions:—
- (1.) That, in the opinion of this House, the New South Wales contingent of the Team of Riflemen representing Australia at the Rifle Contest to be held in America should receive assistance in defraying their expenses; and that a sum not exceeding £1,000 should be paid for that purpose to the Rifle Association out of the "Advance to Treasurer Fund," on condition of an equal amount being raised by private contributions.
 - (2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.

And the Committee continuing to sit till after Midnight,—

WEDNESDAY, 28 JUNE, 1876 A.M.

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

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Charles, Mr. H. C. Dangar, Mr. Driver, Mr. Fitzpatrick, Mr. Garrett, Mr. Gray, Mr. Jacob, Mr. G. A. Lloyd, Mr. Lucas, Mr. Lynch, Mr. Macintosh, Mr. Montague, Mr. Robertson, Mr. Stuart, Mr. Sutherland, Mr. W. H. Suttor, and Mr. Teece,—

Mr. Speaker adjourned the House at twenty minutes before Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 115.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 28 JUNE, 1876.

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

QUESTIONS:—

- (1.) Forms for Telegraphic Messages:—Mr. Wisdom asked the Postmaster General, pursuant to Notice,—When will the new Forms for Telegraphic Messages be issued?

Mr. Burns answered,—I intend to introduce the new Forms for Telegraphic Messages in the Sydney and Suburban Offices on the 1st July, and in the Country Offices as soon as they can be supplied by the Government Printer and distributed.

- (2.) Distance from Albury to Moama, &c.:—*Mr. Jacob*, on behalf of Mr. Macintosh, asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the distance, by way of the Murray River, from Albury to Moama, the junctions of the Murrumbidgee and Darling Rivers, Wentworth, and to Adelaide?

(2.) The distance by way of the River Murrumbidgee, from its junction with the Murray to the junction of the Lachlan, to Nap Nap, to Hay, Narrandera, and Wagga Wagga?

(3.) The distance by way of the Darling River, from its junction with the Murray, to Pooncaira, Wilcannia, and Bourke?

Mr. Lackey answered,—

(1.) Murray River—Distance from Albury to Moama, 300 miles; from Albury to junction of Murrumbidgee, 596 miles; from Albury to junction of the Darling, 851½ miles. As there are no measurements in the office of the distance by river from Wentworth to Adelaide, this information has been telegraphed for, and will be supplied as soon as obtained.

(2.) Murrumbidgee River—Distance from junction with the Murray to Nap Nap, 141 miles; from junction with the Murray to the junction with Lachlan, 149 miles; from junction with the Murray to Hay, 257 miles; from junction with the Murray to Narrandera, 477 miles; from junction with the Murray to Wagga Wagga, 600 miles.

(3.) Darling River—Distance from junction of Murray and Darling to Pooncaira, 144 miles; from junction of Murray and Darling to Wilcannia, 512 miles; from junction of Murray and Darling to Fort Bourke, 898 miles.

- (3.) Illawarra Railway:—*Mr. Jacob*, on behalf of Mr. Macintosh, asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the number of curves on the projected line of Illawarra Railway from George's River to Coal Cliff?

(2.) How many curves are of each radius?

(3.) What is the distance in a straight line from George's River to Coal Cliff?

(4.) What is the distance, by way of the projected Illawarra Railway, from George's River to Coal Cliff?

Mr. Lackey answered,—

(1.) The number of curves is 83.

(2.) There are 51 of 11 chains radius, 6 of 12, 2 of 13, 3 of 15, 1 of 16, 1 of 18, 12 of 20, 2 of 25, 4 of 30, 1 of 35.

(3.) The distance from George's River to Coal Cliff is 19 miles in a straight line.

(4.) The distance by the projected line of Railway is 23½ miles.

(4.)

(4.) Distance from Melbourne to Wodonga, &c. :—*Mr. Jacob*, on behalf of *Mr. Macintosh*, asked the Secretary for Public Works, pursuant to Notice,—

(1.) What is the distance, by way of the Victorian Railway, from Melbourne to Wodonga Terminus; from thence to the projected terminus of the Southern Railway at Albury; from Albury to Wagga, Junee, Narrandera, Hay, and Booligal?

(2.) The distance, by way of the Southern Railway, from Sydney to Junee, Narrandera, Hay, and Booligal?

Mr. Lackey answered,—

(1.) The distance from Melbourne to Wodonga is 187 miles; Wodonga to Albury, 4 miles; Albury to Wagga Wagga, 78 miles; Wagga Wagga to Junee, 24 miles; Junee to Narrandera, 64 miles; Narrandera to Hay, 105 miles; Hay to Booligal, 45 miles; total, 507 miles.

(2.) Sydney to Junee, 284 miles; Junee to Narrandera, 64 miles; Narrandera to Hay, 105 miles; Hay to Booligal, 45 miles; total, 498 miles.

(5.) Gaol at Tamworth :—*Mr. T. G. Dangar*, on behalf of *Mr. Bennett*, asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to make provision for the erection of a new Gaol at Tamworth on the Supplementary Estimates for this year?

Mr. Lackey answered,—The sum of £10,000 has been noted for Additional Estimates for the erection of a new Gaol at Tamworth, and in the meantime a contract has been taken for putting the present Gaol and fences into such repair as will make them last until a new building is provided.

(6.) Court-houses at Gunnedah and Boggabri :—*Mr. T. G. Dangar*, on behalf of *Mr. Bennett*, asked the Secretary for Public Works, pursuant to Notice,—When will tenders be invited for additional buildings to Court-house, Gunnedah, and for Court-house, Lock-up, and Police Quarters at Boggabri?

Mr. Lackey answered,—When funds are available. The sum of £1,500 has been noted for Additional Estimates for the erection of a new Court-house at Gunnedah, and the sum of £1,200 for the erection of Court-house, Police Buildings, and Stables at Boggabri, has been voted on Estimates for the present year, but will not be available until the Appropriation Act shall have passed the Legislature.

(7.) Public School, West Balmain :—*Mr. Stephen Brown* asked the Colonial Secretary, pursuant to Notice,—

(1.) Did the Council of Education apply to the Minister for Justice or the Government on or about the 30th September, 1875, for two acres of land, part of the Garryowen Estate, as a Site for a Public School for West Balmain?

(2.) Did the Minister for Justice receive from the Council of Education letters dated 23rd October, 1875, 5th November, 1875, and 11th November, 1875, reminding him of such application?

(3.) Has any reply been given to such application, or to any of said letters?

(4.) If so, what is such reply?

(5.) If not, what is the cause of the delay?

Mr. Robertson answered,—

(1.) The Council of Education did make such an application.

(2.) The Minister of Justice did receive a communication of the kind.

(3.) A reply was sent to Sir Alfred Stephen on the subject, but of course not one final, nor, I dare say, in the opinion of the Council satisfactory, as it could not be, for the reason I will give in answering the fourth question.

(4 and 5.) The Park was bought out of a vote for the establishment of a Lunatic Asylum, and there is very great difficulty indeed in applying land bought for one purpose to another purpose. That is the reason for the delay that has occurred.

(8.) Station House and Goods Shed, Blayney :—*Mr. Lynch* asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has the erection of the Station House and Goods Shed at the Railway Terminus at Blayney been commenced?

(2.) If the Government have not yet commenced this work, when is it likely it will be begun?

(3.) Is it the intention of the Government to have the Railway Station House and Goods Shed at Blayney completed by the time the line is opened to Blayney?

Mr. Lackey answered,—The tender of *Mr. James Douglas* was accepted on the 11th May last; the time for completion being the 31st August. If the works are not completed by that date the penalty of £20 per week will be strictly enforced; but I have no information at present to enable me to state whether the works were commenced at the proper time.

2. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (*"Formal" Motion*) :—*Mr. Lackey*, on behalf of *Mr. Hoskins*, moved, pursuant to Notice, That the Petition presented by him on 27th June, against Sunday Traffic in Intoxicating Liquors, be printed.
Question put and passed.

3. POSTPONEMENT :—The Order of the Day No. 1 of Government Business postponed, to follow after the Order of the Day No. 4.

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

And the Committee continuing to sit till after Midnight,—

THURSDAY, 29 JUNE, 1876 A.M.

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

5. COMPANIES ACT AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 51.

A Bill, intituled "*An Act to amend the Law as to Contributors on the winding-up of Mining Companies,*"—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, 28th June, 1876.*

6. NEVELL'S LEASING BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable Elizabeth Nevell and Joseph Nevell interested under the Will of the late John Nevell to lease certain Lands near Cudgegong in the Colony of New South Wales,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 28th June, 1876.*

JOHN HAY,
President.

NEVELL'S LEASING BILL.

SCHEDULE of the amendments referred to in Message of 28th June, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 3, clause 1, line 5. *After "rent" insert "duties tolls and royalties"*
" " " " 6. *Omit "and paid" insert "or invested and if invested in what manner from*
" " " " *"time to time."*

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

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

G. WIGRAM ALLEN,
Speaker.



- (2.) Bridge over Yellow Gully :—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—When will tenders be invited for the erection of a Bridge over Yellow Gully, near Schoolhouse, Cockburn River, and for other repairs to Road therefrom to the new Bridge over the said river?
Mr. Lackey answered.—When the money for this work, which it is proposed to include in the Estimates for next year, shall have been voted.
- (3.) Road at Dungowan Creek :—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—When will tenders be invited for clearing, forming, and other repairs to the proposed new line of Road right bank of Dungowan Creek, from new Schoolhouse to crossing at Cadell's Station, and from Cadell's Station to Johnson's Farm, on the left bank of the said creek?
Mr. Lackey answered.—The works have been ordered, and the local officer will invite tenders when his other duties admit.
- (4.) Destitute Children's Asylum, Randwick :—Mr. Day asked the Colonial Secretary, pursuant to Notice,—
(1.) Is it the intention of the Government to take the entire management and control of the Randwick Asylum into its own hands; if so, when?
(2.) Does the Government intend to take any steps, based on the report of the Randwick Asylum Board of Inquiry, for the future management of the said Institution; if so, when will such action be taken?
Mr. Robertson answered.—I dare say my Honorable Friend is aware that it is out of the power of the Government to do this without an Act of Parliament; but the Government intend bringing in a Bill next Session for the purpose of dealing with the whole subject of Public Charities, which will include the Institution referred to in the Honorable Member's question. It has been found to be a very difficult matter to deal with, and it is not at all likely the Government will attempt to deal with it this Session.
- (5.) Mail Service *via* San Francisco :—*Mr. Pilcher*, on behalf of Mr. H. C. Dangar, asked the Postmaster General, pursuant to Notice,—
(1.) Do the Government intend during the present Session to submit to the House any proposal for an alteration of the Routes of the Mail Steamers engaged in the service *via* San Francisco?
(2.) Is any alteration as above under consideration?
Mr. Burns answered,—
(1.) It is not probable that the Government will, during the present Session, submit to Parliament any proposal in reference to the Pacific Mail Service.
(2.) Yes.
- (6.) Head Master, West Maitland Public School :—*Mr. Driver*, on behalf of Mr. Leary, asked the Colonial Secretary, pursuant to Notice,—
(1.) Did the Council of Education invite applications for the appointment of Head Master of the West Maitland Public School at or immediately prior to the appointment of the present occupant?
(2.) Were applications invited for that position by the Council of Education?
(3.) Was the present Head Master of the West Maitland Public School at any time prior to his appointment to that position trained for a Teacher under the Council of Education?
(4.) Is it a fact that promotion of Teachers under the Council of Education takes place in some instances, and in other cases applications for vacancies are invited; what is the rule, and its exceptions?
Mr. Robertson answered.—I have received the following answers from the Secretary of the Council of Education :—
(1.) No.
(2.) No.
(3.) He was trained at the Westminster Normal College, and also received a month's training at the Fort-street Model Public School, on the expiration of which period he was examined and classified.
(4.) Promotions of Teachers by removal to more important schools are made in accordance with clause 47 of the Council's Regulations, which provides as follows :—" Teachers desirous of being promoted to more important schools must intimate their wishes to the Inspector of the district in writing. A list of such Teachers will be kept in the Council's Office, and, except in special cases, promotions will be made in accordance with the principle of classification and seniority." Applications for appointment to certain offices have, in some instances, been invited by the Council.
- (7.) Paper supplied to the Government by Mr. Greville :—Mr. McElhone asked the Colonial Treasurer, pursuant to Notice,—
(1.) How many reams of Paper have been supplied to the Government by Mr. Greville, the Member for Braidwood, and what amount of money has he received for the supply of such Paper and when was he paid?
(2.) What class of Paper has been supplied by Mr. Greville; for what purpose is it used, and has it been used?
Mr. Stuart answered,—
(1.) 132 reams of special Paper were supplied by Mr. Greville since the 1st January, 1875. The total amount of money paid was £164 9s. 3d. The payments were made in two sums, namely, £103 12s. on the 13th April, and £60 17s. 3d. on the 9th May.
(2.) This Paper, known as "Surface" and "Veneer" Paper—not procurable elsewhere in Sydney—was required for printing maps for the Philadelphia Exhibition, and for wrappers for the Prize Essay for the same service.
- (8.) Berrima Gaol :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—
(1.) Is it a fact that Mr. E. N. Matthews, the District Court Bailiff at Berrima, is the contractor for repairs to Berrima Gaol; if so, does he employ prison labour; if so, what does he pay them per day per man?
(2.) What is the amount of his contract for such alteration and repairs?
(3.) Has he received a further contract without tenders being called for the work; and what is the amount such work will amount to?
(4.) Is a public officer allowed to be a contractor to the Government?
Mr.

Mr. Lackey answered,—

- (1.) Mr. R. N. Matthews, District Court Bailiff, builder and general contractor, Berrima, is the contractor for slating roof, and other repairs at the Berrima Gaol. I understand he has one prisoner employed at 3s. per diem.
- (2.) The amount of contract is £1,053.
- (3.) Mr. Matthews's tenders have been accepted for further alterations and repairs, Berrima Gaol, namely, £526; and for alterations to office at same, £60. These works were not advertized.
- (4.) No.

(9.) Harbour Defences:—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—

- (1.) How many Guns are now mounted or in course of being mounted in the inner and outer Defences of Port Jackson?
- (2.) How many Guns are proposed to be mounted in earthwork batteries for defence of Botany Waterworks and rear of the City?
- (3.) How many men would be required to serve these Guns, including all ranks, and allowing three reliefs to a Gun?
- (4.) How many additional men would be required for field and position batteries?
- (5.) How many riflemen would be required to cover the different batteries, and for service in the field?
- (6.) How many men (Defence Force, Volunteers, and Naval Brigade) are available?

Mr. Robertson answered,—

- (1.) 45 Guns mounted in the inner, and 31 in the outer; 9 Guns are also about to be mounted in the outer.
- (2.) The Defence Commission recommended three 32-pounders to be mounted near the Waterworks. No further decision has been arrived at for placing Guns in permanent batteries; but the Commandant has recommended the mounting of 32-pounders on travelling carriages.
- (3.) 1,416 artillerymen for outer defences, allowing three reliefs per gun. This number would be more than requisite for these positions. The positions of the inner batteries being considered obsolete, the Guns therein mounted are only required for drill and practice.
- (4.) 540.
- (5.) For head-quarters close on 3,000, including Engineers and Mounted Rifles.
- (6.) 2,730, viz.:—Regulars, 103; Volunteers—Artillery, 583; Rifles, 1,771; Naval Brigade, 273, available for the defence of Sydney, exclusive of the Volunteers in the Southern and Northern Districts. The peace establishment, as contained in the Commandant's memo. as to reorganization of the Volunteer Forces, dated 21st April, 1875, is capable of expansion to a war establishment of 6,256 of all ranks, of which 4,156 would be available for the defence of Sydney. The Northern District, 1,050 of all ranks, and Southern District, 1,050. These numbers are exclusive of Regular Artillery and Naval Brigade. The replies to these questions are based not on the assumption of an invasion by what may be termed an army, but rather of a small expeditionary force, assisted by a squadron. I may add that it would seem from these answers that these Guns will require about 3,000 men, and that we have already 2,730. I need scarcely tell the Honorable Member that we have recently been authorized by Parliament to raise about 100 more, which will make the total number available 2,830.

(10.) Lake Bathurst:—Mr. Driver asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is Lake Bathurst a Public Reserve?
- (2.) Is he aware that a Mr. Cropper has assumed a right over this lake, and, with the assistance of the police, ejected a Mr. Woolley, who was shooting thereon?
- (3.) If so, was Mr. Woolley ejected by the authority of the Government?

Mr. Garrett answered,—

- (1.) No Public Reserve has been dedicated at Lake Bathurst. A complaint was made that Mr. Cropper had obstructed a reserved boundary road which leads to Lake Bathurst, and he was notified by this Department to remove such obstruction.
- (2 and 3.) Nothing is known of the case mentioned in the Department of Lands.

(11.) Sydney Museum:—Mr. Driver, on behalf of Mr. Stephen Brown, asked the Colonial Treasurer, pursuant to Notice,—

- (1.) What amount is annually paid by the Government to the Trustees of the Sydney Museum as Endowment or otherwise?
- (2.) What amount was paid them during the year 1875?
- (3.) Was the sum so paid larger than the amount ordinarily paid during each year; and if so, why was such increased sum paid, and out of what vote?
- (4.) Are the Government aware that the Trustees of the Sydney Museum have paid the sum of £761 19s. 1d. out of the moneys received by them from the Government for the damages and costs in an action of assault and forcible entry brought by Mr. Krefft against Edward Hill, Esq.?
- (5.) Was such payment authorized by the Government; if not, do the Government intend to take any, and what, steps in the matter?

Mr. Stuart answered,—

- (1.) £1,700, viz.:—£1,000 for Endowment, under 17 Vic. No. 2; £500 for salary of the Curator, under a vote of Parliament; and £200 as a supplement to the Endowment, also by a vote of Parliament.
- (2.) £1,836 2s. 2d.
- (3.) The amount paid during the year 1875 exceeded that ordinarily paid in one year by the sum of £136 2s. 2d., being the amount short paid for the previous year, and paid out of the vote for that year for this service.
- (4.) From the report of the Trustees of the Museum, laid upon the Table of this House during the present month, the Government was made aware that the Trustees of the Museum have paid the sum of £761 19s. 1d. for the damages and costs in the action referred to.
- (5.) The Government does not authorize any of the payments made by the Trustees.

(12.) Sydney Museum :—*Mr. Driver*, on behalf of Mr. Stephen Brown, asked the Colonial Treasurer, pursuant to Notice,—

- (1.) Are the Government aware that two of the Judges of the Supreme Court have decided that the Trustees of the Sydney Museum had no power to dismiss Mr. Gerard Krefft from his office of Curator of such Museum?
- (2.) Have the Government dismissed Mr. Krefft from such office?
- (3.) Have the Government come to any decision on the application of Mr. Krefft for the payment of his salary; if so, what is that decision?

Mr. Stuart answered,—

- (1.) The Government is not aware that two of the Judges of the Supreme Court have given such a decision as that affirmed in the first part of the Honorable Member's question. In the trial of the action brought by Mr. Gerard Krefft to recover damages for trespass and assault by Mr. Edward Smith Hill, His Honor the late Mr. Justice Cheeke, who tried the case, directed the jury that the power of appointment, and consequently the power of removal, of the Curator of the Museum had been taken away from the Trustees by the Constitution Act. On the argument upon the motion for a new trial in this case in September of last year, Mr. Justice Hargrave expressed an opinion not to the same effect as that contained in the direction of Mr. Justice Cheeke to the jury at the trial, but said that the Trustees had no power of themselves finally to dismiss, and intimated that had Mr. Justice Cheeke the benefit of hearing the same arguments which had been adduced before him (Mr. Justice Hargrave), he had no doubt Mr. Justice Cheeke would have agreed with the more detailed opinion which he, Mr. Justice Hargrave, then pronounced.
- (2.) The Government have not dismissed Mr. Krefft from such office, having been advised by their Attorney General that the power of dismissal belongs to the Trustees, and to the Trustees alone. And the Government is also aware from the published opinions of two of the Judges of the Supreme Court while holding office as Crown Law Officers, and from the judgment of one of them on the hearing of the new trial motion of *Kreff v. Hill*, that their Honors are of a similar opinion.
- (3.) The Government have not come to any decision as to the payment of Mr. Krefft's salary.

2. PAPERS :—

Mr. Garrett laid upon the Table,—Correspondence between the Government of New South Wales and the Government of Victoria relating to the improper importation of Stock into that Colony.
Ordered to be printed.

Mr. Stuart laid upon the Table,—Return to an Order made on 11th April, 1876, in reference to the Government Banking Business.
Ordered to be printed.

3. RAILWAY EXTENSION :—*Mr. Gould* presented a Petition from Residents of Mudgee and its vicinity, in favour of Railway Extension; and praying the House to take the matter into favourable consideration.
Petition received.

4. RAILWAY FROM ORANGE TO WELLINGTON :—*Mr. Davies*, on behalf of Mr. J. S. Smith, presented a Petition from the Chairman and Railway League Committee, on behalf of the Inhabitants of the Town and District of Molong, praying that a Trial Survey of this line of Railway may be made by way of Molong.

Mr. Davies then moved, That the Petition be read by the Clerk.

Question put,—

And Division called for,—

But there being no Tellers on the part of the *Noes*, no Division could be had,—and *Mr. Speaker* declared the Question to have passed in the affirmative.

Petition read at length by the Clerk, by direction of *Mr. Speaker*,—and received.

5. ROAD THROUGH MESSRS. BADGERY'S LAND :—*Mr. Farnell*, 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 subject was referred on 8th February, 1876, together with Appendix.
Ordered to be printed.

6. DISEASES IN SHEEP ACT AMENDMENT BILL :—*Mr. Speaker* reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the 'Diseases in Sheep Act of 1866,'*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 29th June, 1876.*

*JOHN HAY,
President.*

DISEASES IN SHEEP ACT AMENDMENT BILL.

Schedule of the amendments referred to in Message of 29th June, 1876.

*JOHN J. CALVERT,
Clerk of the Parliaments.*

- | | |
|---------------------------|---|
| Page 1, clause 1, line 8. | Omit "Bill" insert "Act" |
| " " 2, " 13. | After "to" insert "the" |
| " " " 16. | Omit "landed in Port Jackson and" |
| " " " 17. | After "Island" insert "in Port Jackson" |

Examined,—

*J. GEO. LONG INNES,
Chairman of Committees.*

On

On motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Council's amendments.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

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

Ordered, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill intituled "*An Act to amend the 'Diseases in Sheep Act of 1866.'*"

*Legislative Assembly Chamber,
Sydney, 29th June, 1876.*

7. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.
Question put and negatived.
8. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
9. POSTPONEMENT:—The Order of the Day No. 2 of Government Business postponed, to follow after Order No. 4.
10. SALE AND USE OF POISONS BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, that the adoption of that Report stand an Order of the Day for Wednesday next.
11. LEGALIZATION OF CERTAIN CONDITIONAL AND OTHER PURCHASES BILL:—The Order of the Day having been read,—Mr. Garrett moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 30 JUNE, 1876 A.M.

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

On motion of Mr. Garrett (*with the concurrence of the House*), that report was adopted.

Ordered, that the Bill be read a third time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 117.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 30 JUNE, 1876.

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

QUESTIONS:—

- (1.) Applications for Mineral Leases:—Mr. Baker asked the Secretary for Mines, pursuant to Notice,—How many of the applications for Mineral and Auriferous Leases which have been applied for during the last five years have up to the present time been cancelled, or have been refused to be granted by the Government, or have not been taken delivery of by the applicants?

Mr. Lucas answered,—Mineral Leases, 8,900; Gold Mining Leases, 5,893.

- (2.) Barristers Admission Act:—Mr. Jacob, on behalf of Mr. T. G. Dangar, asked the Colonial Secretary, pursuant to Notice,—Has the Supreme Court fixed the new Rules under the second clause of the Barristers Admission Act recently passed by the Legislature; if so, will there be any objection to place a copy of same upon the Table of the House with a view to the same being printed for information; and if not, when are they likely to be?

Mr. Robertson answered,—No new Rules have yet been framed under the Barristers Admission Act recently passed by the Legislature. Examiners in Logic, and in the French Language and Literature, have been selected and appointed, and they have been requested to submit to the Board subjects for examination. Until these subjects have been decided upon no complete new Rules can be framed.

- (3.) Court-house at Moree:—Mr. Jacob, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—When will fresh tenders be invited for erection of brick Court-house at Moree?

Mr. Lackey answered,—Plans for a brick Court-house for Moree will be ready in a fortnight, when fresh tenders will be invited.

- (4.) Road from Cockburn Bridge to Dungowan:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—When will the new line of Road from Cockburn Bridge, Tamworth, to Dungowan, Bowling Alley Point, and Nundle, be opened for general traffic; and the erection of Bridge over the River Peel, at Bowling Alley Point?

Mr. Lackey answered,—The new line of Road is opened except the approaches to Dungowan Bridge, which will be opened as soon as arrangements about the land, now in progress, can be completed. There is an iron foot-bridge at Bowling Alley Point, which is considered sufficient for the traffic at present.

- (5.) Kelso Toll-bar:—Mr. W. H. Suttor asked the Secretary for Public Works, pursuant to Notice,—What amount of money has been collected at the Kelso Toll-bar during the four weeks ending 17th June instant, and what has been the cost of the collection of the same?

Mr. Lackey answered,—The amount collected for four weeks ending 17th June has been £20 10s. 11d. The cost of collection has been £8 8s.

- (6.) Railway Trial Survey from Dubbo to Bourke:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—

(1.) Are Trial Surveys for Railway now being proceeded with from Dubbo to Bourke, or to some point on the Darling River?

(2.) Is it the intention of the Government to cause such Surveys to be proceeded with without unnecessary delay?

Mr.

Mr. Lackey answered,—

(1.) The Survey has been completed from Dubbo to Narramine, in the direction of Bourke; the further Survey of the route was abandoned in consequence of there being no water beyond Narramine.

(2.) It is intended to resume this Survey without delay.

(7.) Land at corner of Bridge and Pitt Streets:—Mr. Hurley (*Hartley*), asked the Secretary for Lands, pursuant to Notice,—

(1.) Did the Honorable Attorney General, John Fletcher Hargrave, Esq., file in the Supreme Court House, Sydney, on the 23rd of December 1862, an information on behalf of the Queen against Isaac Wellbank, William Robert Smart, George Lea Wilson, and others, for intrusion upon Crown Land corner of Bridge and Pitt Streets, Sydney?

(2.) Did John Garsed address a letter dated 15th July, 1865, to the Honorable Minister for Lands, requesting that the said Crown Land, corner of Bridge and Pitt Streets, may be alienated to the Trustees of his wife, on payment of the upset price of the land, on the ground of improvement?

(3.) Did the Honorable Minister for Lands, by letter dated Department of Lands, Sydney, 13th June, 1865, in referring to John Garsed's application of the 15th ultimo, state that an allotment of six perches of land at the corner of Bridge and Pitt Streets was sold to John Terry Hughes in 1839?

(4.) Did the Tank Stream in 1839 flow between the said six perches of land sold to John Terry Hughes and Pitt-street?

(5.) Did Mr. Burrows, from the Surveyor General's Department, some time in March, 1857, mark out the site, corner of Bridge and Pitt Streets, upon which John Garsed, at a cost of about £1,500, built the Commercial Chambers?

(6.) Has the land described in said writ of intrusion been legally alienated from the Crown?

Mr. Garrett answered,—

(1.) On the 23rd December, 1862 a writ of intrusion was filed, signed by John Fletcher Hargrave, Esquire, Attorney General, against James Reading, Isaac Wellbank, William Robert Smart, George Lea Wilson, Henry Hamburger, Harold Brees, Thomas Ellen, Henry Manton, and Daniel Bell, allotment of land in Pitt and Bridge Streets, Sydney, Holden & M'Carthy, solicitors. Defendant Smart appeared 31st December, 1862, and pleaded 31st January, 1863. Writ of *amoveas manus* issued 23rd February, 1863.

(2 and 3.) That a letter was received under date 13th May, 1865, and replied to on the 30th June, 1865.

(4.) No; it flows through the six perches in question.

(5.) It is probable that some marking did take place, but at present this cannot immediately be more definitely stated.

(6.) The land does not appear to have been alienated.

(8.) Boundary Line between Lachlan and Warrego Districts:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) When do the Government intend to have the boundary line between the Lachlan, Albert, and Warrego Districts surveyed?

(2.) Will the Government give instructions that the line be fairly run, as it is reported that some large holders of Government land in the district are reported to be using their influence to have the line surveyed so as to favour themselves at the expense of other lessees?

Mr. Garrett answered,—

(1.) Instructions were issued on 28th July, 1875, to Mr. Licensed Surveyor Cameron, who has reported that he expects to have marked the chief portion of the line by the end of the present month.

(2.) The Surveyor was instructed to survey the line (in accordance with the claims to lease of the Runs abutting on either side thereof) on the definite bearing of east 38° north for 120 miles, as notified in proclamation of the boundaries of pastoral districts, dated 28th August, 1874.

(9.) Reserve at Aberdeen:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is there any Government Land at the Crossing-place of the Hunter River at Aberdeen, on the Muswellbrook side?

(2.) Does the Segenhoe grant (late Potter M'Queen's, now the Hon. J. White's) run to the river, or do the Government own any land between the river and the boundary of the above grant; and is there a Reserve at the crossing at Aberdeen?

Mr. Garrett answered,—

(1.) No.

(2.) Yes, to the river. There is no Reserve outside the town boundary.

(10.) Survey of Conditional Purchases:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that there are a number of persons who took up Conditional Purchases over two years ago, and have not had them surveyed up to the present time?

(2.) Does he intend to take immediate steps to have these persons Conditional Purchases surveyed without any more delay?

Mr. Garrett answered,—

(1.) Yes.

(2.) Circular Letter of 9th March, 1876, issued to all Surveyors, followed by another, 1st June, 1876, pointing out that the penalty of stoppage of advances on their work would be inflicted if instructions dated prior to August, 1874, were not acted on by the 1st August next.

(11.) Colwell's Conditional Purchases:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Did Charles and Thomas Colwell take up Conditional Purchases on 24th December, 1863; has the full amount been paid up on such selections?

(2.) Have the above parties yet received the deeds for their land?

Mr.

Mr. Garrett answered,—

- (1.) Yes, Messrs. Charles and Thomas Colwell made a Conditional Purchase of 130 acres at Dubbo on 24th December, 1863, but the purchase was declared void on 16th September, 1864, in consequence of the land not having been available for conditional purchase. The balance of purchase money, £98 10s., was paid, but a voucher for the refund of the amount was sent to applicants on 16th November, 1867, when they were again apprised that the purchase could not be allowed.
- (2.) The deed of grant has not issued.

(12.) Roads in the Electorate of The Williams:—Mr. Jacob asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has his attention been drawn to the frequent complaints which from time to time appear in the local paper, the *Maitland Mercury*, in reference to the Roads in the Electorate of The Williams not being so well attended to regarding their repairs under the altered arrangement by which the said Roads have been taken out of the hands of Local Trustees and placed in charge of an officer of the Department?
- (2.) What salary does the officer referred to receive; has he to employ any overseers; and if so, how many, and at what pay?
- (3.) Where is the officer located; has he been residing at Clarence Town for several months; and if so, how has he been employed during the time?
- (4.) What number of Roads is under the officer's supervision, and for the repairs of how many of them have contracts been entered into, or other steps taken?

Mr. Lackey answered,—

- (1.) No.
- (2.) £375—a year's salary; £150 travelling allowance. He has no overseers.
- (3.) The head quarters of this officer are at Clarence Town, and he has been at Clarence Town at intervals since November, 1875, and attending to works on roads in his charge, and bridges at Karuah, Dora Creek, Milfield, Sandy Creek, and Fallbrook. A monthly journal is furnished showing daily employment.
- (4.) Fifteen roads and several bridges. Steps of some sort or other, it is believed, have been taken in every case.

(13.) District Courts, Mudgee:—Mr. Goold asked the Colonial Secretary, pursuant to Notice,—

- (1.) How many cases were commenced in each District Court held at Mudgee, Orange, Dubbo, and Bathurst, during the year 1875?
- (2.) Are there not four Courts held during the year in each of the above districts, except Mudgee?
- (3.) Has a Resolution of a Public Meeting held at Mudgee lately been forwarded to him to have extra Courts held in that place, and will the request be acceded to?
- (4.) Have not prisoners sometimes to wait six months to be tried, and was not the case of Davidson v. Mills, tried in the month of January last, postponed in consequence of the jury not agreeing, and cannot be tried until the 17th July next, putting suitors and witnesses to great trouble and expense?

Mr. Robertson answered,—

- (1.) It appears from the Returns which have been prepared under 103rd section of the District Courts Act of 1858, lately laid before Parliament, and ordered to be printed, that the number of cases commenced during the year ending 31st March last, at above places, were as follows:—Mudgee, 135; Orange, 43; Dubbo, 55; Bathurst, 155.
- (2.) Yes, in respect of the current year.
- (3.) Yes, on or about 25th May last. The subject shall receive early consideration.
- (4.) The case of Mills was postponed in consequence of the jury not agreeing at the last Quarter Sessions. Since that the Attorney General has declined to proceed further in the case. The Clerk of the Peace reports that he is not aware of any prisoner waiting six months to be tried, at least during the last twelve months, but there is not sufficient time to make search previous to that time.

(14.) Improvements on Conditional Purchases:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—Has he obtained the Attorney General's opinion as to whether improvements of the value of £40 must not be on the ground, and exist at the time of Conditional Purchase, to bar such purchase; if not, will he obtain such an opinion?

Mr. Garrett answered,—No opinion of the present Attorney General has been given to the effect mentioned, but such has been held by successive Governments to be the effect of the Crown Lands Alienation Act of 1861. There does not appear to be any necessity for obtaining a fresh opinion on the subject.

(15.) Selection of Land by Aliens:—Mr. Goold asked the Secretary for Lands, pursuant to Notice,—Are aliens allowed, under the Crown Lands Alienation Act, to select land without being naturalized, and are Chinamen allowed to select?

Mr. Garrett answered,—No, Chinamen cannot select unless previously naturalized.

(16.) Pier at Manly Beach:—Mr. R. B. Smith asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is the Pier at Manly Beach public or private property?
- (2.) If it is public property, have the Government granted sole permission to the proprietors of the Manly Beach Steamers, or to any other person or persons, to use the Pier, or do the proprietors use the Pier as a public wharf, or how otherwise?

Mr. Garrett answered,—It appears that Mr. Henry Gilbert Smith obtained in 1868 permission from the Government to erect this wharf. The public were invited at the time to make objections, but none were made. The permission was granted without conditions, and Henry Gilbert Smith, or his successors, have retained the right to this time; but nothing more than a permissive right until the public choose to step in and interfere, has been given. No such step has been thought necessary up to the present time. So far as I can gather from the documents there is no lease; it is simply on sufferance.

- (17.) Head Master of East Maitland Public School:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—
- (1.) Did the Council of Education invite applications for the appointment of Head Master of the East Maitland School at or immediately prior to the appointment of the present occupant?
 - (2.) Were applications invited for that position by the Council of Education?
 - (3.) Was the present Head Master of the East Maitland Public School at any time prior to his appointment to that position trained for a Teacher under the Council of Education?
 - (4.) Is it a fact that promotion of Teachers under the Council of Education takes place in some instances, and in other cases applications for vacancies are invited; what is the rule, and its exceptions?
- Mr. Robertson answered,—I have been furnished by the Council of Education with the following replies:—
- (1.) No.
 - (2.) No.
 - (3.) No; but he attended the Fort-street Model Public School for three weeks.
 - (4.) Promotions of Teachers by removal to more important schools are made in accordance with clause 47 of the Council's Regulations. Applications for appointment to certain offices have in some instances been invited by the Council.
- (18.) District Courts, Mudgee:—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—Has the Government received the Resolution adopted at a Public Meeting held at Mudgee respecting four District Courts a year being held there; if so, what is the intention of the Government in the matter?
- Mr. Robertson answered,—Yes, on or about 25th May last. The subject shall receive early consideration.
- (19.) Day-street, East Maitland;—Pitnacree Road:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Has the Government received the Vouchers for the expenditure of £150, granted November 3rd, 1875, to the Municipal Council of East Maitland, for repairs to Day-street?
 - (2.) Also, for the expenditure of £100, granted on the 12th April, 1875, for the repair of the Pitnacree Road and Causeway, injured by flood, leading from the town to the Railway Station?
- Mr. Lackey answered,—
- (1.) Yes.
 - (2.) Yes.
- (20.) English Mails:—Mr. Scholey asked the Postmaster General, pursuant to Notice,—
- (1.) What was the cost from Melbourne to Sydney of the last English Mail by the P. and O. Company's steamer "China"?
 - (2.) Also, the cost of the English Mail *via* Melbourne to Wodonga by Railway, thence by Cobb & Co.'s coach to Gunning, thence by Railway to Sydney?
- Mr. Burns answered,—
- (1.) The cost of the conveyance from Melbourne to Sydney of the English Mail by the Peninsular and Oriental Company's steamer "China," was £43 9s. 5d., being at the rate of 1d. per letter for 10,433 letters.
 - (2.) The cost of conveying the portion of the English Mails which was brought overland on 8th June instant, consisting of 11,155 letters, was £70 2s. 6d.
2. ADJOURNMENT:—Mr. Baker moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
3. SUPPLY OF COAL FOR RAILWAY PURPOSES:—Mr. Scholey, 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 subject was referred on 29th February, 1876, together with Appendix.
Ordered to be printed.
4. BONDED WAREHOUSE AT DENILQUIN ("*Formal*" Motion):—Mr. Driver, on behalf of Mr. Taylor, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Communications between Messrs. McCulloch & Co. and the Honorable the Colonial Treasurer with regard to the opening of a Bonded Warehouse at Deniliquin; also, copies of all Correspondence between the Collector of Customs, or any other persons, and the Honorable the Colonial Treasurer, with reference to the appointment of Locker to such Bond.
Question put and passed.
5. LICENSED SURVEYORS ("*Formal*" Motion):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House, a Return showing,—
- (1.) the names of all Licensed Surveyors since 1st January, 1873, to whom balances of accounts rendered and advanced upon are still due.
 - (2.) The amounts of such original accounts, and of advances paid on them, together with the dates of their transmission, with plans, to the Surveyor General.
- Question put and passed.
6. RAILWAY EXTENSION ("*Formal*" Motion):—Mr. Davies, on behalf of Mr. Goold, moved, pursuant to Notice, That the Petition presented by him on 29th June, from Residents of Mudgee and vicinity, relative to Railway Extension, be printed.
Question put and passed.
7. LEGALIZATION OF CERTAIN CONDITIONAL AND OTHER PURCHASES 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 legalize certain Conditional and other Purchases.*"
Question put and passed.

Ordered,

Ordered, that the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to legalize certain Conditional and other Purchases,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 30th June, 1876.*

8. POSTPONEMENT :—The Order of the Day for the second reading of the Cattle Sale-yards Act Amendment Bill postponed until Friday, 14th July.

9. MURRUMBIDGEE TURF CLUB BILL :—The Order of the Day having been read,—on motion of Mr. H. C. Dangar, Mr. 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. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

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

Ordered, 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 certain land at Wagga Wagga in the Colony of New South Wales dedicated for purposes of public recreation to grant leases thereof and to enable the members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee and for other purposes.*"

*Legislative Assembly Chamber,
Sydney, 30th June, 1876.*

10. BRIDGE ACROSS CAMPBELL'S RIVER :—The Order of the Day having been read,—on motion of Mr. Pilcher, Mr. 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 upon the Supplementary Estimates for the year 1876, a sum not exceeding £2,000, for the erection of a Bridge across Campbell's River, to secure communication for the residents of Native Dog Creek, Oberon, and the surrounding districts, with the towns of Rockley and Bathurst. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), That that report be now received.

The Chairman then reported the Resolution, which was read a first time, as follows :—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for the year 1876, a sum not exceeding £2,000, for the erection of a Bridge across Campbell's River, to secure communication for the residents of Native Dog Creek, Oberon, and the surrounding districts, with the towns of Rockley and Bathurst.

On motion of Mr. Pilcher, the Resolution was read a second time, and agreed to.

11. VOLUNTEER FORCE REGULATION ACT AMENDMENT BILL :—The Order of the Day having been read,—Mr. Dibbs moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Mr. Dibbs then moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill, and that the Message of His Excellency the Governor in reference thereto be referred to the Committee.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day week.

The House adjourned at eight minutes after Eleven o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 118.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 4 JULY, 1876.

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

QUESTIONS:—

- (1.) Survey of the Evans River:—*Mr. T. G. Dangar*, on behalf of Mr. Bawden, asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to carry out the survey of the Evans River, with a view to opening up communication between that river and the Richmond River by means of a ship canal; if so, when will such survey be undertaken?

Mr. Robertson answered,—I think this question must have been put upon the Paper before the determination of the Government to make provision on the Additional Estimates for a Railway from Woodburn to Iluka, on the Clarence River, was announced. But however that may be, the answer is, that a cursory examination has already been made of this river, and a further survey promised; but I am not at present in a position to say when it will be undertaken. The matter, however, shall receive early attention; but if the vote for a Railway from Woodburn to Iluka, on the Clarence River, be passed, there will be no occasion for this work.

- (2.) Philadelphia Exhibition Commission:—*Mr. McElhone* asked the Colonial Treasurer, pursuant to Notice,—

(1.) What is the total amount of money voted for, or available for, expenses in connection with the Philadelphia Exhibition Commission to 29th June?

(2.) What is the total amount of money spent by the Philadelphia Exhibition Commissioners for all purposes to 29th June?

Mr. Stuart answered,—

(1.) £7,500.

(2.) The amount paid from the Parliamentary Grants for this service, to 29th June, is £6,143 Os. 8d., which includes provision made for the expenditure of £1,900 by the Commissioners in Philadelphia.

- (3.) *Mr. Yeo*, Inspector of Stock:—*Mr. McElhone* asked the Secretary for Lands, pursuant to Notice,—

(1.) What is the salary per annum of *Mr. Yeo*, Inspector of Sheep, &c.?

(2.) Does he receive full pay during his leave of absence?

(3.) Is he aware that *Mr. Yeo* has applied to the Commissioners of the Philadelphia Exhibition for his expenses, in consideration of his reporting on cattle, &c., at such Exhibition, or applied for compensation in any way, as reported in the *Herald* of 29th June?

Mr. Garrett answered,—

(1.) £250 as Inspector of Sheep; £50 as Keeper of Sheep Quarantine; £25 as Inspector under the Imported Stock Act, and £25 as Deputy Registrar of Brands—in all, £350.

(2.) Yes, upon paying substitute to do his work.

(3.) I am not aware.

- (4.) Road from Blandford to Silver Mines, Timor:—*Mr. McElhone* asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has any portion of the £500 voted for Road from Blandford to the Silver Mines, Timor, been expended; if any, what amount?

(2.) If no portion of this money has been expended to make this Road, what is the cause of the delay, and will the Minister give immediate instructions that men be put on at once to make this Road?

(3.) Is the Minister aware that for want of this Road the settlers about Timor are compelled to take their produce to Scone, 85 miles, whereas the distance to Blandford is only 20 miles if this Road were made?

Mr.

Mr. Lackey answered,—(1, 2, and 3.) £500 was granted for this Road on the 28th March last, and the local officer instructed, on the 31st March, to carry out works. He reports by telegram this day that works are not yet begun, because, since money was granted, he has been fully occupied on more urgent duties, but that he hopes to be able to proceed in three or four weeks. He has been instructed to proceed without further delay.

- (5.) Road to Railway Terminus, Quirindi:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to make the necessary repairs on the line of road leading from the Main Northern Line, Wallabadah, to Railway Terminus, Quirindi?

Mr. Lackey answered,—£50 was expended by Trustees on this Road last year. It is proposed to expend a similar amount this year, and the Honorable Member has been asked if the same Trustees should be appointed.

- (6.) Bridge over the Namoi at Manilla Crossing:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to make provision for the erection of a Bridge over the River Namoi at the Manilla Crossing, in the Supplementary Estimates for this year?

Mr. Lackey answered,—No; a timber Bridge here will cost £12,000 at least, and be most likely superseded by a Railway Bridge in a short time. When the route of the northern extension is finally determined on this question will be reconsidered.

- (7.) Railway from Murrurundi to Quirindi:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—Will the northern extension of Railway from Murrurundi to Quirindi be opened in the month of August next; if not, when will the said extension be opened?

Mr. Lackey answered,—The Engineer-in-Chief informs me that the extension to Quirindi will not be ready for opening in August next; but the contractor having undertaken to finish it by that time the penalty named in the bond—£200 per week—will be strictly enforced after the 31st August, until the line is finished, unless the Government should, in the meantime, decide to cancel the contract.

- (8.) Warlike Stores—Defence of the Colony:—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the Government any objection to lay upon the Table of the House a statement of the Warlike Stores available for the defence of the Colony, together with the condition thereof at the present time, and where stored?

(2.) Whether the Government has had under its consideration any steps for the more secure military defence of the Colony in consequence of the unsettled state of Europe; and if so, what course does the Government purpose to adopt?

Mr. Robertson answered,—The Honorable Member may have some information that I have not; but if I were sure of the "unsettled state of Europe" I should be very unwilling to give any information as what our position is for defence. I think I should be very wrong in giving details of our means of defence, and therefore I decline to do so. With regard to the second question, the Government is not aware what is the state of Europe, but has taken steps to ascertain by sending the "Ly-ee-Moon" to Banjoewangi, and she is under contract to leave to-night.

- (9.) Mr. Wild, Inspector of Conditional Purchases:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Has a person named Mr. John Wild been appointed a Commissioner or Inspector of Conditional Purchases under the amended Land Act?

(2.) What is the date of his appointment?

(3.) For which district was he appointed?

(4.) What amount of money has he received for salary and travelling expenses since his appointment?

(5.) How many (if any) cases has he reported on since his appointment?

Mr. Garrett answered,—

(1.) Yes, Inspector of the Southern Division.

(2.) 17th August, 1875.

(3.) The District of Cooma, Bombala, Goulburn, Queanbeyan, and Yass.

(4.) At the rate of £350 per annum, and travelling expenses when on duty, 25s. per diem.

(5.) Eighty-eight cases.

- (10.) Conditional Purchase held by Mr. Single:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that a Selector named Hughes, at Woolan, sold and transferred his Selection to Mr. John Single, and that three years have not expired?

(2.) Is he aware that Mr. Single resides near Penrith, and not on this Selection, and will he cause inquiry to be made into this, and have said Selection cancelled for non-residence if it is found on inquiry he does not reside on this Selection?

Mr. Garrett answered,—

(1.) Thomas Hughes of Woolan transferred to Joseph Daniel Single on 18th February, 1875, two portions of 40 acres each, selected by him on the 29th November, 1873.

(2.) I am not aware where Mr. Joseph Single resides, but Mr. John Single (the Honorable Member must have made some mistake in the name) is not the transferee of this selection. The question of residence in this case will have to be inquired into and dealt with in the same way as any other case of the kind.

- (11.) Expenses of Conditional Purchasers:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Will he pay expenses of Conditional Purchasers and their witnesses who have been reported as non-resident by Lessees of Runs or other persons, but have had the cases decided in their favour on the evidence given in such cases?

(2.) What has been done with the £10 deposited in each case by parties reporting Conditional Purchasers for non-residence, &c.?

Mr.

Mr. Garrett answered,—

- (1.) Instructions have been given for the payment of such expenses in certain cases.
- (2.) Where costs have been awarded against the complainant, the amount thereof has been deducted. Where no such award has been made, or the complaint has been established, the amount has, conformably to the Regulations, been refunded.

(12.) Yanko Creek Reserve:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Do the Government intend to allow Lessees of Runs, of which the Yanko Creek Reserve forms part, to purchase any part of this Reserve in virtue of improvements made since the Reserve was proclaimed?
- (2.) Have the Government any objection to send a special Inspector to report on what improvements have been or are being made on above Reserve, and as to which there are many contradictory reports?
- (3.) Are the Government aware that great dissatisfaction exists amongst the Conditional Purchasers in the neighbourhood of Yanko Creek Reserve as to reports of Government Officials in that part of the Colony, and are not likely to be satisfied unless a special Inspector is sent to report as to the value of improvements on above Reserve?

Mr. Garrett answered,—

- (1.) All such cases will be fully inquired into, and dealt with on their merits, according to law.
- (2.) Instructions have already been issued to the Survey Department for special reports on these cases, and the propriety of a special Inspector being appointed is under consideration of the Government.
- (3.) No; but the subject is one likely to be productive of conflicting interests and feelings amongst the parties concerned.

2. ASSENT TO DISEASES IN SHEEP ACT AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 52.

A Bill, intituled "An Act to amend the 'Diseases in Sheep Act of 1866,'"—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, 1st July, 1876.*

3. PAPERS:—

Mr. Robertson laid upon the Table,—

- (1.) By-laws of the Borough of Waterloo.
 - (2.) By-laws of the Borough of St. Leonards.
 - (3.) Return to an Address, adopted on 20th June, 1876, in reference to the cases of Wicks v. Beihler.
 - (4.) Report on the Sydney Grammar School for 1875.
 - (5.) Tenth Progress Report of the Sydney City and Suburban Sewage and Health Board.
- Ordered to be printed.

Mr. Garrett laid upon the Table,—

- (1.) Abstract of Crown Lands reserved from Sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1.
 - (2.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the same Act.
 - (3.) Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th section of the same Act.
- Ordered to be printed.

4. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. ADDITIONAL LOAN ESTIMATE FOR 1876:—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 53.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the accompanying Additional Loan Estimate of Expenditure for the year 1876.

*Government House,
Sydney, 4th July, 1876.*

Ordered to be printed, together with the accompanying Estimate, and referred to the Committee of Supply.

6. APPLICATIONS FOR LAND IN THE TOWN OF YOUNG ("Formal" Motion):—Mr. Jacob, on behalf of Mr. Baker, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Minutes, Correspondence, and Papers relating to the application of John Angus, and a counter application from the Primitive Methodists of Young, for a piece of land, being allotment 4, sec. 38 A, in the town of Young.

Question put and passed.

7. THEFT OF GOLD SPECIMENS FROM THE SYDNEY MUSEUM (*Formal Motion*):—*Mr. Macintosh*, on behalf of *Mr. Driver*, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Police Reports having reference to the reported theft of Gold Specimens from the Sydney Museum in the early part of 1874.
Question put and passed.
8. RAILWAY FROM ORANGE TO WELLINGTON (*Formal Motion*):—*Mr. Davies* moved, pursuant to Notice, That the Petition presented by him on behalf of *Mr. J. S. Smith*, on 29th June, from the Chairman and Railway League Committee, Molong, praying that a Trial Survey from Orange to Wellington may be made by way of Molong, be printed.
Question put and passed.
9. DARLING HARBOUR:—*Mr. Hurley (Hartley)* moved, pursuant to Notice,—
(1.) That it is desirable, in the interests of trade, that dredging operations should be gone on with immediately in the vicinity of Darling Harbour, so as to afford every facility to large vessels loading or discharging cargo.
(2.) That it is necessary that a Steam Crane or Cranes should be erected there, to facilitate the loading of coal into ships.
(3.) That the above Resolutions be communicated by Address to His Excellency the Governor.
Debate ensued.
Motion, by leave, withdrawn.
10. RESERVES ON *MR. FISHER'S BURRAWANG RUN*:—*Mr. McElhone* moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the large number of Reserves lately made by the Government on *Mr. C. B. Fisher's Run*, Burrawang, County Wakool, Parish of Burrawang, occupying as they do the whole of the frontage to the river, and thus stopping the public from access to the water, are a great detriment to the settlement of an agricultural or small grazing community, and of great injury to the settlement of the people on this Run, as by means of these Reserves they are cut off from access to water; that the whole of these Reserves should be immediately cancelled and thrown open to conditional purchase, or sale by auction, thus giving all parties an equal right to take up and settle on the land.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Notice was taken that there was not a Quorum present.
Mr. Speaker counted the House, and there being only sixteen Members present, exclusive of *Mr. Speaker*, namely,—*Mr. Burns*, *Mr. Cohen*, *Mr. H. C. Dangar*, *Mr. Davies*, *Mr. Dibbs*, *Mr. Driver*, *Mr. Farnell*, *Mr. Fitzpatrick*, *Mr. Garrett*, *Mr. Hill*, *Mr. Macintosh*, *Mr. McElhone*, *Mr. Parkes*, *Mr. Robertson*, *Mr. Stuart*, and *Mr. W. H. Suttor*,—
Mr. Speaker adjourned the House at two minutes after Seven o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 119.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 JULY, 1876.

There being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Buchanan, Mr. Burns, Mr. Charles, Mr. Davies, Mr. Garrett, Mr. Gray, Mr. Jacob, Mr. Lackey, Mr. Lucas, Mr. Lynch, Mr. Montague, Mr. Moses, Mr. Robertson, Mr. J. S. Smith, Mr. Stuart, Mr. W. H. Suttor, Mr. Terry, Mr. Warden, and Mr. Wisdom,—

Mr. Speaker adjourned the House at half-past Four o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales,

No. 120.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 6 JULY, 1876.

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

QUESTIONS:—

- (1.) Court-house, Bingera:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

- (1.) The date for completion of the Contract for Bingera Court-house?
- (2.) When is it likely to be finished and opened for the use of the public?
- (3.) Is it true slow progress is being made with this building, and will steps be taken to expedite completion?

Mr. Lackey answered,—

- (1.) The time for completion expired in July, 1875, but there was a delay at the outset in fixing the site, for which the contractor is not accountable.
- (2.) The contractor promised to exert himself to get the building completed by the end of June, having had to encounter great difficulties in procuring labour and carriage of materials.
- (3.) The progress has been slow, which the contractor accounts for as I have already stated, but I believe the work will now be shortly completed, and the contractor will be urged to make every effort for that purpose.

- (2.) Railway Engines:—Mr. Taylor asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is it a fact that the Railway Engines No. 72 and 74, supplied by Vale and Lacy in 1875, were found to be unsafe in 1876, and two new safety-valves had to be provided for them, and the pattern for the two valves was made by Donald M'Leod?
- (2.) Is it a fact that the two safety-valves were cast in the brass foundry, turned by John Scott, fitted up by an engineer named Sharpe, and attached to engines by Thomas Williams?
- (3.) Have the two engines No. 71 and 73, supplied by Vale and Lacy, still the same safety-valves as when supplied to the Government in 1875?
- (4.) Was the indicator furniture during the last month removed from these two engines, and indicator screwed up to about 90 lbs., on purpose to answer questions asked by me with reference to these engines?
- (5.) Will he cause an inquiry to be made?

Mr. Lackey answered,—

- (1.) Two new safety-valves were provided, but it is not a fact that the engines were unsafe: had they been so they would not have been allowed to run.
- (2.) Yes.
- (3.) Yes.
- (4.) There is no foundation whatever for this charge.
- (5.) From a report received from the Engineer-in-Chief it is clear that no further inquiry is necessary, and I am assured that the alarm which these questions are calculated to induce as regards the security of the travelling public is altogether groundless.

- (3.) Henderson Road:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—

- (1.) Is the Government aware that Henderson Road, in the Borough of Alexandria, has been closed for the purposes of vehicle traffic?
- (2.) Will the Government take the necessary steps to cause Henderson Road to be reopened for the convenience of the public?

Mr.

Mr. Garrett answered,—

(1.) No information on the subject has reached this Department.

(2.) The Road has been handed over to the Municipality of Alexandria, with whom the responsibility of opening and keeping open rests according to law.

(4.) Selection of Land by Aliens :—Mr. Jacob asked the Secretary for Lands, pursuant to Notice,—With reference to his answer given on Friday last to the Honorable Member for Mudgee to the effect that Aliens are not allowed under the Crown Lands Alienation Act to select land without naturalization,—

(1.) Did that signify that the said Act prohibits selection by unnaturalized Aliens?

(2.) Had he under notice when giving that reply that the Aliens Naturalization Act 39th Vic. No. 19 gives Aliens who are not naturalized the right to acquire, hold, and dispose of real and personal property in the same manner and in all respects as has a natural born British subject?

(3.) Are selections by Aliens who are not naturalized recognized by the Lands Department?

(4.) In view of the fact that section 6 of the Lands Acts Amendment Act, 1875, was altered in Committee so as to include Aliens who had not been naturalized in the designation of "person" as used in the said section, and to place them in exactly the same position as natural-born British subjects, is it the opinion of the Crown Law Officers that any imperfection in the wording of the section shuts out that construction?

(5.) If such is the opinion, will the Government bring in a Bill without delay to legalize selections by such Aliens, in consideration of so important a question, affecting not only the Conditional Purchases of numerous Aliens who were not naturalized when they made their selections, but selections in the names of Alien children of naturalized Aliens, and also the transfer of such selections to natural-born British subjects?

Mr. Garrett answered,—

(1.) Selection by Aliens was not allowable under the Crown Lands Alienation Act of 1861.

(2.) The Act 39 Vic. No. 19 contains certain provisions to the general effect quoted.

(3.) No case has occurred since the Royal Assent was given to the last-mentioned Act to raise the question.

(4.) The Crown Law Officers have not given any opinion on the subject.

(5.) Any cases which may arise will be dealt with in accordance with the present Land Act, upon their merits, and of course, in accordance with the Naturalization Act.

(5.) Salaries of Civil Servants :—Mr. Cohen asked the Colonial Secretary, pursuant to Notice,—

(1.) Do Civil Servants receive the same Salary as voted by Parliament for the respective offices held by them?

(2.) Have the Government any power to increase or lessen the Salary voted by Parliament in respect of any office without Parliamentary sanction?

Mr. Robertson answered,—

(1.) As a rule Civil Servants do receive the Salaries voted by Parliament for the offices held by them, but, as the Honorable and Learned Member is doubtless aware, the vote is taken as a "sum not exceeding" the amount asked for, and therefore it is not always so.

(2.) Of course the Government can increase a salary, but they do it at their peril, if the increase should not afterwards be voted by Parliament. The Government very seldom take such a liberty.

(6.) Volunteer Land Orders :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—How many Volunteer Land Orders have been issued this year?

Mr. Garrett answered,—Two hundred and eighty-eight (288) Land Orders have been issued this year.

(7.) Conditional Purchases of William Nesbit :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to advise that the selections of William Nesbit and family, which interfere with Reserve No. 214, Parish Tholabin, County Townsend, shall be included in the "Bill for legalization of certain Conditional and other Purchases" before such Bill reaches its final stages in the Legislative Council?

Mr. Garrett answered,—An opinion on this case has within the past few days been obtained from the Honorable the Attorney General which renders it necessary that the whole case should be fully considered, and that is being done. No decision has yet been arrived at.

(8.) Cafe's Conditional Purchase :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—Will the Papers with reference to the disputed selection of William Cafe, Rylstone, be laid upon the Table of the House before the close of the present Session?

Mr. Garrett answered,—The Return is nearly complete, and will be laid upon the Table before the close of the present Session, if possible.

(9.) School Accommodation, Sydney and Suburbs :—Mr. Davies, on behalf of Mr. Cameron, asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the attention of the Government been directed (by report from the Council of Education) to the insufficient School accommodation provided for the children of the City of Sydney and Suburbs?

(2.) If so, is it the intention of the Government to cause the necessary steps to be taken as quickly as possible to remedy the defect complained of?

Mr. Robertson answered,—The Report of the Council of Education referred to in the Honorable Member's question has been but a very short time in the hands of the Government, and no steps have been taken with regard to it; but the Government are as anxious as the Honorable Member that proper provision should be made.

(10.) School Accommodation, Sydney and Suburbs :—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—For what increased number of Scholars has the Council of Education provided Schools within the City and immediate Suburbs of Sydney since the 1st January, 1872?

Mr.

Mr. Robertson answered,—I have a memorandum from the Secretary of the Council of Education to the following effect:—

(1.) The Council has provided buildings at the undermentioned places since 1st January, 1872, viz.:—Glebe, class-room, 50 pupils; William-street, infants room, 200; Paddington, infants room, 100; Tempe, buildings, 80; Burwood, additions, 100; Marrickville, additions, 100.

(2.) Contracts have been accepted for buildings at the undermentioned places, viz.:—Ashfield, 284 pupils; Coogee, 150; Sussex-street, 774; Balmain, 624; Five Dock, 150; Lane Cove, 110; Newtown, 900; Ryde, 304; Sydney, North, 127; Watson's Bay, 100.

(3.) Sites have been secured at Pyrmont, St. Leonards, and Balmain East. Preparations for the erection of the necessary buildings are being made.

(11.) The Gwydir Electorate.—Cost of General Election:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) When will the residue of the Return as to all moneys received from the Gwydir Electorate from all sources since 1871, ordered on 21st January last, be laid upon the Table of the House?

(2.) Also, the rest of the Return as to the cost of the last General Election?

Mr. Robertson answered,—I will lay upon the Table of the House, as soon as I have an opportunity this afternoon, further Returns in this matter, but I am sorry to say they are not yet complete.

(12.) Roads between Carcoar and Grenfell:—Mr. Lynch asked the Secretary for Public Works, pursuant to Notice,—Has his attention been called to the state of the Roads between Carcoar, Cowra, and Grenfell; and will he cause the said Roads to be placed on the same scale as Orange and Mudgee Roads?

Mr. Lackey answered,—My attention has been called to this subject. The money is voted for these roads for 1876. The matter will receive the early consideration of the Government.

(13.) Railway from Yass to Cootamundra:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—What is the distance from Yass to Cootamundra, and what is the total amount of contract for making the Railway, and rate per mile from Yass to Cootamundra?

Mr. Lackey answered,—Distance, 64 miles 47 chains; amount of contract, £220,585 18s. 4d.; rate per mile, £3,414 13s.

(14.) Lunatic Asylum and Gaol, Parramatta:—Mr. McElhone asked the Colonial Treasurer, pursuant to Notice,—

(1.) Were Tenders invited for the supply of Provisions to the Lunatic Asylum and Gaol at Parramatta, from the 1st July, 1876, to 31st March, 1877?

(2.) Was any Tender accepted, and the name of the person whose Tender was so accepted?

(3.) Is the Bond for the due performance of the above Contract duly executed, and on what day did the contractor and his bondsmen sign the Bond?

Mr. Stuart answered,—

(1.) Tenders were invited.

(2.) The tender of Kidman and Son was accepted.

(3.) The bond was executed on the 4th July by the contractor and his sureties.

(15.) Bridge over the River Peel:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—When will Tenders be invited for the erection of a new Bridge over the River Peel, on the site selected by District Surveyor Dewhurst, at Bowling Alley Point?

Mr. Lackey answered,—The Works Department are not aware of any site being selected by Mr. Dewhurst for a Bridge across the Peel; nor has any money been voted, nor any report been received that such a Bridge was required, as there is already an iron foot-bridge at Bowling Alley Point.

(16.) Reserves at Werris Creek Gap:—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—

(1.) Has he received a Petition from the residents on Werris Creek and others, praying that several Reserves situated at Werris Creek Gap, County Buckland, Parish Grenfell, be withdrawn from lease, and proclaimed public Reserves?

(2.) If so, what action have or do the Government intend to take in the matter?

Mr. Garrett answered,—

(1.) Yes.

(2.) The subject has been referred to the District Surveyor for a report, which has been received, and is now under consideration.

(17.) Improvements at Circular Quay:—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—

(1.) When will the Plans and Specifications for the proposed improvements at the Circular Quay be laid upon the Table of this House?

(2.) Will the Government this Session ask the approval of this House of such Plans and Specifications?

(3.) Will the Government proceed with the improvements of the Circular Quay without first obtaining the approval of this House to the Plans and Specifications?

Mr. Lackey answered,—

(1.) I intend to lay the Plans and Specifications for the proposed improvements at the Circular Quay on the Table of the House this evening.

(2.) It is the intention of the Government to do so.

(3.) The Government will not proceed with the improvements of the Circular Quay without obtaining the approval of the Assembly to the Plans and Specifications.

2. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Stuart, and read by Mr. Speaker:—

(1.) Loans to Municipalities:—

HERCULES ROBINSON,
Governor.

Message, No. 54.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends the Legislative Assembly to make provision for advances out of the Consolidated Revenue Fund for the purpose of Loans to Municipalities for permanent works of public utility.

Government House,
Sydney, 5th July, 1876.

(2.) Further Supplementary Estimates for 1875 and previous years, and Additional Estimates for 1876:—

HERCULES ROBINSON,
Governor.

Message, No. 55.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the accompanying Further Supplementary Estimates of Expenditure for the year 1875 and previous years, and Additional Estimates of Expenditure for the year 1876.

Government House,
Sydney, 5th July, 1876.

Ordered to be printed, together with the accompanying Estimates, and referred to the Committee of Supply.

3. APPRENTICESHIP LAW AMENDMENT BILL:—Mr. 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 the Law respecting Apprentices*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 5th July, 1876.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Friday, 14th July.

4. PAPERS:—Mr. Robertson laid upon the Table,—

(1.) Return (*in part*) to an Address, adopted on 2nd May, 1876, in reference to the mission to England of the Honorable William Forster.

Ordered to be printed, with the exception of the printed papers referred to in the Schedules respectively.

(2.) Further Return to an Order, made on 30th April, 1875, in reference to the cost of the last General Election.

Ordered to be printed.

5. ADJOURNMENT:—Mr. Robertson (*with the concurrence of the House*) moved, That this House do now adjourn until Wednesday next.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at twenty-one minutes after Six o'clock, until *Wednesday* next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 121.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 JULY, 1876.

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

QUESTIONS:—

- (1.) The Naval Brigade:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—
- (1.) On how many occasions have members of the Naval Brigade been fined for non-attendance at Drill and Parades since the formation of the Corps to present date?
 - (2.) What is the total amount of such fines to present date?
 - (3.) To what fund are the fines credited?
 - (4.) Are members of the Force required to sign a voucher for the full monthly allowance of £1, notwithstanding any deductions imposed as fines?

Mr. Robertson answered,—

- (1.) The information with which I have been furnished does not appear to me to be very satisfactory, so far as the first question is concerned. It does not give the number of occasions; but it does say that on every occasion on which members have rendered themselves liable by being absent without leave, they have been fined. I will make inquiry as to the number.
- (2.) To the second inquiry the answer is £1,219 2s. 6d.
- (3.) To the account established for meeting the expenses of the Band, and other incidental costs connected with the Brigade.
- (4.) Yes.

- (2.) Cates's Conditional Purchases:—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has he any Report from Inspector Geary that Evelyn Rebecca Bright Cates and Violet Lucy Bright Cates, spinsters, have abandoned their respective Conditional Purchases, situated County of Buckland, Parish of Clift; and if such land is now in the occupation of any other person?
- (2.) The name of the present occupant?
- (3.) Is there an iron house on either of the said Conditional Purchases; if so, on which of them; and if not, will he instruct Inspector Geary to visit the locality referred to above, and report thereon?

Mr. Garrett answered,—

- (1 and 2.) No.
- (3.) There appears to have been an iron house erected on the selection of Evelyn Rebecca Bright Cates prior to its being applied for by her. The selection has, however, been ordered to stand.

- (3.) Lunatic Asylum, Parramatta:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

- (1.) How many escapes of Lunatics have been reported to the Government from the Lunatic Asylum, Parramatta, during the last three years, and their names?
- (2.) Is it a fact that a great part of the enclosure to the Asylum is so open that these unfortunate persons are subject to the gaze of the public passing, and that children frequently hold communication with them?
- (3.) Are the Government aware that since Dr. Taylor left for England on leave of absence criminal lunatic patients are allowed to remain away from the Asylum day and night at the private residence of some one connected with the Asylum?
- (4.) Are the Government aware that since Dr. Taylor left a number of the unfortunate lunatic patients in charge of a keeper or keepers have been engaged in erecting buildings on the private property of some person connected with the Asylum?

(5.)

(5.) Are the Government aware that the iron used for roofing these buildings was taken from the Asylum yard, and is the property of the Government?

(6.) Will he cause an inquiry to be made, if he sees the necessity of preventing these unfortunate persons from being taken outside the walls of the Asylum to work for any person, and also cause a suitable structure to be erected around this enclosure to protect these unhappy persons from public gaze?

Mr. Robertson answered,—

(1.) Five; Charles Turner, Charles Turner, Margaret Parker, George Heather, and William Hawken.

(2.) It is not a fact. The whole of the buildings are enclosed within a wall and an 8 feet paling fence. The patients are certainly exposed to view from the high land on the Windsor Road, some considerable distance from the Asylum.

(3.) The Acting Superintendent having been allowed to occupy a house as a temporary measure, and the water-closets attached thereto requiring to be cleaned, a patient named Samuel Naylor, a Queen's pleasure man, was permitted, under the care of a warder, to leave the Asylum for two nights and the best part of two days to perform the work, which was of a most pressing nature. I may add that I think it was very improper to allow such a thing to be done by the patient.

(4.) The Acting Superintendent has erected a stable and fowl-house, paying for the materials and employing two patients. I think that was a very improper course of proceeding.

(5.) I am informed that such is not the fact.

(4.) Post Office at Back Creek Diggings:—Mr. Jacob asked the Postmaster General, pursuant to Notice,—

(1.) Has any application been received for a Post Office at Back Creek Diggings, Barrington River, near Gloucester, and a Telegraph Office at Gloucester, because of the rush which is now taking place to those diggings, and the prospect of a large population locating there?

(2.) If such an application has been made, what determination has been arrived at in reference thereto?

Mr. Burns answered,—I have received applications for Post and Telegraph Offices at Back Creek Diggings, Barrington River, and have directed the establishment of a Post Office at that place. The application for a Telegraph Office is under reference.

(5.) General Cemetery at Quirindi:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Have the inhabitants of the Township of Quirindi applied for land for a General Cemetery?

(2.) Have the Government given instructions to have the land surveyed; if so, what quantity, and on what date?

(3.) Why has the site not been surveyed, and what is the cause of the delay, and will the Government give immediate instructions to have the site for this Cemetery surveyed without delay, and have it dedicated as a General Cemetery?

Mr. Garrett answered,—

(1.) Yes.

(2.) Yes; 8 acres, on 28th September, 1875.

(3.) Instructions have already been given that the matter should receive early attention.

(6.) The Case of James Mara:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it a fact that a Conditional Purchaser named James Mara, junior, of Woolar, was summoned to attend Commissioner's Court at Mudgee or elsewhere, in November, 1875, on the information of Mr. Joseph Single, or any other person, and case was struck out on account of Mr. Single not being served with a summons?

(2.) Was James Mara, junior, again summoned to attend Commissioner's Court in May last, and attended as he did on the first occasion with his witnesses, when Mr. Single did not appear, and Mara proved satisfactorily that he was a *bona fide* resident on his Selection?

(3.) Did Mr. Single pay the £10 which informers have to deposit when he applied for Inspector to report on Mara's Selection, and will the Government pay Mara's and his witnesses expenses?

Mr. Garrett answered,—

(1.) Yes.

(2.) Yes.

(3.) No; the information was laid before the passing of the recent Act requiring such deposits. Instructions have already been given for the selector's expenses to be paid.

(7.) Conditional Purchase made by Charles Robertson:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it a fact that a Selection made by Charles Robertson, at Deniliquin, in September, 1873, although made in accordance with information supplied to selector by Mr. Licensed Surveyor Lucas, has since been cancelled, and the selector ejected at the instance of the Crown Lessee by Supreme Court action, by reason of papers in the Lands Department not being produced on the trial?

(2.) Are the papers referring to the case lost or alleged to be lost in the Department of Lands; if so, will the Government effect local inquiry into the whole circumstances of the case in the interest of the selector, and with the view of establishing him in possession, or compensating him for losses sustained?

Mr. Garrett answered,—The Selection of Charles Robertson was cancelled because the land being measured was not taken as measured as required by the seventeenth clause of the Crown Lands Alienation Act. It is understood that the Selector sustained an adverse verdict. The papers were not produced apparently because the necessary steps were not taken to obtain their production by subpoena in the ordinary way. The papers have since been mislaid and are not at present accessible, but the whole circumstances of the case are known.

- (8.) Mr. C. A. Scrivener:—Mr. McElhone asked the Postmaster General, pursuant to Notice,—Is it true that Mr. C. A. Scrivener resigned his appointment as Postmaster at Liverpool, and what was the date of his resignation?

Mr. Burns answered,—Mr. Scrivener has resigned his appointment as Postmaster at Liverpool. His absolute resignation reached me on Monday, and he previously intimated his willingness to resign, in order that the the Post and Telegraph Offices at Liverpool might be amalgamated.

- (9.) Conveyance of Mails across America:—Mr. Nelson asked the Postmaster General, pursuant to Notice,—Has he any further information to communicate to this House in reference to the increased charges by the U. S. Government on Australian Mails crossing the American Continent?

Mr. Burns answered,—In reply to my Hon. Friend, I have to say that it has been decided by the Imperial Government to maintain, during the continuance of the present postal arrangements with the Australian Colonies, the existing rates of postage for Australian and New Zealand Mails carried *via* America, and to accept the burden of defraying any increased charges for transit which may be levied by the United States Government. I intend to lay upon the Table copies of the papers on the subject to-day.

- (10.) Railway Station, Back Creek:—Mr. Pilcher asked the Secretary for Public Works, pursuant to Notice,—

(1.) Will the Railway Station at Back Creek, near Tea-pot Swamp, be ready for the accommodation of the public by the time that the Railway is opened to Blayney?

(2.) Is he aware that no steps have been taken towards the erection of this Station?

Mr. Lackey answered,—A platform will be erected at Back Creek in time for the opening of the line to Blayney.

- (11.) The Case of J. J. Hunt:—Mr. Taylor asked the Colonial Secretary, pursuant to Notice,—

(1.) Did prisoner Hunt, in Parramatta Gaol, receive an official communication from the Comptroller General of Prisons in November last, stating that if his conduct remained good Sir Alfred Stephen would recommend his release in April, 1876?

(2.) Did the Comptroller General of Prisons forward to Hunt's wife, in October, 1875, a letter from Sir Alfred Stephen, promising to advise his release on completion of three years of his sentence; if so, do the Government intend to take any steps for this prisoner's release?

Mr. Robertson answered,—I think it would be scarcely fair to Sir Alfred Stephen for me to answer this question without a reference to him, because I do not think it is likely that a gentleman in his distinguished position would make any such communication to the Comptroller General of Prisons. The Comptroller General states that he did inform prisoner Hunt of the terms of a communication made to him by Sir Alfred Stephen, which I think must have been a mistake. To the best of his recollection, Sir Alfred Stephen stated that if prisoner's conduct remained good he would recommend his release in 1876. The Comptroller General's memo. informs me that a letter of the character described in the question was forwarded to the wife of the prisoner Hunt. As to the steps that will be taken by the Government, that depends upon what Government is in office when the matter is dealt with.

- (12.) Sale of Land at Goangora:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—

(1.) When will land in the Town of Goangora, Lower Namoi River, be gazetted for sale?

(2.) Can lithographs of this Town be obtained at the Surveyor General's Office?

Mr. Garrett answered,—The necessary action in proclaiming the township will be taken without delay. In consequence of more pressing matters, the Town of Goangora has been delayed until surveys having priority have been dealt with.

- (13.) Number of Children on School Rolls:—Mr. W. H. Suttor asked the Colonial Secretary, pursuant to Notice,—When will the Returns in reference to Children on School Rolls, ordered on the 25th April last, be laid upon the Table of the House?

Mr. Robertson answered,—The necessary information has not yet been received from three schools, namely,—the Public School at Murwillumbah, and the Provisional Schools at Antonio Creek and Brown Mountain. With that exception the Returns in question are now ready.

- (14.) Coonabarabran Land Office:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—The amount of Revenue received from Coonabarabran Land Office during the years 1874, 1875, and up to end of June, 1876?

Mr. Garrett answered,—It has not been possible to obtain the required information to-day, but a Return will be laid upon the Table with as little delay as possible?

- (15.) Poundkeeper at Narrandera:—Mr. Leary asked the Secretary for Lands, pursuant to Notice,—

(1.) What amount of money has been received by the Poundkeeper at Narrandera for the purpose of erecting a Pound at that place?

(2.) When, and from whom did he receive it?

(3.) Are the Government aware that all Stock sold by the Poundkeeper are never put in the sale yard at Narrandera until an hour or so before the sale begins?

(4.) Are the Government aware that the Poundkeeper sells Stock out of the yards at any hour that may suit himself?

(5.) Who supervises the books of the Poundkeeper; and when was it last done?

(6.) What amount has the Poundkeeper at Narrandera paid into the Treasury for the last three years?

(7.) Will the Government cause a Return to be made of all Stock received and sold by the Poundkeeper for the last three years?

Mr.

Mr. Garrett answered,—

(1 and 2.) No money has been received by the Poundkeeper for the erection of yards.

(3 and 4.) I am not aware of the facts stated. If the Poundkeeper fails in his duty he can be proceeded against under the Act.

(5.) The Poundkeeper passes his quarterly accounts before the Clerk of Petty Sessions at Wagga Wagga. He does not produce his books, which are open for inspection by the Police and other parties at Narrandera.

(6.) £133 3s.

(7.) Yes, if any sufficient grounds for such a measure are made to appear.

- (16.) Court of Quarter Sessions at Grenfell:—Mr. J. Watson asked the Colonial Secretary, pursuant to Notice,—Has a Petition recently been presented to the Government praying for the establishment of a Court of Quarter Sessions at Grenfell; and if so, is it the intention of the Government to grant the prayer of such Petition?

Mr. Robertson answered,—In reply to the first part of the Honorable Gentleman's question, I desire to say that such a Petition has been received. As to what course the Government will take, that depends upon the Government that will be in power when the matter is dealt with.

- (17.) District Courts at Bingera, Warialda, &c.:—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—

(1.) Have the Government taken into consideration the desirability of establishing District Courts and Quarter Sessions at Bingera, Warialda, Walgett, and Coonabarabran?

(2.) Will there be any objection to state the decision arrived at, or what course is intended to be adopted with reference thereto?

(3.) Is it intended to supplement present Votes, or to have the plans of the new Court-houses and Lock-ups now in course of erection at these places, or about to be erected, so as to render them suitable for holding such Courts?

Mr. Robertson answered,—

(1.) The Government has given some consideration to the matter.

(2 and 3.) This involves a decision on the part of the Government, and that must depend upon who is in the Government.

2. ENDOWMENT OF MUNICIPALITIES:—Mr. Hill presented a Petition from the Municipal Council of the Borough of Leichhardt, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
3. RAILWAY EXTENSION:—Mr. Goold presented a Petition from Residents of Gulgong and its vicinity, urging the necessity for Railway Extension; and praying that a trial survey may be made from Mudgee *via* Gulgong to Wellington, before finally deciding on continuing the line from Orange to Wellington.
Petition received.
4. BRIDGE OVER WINBURNDALE RIVULET. ("Formal" Motion):—Mr. W. H. Suttor moved, pursuant to Notice,—
- (1.) 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 upon the Supplementary Estimates for the year 1876 a sum of money not exceeding £1,000, for the purpose of erecting a Bridge over the Winburndale Rivulet, on the road from Kelso to Limekilns.
- (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Question put and passed.
5. JURY LAWS AMENDMENT BILL (No. 2):—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Laws relative to the formation and return of Juries and to the compensation to be paid thereto*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 12th July, 1876.

JOHN HAY,
President.

JURY LAWS AMENDMENT BILL (No. 2.)

SCHEDULE of the amendments referred to in Message of 12th July, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, Preamble, line 4. Omit "in the Colony of New South Wales"
- " clause 1, line 9. After "appear" insert "to the Governor in Council"
- " " line 10. Omit "who shall be"
- " " lines 10 and 11. Omit "within the said Colony"
- " " line 11. Omit "by jury"
- " " line 12. Omit "and the assessment of damages"
- " " lines 15 and 16. Omit "by and with the advice and consent of the Executive"
- " insert "in"
- " clause 1, line 16. After "Council" insert "if he shall think fit"

- Page 2, clause 1, lines 1 to 3. *Omit* "from time to time until the jurors list for such town or place shall contain not less than the above-mentioned number of qualified jurors"
- " clause 1, line 3. *After* "miles" *insert* "including and"
- " lines 4 and 5. *Omit* "and the area within such circuit shall be called the jurors district for such town or place"
- " clause 1, line 6. *Omit* "or wherever"
- " " " *Before* "places" *insert* "towns or"
- " " line 7. *Omit* "last-mentioned"
- " " " *Omit* "of them"
- " " line 9. *Omit* "of the respective jurors districts for such Courts respectively"
- " " lines 10 and 11. *Omit* "equi-distant from such towns or places and"
- " " lines 12 and 13. *Omit* "intersect the circuits of the jurors districts for such towns or places" *insert* "meet the points of intersection"
- " clause 2, line 14. *Omit* "general"
- " lines 15 to 18. *Omit* "by any person lawfully authorized in that behalf requiring the Sheriff to summon such jury for the trial of issues and assessment of damages in the said Supreme and Circuit Courts and in the said Courts of General and Quarter Sessions then"
- " clause 2, line 19. *Omit* "and is hereby required to"
- " " line 20. *Omit* "said"
- " " line 21. *Before* "jurors" *omit* "said"
- " " " *Omit* "general jury"
- " " line 23. *Omit* "parchment or pieces of metal"
- " " line 25. *Omit* "general" *insert* "appropriate"
- " " line 28. *Omit* "as aforesaid"
- " " line 33. *Omit* "proper officer or other person appointed for that purpose" *insert* "Sheriff or his Deputy"
- " clause 2, line 34. *Omit* "parchments or pieces of metal"
- " " line 36. *Omit* "so"
- " " lines 36 and 37. *Omit* "the numbers opposite"
- " " line 37. *Omit* "shall"
- " " line 39. *Omit* "who shall be"
- " " line 40. *Omit* "such Courts as aforesaid"
- " " line 41. *Omit* "s" from "jurors"
- " " " *Omit* "who shall have been"
- " " " *Omit* "to be summoned"
- " " line 42. *After* "manner" *insert* "and afterwards duly summoned"
- " " line 43. *Omit* "whose name shall appear"
- " " line 44. *Omit* "any" *insert* "the same"
- " " " *Omit* "as aforesaid"
- " " " *After* "summoned" *add* "Provided always that where a number is drawn indicating the name of a juror whom such Sheriff or Deputy knows to be dead or to have quitted the district another number shall be drawn in the place of such juror a special return being made to the Court with the names of the jurors summoned of the names of every juror so omitted with the cause thereof"
- " clause 3, line 45. *Omit* "s" from "lists"
- " " lines 46 and 47. *Omit* "or Manager"
- " " lines 47 and 48. *Omit* "or architect or who shall occupy as owner or tenant" *insert* "manager of a station broker chemist or druggist warehouseman commission agent or architect or as the owner or tenant of"
- " clause 4, line 51. *Omit* "with the advice of the Executive" *insert* "in"
- " " line 52. *Omit* "by proclamation"
- " clause 5. *Omit* clause 5, *insert* the following new clause:—
- " 5. No person otherwise entitled to exemption from service as a juror shall be exempted unless he shall have claimed such exemption by notice to the Sheriff thirty days at the least before he shall be summoned." Persons claiming exemption.
- Page 3, clause 6. *Omit* clause 6, *insert* the following new clause:—
- " 6. After the passing of this Act the second section of the Act passed in the eighteenth year of Her Majesty and numbered eighteen shall be repealed." Repeal of sec. 2 of 18 Vic. No. 18.
- Page 3, clause 7, lines 4 and 5. *Omit* "ordinance statute or custom to the contrary notwithstanding any"
- " clause 7, lines 6 and 7. *Omit* "juror serving on any"
- " " line 7. *After* "after" *omit* "any"
- " " line 8. *After* "sworn" *add* "and notwithstanding that such jury may have retired to consider of their verdict"
- After* clause 7 *insert* the following new clauses:—
- " 8. The Jurors District for Sydney shall after the present year be the Sydney Police District and also all places within a distance of twelve miles from the City Town Hall And all such places shall thereafter be excluded from the Jurors District for Parramatta. Jurors District for Sydney.
- " 9. After the first day of September next every juror may be summoned in the ordinary manner or by a summons having thereon the Sheriff's seal of office sent by post Provided that a duplicate of every summons so sent shall be stamped by the postmaster or some person duly acting for him at the time of delivery at the office for transmission which duplicate shall be *prima facie* evidence that the juror named was served in the ordinary course of post And provided also that two additional days shall be allowed in every case of summoning by post between the day of such summoning and the day of attendance required. Mode of summoning jurors.
- " 10. Every person having obtained letters of denization or been naturalized or who being an alien by birth shall have resided in this Colony seven years or upwards shall if otherwise qualified as a juror be qualified and liable to serve on all juries in like manner as a natural born subject of the Queen so qualified would be liable. Service by persons naturalized &c.
- " 11.

Jurors not attending.

" 11. The provisions of the fifth section of the Act passed in the eighteenth year of Her Majesty numbered eighteen shall apply to all Courts and Judges having power to impose fines on jurors for non-attendance and where cause shall be shown by affidavit in pursuance of that section the same may be transmitted to the Judge who imposed the fine who shall thereupon have power to remit or mitigate the same And in default of any order to that effect the fine shall be enforced."

Page 3, clause 8, line 9. Omit " August" insert " September"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

6. PAPERS :—

Mr. Robertson laid upon the Table,—Twentieth Annual Report from the Registrar General on Vital Statistics.

Ordered to be printed.

Mr. Burns laid upon the Table,—Correspondence respecting the increased charge by the United States Government on Australian Mails crossing the American Continent.

Ordered to be printed.

7. POSTPONEMENTS :—The following Orders of the Day postponed until to-morrow :—

- (1.) Supply ; resumption of the Committee.
- (2.) Sale and Use of Poisons Bill reported ; adoption of Report.
- (3.) Ways and Means ; resumption of the Committee.

8. WANT OF CONFIDENCE IN THE MINISTRY :—Mr. Fitzpatrick moved, pursuant to Notice,—

- (1.) That the present Administration of Public Affairs is not satisfactory to this House.
- (2.) That the foregoing Resolution be conveyed by Address to His Excellency the Governor.

Debate ensued.

Mr. Hurley (*Hartley*) moved, That this Debate be now adjourned until to-morrow.

Debate ensued.

And the House continuing to sit till after Midnight,—

THURSDAY, 13 JULY, 1876, A.M.

Question put,—That this Debate be now adjourned until to-morrow.

The House divided.

Ayes, 23.

Mr. Wisdom,	Mr. Sutherland,
Mr. Piddington,	Mr. Hill,
Mr. R. B. Smith,	Mr. Day,
Mr. Dibbs,	Mr. Scholey,
Mr. Farnell,	Mr. W. C. Browne,
Mr. Fitzpatrick,	<i>Tellers.</i>
Mr. Driver,	Mr. Cohen,
Mr. G. A. Lloyd,	Mr. Leary.
Mr. Hurley (<i>Hartley</i>),	
Mr. Nelson,	
Mr. Abbott,	
Mr. McElhone,	
Mr. Bennett,	
Mr. Parkes,	
Mr. Stephen Brown,	
Mr. H. C. Dangar,	

Noes, 30.

Mr. Robertson,	Mr. J. Watson,
Mr. Stuart,	Mr. Davies,
Mr. Lackey,	Mr. Clarke,
Mr. Lucas,	Mr. Greville,
Mr. Burns,	Mr. Wright,
Mr. Garrett,	Mr. W. H. Suttor,
Mr. Lynch,	Mr. Hoskins,
Mr. Byrnes,	Mr. T. G. Dangar,
Mr. H. H. Brown,	Mr. Montague,
Mr. Gray,	Mr. Jacob,
Mr. Long,	Mr. Cunneen,
Mr. Teece,	Mr. F. B. Suttor,
Mr. R. Forster,	<i>Tellers.</i>
Mr. Charles,	Mr. J. S. Smith,
Mr. Warden,	Mr. Cameron.
Mr. Macintosh,	

And so it passed in the negative.

Mr. Bennett moved, That this House do now adjourn.

Debate ensued.

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

On motion of Mr. Stephen Brown the Debate on the Original Question was adjourned until this day.

9. DISEASES AFFECTING LIVE STOCK :—Mr. J. S. Smith, 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 consideration and report this subject was referred on 26th November, 1875, together with Appendix.
- Ordered to be printed.

The House adjourned at ten minutes after One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 122.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 13 JULY, 1876.

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

QUESTIONS :—

- (1.) The Savings Bank :—Mr. McElhone asked the Colonial Treasurer, pursuant to Notice,—
- (1.) What was the total amount of Deposits in Savings Bank on 1st July, and what amount of interest was paid to depositors in 1875, and for half-year ending 30th June, 1876?
 - (2.) Did the Directors lately agree to lend money on mortgage at 5 per cent, and is it a fact that certain Directors lately altered that resolution, and have agreed to charge 6 per cent. for money lent on mortgage, and for which the other Banks would only pay the Savings Bank 5 per cent. without security?
 - (3.) If certain Directors passed resolutions to charge 6 per cent. interest, what are the names of the Directors who passed such resolutions?
 - (4.) Have the Government any objection to have half-yearly reports of Savings Bank published, same as other Banks do?
 - (5.) If the Government have no objection to publish a half-yearly report of the business of the Savings Bank, will the Government issue instructions to the Manager to have half-yearly accounts published in *Sydney Morning Herald*, or other papers?

Mr. Stuart answered,—

- (1, 2, and 3.) I am not at present able to answer these questions, other than this, that the Savings Bank is not a department of the Government, and the Government have no control over it. I have applied to the Managing Trustee of the Savings Bank to enable me to answer the Honorable Member's questions, and I have this reply :—“ *Re* Mr. McElhone's questions. As officially advised “ I called a Special Meeting of the Trustees for last Monday, which was largely attended, when it “ was determined that this matter should stand over until next Ordinary Meeting, on Monday next, “ the 17th instant, consequently I am not at present in a position to answer the questions.”
- (4.) The Government would have no objection to see that half-yearly reports were published, the same as is done by the other Banks, if the Honorable Member will bring in a Bill to make their publication compulsory upon the Savings Bank.
- (5.) Until that is done it is not in the power of the Government to issue instructions to an institution that has its own independence.

- (2.) The Honorable William Forster :—*Mr. Driver*, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—Will he cause to be laid upon the Table of the House copies of all Official Correspondence between the Minister of Justice and Public Instruction, or the Attorney General, and the Honorable William Forster, from the date of Mr. Forster's mission to England up to the present time?

Mr. Robertson answered,—In reply to my Honorable Friend I desire to say, Yes, if the House desires it.

- (3.) Land sold to Mr. Dines :—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—
- (1.) Did the Government sell to Mr. Richard Dines, of Merriwa Station, M'Intyre River, land which had been ten months previously selected by Robert David Gordon and Richard Pawell?
 - (2.) What time elapsed from date of sale of the portions of land to Mr. Dines till the deeds were issued for them?
 - (3.) What is the name of the Land Agent who obtained these deeds on behalf of Mr. Dines?
 - (4.) By whose authority were the Selections of Robert David Gordon and Robert Pawell sold to Mr. Richard Dines, they having been reported resident by the surveyor, and their Selections having never been gazetted forfeited?
 - (5.) Has he any objection to lay all the Papers in this case upon the Table of the House?

Mr.

Mr. Garrett answered,—

- (1.) Yes.
- (2.) The sale took place on 22nd May, and the deeds were issued 17th July, 1875.
- (3.) Mr. Hoskins.
- (4.) The land was brought to auction sale in the ordinary way, but in ignorance of the fact that it had been conditionally purchased.
- (5.) No; if asked for in the usual way.

(4.) Mr. Bruce and Mr. Yeo, Inspectors of Stock :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

- (1.) Has Mr. Bruce, Chief Inspector of Stock, ever had leave of absence?
- (2.) If so, when, for what period, and on what salary?
- (3.) Who acted in his place whilst absent?
- (4.) Who is now acting in place of Mr. Yeo, the Sub-Inspector?

Mr. Garrett answered,—

- (1.) Yes, on medical certificate.
- (2.) From 1st March, 1873, to 1st March, 1874, on full salary, but on condition that he paid the officer who did his duty.
- (3.) Mr. Yeo.
- (4.) Mr. Bruce takes a portion of Mr. Yeo's work, and Mr. Cleue, Inspector for Windsor, the other.

(5.) Murder of Peter Weitmeyer :—Mr. Driver, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has it been reported to the Government that one of the unfortunate patients, named Peter Weitmeyer, in the Parramatta Lunatic Asylum, was cruelly murdered on Saturday morning last, between the hours of 7 and 8 o'clock, by receiving four wounds, and his skull fractured; and that, although there is an Assistant Superintendent, and upwards of fifty attendants in this Asylum, no one could be found to give any evidence at the inquest how, or in what way, it was done, or knew anything of it until the man was found dead, covered up in his bed?
- (2.) Will he cause the evidence taken at the inquest, and also a copy of the report of this man's death, sent to the Senior-Sergeant of Police at Parramatta from the Lunatic Asylum, to be forwarded to the Minister of Justice, for him to consider what (if any) steps should be taken in this case?

Mr. Robertson answered,—

- (1.) I am informed that the Acting Superintendent forwarded, on the evening of the 10th instant, the verdict of the Coroner's Inquest on the body of Peter Weitmeyer, together with the evidence taken at such inquest. The jurors found that the deceased had been slain by some weapon, to the jurors unknown, by some person, but by what person the evidence does not disclose. A further searching inquiry has been made by the Police, and their report is expected to-day.
- (2.) The whole of the proceedings of the inquest have been forwarded by the Minister of Justice to the Attorney General; and to him the Police Report, and all further documents, will be immediately furnished.

(6.) Road through Town of Broke :—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to place £100 to the credit of the Trustees for the repairs of half-a-mile of Road through the Town of Broke, as recently applied for by me; and if so, when?

Mr. Laekey answered,—This application will be decided on, with many others, when the Additional Estimates are passed. There is a sum of £2,500 on those Estimates to be applied to such purposes.

(7.) Theft of Gold Specimens from the Museum :—Mr. W. C. Browne asked the Colonial Secretary, pursuant to Notice,—Is it true that since the removal of Mr. Gerard Kresft from the Museum premises a quantity of gold specimens has been stolen therefrom; if so, have the Police investigated the matter, and with what result?

Mr. Robertson answered,—I am informed that it is so. The Curator reported to the Honorable the Minister of Justice that on the night of the 2nd, or morning of the 3rd March, 1875, the Museum was broken into and robbed of about 3 ozs. of gold specimens. The Police instituted inquiries, but were unable to trace either the thief or the stolen property.

2. ENDOWMENT OF MUNICIPALITIES :—Mr. Gray presented a Petition from the Municipal Council of North Illawarra, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.

3. RAILWAY EXTENSION (*"Formal" Motion*) :—Mr. Davies, on behalf of Mr. Goold, moved, pursuant to Notice, That the Petition presented by him on 12th July, from Residents of Gulgong, relative to Railway Extension, be printed.
Question put and passed.

4. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motion*) :—Mr. Hill moved, pursuant to Notice, That the Petition presented by him on 12th July, from the Municipal Council of Leichhardt, relative to increased Endowment, be printed.
Question put and passed.

5. POSTPONEMENTS :—The following Orders of the Day postponed until to-morrow :—

- (1.) Supply; resumption of the Committee.
- (2.) Sale and Use of Poisons Bill reported; adoption of Report.
- (3.) Ways and Means; resumption of the Committee.

6. WANT OF CONFIDENCE IN THE MINISTRY:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Fitzpatrick,—
 “(1.) That the present Administration of Public Affairs is not satisfactory to this House.
 “(2.) That the foregoing Resolution be conveyed by Address to His Excellency the Governor,”—
 And the Question being again proposed,—The House resumed the said adjourned Debate.

And the House continuing to sit till after Midnight,—

FRIDAY, 14 JULY, 1876 A.M.

Mr. Nelson moved, That this Debate be now adjourned until to-morrow, then to take precedence of other business.

Debate ensued.

Question put on the motion for the adjournment of the Debate.

The House divided.

Ayes, 21.

Mr. Piddington,	Mr. Leary,
Mr. Farnell,	Mr. McElhone,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. Fitzpatrick,	Mr. W. C. Browne,
Mr. Sutherland,	Mr. Nelson.
Mr. R. B. Smith,	
Mr. Hurley (<i>Hartley</i>),	
Mr. Parkes,	
Mr. Cohen,	
Mr. Hill,	
Mr. Bennett,	
Mr. Dibbs,	
Mr. Abbott,	
Mr. Driver,	
Mr. Scholey,	
Mr. Day,	
Mr. H. C. Dangar,	

Noes, 31.

Mr. Robertson,	Mr. Davies,
Mr. Stuart,	Mr. Baker,
Mr. Lackey,	Mr. Macintosh,
Mr. Lucas,	Mr. R. Forster,
Mr. Burns,	Mr. Charles,
Mr. Garrett,	Mr. Gray,
Mr. Byrnes,	Mr. Wright,
Mr. H. H. Brown,	Mr. Montague,
Mr. Teece,	Mr. Wisdom,
Mr. Long,	Mr. J. S. Smith,
Mr. Greville,	Mr. Lynch,
Mr. Cunneen,	Mr. Cameron,
Mr. W. H. Suttor,	<i>Tellers.</i>
Mr. Hoskins,	Mr. Jacob,
Mr. Warden,	Mr. T. G. Dangar.
Mr. Clarke,	
Mr. F. B. Suttor,	

And so it passed in the negative.

Mr. Farnell moved, That this House do now adjourn.

Debate ensued.

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

Original Question again stated.

Mr. Hill moved, That this Debate be now adjourned until to-morrow.

Debate ensued.

Question put,—That this Debate be now adjourned until to-morrow.

The House divided.

Ayes, 19.

Mr. Farnell,	Mr. Bennett,
Mr. Cohen,	<i>Tellers.</i>
Mr. Fitzpatrick,	Mr. Hill,
Mr. Piddington,	Mr. Nelson.
Mr. Sutherland,	
Mr. G. A. Lloyd,	
Mr. Hurley (<i>Hartley</i>),	
Mr. Parkes,	
Mr. W. C. Browne,	
Mr. Dibbs,	
Mr. Abbott,	
Mr. McElhone,	
Mr. Driver,	
Mr. Leary,	
Mr. Day,	
Mr. Scholey,	

Noes, 29.

Mr. Robertson,	Mr. Wright,
Mr. Stuart,	Mr. Charles,
Mr. Lackey,	Mr. Jacob,
Mr. Lucas,	Mr. F. B. Suttor,
Mr. Garrett,	Mr. T. G. Dangar,
Mr. H. H. Brown,	Mr. Davies,
Mr. Burns,	Mr. Warden,
Mr. Teece,	Mr. Clarke,
Mr. Long,	Mr. Cunneen,
Mr. Wisdom,	Mr. W. H. Suttor,
Mr. Cameron,	Mr. Macintosh,
Mr. Lynch,	<i>Tellers.</i>
Mr. J. S. Smith,	Mr. R. Forster,
Mr. Montague,	Mr. Greville.
Mr. Gray,	
Mr. Byrnes,	

And so it passed in the negative.

Mr. Scholey moved, That this House do now adjourn.

Debate ensued.

And the House continuing to sit until the hour fixed by Sessional Order for its meeting on Friday,—
 Mr. Speaker called on the Business set down for that day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 123.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 14 JULY, 1876.

1. The House continued to sit without interruption from Thursday until the hour fixed by Sessional Order for its meeting this day.

QUESTIONS :—

(1.) Licensing Meeting, Sydney :—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—
(1.) How many Justices of the Peace were summoned to attend the Licensing Meeting at the Central Police Court on Tuesday last?

(2.) By whom were such Justices summoned, and under what instructions were such Justices selected?

(3.) Were all the Justices of the Peace residing in the Police District of Sydney summoned to attend such Meeting?

(4.) What are the names of the Justices selected and summoned as aforesaid?

Mr. Robertson answered,—I am sure my Honorable Friend will pardon me if I am unable, from not having been at my office this day, to answer his question now.

(2.) Reserves on Messrs. Dangars Stations :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—What is the cause of the delay in laying Return of Reserves of W. J. Dangar's and Dangar Brothers Stations upon the Table of this House; and when will it be laid upon the Table?

Mr. Garrett answered,—Having been kept here all the day, by the action of the Honorable Member, with others, having no result, I have been unable to attend to my duties in the office, and therefore I am not in a position to answer this question now.

(3.) Road from Tuite's Selections :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—In reference to answer to my questions lately asked as to the Road from Messrs. Tuite's and others selections near Merriwa, is he aware that Messrs. Tuite were advised, over twelve months ago, the Road would be surveyed, but is not yet surveyed; and will he cause said Road to be surveyed and proclaimed without further delay?

Mr. Garrett answered,—I have simply the same answer to give that I gave to the last question, that having been kept up purposely and fruitlessly for the whole day, by the action of the Honorable Member, with others, I am not in a position to give such an answer to the Honorable Member's question as I should otherwise do.

(4.) Clothing for Railway Employés :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has he received a Petition from the men employed in the Goods Shed in reference to their being allowed clothing, or allowance for it, the same as Platform Porters and other persons employed on the Railway are?

(2.) If he has received the Petition, does he intend to allow these men clothing the same as others are who are employed on the Railway?

(3.) Is he aware that the work of these men is very heavy, and that the wear and tear on their clothing is much more than that of Platform Porters or others who are allowed the clothing?

(4.) For what reason is the distinction made between the workmen on the Railway Works, as to clothing being allowed or not to one class of workmen and not to another?

Mr. Lackey answered,—Perhaps the Honorable Member will permit me to say I am not prepared with any answer to-day.

2. ENDOWMENT OF MUNICIPALITIES (*Formal Motion*):—Mr. Gray moved, pursuant to Notice, That the Petition presented by him on 13th July, from the Municipal Council of North Illawarra, relative to increased Endowment, be printed.
Question put and passed.

3. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned, at twenty-five minutes after Four o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 124.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 18 JULY, 1876.

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

QUESTIONS:—

- (1.) Reserves on Western Line of Railway:—Mr. Macintosh asked the Secretary for Lands, pursuant to Notice,—

(1.) In what state of progress are the intended Reserves for Public Recreation along the Western line of Railway?

(2.) Will the Government be pleased to lay upon the Table of the House any Surveyors Reports or other Correspondence on the subject?

Mr. Garrett answered,—The application has been referred to the Surveyor for report. He will be reminded, and requested to furnish a report as speedily as possible.

- (2.) Valuation of City Property:—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—

(1.) Will he furnish the House with the names of the persons who have been appointed by the City Council to value the properties within the City of Sydney for rating purposes for the next five years?

(2.) The trade, profession, or usual occupation of the persons so appointed?

Mr. Robertson answered,—

(1.) I have ascertained that the following are the names of the persons appointed to assess the properties within the City of Sydney for rating purposes (but not for five years):—Alfred Brockstayne, Edward Hughes, Joseph O'Connor, George Matthews, W. T. Pawley, David Mason, H. de Courcy White. Mr. White having resigned, in consequence of ill-health, Mr. David Mason has been appointed in his stead.

(2.) The descriptions appended to these several names in the bond prepared by the City Solicitor are the following:—Mr. Brockstayne, pawnbroker; Mr. Hughes, surveyor; Mr. O'Connor, gentleman; Mr. Matthews, gentleman; Mr. Pawley, gentleman; Mr. Mason, compositor; Mr. White, clerk.

- (3.) The Engineer-in-Chief for Railways:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—Has the Engineer-in-Chief for Railways any right to occupy the whole of a Saloon Carriage himself when travelling by Railway?

Mr. Lackey answered,—I do not know that any officer of the Railway Department has a right to occupy a whole Saloon Carriage to himself when travelling by Railway, nor do I know that it is the practice of the Engineer-in-Chief or any other officer to do so.

- (4.) Denison Gold Fields Reserve:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Do the Government intend to sell any part of the Denison Gold Fields Reserve; if so, are they aware that the diggers are against any part of this Reserve being sold?

(2.) Have the diggers a right to work for gold on the part of this Reserve leased to Messrs. J., F., and H. White; if not, will the Government make arrangements so that the diggers will have the right to work for gold on any part of this Reserve?

Mr. Garrett answered,—

(1.) The Gold Field is reserved from sale under proclamations dated 23rd December, 1861, and 13th October, 1872, and no report has yet been received on the subject of cancellation of that Reserve.

(2.) Diggers have the right to dig for gold on any portion of the Gold Field.

(5.)

- (5.) Licensing Meeting, Sydney:—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—
- (1.) How many Justices of the Peace were summoned to attend the Licensing Meeting at the Central Police Court on Tuesday last?
 - (2.) By whom were such Justices summoned, and under what instructions were such Justices selected?
 - (3.) Were all the Justices of the Peace residing in the Police District of Sydney summoned to attend such Meeting?
 - (4.) What are the names of the Justices selected and summoned as aforesaid?

Mr. Robertson answered,—I have received the following answers to the questions of my Honorable Friend:—

- (1.) Fifty-two.
 - (2.) By the usual Circular of the Police Magistrate, and under general instructions to summon the whole of the Magistrates on the Roster of the Central Police Office.
 - (3.) No, only those on the Roster.
 - (4.) Messrs. Murphy, Hunt, Spence, Goldring, Bull, Pearce, Bailey, Davies, Merriman, Harris, M'Lean, Watkins, Alexander, Evans, Charlton, Paling, Hughes, Day, Linsley, Hezlett, Dr. Day, Woods, Kippax, Calvert, Chapman, Curran, Guy, Solomon, M'Beath, Renwick, Gorus, Smithers, Thompson, Lester, Waugh, Vickery, Paxton, Brown, Bray, Alexander, Mullens, Oatley, Reading, Jolly, Neale, Holborrow, Pope, Murray, Ridge, Hill, Cunninghame, and Smart, Justices of the Peace.
- (6.) Lunatic Asylum, Parramatta:—Mr. Driver, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—
- (1.) Are the Government aware that the Assistant Superintendent of the Parramatta Lunatic Asylum keeps between three and four hundred head of poultry within fifty yards of the Asylum, and feeds them from the bread and meal which ought to go to the patients?
 - (2.) Are the Government aware that this person has supplied the Asylum with eggs, and been paid for them at the contract price of the contractor?
 - (3.) Are the Government aware that this person also keeps horses and cows, his own property, and feeds them on the Government provender at the Asylum?
 - (4.) Are the Government aware that during wet weather the horses and harness, the property of the Government, are used day and night by this person on his own private business?
 - (5.) Is it a fact that this person has his horses shod, and his harness repaired, at the same places the Government work is done, and the account goes to the Government for the whole?
 - (6.) Are the Government aware that this person is acting as the agent of Mr. Statham, and receiving his rents for him?
 - (7.) Is it a fact that Attendant Abbot was discharged for beating a patient named Kenney, and knocking him down, kicking him, and beating him with a broom-handle?
 - (8.) Was not Attendant Folkard charged with the same, and why was he not discharged also?
 - (9.) Will he cause an inquiry to be made into this, and prevent any such traffic being carried on in this establishment?

Mr. Robertson answered,—As I understand that the Honorable Member for Parramatta, Mr. Taylor, purposes moving for a Select Committee on this matter, which seems to me a very convenient course, I will presently produce a letter from the officer against whom these complaints are made, which I will ask to have read to the House. I think that letter, so far, appears to be an answer to these charges, with the exception of that about feeding the poultry on the waste from the Asylum, a course which I think I mentioned on a former occasion was a very improper one.

- (7.) Abercrombie Bridge:—Mr. Davies, on behalf of Mr. Lynch, asked the Secretary for Public Works, pursuant to Notice,—When does he intend to call for Tenders for the Abercrombie Bridge, for which Parliament voted the money some time since?

Mr. Lackey answered,—Tenders will be invited as soon as the Appropriation Act shall have passed the Legislature.

- (8.) Conditional Purchases by Aliens:—Mr. Jacob asked the Secretary for Lands, pursuant to Notice,—Was legal opinion obtained in regard to the selection of Henry Deorg, a Chinaman, the transfer of whose selection is sought to be made lawful by the Bill to "legalize certain Conditional and other Purchases," because he was not a naturalized subject at date of transfer of his selection to another; if so, has he any objection to lay a copy of the opinion upon the Table of this House?

Mr. Garrett answered,—No. The purchase had been made and transferred to the present holder prior to the enactment of the present law with respect to the holding of land by aliens.

2. MURRUMBIDGE TURF CLUB BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 56.

A Bill, intituled "*An Act to enable the Trustees of certain land at Wagga Wagga in the Colony of New South Wales dedicated for purposes of public recreation to grant leases thereof and to enable the members of the Murrumbidgee Turf Club to sue and be sued in the name of the Chairman for the time being of the Committee and for other purposes*,"—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, 13th July, 1876.

3. SUNDAY TRAFFIC IN INTOXICATING LIQUORS:—Mr. Warden presented a Petition from Residents in Shoalhaven, praying the House to pass a Bill for the closing of Public-houses on Sundays.
Petition received.

4. **MR. MAURICE LYNCH** :—Mr. Hurley (*Hartley*) presented a Petition from Maurice Lynch, of Little Hartley, farmer, setting forth that in the month of October, 1869, he conditionally purchased certain land at Hartley, and that the Government deprived him of the said land without giving him any compensation for expenses incurred in connection therewith; and praying the House to take his case into favourable consideration.
Petition received.
5. **PAPERS** :—Mr. Robertson laid upon the Table,—
(1.) By-laws of the undermentioned Municipalities, under the Nuisances Prevention Act :—
Municipal District of Macdonald Town.
Borough of Newtown.
Borough of Redfern.
Borough of Camperdown.
(2.) By-laws under the Public Vehicles Regulation Act of 1873.
(3.) Return (*in part*) to an Order made on 25th April, 1876, in reference to the number of Children on School Rolls.
Ordered to be printed.
(4.) Letter from the Acting Superintendent of the Lunatic Asylum, Parramatta, in reference to charges against him involved in questions asked in the House this day.
This letter was read at length by the Clerk, by direction of Mr. Speaker.
6. **MR. J. F. BLAKE, LAND AGENT AT HAY** (*"Formal" Motion*) :—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers and Reports in connection with the suspension of J. F. Blake, Land Agent at Hay.
Question put and passed.
7. **ARMSTRONG AND BROUGHTON'S CONDITIONAL PURCHASE AT GUNDAGAI** (*"Formal" Motion*) :—*Mr. Davies*, on behalf of Mr. J. Watson, moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Applications, Descriptions, Correspondence, Minutes, Plans, and Papers, having reference to a Conditional Purchase of 200 acres, taken up by Mr. James Armstrong, on the 8th July, 1875, at Gundagai, and the subsequent Conditional Purchase of the same land by a Mr. Broughton, under the 31st clause of the amended Land Act.
Question put and passed.
8. **LAND SOLD TO MR. RICHARD DINES** (*"Formal" Motion*) :—Mr. Bennett moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence and other Papers and Documents in the possession of the Government relating to the Conditional Purchases of Robert David Gordon and Richard Powell, which were sold to Mr. Richard Dines.
Question put and passed.
9. **ROAD THROUGH MESSRS. BADGERY'S LAND** :—Mr. Farnell moved, pursuant to Notice, That the Report from the Select Committee on "Road through Messrs. Badgery's Land" be now adopted.
Debate ensued.
Question put.
The House divided.

Ayes, 15.

Mr. Wisdom,	Mr. Hill,
Mr. G. A. Lloyd,	Mr. Abbott,
Mr. Farnell,	Mr. Driver,
Mr. Piddington,	Mr. Scholey,
Mr. Fitzpatrick,	
Mr. Hoskins,	<i>Tellers.</i>
Mr. H. C. Dangar,	Mr. Cohen,
Mr. H. H. Brown,	Mr. Dibbs.
Mr. W. H. Suttor,	

Noes, 14.

Mr. Robertson,	Mr. Bennett,
Mr. Stuart,	Mr. Davies,
Mr. Garrett,	Mr. W. C. Browne,
Mr. Lucas,	<i>Tellers.</i>
Mr. Burrs,	
Mr. Lackey,	Mr. Macintosh,
Mr. Parkes,	Mr. Day.
Mr. Sutherland,	
Mr. McElhone,	

And so it was resolved in the affirmative.

10. **SUPPLY OF COAL FOR RAILWAY PURPOSES** :—Mr. Scholey moved, pursuant to Notice, That the Report from the Select Committee on "Supply of Coal for Railway Purposes" be now adopted.
Debate ensued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 19 JULY, 1876 A.M.

On motion of Mr. Nelson the Debate was adjourned until Tuesday next.

The House adjourned at twenty-five minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 125.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 JULY, 1876.

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

QUESTIONS:—

- (1.) Railway from Blayney to Orange:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the Contractors for the extension of the Great Western Railway resumed the works on the line between Blayney and Orange?

(2.) How many men were at work on the line between Blayney and Orange daily during the week ending Saturday, 15th instant?

Mr. Lackey answered,—

(1.) The works between Blayney and Orange are in progress.

(2.) Forty-eight.

- (2.) Reserves on Messrs. Dangar's Stations:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—What is the cause of the delay in laying Return of Reserves of W. J. Dangar's and Dangar Brothers Stations upon the Table of this House; and when will it be laid upon the Table?

Mr. Garrett answered,—The Return will be ready for laying upon the Table of the House about next Tuesday.

- (3.) Road from Messrs. Tuite's Selections:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—In reference to answer to my questions lately asked as to the Road from Messrs. Tuite's and others selections near Merriwa,—Is he aware that Messrs. Tuite were advised, over twelve months ago, the Road would be surveyed, but is not yet surveyed; and will he cause said Road to be surveyed and proclaimed without further delay?

Mr. Garrett answered,—The answer given on the 16th of June last to the question of the Honorable Member was to the following effect, namely,—“That application from Messrs. Tuite and others for survey of a Road from their Conditional Purchases on Bella Leppa Creek, Collaroy, to Main Road, had been referred to Mr. District Surveyor Evans for report, and a subsequent application had also been sent to Mr. District Surveyor Evans on the 15th March, 1876, of which facts applicants had been informed; also, that a report had been obtained upon this application, and on that report it was not proposed to grant the Road referred to, and the parties had been informed.”

- (4.) Clothing for Railway Employés:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Has he received a Petition from the men employed in the Goods Shed in reference to their being allowed clothing, or allowance for it, the same as Platform Porters and other persons employed on the Railway are?

(2.) If he has received the Petition, does he intend to allow these men clothing the same as others are who are employed on the Railway?

(3.) Is he aware that the work of these men is very heavy, and that the wear and tear on their clothing is much more than that of Platform Porters or others who are allowed the clothing?

(4.) For what reason is the distinction made between the workmen on the Railway Works, as to clothing being allowed or not to one class of workmen and not to another?

Mr.

Mr. Lackey answered,—

(1.) The Commissioner for Railways has received a Petition from the men referred to.
 (2, 3, and 4.) To grant uniforms to men engaged in the positions of applicants would be to depart from the principle upon which uniforms are allowed. Guards and platform porters are in attendance upon passengers, and the uniforms are allowed these employes, not as part payment for their services, but in order that the travelling public may easily recognize them when their services are required. It is desirable also that such men should, from the nature of their employment, be neat and presentable in their attire. These considerations do not apply to the men engaged in the goods sheds, who are amply paid for their services, and have no greater claim for clothing than have the locomotive or permanent way men.

(5.) Wages of Railway Workmen :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Have the men in the Goods Shed of the Railway Department applied for an increase to their wages ; if so, how many applied, and does he intend to grant their application ?
 (2.) What is the pay per day of First-class Goods Porters ?
 (3.) Do the First-class Porters in the Goods Shed receive the full pay ?

Mr. Lackey answered,—

(1.) Eight of the men applied for an increase, and the majority of them received increases, as did some others who made no application, but who, it was found on inquiry, were entitled to an increase in their wages corresponding to the increased value of their services.
 (2.) First-class Goods Porters receive from 7s. 6d. to 8s. per day.
 (3.) Yes.

(6.) Supply of Tweed :—Mr. McElhone asked the Colonial Treasurer, pursuant to Notice,—

(1.) Were tenders invited by the Government this year for the supply of 1,200 yards of Tweed for the Orphan Schools at Parramatta and Randwick Institution ?
 (2.) If any tender was accepted, what was the name of the person, and the date of acceptance ?
 (3.) How many yards of the Tweed so tendered for has been supplied, and when ?
 (4.) What amount of money (if any) has been paid on account of this tender ?
 (5.) When was the bond signed for the due performance of this contract by the contractor and his sureties ?

Mr. Stuart answered,—

(1.) Yes ; for Orphan Schools at Parramatta.
 (2.) G. H. Smith, 22nd March, 1876.
 (3.) 1,206 yards, namely, 227 yards supplied on the 20th April ; 370 yards supplied on the 12th May ; 250 yards supplied on the 29th May ; and 359 yards supplied on the 8th June.
 (4.) £183 18s. 11d.
 (5.) On the 6th July, 1876.

(7.) Yards for Stock at Bowning Railway Station :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that Yards for Sheep and Cattle at Bowning Railway Station are badly wanted, and could be erected for a small sum, as there is plenty of material on the spot ?
 (2.) Will he give early instructions to have Yards erected ?

Mr. Lackey answered,—Instructions have been given for the erection of Sheep Yards, and the work will be carried out as early as practicable.

(8.) The Sydney Museum :—Mr. Stephen Brown asked the Colonial Treasurer, pursuant to Notice,—
 Have the Government called upon the Trustees of the Sydney Museum to refund the sum of £761 19s. 1d., taken by them out of the moneys placed in their hands as the Endowment for such Museum, for the payment of the verdict and costs in the case of *Kreff v. Hill* ; if so, has such money been repaid ?

Mr. Stuart answered,—To this question I have only to reply, No.

(9.) Road from Goulburn to Bathurst *via* Little River :—Mr. Hurley (*Hartley*), asked the Secretary for Public Works, pursuant to Notice,—Did he receive a Petition from persons in the District of Hartley in November or December last, praying for a certain sum of money to be spent on the Road leading from Goulburn to Bathurst *via* Little River, Black Springs, and Taralga ; if so, what steps have been taken to meet the wishes of the Petitioners ?

Mr. Lackey answered,—No ; there have been, however, applications for expenditure, and survey of a Road in this vicinity, which are now being considered, in conjunction with the Department of Lands.

(10.) Land Agents :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it true that the Land Agents in Sydney have priority over the general public in the discharge of business connected with the Department of Lands ?
 (2.) Is it his intention to have counters at the doors of the respective branches, as in the Conditional Purchase Branch, in order that the general public may receive the same attention as the Land Agents ?

Mr. Garrett answered,—

(1.) Certainly not.
 (2.) Counters have been established in the Conditional Purchase and Record Branches ; and the same course will be followed in the case of the other Branches, in the event of personal applications becoming so numerous as to interrupt business, and call for such an arrangement.

(11.) Map of Patrick's Plains District :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Is he aware that the latest Map, furnished to the Crown Lands Agent, Singleton, was in 1873, and since then hundreds of selections have taken place in the District of Patrick's Plains, without being marked on this Map ; if so, will he cause immediate steps to be taken with the view of having all selections and auction purchases charted upon this Map to the present date ?

Mr.

Mr. Garrett answered,—The latest Map sent from the Lands Department for the Land Agent at Singleton is dated 21st September, 1875. A District Map is now in course of preparation.

(12.) Railway Extension into the City :—Mr. Dibbs asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Has the Government received from Mr. J. F. Wakely a Plan and Estimate for a proposed extension of the Railway into the City?
- (2.) Will the Government inform the House of the particulars of Mr. Wakely's proposal?
- (3.) Will the Government lay upon the Table the Plans submitted?
- (4.) Is it the intention of the Government this Session to submit to the House, for its approval, any Plan for Railway Extension into the City?

Mr. Lackey answered,—

(1.) As I stated in reply to a similar question asked on the 6th July, 1875, a Plan for the extension of the Railway into Sydney, compiled by Mr. Wakely, was brought under the notice of my predecessor in office.

(2.) Mr. Wakely's proposal was to take the line from Redfern, down the Darling Harbour branch, curving north-easterly on to the Iron Quay to the Baltic Wharf, and *via* the Corporation Wharf to Market Wharf; thence by tunnel under Sussex-street, Kent-street, King-street, and York-street, to the south-west corner of Wynyard-square (which it was proposed to make a city passenger terminus), the tunnel to continue on to Dawes's Point, passing under Church Hill, Cumberland and Prince Streets, and curving to the south-west corner of that point; branches to be made therefrom to Miller's Point and Circular Quay.

(3.) There will be no objection on the part of the Government to lay the Plan on the Table, if it be moved for in the usual way.

(4.) I beg to say that this is a matter upon which the Government has not come to any decision.

2. PETITION OF WILSON AND CAWLEY :—Mr. Gray, 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 Petition was referred on 11th April, 1876, together with Appendix.

Ordered to be printed.

3. SUNDAY TRAFFIC IN INTOXICATING LIQUORS (*"Formal" Motion*) :—Mr. Warden moved, pursuant to Notice, That the Petition presented by him on 18th July, from Inhabitants of Shoalhaven, against Sunday Traffic in Intoxicating Liquors, be printed.

Question put and passed.

4. MR. MAURICE LYNCH (*"Formal" Motion*) :—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That the Petition presented by him on 18th July, from Maurice Lynch, be printed.

Question put and passed.

5. DEDICATED CROWN LANDS RESUMPTION BILL (*"Formal" Motion*) :—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to authorize the resumption of certain dedicated Crown Lands.

Question put and passed.

6. SUPPLY :—The Order of the Day having been read for the resumption of the Committee of Supply,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee.

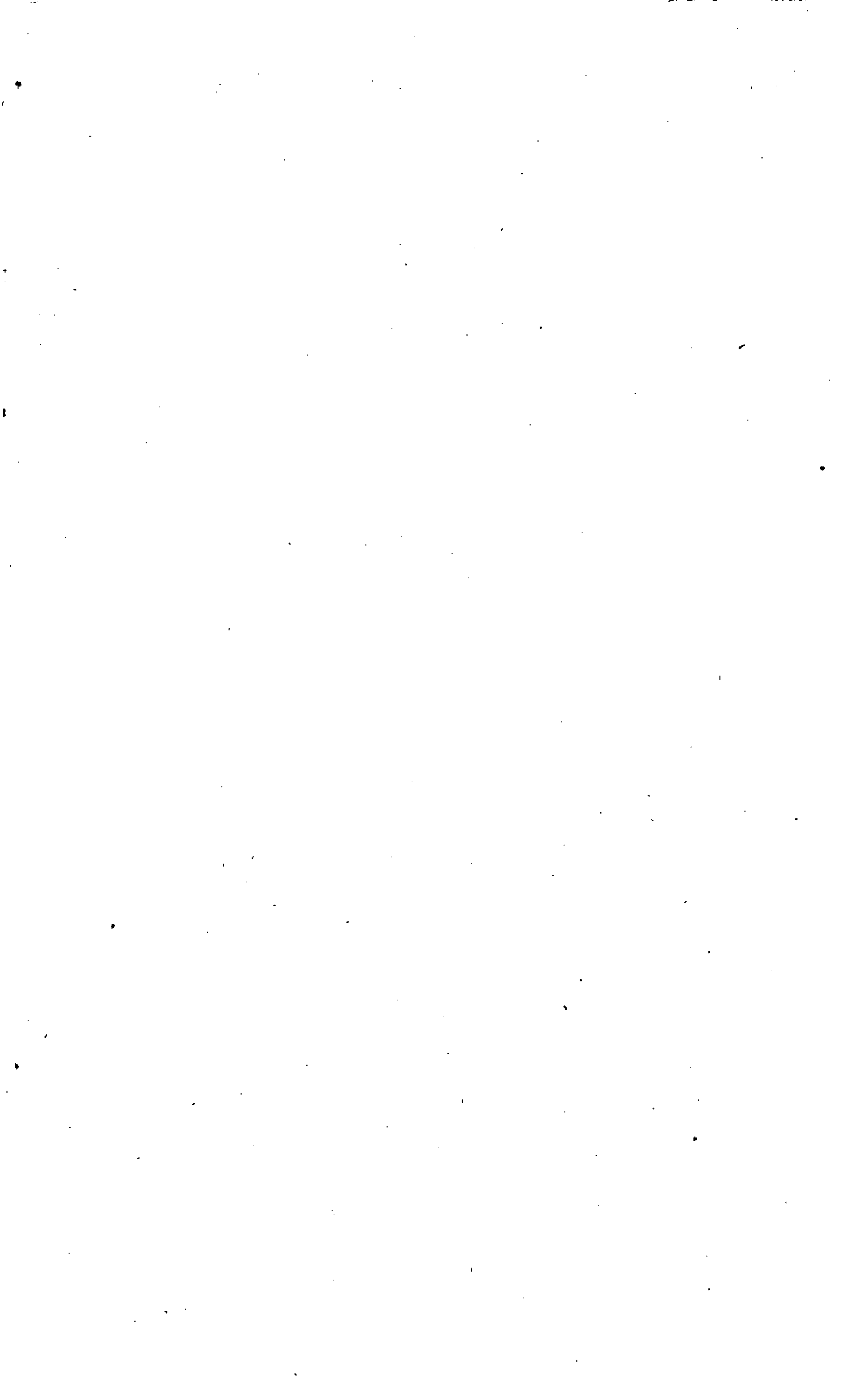
And the Committee continuing to sit till after Midnight,—

THURSDAY, 20 JULY, 1876 A.M.

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

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 126.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 JULY, 1876.

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

QUESTIONS:—

- (1.) Deniliquin Run:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—
 (1.) Is the Government aware that Messrs. R. and A. Landale, Deniliquin Run, have recently purchased, under the improvement clause of Amended Land Act of 1875, several portions of land reserved from sale, from which all so-called improvements have since been removed to do duty as improvements upon other unalienated Crown Lands?
 (2.) Is it the intention of the Government to take necessary steps to secure reliable reports upon all applications for purchase of lands upon the said Run in virtue of improvements, and prevent as far as possible the wholesale alienation of lands to monopolists?

Mr. Garrett answered,—

- (1.) No; but under the 3rd clause of the Lands Acts Amendment Act of 1875 improvements which have at any time before been used for the like purpose do not confer any right of purchase of Crown Lands.
 (2.) Measures have been taken to have detailed and reliable reports upon all applications for the purchase of land in virtue of improvements.
 (2.) Mr. Dudding, Clerk of Petty Sessions at Singleton:—Mr. Scholey asked the Colonial Secretary, pursuant to Notice,—When will the Correspondence ordered by this House on the 16th June last, with reference to the Land Agents, Messrs. Dudding and Robinson, of Singleton, be laid upon the Table?

Mr. Robertson answered,—So far as the Department of the Colonial Secretary is concerned, these Papers shall be laid upon the Table on Tuesday next; but my Honorable Friend the Secretary for Lands will, I presume, deal with that portion of the matter which relates to his Department.

- (3.) Lunatic Asylum, Parramatta:—*Mr. Driver*, on behalf of Mr. Taylor, asked the Colonial Secretary, pursuant to Notice,—
 (1.) Was it reported to the Government that on Wednesday, the 12th instant, the wife of one of the unfortunate patients at the Parramatta Lunatic Asylum went there from Sydney to see him, and that he could not be found, neither had he been missed, when Attendant Brown, with two keepers, were sent to Sydney to search for him, but on Thursday he was found in a loft on the premises, after being there over sixteen hours?
 (2.) Will he cause an inquiry to be made why this patient was not missed at 5 o'clock on Wednesday, the proper time for mustering the patients?

Mr. Robertson answered,—

- (1.) A report was received to the effect that at 11 o'clock on the 12th instant a patient was missing, and was missing when his wife desired to see him; and further, that he was not found till 10 p.m. of that day secreted between the roof and the ceiling of the verandah of the new yard, which had been left incomplete. The Acting Superintendent had come to Sydney to furnish replies to certain accusatory charges of the Honorable Member who gave notice of this question (Mr. Taylor.) The report adds, what I cannot readily credit, that an Honorable Member of this House stated, in the presence of the patient's wife, that he could put his hand upon the patient, but declined to do so. It would be infinitely better, and fairer, that the Honorable Member should put his questions in the shape of direct accusations, affording the accused opportunities of reply and disproof, rather than in this indirect way to attack a public functionary.
 (2.) If the Honorable Member has any charges to make against the public officer in question, and will submit them to me in writing, I will undertake that a full and satisfactory inquiry shall be made. This will be a much better course than that of putting questions in this House, which can only give rise to unpleasantness, and can be productive of no good whatever.

2. VOTE OF CREDIT :—The following Message from His Excellency the Governor was delivered by Mr. Stuart, and read by Mr. Speaker :—

HERCULES ROBINSON,
Governor.

Message, No. 57.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends the Legislative Assembly to make provision for defraying out of the Consolidated Revenue Fund of New South Wales the expenses of the various Departments and Services of the Colony during the month of July, 1876.

Government House,
Sydney, 19th July, 1876.

Ordered to be printed, and taken into consideration in Committee of Supply.

3. PAPERS :—

Mr. Robertson laid upon the Table,—Return (*in part*) to an Order, made on 16th June, 1876, in reference to charges made against Mr. Dudding, Clerk of Petty Sessions at Singleton.
Ordered to be printed.

Mr. Stuart laid upon the Table,—Return to an Order, made on 19th January, 1876, in reference to the amount of money spent in the Bogan Electorate during 1873-74-75.
Ordered to be printed.

4. MINING ACT AMENDMENT BILL (*Formal Motion*):—Mr. Lucas moved, pursuant to Notice, for leave to bring in a Bill to amend the 37 Vic. No. 13, intituled "An Act to make better provision for the regulation of Mining."
Question put and passed.

5. CONDITIONAL PURCHASE MADE BY HENRY DEONG (*Formal Motion*):—Mr. Jacob moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence Papers, and Minutes, in reference to the Selection of Henry Deong, a Chinaman, the transfer of which is sought to be made lawful by the Bill to "legalize certain Conditional and other Purchases," because he was not a naturalized subject at date of transfer of his Selection to another.
Question put and passed.

6. RESERVE IN PARISH OF ATTUNGA (*Formal Motion*):—Mr. Bennett moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence, Plans, Letters, Petitions, and other Papers, in the possession of the Government relating in any way to the withdrawal of Reserve No. 16, County Inglis, Parish Attunga.
Question put and passed.

7. MINING ACT AMENDMENT BILL :—Mr. Lucas presented a Bill, intituled "A Bill to amend the 37th Victoria No. 13,"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.

8. SUSPENSION OF STANDING ORDERS :—Mr. Stuart moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876," through all its stages in one day; and would also preclude the Resolutions of the Committee of Ways and Means and of Supply respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively.
Debate ensued.
Question put and passed.

9. APPRENTICESHIP LAW AMENDMENT BILL :—Mr. Cameron presented a Petition from David Morrino, Chairman of a Public Meeting held at the Masonic Hall, Sydney, against the passing of this Bill.
Petition received.

10. SUPPLY :—The Order of the Day having been read for the resumption of the Committee of Supply,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.
The Chairman then reported the Resolution, which was read a first time, as follows :—

(8.) Resolved,—That there be granted to Her Majesty, for the Services of the year 1876, a sum not exceeding £186,865, to defray the expenses of the various Departments and Services of the Colony for the Month of July, 1876, at the rates which have been sanctioned for 1875, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1876.

On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

11. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the said Resolution be now received.

The Chairman then reported the Resolution, which was read a first time, as follows :—

(S.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1876, the sum of £186,865 be granted out of the Consolidated Revenue Fund of New South Wales, to defray the expenses of the various Departments and Services of the Colony for the month of July, 1876.

On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

12. CONSOLIDATED REVENUE FUND BILL (No. 7) :—

(1.) Ordered, on motion of Mr. Stuart, That a Bill be brought in, founded on Resolution of Ways and Means (No. 8) to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1876.

(2.) Mr. Stuart then *presented* a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—which was read a first time.

Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

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

Ordered, that the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Stuart, *passed*.

Mr. Stuart 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 Services of the Year 1876*."

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 20th July, 1876.*

13. POSTPONEMENT :—The Order of the Day respecting the Sale and Use of Poisons Bill postponed, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 21 JULY, 1876 A.M.

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

The House adjourned at fifteen minutes after One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 127.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 21 JULY, 1876.

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

QUESTIONS:—

(1.) Mr. District Court Judge Meymott:—*Mr. Driver*, on behalf of Mr. McElhone, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Are the Government aware that through Mr. Judge Meymott refusing to show his ticket to the Station Master at Brauxton, on or about 22nd June, the train was delayed fifteen to twenty minutes?

(2.) If the Government are not aware of this, will they inquire into it?

Mr. Lackey answered,—Inquiry has been made, and the Traffic Manager states that the delay did not exceed three minutes. I do not understand that Mr. Meymott refused to show his ticket, but could not produce it for that time.

(2.) Transfer of Conditional Purchases:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—When will he give the Attorney General's Opinion as to whether a selector who holds 320 acres of land can legally buy and hold an adjoining selection of 320 acres on which neither of the parties has resided for three years, but has resided on for over twelve months at which time they are legally entitled to transfer their selection?

Mr. Garrett answered,—The Opinion of the Attorney General we have received was simply upon one case where the point referred to in this question was but incidentally touched. The question raised is one that, in my opinion, can be dealt with by way of regulation, and the propriety of doing that will be taken into consideration very shortly.

(3.) Overtime to Railway Workmen:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it a fact that Railway Porters and other men working on the Railway who receive 6s. per day are only paid 6d. per hour for working overtime?

(2.) Will the Minister make arrangements to pay these men for working overtime at the same rate per hour as their daily pay, as their pay is very low, and men working for private persons are paid at the rate of one and a quarter to one and a-half time per hour for overtime work?

Mr. Lackey answered,—

(1.) It is not a fact.

(2.) The men are already paid for overtime at the same rate per hour as their daily pay.

(4.) Parramatta Road:—Mr. Hill asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that that portion of the Parramatta Road leading from the Camperdown Toll-bar to the Cross Roads is in a dangerous state; if so, will he take immediate steps to have same repaired?

(2.) From what funds is this Road kept in repair, and are there any funds now which can be appropriated for the repair of this Road?

Mr. Lackey answered,—

(1.) The portion of Road in question is certainly not in a dangerous state; it is not so good as usual, in consequence of the increasing difficulty of getting blue metal at reasonable rates, a difficulty which is now being overcome by the Department getting the metal direct.

(2.) From the Tolls; there are funds available.

(5.)

- (5.) Petty's Conditional Purchase:—*Mr. Davies*, on behalf of *Mr. H. C. Daugar*, asked the Secretary for Lands, pursuant to Notice,—Has the Selection of Josiah Petty of 160 acres of land near Deniliquin been forfeited; if so, will the Minister lay all papers, letters, and other correspondence in connection therewith upon the Table of the House?
- Mr. Garrett* answered,—The question as to the performance of the conditions with reference to the Selection of Josiah Petty of 160 acres of land near Deniliquin was inquired into before the Commissioner at the last sitting. The Commissioner reported that the conditions had not been fulfilled. I have endorsed that report, and the forfeiture is now before the Executive Council. I shall be able to lay the papers upon the Table in a few days.
- (6.) Quarter Sessions at Grenfell:—*Mr. J. Watson* asked the Colonial Secretary, pursuant to Notice,—Referring to the Petition recently presented to the Government, praying for the establishment of a Court of Quarter Sessions at Grenfell, and to the great necessity existing for the same, as shown by such Petition, so as to prevent loss and inconvenience to the residents, and probably in some cases a miscarriage of justice; and also to the fact that a District Court is already established there, thereby entailing very little, if any, extra expense to the Government if such Sessions were granted,—Is it the intention of the Government to comply with the reasonable request of the Petitioners by establishing a Court of Quarter Sessions at Grenfell; and if so, when?
- Mr. Robertson* answered,—It is the intention of the Government to make the alteration in favour of the town of Grenfell so soon as the accommodation for the prisoners can be got ready; that is being dealt with as fast as possible, and the Colonial Architect has been desired to press it forward.
- (7.) Station House and Goods Shed at Blayney:—*Mr. Lynch* asked the Secretary for Public Works, pursuant to Notice,—Is it true that the Contractor for the erection of a Station-house and Goods Shed at Blayney has given up the said Contract?
- Mr. Lackey* answered,—No such intimation has been made to the Department.
- (8.) Gates on Richmond Line of Railway:—*Mr. Driver* asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Has his attention been drawn to the Gates on the Richmond Line of Railway near the Racecourse, and the alleged desirability of an alteration in their construction?
 - (2.) Is it intended to alter the construction of such Gates?
 - (3.) Within what time will such alteration be made?
- Mr. Lackey* answered,—My attention was drawn to this matter, and I referred the question for the report of the Engineer-in-Chief, who states that he cannot recommend the alteration proposed.
2. APPRENTICESHIP LAW AMENDMENT BILL:—*Mr. Cameron* presented a Petition from Mechanics and Apprentices in the employ of *Mort's Dock and Engineering Company*, against the passing of this Bill.
Petition received.
3. DEDICATED CROWN LANDS RESUMPTION BILL:—*Mr. Garrett* presented a Bill, intitled "*A Bill to authorize the resumption of certain dedicated Crown Lands*,"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
4. PAPER:—*Mr. Garrett* laid upon the Table,—Return to an Order, made on 25th April, 1876, in reference to Sites for Places of Public Worship.
Ordered to be printed.
5. WALLSEND COAL MINING COMPANY:—(*"Formal" Motion*):—*Mr. G. A. Lloyd* moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence and other Papers and Documents in the possession of the Government having reference to the negotiations with the Wallsend Coal Mining Company for the running of Passenger Trains on the Wallsend Line to and from Wallsend.
Question put and passed.
6. APPRENTICESHIP LAW AMENDMENT BILL (*"Formal" Motion*):—*Mr. Cameron* moved, pursuant to Notice, That the Petition presented by him on 20th July, against the Apprenticeship Law Amendment Bill, be printed.
Question put and passed.
7. LAPSED VOTES BILL (*"Formal" Motion*):—
- (1.) *Mr. R. B. Smith* moved, pursuant to Notice, for leave to bring in a Bill to amend the Audit Act of 1870.
Question put and passed.
 - (2.) *Mr. Smith* presented a Bill, intitled "*A Bill to amend the Audit Act of 1870*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
8. POSTPONEMENTS:—The following Orders of the Day postponed:—
- (1.) Cattle Sale-Yards Act Amendment Bill; second reading;—*until Friday next.*
 - (2.) Apprenticeship Law Amendment Bill; second reading;—*until Friday next.*
 - (3.) Bridge over Winburndale Rivulet;—*to follow after Order No. 4.*
9. JURY LAWS AMENDMENT BILL (No. 2):—The Order of the Day having been read,—on motion of *Mr. W. H. Suttor*, *Mr. 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.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of *Mr. Suttor*, that report was adopted.

Ordered,

Ordered, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill intituled "*An Act to amend the Laws relative to the formation and return of Juries and to the compensation to be paid thereto.*"

*Legislative Assembly Chamber,
Sydney, 21st July, 1876.*

10. BRIDGE OVER WINBURDALE RIVULET:—The Order of the Day having been read,—Mr. W. H. Suttor moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for the year 1876, a sum of money not exceeding £1,000, for the purpose of erecting a Bridge over the Winburndale Rivulet, on the road from Kelso to Limekilns.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that that report be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for the year 1876, a sum of money not exceeding £1,000, for the purpose of erecting a Bridge over the Winburndale Rivulet, on the road from Kelso to Limekilns.

On motion of Mr. Suttor, the Resolution was read a second time, and agreed to.

11. CONTEMPTS BEFORE JUSTICES PENISHMENT BILL:—The Order of the Day having been read,—Mr. Jacob moved, That this Bill be now read a third time.

Debate ensued.

Question put.

The House divided.

Ayes, 16.

Mr. Robertson,	Mr. Macintosh,
Mr. Stuart,	Mr. Terry,
Mr. Garrett,	Mr. Charles,
Mr. Lackey,	Mr. T. G. Dangar,
Mr. Burns,	Mr. Day,
Mr. W. C. Browne,	<i>Tellers.</i>
Mr. Booth,	
Mr. Wisdom,	Mr. Davies,
Mr. Lynch,	Mr. Jacob.

Noes, 10.

Mr. Parkes,	<i>Tellers.</i>
Mr. Driver,	
Mr. McElhone,	Mr. R. B. Smith,
Mr. Piddington,	Mr. W. H. Suttor,
Mr. G. A. Lloyd,	
Mr. Dibbs,	
Mr. Fitzpatrick,	
Mr. Sutherland,	

And so it was resolved in the affirmative.

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

Mr. Jacob then moved, That the title of this Bill be "*An Act to empower Justices of the Peace to deal with Contempts before them.*"

Question put and passed.

Ordered, That the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to empower Justices of the Peace to deal with Contempts before them.*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 21st July, 1876.*

12. ELECTORAL ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Cameron moved, That this Bill be now read a second time.

Question put.

The House divided.

Ayes, 14.

Mr. Robertson,	Mr. T. G. Dangar,
Mr. H. H. Brown,	Mr. Day,
Mr. Wisdom,	<i>Tellers.</i>
Mr. Hoskins,	
Mr. Hurley (<i>Hartley</i>),	Mr. Fitzpatrick,
Mr. McElhone,	Mr. Cameron.
Mr. Driver,	
Mr. Jacob,	
Mr. Macintosh,	
Mr. Bennett,	

Noes, 18.

Mr. Stuart,	Mr. Booth,
Mr. Lackey,	Mr. Terry,
Mr. Garrett,	Mr. Charles,
Mr. Piddington,	Mr. Davies,
Mr. Dibbs,	Mr. Lynch,
Mr. Parkes,	Mr. W. H. Suttor,
Mr. G. A. Lloyd,	<i>Tellers.</i>
Mr. W. C. Browne,	
Mr. R. B. Smith,	Mr. F. B. Suttor,
Mr. Sutherland,	Mr. Hill.

And so it passed in the negative.

On motion of Mr. R. B. Smith, the Order of the Day was discharged

On motion of Mr. Cameron the Bill was withdrawn.

13. EVIDENCE FURTHER AMENDMENT BILL:—The Order of the Day having been read,—Mr. Driver moved, That the report from the Committee of the Whole on this Bill be now adopted.

Question put and passed.

Ordered, that the Bill be read a third time on Tuesday next.

14. **POSTPONEMENT**:—The Order of the Day in reference to the Petition of William Dunn postponed until Friday, 15th August.
15. **RAILWAY FROM WALLERAWANG TO MUDGEE**:—The Order of the Day in reference to this subject read,—and on motion of Mr. Davies discharged.
16. **POSTPONEMENT**:—The Order of the Day in reference to Road from Newcastle to Wallsend postponed until Friday, 4th August.
17. **RESERVE AT RUSHCUTTER'S BAY**:—The Order of the Day having been read,—on motion of Mr. Macintosh, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Petition from Residents in the Eastern Suburbs of Sydney, presented on 16th May last, respecting a Public Reserve in the neighbourhood of Rushcutter's Bay.

Mr. Speaker resumed the Chair.

18. **SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL**:—The Order of the Day having been read,—on motion of Mr. Jacob, Mr. 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.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some, disagreed to others, and amended others of the Council's amendments.
On motion of Mr. Jacob, that report was adopted.
19. **FIRE BRIGADES BILL**:—The Order of the Day having been read,—Mr. Parkes moved, That the report from the Committee of the Whole on this Bill be now adopted.
Debate ensued.
Mr. Macintosh moved, That this Debate be now adjourned until this day fortnight.
Debate continued.
Question put on the motion for the adjournment of the Debate.
The House divided.

Aycs, 18.

Mr. Garrett,	Mr. Davies,
Mr. Burns,	Mr. Driver,
Mr. G. A. Lloyd,	Mr. Fitzpatrick,
Mr. Lynch,	Mr. Cameron,
Mr. Sutherland,	Mr. R. B. Smith,
Mr. Farnell,	Mr. Wisdom,
Mr. W. H. Suttor,	<i>Tellers.</i>
Mr. Terry,	
Mr. McElhone,	Mr. Macintosh,
Mr. Piddington,	Mr. Hurley (<i>Hartley</i>).

Noes, 11.

Mr. Robertson,	<i>Tellers.</i>
Mr. Stuart,	
Mr. Parkes,	Mr. Day,
Mr. Charles,	Mr. Dibbs.
Mr. Hill,	
Mr. F. B. Suttor,	
Mr. Jacob,	
Mr. Shepherd,	
Mr. Bennett,	

And so it was resolved in the affirmative.

20. **NEVELL'S LEASING BILL**:—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. 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.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Farnell, that report was adopted.
Ordered, 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 Elizabeth Nevell and Joseph Nevell interested under the Will of the late John Nevell to Lease certain Lands near Cudgong in the Colony of New South Wales.*"
Legislative Assembly Chamber,
Sydney, 21st July, 1876.
21. **POSTPONEMENTS**:—The following Orders of the Day postponed until Friday, 4th August:—
(1.) Crime Prosecution Bill; second reading.
(2.) Sites for Places of Public Worship Bill; second reading.
22. **USURY LIMITATION BILL**:—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Hurley (*Hartley*) discharged.
Ordered, that the Bill be withdrawn.
23. **PUBLIC VEHICLES REGULATION BILL**:—Mr. Davies moved, That the Order of the Day for the further consideration in Committee of this Bill be postponed until this day "week."
Mr. R. B. Smith moved, That the Question be amended, by the omission of the word "week," with a view to the insertion in its place of the word "fortnight."
Question,—That the word proposed to be omitted stand part of the Question,—put and passed.
Question,—That this Order of the Day be postponed until this day week,—put and passed.
24. **BATHURST MARKETS AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday next.
25. **ANIMALS PROTECTION BILL**:—The Order of the Day having been read,—Mr. Farnell moved, That the report from the Committee of the Whole on this Bill be now adopted.
Question put and passed.
Ordered, that the Bill be read a third time on Friday next.

26. THE GWYDIR ELECTORATE SUBDIVISION BILL:—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Davies, discharged.
Ordered, that the Bill be withdrawn.
27. SYDNEY SEWERAGE ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Davies moved, That this Bill be now read a second time.
Mr. Piddington moved, That this Debate be now adjourned until Friday next.
Debate ensued.
Question put on the motion for the adjournment of the Debate
The House divided,

Ayes, 2.

*Tellers.*Mr. R. B. Smith,
Mr. Piddington.

Noes, 27.

Mr. Robertson,	Mr. Macintosh,
Mr. Stuart,	Mr. Jacob,
Mr. Burns,	Mr. Terry,
Mr. Lackey,	Mr. Garrett,
Mr. Parkes,	Mr. Shepherd,
Mr. Driver,	Mr. Bennett,
Mr. Fitzpatrick,	Mr. Charles,
Mr. W. H. Suttor,	Mr. F. B. Suttor,
Mr. Wisdom,	Mr. Farnell,
Mr. Sutherland,	Mr. Lynch,
Mr. Dibbs,	<i>Tellers.</i>
Mr. G. A. Lloyd,	
Mr. Day,	Mr. Cameron,
Mr. Hurley (<i>Hartley</i>),	Mr. Davies.
Mr. Hoskins,	

And so it passed in the negative.

Question,—That this Bill be now read a second time,—put and passed.
Bill read a second time.

Mr. Davies moved, "That" Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Bill.

Mr. Piddington moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the consideration of this Bill in Committee of the Whole stand an Order of the Day for Tuesday next."

Question proposed, That the words proposed to be omitted stand part of the Question:

Debate ensued.

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

The House divided.

Ayes, 23.

Mr. Robertson,	Mr. F. B. Suttor,
Mr. Stuart,	Mr. Parkes,
Mr. Lackey,	Mr. G. A. Lloyd,
Mr. Burns,	Mr. Bennett,
Mr. Garrett,	Mr. W. H. Suttor,
Mr. Cameron,	Mr. Day,
Mr. Davies,	Mr. Sutherland,
Mr. Charles,	Mr. Lynch,
Mr. Fitzpatrick,	<i>Tellers.</i>
Mr. Driver,	
Mr. Wisdom,	Mr. Terry,
Mr. Macintosh,	Mr. Hurley (<i>Hartley</i>).
Mr. Hoskins,	

Noes, 3.

Mr. Piddington,

*Tellers.*Mr. Dibbs,
Mr. R. B. Smith.

And so it was resolved in the affirmative.

Original Question put and passed.

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

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

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

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

Ordered, that the adoption of that report stand an Order of the Day for Friday next.

28. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 14.

Mr. Robertson,	Mr. Lynch,
Mr. Burns,	Mr. Bennett,
Mr. Garrett,	Mr. Charles,
Mr. Wisdom,	Mr. Macintosh,
Mr. Driver,	<i>Tellers.</i>
Mr. Gray,	
Mr. Cameron,	Mr. F. B. Suttor,
Mr. Fitzpatrick,	Mr. Day.

Noes, 8.

Mr. Piddington,	<i>Tellers.</i>
Mr. Terry,	
Mr. Davies,	Mr. R. B. Smith,
Mr. Hurley (<i>Hartley</i>),	Mr. Dibbs.
Mr. W. H. Suttor,	
Mr. Farnell,	

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned, at twenty-eight minutes after eleven o'clock, until Tuesday next, at four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 128.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 JULY, 1876.

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

QUESTIONS:—

- (1.) Road to Messrs. Tuite's Selections:—Mr. McEllhone asked the Secretary for Lands, pursuant to Notice,—

(1.) What reason has the Surveyor given against granting a Road to the Messrs. Tuite and other selectors on Bella Leppa Creek to the Main Road, near Merriwa?

(2.) Is he aware that there is a large quantity of Government land near Messrs. Tuite's selections, and if a road is not proclaimed it will stop other persons from selecting there?

Mr. Garrett answered,—

(1 and 2.) No report on the subject of the road applied for by Messrs. Tuite and others has yet been received from the District Surveyor, to whom reference has been made. The answer given to the question asked by the Honorable Gentleman on the 19th July last was the same as was previously given to a question relating to two roads, including the road here referred to, and was applicable more particularly to the other.

- (2.) Reserves at Dumble and Gadooga:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—Have, or will, Public Reserves be proclaimed and gazetted on each side of the Bridges over the Bokirah and Bree, at Dumble and Gadooga?

Mr. Garrett answered,—A reserve from sale (to indicate the sites) was notified on the 14th June, 1876.

- (3.) Captain Cook Statue:—Mr. Parkes asked the Colonial Secretary, pursuant to Notice,—What has been done towards the completion of the Captain Cook Statue, for which the sum of £4,000 has been appropriated by Parliament?

Mr. Robertson answered,—Almost immediately after the arrival of Mr. Forster in England he saw Mr. Woolner, and communicated with him on the subject of the execution of Captain Cook's Statue. He has, I am informed, also consulted another sculptor of eminent reputation, who offered to add to the bronze statue four reliefs containing explanatory figures upon each of the four sides of the base. Mr. Woolner has submitted his design, but no other has been yet placed before Mr. Forster. It is the intention of the Agent General, on receiving the second, to submit both designs to a high artistic authority in London—the Professor of Sculpture in the Royal Academy of Arts—for his advice and assistance in the determination of the matter.

- (4.) Coal consumed on Railway from Newcastle to Murrurundi:—Mr. G. A. Lloyd asked the Secretary for Public Works, pursuant to Notice,—

(1.) The quantity of Coal consumed between Newcastle and Murrurundi by each engine with passenger or a goods train?

(2.) The number of Passenger and the number of Goods Trains which ran between Newcastle and Murrurundi between the 1st January and the 30th June, 1876?

Mr. Lackey answered,—A telegram and letter have been sent to the Locomotive Department at Newcastle, but no reply has as yet been received.

(5.)

(5.) Tolls at O'Brien's Bridge :—Mr. Fitzpatrick asked the Secretary for Public Works, pursuant to Notice,—Have the Tolls at O'Brien's Bridge, near Yass, been leased for the present year; if so, what rent is paid, or agreed to be paid?

Mr. Lackey answered,—The Tolls were leased for the current year at a rental of £80 11s. 6d. per month, but, consequent upon the opening of the railway to Bowring, and in accordance with terms of sale, the lessee elected to give up possession on the 3rd instant; a Collector has been placed in charge of the Bar, and the collections from the 3rd to the 22nd have been £15 7s. 6d. The cost of collection has been £6 13s.

(6.) Travelling Stock Reserve from Coolah to Uarby :—Mr. McElhone asked the Secretary for Lands' pursuant to Notice,—

(1.) Has the Lease of the Travelling Stock Reserve from Coolah to Uarby been cancelled, and is it thrown open for use by the public?

(2.) If the Lease of above Reserve has not been cancelled, will he give early instructions to have it cancelled?

(3.) Who is the above Reserve leased to?

(4.) Has the above Reserve been surveyed, and the boundaries defined; if not, will he give immediate instructions to have it surveyed, and the boundaries defined?

(5.) Is he aware that, on account of this Reserve not being surveyed, and the boundaries defined, a number of persons are deterred from selecting there for fear of selecting on this Reserve?

Mr. Garrett answered,—

(1 and 2.) The leases through which the Reserves pass have not been cancelled; the Reserves are open for the passage of Travelling Stock.

(3.) The Reserves include leases held by Messrs. Lawson, Elliott, Jones, Bowman, and Fitzgerald.

(4 and 5.) A considerable portion of the Reserve is bounded by measured lands, and the boundaries of the Reserves are defined by *Gazette* notice dated the 18th November, 1874.

(7.) Clothing for Railway Workmen :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it a fact that the men who grease the wheels and buffers of Railway Carriages, &c., are allowed clothing as well as Porters and others?

(2.) Will he take it into consideration as to whether it is advisable to allow the men who work in the Goods Sheds clothing, and so put all men employed on Railway on same footing?

(3.) Is it a fact that men who work in the Goods Shed have overtime money due to them, some of them as much as three months; if so, why are they not paid, and will he give orders that they be paid immediately?

Mr. Lackey answered,—

(1.) These men are supplied with uniforms. Their duties often require their presence on the passenger platforms.

(2.) The question has been fully considered; it is, for the reasons given in my reply to the Honorable Member's question on the 19th instant, as unnecessary to grant goods-shed men uniforms as it would be to grant them to the locomotive and permanent-way men.

(3.) I am informed that a sum of £3.12s. 6d, divided amongst fifteen men, is due for overtime. The voucher for payment was mislaid, it appears; but previous to the notice of this question being given the error was discovered, and arrangements made for the payment of the sum due.

2. SALE OF COLONIAL WINES REGULATION ACT OF 1862 REPEAL BILL :—Ordered, on motion of Mr. Burns, 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 3rd May, 1876, requesting its concurrence in certain amendments made by the Council in the Sale of Colonial Wines Regulation Act of 1862 Repeal Bill,—

Agrees to the amendments in the Title and the Preamble.

Agrees to the amendments in clause 1, except the insertion at the end thereof of the words "to take effect respectively on the first day of June next," to which amendment it disagrees,—Because the date mentioned was intended to apply to a period which is now passed.

Agrees to the amendment which omits clause 2.

Agrees to the insertion of new clause 2, but proposes to amend it in lines 1 and 2 by omitting the words "after the said first day of June,"—for the reason stated with reference to clause 1.

Agrees to the insertion of new clause 3.

Disagrees to the insertion of new clause 4,—Because the restriction of two hours is too stringent, and could be readily evaded. Other contraventions of the Act are sufficiently provided for in other clauses of the Act.

Agrees to the insertion of new clause 5, but proposes to amend it in line 3, by omitting the words "twenty-six," and substituting the word "thirty,"—Because, restricting the strength of proof Spirit to twenty-six per cent. would shut out the wines of many vineyards, such as those in the Albury District, as the degree of strength of the wines of that district has by careful experiments been found to exceed twenty-six per cent.

Agrees to the insertion of new clause 6, but proposes to amend it in lines 4, 5, and 6, by omitting the words "And any person found on the premises in a state of intoxication shall be presumed to have been there unlawfully drinking unless the contrary be shown by the defendant,"—as being consequential on the omission of clause 4, and because the existing law for the punishment of drunkards is sufficient.

Agrees to the remaining amendments in the Bill.

Legislative Assembly Chamber,
Sydney, 25th July, 1876.

3. ENDOWMENT OF MUNICIPALITIES :—Mr. Warden presented a Petition from the Municipal Council of Ulladulla, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
4. APPRENTICESHIP LAW AMENDMENT BILL (*"Formal" Motion*):—Mr. Cameron moved, pursuant to Notice, That the Petition presented by him on 21st July, from the Mechanics and Apprentices employed at Mort's Dock and Engineering Company, against the Apprenticeship Law Amendment Bill, be printed.
Question put and passed.
5. EVIDENCE FURTHER AMENDMENT 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 for the further amendment of the Law of Evidence.*"
Question put and passed.
Ordered, that the Bill be returned to the Legislative Council, with the following Message :—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act for the further amendment of the Law of Evidence,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,
Sydney, 25th July, 1876.

EVIDENCE FURTHER AMENDMENT BILL.

SCHEDULE of the amendments referred to in Message of 25th July, 1876.

STEPHEN W. JONES,
Clerk of Legislative Assembly.

- Page 2, clause 3, line 6. After "Justice" insert "or other person authorized to administer an oath."
 " clause 3, line 8. Omit "a solemn" insert "the following."
 " " " Omit "and declaration."
 " " line 9. After "oath" insert "In the case in which I am now called as a witness
 " I promise to tell the truth the whole truth and nothing but the truth."
 " clause 3, lines 9 and 10. Omit "and declaration."

Examined,—

RICHARD DRIVER,
Chairman of Committees.

6. RESERVES ON MR. FISHER'S BURRAWANG RUN :—Mr. McElhone moved, pursuant to Notice,—
 (1.) That, in the opinion of this House, the large number of Reserves lately made by the Government on Mr. C. B. Fisher's Run, Burrawang, County of Wakool, Parish of Burrawang, occupying as they do the whole of the frontage to the river, and thus stopping the public from access to the water, are a great detriment to the settlement of the people on this Run, as by means of these Reserves they are cut off from access to water; that the whole of these Reserves, except No. 1,032, of 1,280 acres, made for Travelling Stock on 6th January, 1874, and No. 1,175, of 205 acres, made on 1st July, 1874, for Camping and Water Supply, should be immediately cancelled, and thrown open to conditional purchase and sale by auction, thus giving all parties an equal right to take up and settle on the land.
 (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 5.

Mr. Nelson,
Mr. Sutherland,
Mr. Scholey,
Tellers.
Mr. Bennett,
Mr. McElhone.

Noes, 24.

Mr. Robertson, Mr. T. G. Dangar,
Mr. Stuart, Mr. Warden,
Mr. Lackey, Mr. Davics,
Mr. Garrett, Mr. Clarke,
Mr. Burns, Mr. Macintosh,
Mr. Cameron, Mr. Driver,
Mr. Farnell, Mr. Dibbs,
Mr. Wisdom, Mr. R. Forster,
Mr. Byrnes, Mr. J. S. Smith,
Mr. Fitzpatrick, Tellers.
Mr. Piddington,
Mr. Hurley (*Hartley*), Mr. W. H. Suttor,
Captain Onslow, Mr. H. C. Dangar.

And so it passed in the negative.

7. PUNTS FOR THE MANNING RIVER :—Mr. R. B. Smith moved, pursuant to Notice, 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 the year 1876, a sum of money not exceeding £1,000, for the construction of Punts to connect Oxley Island, Mitchell's Island and Scott's Creek, respectively, with the mainland.
 Debate ensued.
 Question put and passed.

8. DRAINAGE OF LANDS ON THE LOWER MACLEAY RIVER:—Mr. R. B. Smith moved, pursuant to Notice, 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 the year 1876, a sum of money not exceeding £600, for the purpose of making two short cuttings from the head of Kinchela and Korogoro Creeks, in order that the flood waters covering the cultivated lands on the Lower Macleay River may be drained into the sea.

Debate ensued.

Question put.

The House divided.

Ayes, 14.

Mr. J. S. Smith,	Mr. Piddington,
Mr. Sutherland,	<i>Tellers.</i>
Mr. Parkes,	
Mr. Dibbs,	Mr. R. B. Smith,
Mr. Bennett,	Mr. Hill.
Mr. H. C. Dangar,	
Mr. McElhone,	
Mr. Nelson,	
Mr. Driver,	
Mr. G. A. Lloyd,	
Mr. Farnell,	

Noes, 20.

Mr. Robertson,	Mr. Warden,
Mr. Stuart,	Mr. Macintosh,
Mr. Lackey,	Mr. Clarke,
Mr. Garrett,	Mr. Scholey,
Mr. Burns,	Mr. Shepherd,
Mr. Wisdom,	Mr. Hoskins,
Mr. Cameron,	Mr. Davies,
Mr. Byrnes,	<i>Tellers.</i>
Mr. Fitzpatrick,	
Captain Onslow,	Mr. J. Watson,
Mr. W. H. Suttor,	Mr. Day.

And so it passed in the negative.

9. TOLLS ON BRIDGE AT PENRITH:—Mr. J. S. Smith moved, pursuant to Notice, That the levying of Tolls on the Bridge over the Nepean, at Penrith, be abolished at the end of the present year.

Debate ensued.

Question put.

The House divided.

Ayes, 15.

Mr. McElhone,	Mr. Bennett,
Mr. Hill,	Mr. Nelson,
Mr. Farnell,	Mr. H. C. Dangar,
Mr. Wisdom,	Mr. Shepherd,
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. Fitzpatrick,	
Mr. W. H. Suttor,	Mr. J. S. Smith,
Mr. Sutherland,	Mr. Cameron.
Mr. Parkes,	

Noes, 15.

Mr. Robertson,	Mr. Scholey,
Mr. Stuart,	Mr. Piddington,
Mr. Garrett,	Mr. Davies,
Mr. Lackey,	Captain Onslow,
Mr. Burns,	<i>Tellers.</i>
Mr. G. A. Lloyd,	
Mr. Dibbs,	Mr. Macintosh,
Mr. Day,	Mr. Hoskins.
Mr. Driver,	

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

10. THE MEDICAL PROFESSION:—Captain Onslow moved, pursuant to *amended* Notice,—
(1.) Whereas there are several persons in the Colony following the profession of medicine who have no diplomas, and who have not studied at any hospital or other place which would enable them to learn such profession, it is desirable, for the benefit of the public, that a list of duly qualified Medical Practitioners, with their places of residence, be exhibited half-yearly at every Post Office and Court-house in the Colony.

(2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Question put.

The House divided.

Ayes, 19.

Mr. Robertson,	Mr. W. H. Suttor,
Mr. Stuart,	Mr. Davies,
Mr. Garrett,	Mr. Fitzpatrick,
Mr. Burns,	Mr. H. C. Dangar,
Mr. Lackey,	Mr. Hoskins,
Mr. Hill,	Mr. Scholey,
Mr. Cameron,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. J. S. Smith,	Mr. Byrnes,
Mr. Driver,	Captain Onslow.
Mr. McElhone,	

Noes, 6.

Mr. G. A. Lloyd,
Mr. Piddington,
Mr. Parkes,
Mr. Bennett,
<i>Tellers.</i>
Mr. R. B. Smith,
Mr. Nelson.

And so it was resolved in the affirmative.

11. ROAD AND APPROACHES TO PUNT AT TAREE:—Mr. R. B. Smith moved, pursuant to Notice, 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 the year 1876 a sum of money not exceeding £1,000, for the formation of a Road and Approaches to the Punt at Taree, Manning River.

Debate ensued.

Question put and passed.

12. SUPPLY OF COAL FOR RAILWAY PURPOSES:—The Order of the Day having been read for the resumption of adjourned Debate, on the motion of Mr. Scholey, "That the Report from the Select Committee on 'Supply of Coal for Railway Purposes,' be now adopted,"—

And the Question being again proposed,—The House resumed the said adjourned Debate.

Notice

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only seventeen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Cohen, Mr. Dibbs, Mr. Driver, Mr. Fitzpatrick, Mr. Garrett, Mr. Hoskins, Mr. Lackey, Mr. G. A. Lloyd, Mr. Macintosh, Mr. McElhone, Mr. Robertson, Mr. Scholey, Mr. R. B. Smith, Mr. W. H. Suttor, and Mr. Wisdom,—

Mr. Speaker adjourned the House at six minutes before Twelve o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 129.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 26 JULY, 1876.

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

QUESTIONS :—

- (1.) Unpaid Balances on Conditional Purchases :—Mr. Piddington asked the Colonial Treasurer, pursuant to Notice,—What is the total amount of the unpaid balances on Conditional Land Purchases liable to be paid up to the 30th of June, 1876 ?

Mr. Stuart answered,—The approximate total amount of these Balances, on the date specified, is, as nearly as can be ascertained, £2,609,096 19s. 8d.

- (2.) Mr. Linley, Hydraulic Engineer :—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—

(1.) Has the Government secured the services of Mr. Linley, Hydraulic Engineer ; if so, for what period of time, and when is it likely that he will arrive ?

(2.) What are the terms of Mr. Linley's engagement ?

Mr. Robertson answered,—The arrangements for securing the services of Mr. Linley, Hydraulic Engineer, as yet are incomplete. The Telegram last forwarded to the Agent General on the subject would probably have reached him about the 7th of the present month. I do not think it can have been sooner, and I suppose we shall have an answer by the "Ly-ee-Moon."

- (3.) Public School, North Sydney :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that the Council of Education are laying out £2,218 to provide accommodation for 127 children at North Sydney ?

(2.) Is it true that in Victoria the average price per head for school accommodation is £5 ?

(3.) Can the Colonial Secretary explain how it is that it costs us, under the auspices of the Council of Education, more than £17 per head for school accommodation, taking the North Sydney structure as a guide ?

(4.) Can nothing be done by the Government to arrest such an expenditure, and so economize the funds so liberally granted for educational purposes ?

Mr. Robertson answered,—I have received from the Council of Education the following information :—

(1.) The Council of Education is about to expend £2,218 in the erection of a School building to accommodate 145 pupils, and a substantial residence for the teacher. Although 145 is the number of pupils the building is estimated to hold, yet, as this estimate allows eight square feet for each pupil, a larger number could be admitted without inconvenience.

(2.) The Council have no information as to the average price per head for school accommodation in Victoria, but are aware that no residences for teachers are provided in that Colony.

(3 and 4.) The Council cannot give me any information on the subjects referred to in these questions.

2. THE CIRCULAR QUAY :—Mr. Lackey laid upon the Table, as an *Exhibit only*, a Plan showing the proposed Improvements to the Circular Quay, Sydney Cove.

3. PAPERS :—Mr. Robertson laid upon the Table,—

(1.) Statement of Expenditure, and Report respecting further money required by the Sydney City and Suburban Sewage and Health Board.

(2.) Report on the Hospital for the Insane, Gladesville, for 1875.

Ordered to be printed.

4. ENDOWMENT OF MUNICIPALITIES (*Formal Motion*):—Mr. Warden moved, pursuant to Notice, That the Petition presented by him on 25th July, from the Municipal Council of Ulladulla, relative to increased Endowment, be printed.
Question put and passed.
5. ADJOURNMENT:—Mr. Bennett moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
6. CONSOLIDATED REVENUE FUND BILL (No. 7):—Mr. 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 Services of the Year 1876*,"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 26th July, 1876.
JOHN HAY,
President.
7. LOANS TO MUNICIPALITIES BILL:—Mr. Stuart moved, pursuant to Notice, That this House will to-morrow resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable the Government to make Loans to Municipalities for works of public utility.
Debate ensued.
Question put and passed.
8. POSTPONEMENTS:—The Orders of the Day Nos. 1 and 2 of Government Business postponed, to follow after Order No. 5.
9. DEDICATED CROWN LANDS RESUMPTION BILL:—The Order of the Day having been read,—Mr. Garrett moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Garrett (*with the concurrence of the House*), that report was adopted.
Ordered, that the Bill be read a third time to-morrow.
10. POSTPONEMENT:—The Order of the Day for the resumption of the Committee of Ways and Means postponed until to-morrow.
11. SALE AND USE OF POISONS BILL:—The Order of the Day having been read,—Mr. Stuart moved, "That" the report from the Committee of the Whole on this Bill be now adopted.
Mr. Garrett moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be now recommitted."
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
Question then,—That the Bill be now recommitted,—put and passed.
Mr. Stuart moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the reconsideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments.
On motion of Mr. Stuart (*with the concurrence of the House*) that report was adopted.
Ordered, that the Bill be read a third time to-morrow.
12. POSTPONEMENT:—The Order of the Day for the second reading of the Mining Act Amendment Bill postponed until to-morrow.
13. SUPPLY:—The Order of the Day having been read for the resumption of the Committee of Supply,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee.

And the Committee continuing to sit till after Midnight,—

[THURSDAY, 27 JULY, 1876 A.M.]

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

The House adjourned at seven minutes after One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 130.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 JULY, 1876.

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

QUESTIONS:—

- (1.) Coal consumed on Railway from Newcastle to Murrurundi:—*Mr. Driver*, on behalf of Mr. G. A. Lloyd, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) The quantity of Coal consumed between Newcastle and Murrurundi by each engine with a passenger or a goods train?
 (2.) The number of Passenger and the number of Goods Trains which ran between Newcastle and Murrurundi between the 1st January and the 30th June, 1876?

Mr. Lackey answered,—

- (1.) The average quantity of Coal consumed by each engine per trip was for passenger engine, 36 cwt.; for goods engine, 55 cwt.
 (2.) The number of through Trains between Newcastle and Murrurundi, from 1st January to 30th June, 1876:—Passenger Trains, 367; Goods Trains, 367; total, 734.

- (2.) Leave of Absence to Civil Servants:—*Mr. Piddington* asked the Colonial Secretary, pursuant to Notice,—

- (1.) What are the names and offices of the Civil Servants and Ministers of Religion who have received leave of absence during the present Administration?
 (2.) When, and for what length of time, and on what salaries?

Mr. Robertson answered,—I have made inquiry, and find the more convenient course will be to lay the information upon the Table of the House in the form of a Return, which I will do as soon as it can be prepared.

- (3.) Tolls on Dunmore and other Bridges:—*Mr. Cohen* asked the Secretary for Public Works, pursuant to Notice,—Has he arrived at any, and what, decision with respect to allowing any person paying Toll at any one of the following Bridges, viz., Dunmore, Pitnacree, and Belmore, to pass over any two of them, including the bridge at which such Toll is paid?

Mr. Lackey answered,—I have not yet had time to come to any decision upon this matter, but if the Honorable Member will make further inquiry in the course of a week or two I may be able to do so.

- (4.) M'Donald's Conditional Purchases:—*Mr. McElhone* asked the Secretary for Lands, pursuant to Notice,—

(1.) Did a person named John M'Donald, on or about 11th March, 1875, select 320 acres for himself and 320 acres for his son, John Henry M'Donald, in the County of Arrawatta, Parish of Buckley, at Inverell Land Office?

(2.) Is it a fact that the Lessee of the Run, several months after the above persons selected, applied for a Travelling Stock Reserve of 960 acres, which application was granted, and thus prevented these selectors from getting their selections as described; if it is true, will he cancel this Reserve, and so enable these people to get their selections?

(3.) Is it a fact that the notification of this Travelling Stock Reserve was gazetted on or about 30th December, over nine months after these people selected?

(4.) Is he aware that Mr. Surveyor Arthur is a son-in-law of the lessee of the King's Plains Run, on which these people selected, and that on the 8th March last this Surveyor refused to survey the selection of John Henry M'Donald, as he said it was in the Travelling Stock Reserve, and that he would

would not survey the selection of John M'Donald as he applied for it, as part of it was in the Travelling Stock Reserve; but surveyed a lot of land for John M'Donald that he did not apply for, the land surveyed being in a swamp, and of no use to M'Donald?

(5.) If these persons selected before the Travelling Stock Reserve was made or proclaimed, have they not a right to have the land measured or surveyed as applied for by them, and will he at once issue instructions to Surveyor Arthur to survey the land as applied for by the M'Donalds?

(6.) Will he cause inquiry to be made into the conduct of Surveyor Arthur in regard to his conduct in reference to his refusing to survey the M'Donalds selections as applied for by them, and to his measuring or making the Travelling Stock Reserve, where these people selected, instead of first measuring these selections, and will he let me know the result of the inquiry?

Mr. Garrett answered,—

(1.) Yes.

(2.) Yes; Travelling Stock Reserve, applied for 20th September, 1875, was notified 20th December, 1875; the Conditional Purchases of John M'Donald and John Henry M'Donald, being of prior date, are not affected thereby, consequently there will be no necessity to cancel any part of the Reserve.

(3.) Yes. (See answer to Question 2.)

(4.) I am not aware that Mr. Licensed Surveyor Arthur is a son-in-law of the lessee of the King's Plains Run, nor that he refused to survey John Henry M'Donald's Conditional Purchases for the reason stated, but I will cause inquiry to be made. No report has been received in respect to John Henry M'Donald's Conditional Purchases. A survey has recently been received of John M'Donald's Conditional Purchases, but it has not yet been determined whether the measurement made for the additional Conditional Purchase can be received, the description being one in accordance with which no measurement could be made.

(5.) Question as to Reserve is replied to by Answer No. 2; further instructions will be given if necessary.

(6.) At present there appears to be no cause for inquiry; the surveyor had nothing to do with the making of the Travelling Stock Reserve.

(5.) Yanko Creek Reserve:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) When does he intend to open the Yanko Creek Reserve for selection by Conditional Purchase?

(2.) Will he allow two or three Lands Office days to intervene from the time it is opened for Conditional Purchase before any of it is sold by auction, so as to give Conditional Purchasers from all parts a fair chance to secure some of said Reserve?

Mr. Garrett answered,—

(1.) It is contemplated that arrangements will be so far complete as to admit of the Reserve being revoked on or about the 20th August, which will admit of the land being open to selection about the 20th September, before which time the Surveyor General reports that the public will have the advantage of abundance of maps on a scale of a mile to an inch, and the Land Office will be supplied with parish maps on the largest scale adopted by the Surveyors, 20 chains to an inch; this will enable the Land Agents and Draftsmen to chart approximately every Conditional Purchase as it is made, and avoid confusion.

(2.) This is the course ordinarily adopted, and the present case being important, due precautions will be taken in the public interest.

(6.) Reserve near Town of Warren:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—In reference to the Petition presented by him from inhabitants of the Town of Warren and others, in reference to the Reserve at or near that township,—Does he intend to stop the sale of that Reserve to Mr. Rouse, or any other person, as asked for by Petitioners, and will he make the said Reserve a Public Stock Reserve, or Town Reserve, for general use by the public?

Mr. Garrett answered,—The District Surveyor has been instructed to forward a comprehensive design of the environs of Warren, and to caution any licensed persons holding instructions for survey of adjacent land not to encroach upon the Population Reserve. The question will be further dealt with on receipt of that design, and in the meantime the matter will remain open.

(7.) Boarding Vessels by Butchers Boats:—Mr. Cameron asked the Colonial Treasurer, pursuant to Notice,—Is he aware that Butchers Boats board vessels several miles outside Sydney Heads for orders; are any precautions taken to prevent the visits of these boats to ships having contagious diseases, such as Small-pox, and conveying the same into the city?

Mr. Stuart answered,—Butchers Boats cruise outside the Heads for the purpose of boarding vessels and obtaining orders, and they very frequently board vessels long before they are reported. In every case where there has been infectious or contagious sickness on board of vessels so boarded, the persons who have been on board and left the ship have been immediately arrested and sent to the Quarantine Station. Instructions have been given to the Pilots to prevent, in so far as they can, these Butchers Boats from coming alongside of vessels liable to Quarantine; and if they should have gone alongside before the Pilots board, the Health Officer will give directions to detain them, and to hand them over to the police authorities.

(8.) Lieutenant Aguilar, R.N.:—Mr. Dibbs asked the Colonial Secretary, pursuant to Notice,—Has he received any letters from Lieut. Aguilar, R.N., containing charges of a serious character against one of his colleagues, and against a public officer; if so, what is the nature of such charges, have they been investigated, and what course has been determined upon by the Colonial Secretary in regard thereto?

Mr. Robertson answered,—Lieutenant Aguilar, R.N. (or a gentleman signing himself Aguilar) wrote to me on the 29th of June last, asking for inquiry into the conduct of Mr. Mackenzie, Examiner of Coal Fields, with regard to a report that he made in connection with coal lands alleged to be held by Messrs. Owen, Garrett, and Greville. I caused the letter to be forwarded to the Minister for Mines, who, I understand, has called upon Mr. Mackenzie for a report upon the matter. Certain correspondence, I learn, has transpired between the Minister for Mines and

and Mr. Mackenzie on the subject, which is not yet concluded. On the 17th of July Mr. Aguilar again wrote to me, and stated that his complaint involved the conduct of Mr. Garrett, and others who he supposed were not subject to the Minister for Mines, and requested that I should personally inquire into the matter. In order to be thoroughly acquainted with it, the report asked from Mr. Mackenzie will be essential, if even then it be found a subject proper for my interference.

- (9.) The Sydney Mint:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—When is it the intention of the Government to cause the different repairs to be done to the Mint Buildings, brought before the House some months ago, and promised by him to have his early attention?

Mr. Lackey answered,—No unnecessary delay has taken place in this matter, a portion of the work has been let, but owing to the inclemency of the weather the roof of the building could not be disturbed. Tenders for further portion have also been received, and the work will be proceeded with as soon as practicable.

- (10.) Small-pox:—Mr. Hurley (*Hartley*) asked the Colonial Treasurer, pursuant to Notice,—Are the Government aware of the fact that Small-pox is very prevalent in the City of San Francisco; if so, have they instructed the Health Officer to board every Mail Steamer arriving from that port, with the view of ascertaining whether any cases of that disease have been found to exist amongst the passengers or crew of such vessels arriving in the Harbour of Port Jackson?

Mr. Stuart answered,—The Mail Steamers from San Francisco have been boarded and admitted to pratique in the same way, and on the same conditions only, as other vessels arriving in Port Jackson from ports beyond the seas on every occasion of their arrival since the commencement of the service. The "City of Sydney," the Mail Steamer which arrived on the 20th instant, left San Francisco on the 21st June with her usual complement of men and officers, and fifty passengers. She called at Honolulu and at Kandavau. All her people were well and free from sickness on her arrival, and there had not been any case of Small-pox or of any other kind of contagious or infectious sickness on board at any time during the voyage. The captain and surgeon stated that, as far as they were informed, San Francisco was as free from Small-pox as usual, but that they were aware that cases of Small-pox existed in the Chinese quarters of the city.

- (11.) Gate-keepers on Great Northern Railway:—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—Has any, and if so what, decision been arrived at with regard to my application for some remuneration to be allowed to the Gate-keepers on the Great Northern Railway?

Mr. Lackey answered,—It has been decided to pay the Gate-keepers while night trains are running.

2. PAPER:—Mr. Robertson laid upon the Table,—Report from the Inspector General of Police respecting the case "Police v. Burns."
Ordered to be printed.

3. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

4. RAILWAY BARS.—PLATE IRON FOR LOCOMOTIVES.—HYDRAULIC CEMENT (*"Formal" Motion*):—Mr. Cameron moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Correspondence, Minutes, and other Documents, that have passed between the Government of this Colony and private persons since the year 1866 with reference to the granting of bonuses for the manufacture of Railway Bars, Plate Iron for Locomotives, and Hydraulic Cement.
Question put and passed.

5. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Adulteration of Food Prevention Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to prevent the Adulteration of Articles of Food or Drink*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 27th July, 1876.

JOHN HAY,
President.

ADULTERATION OF FOOD PREVENTION BILL.

Schedule of the amendments referred to in Message of 27th July, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Preamble, line 1. After "adulterating" insert "drugs and"
" clause 1. Omit clause 1, insert the following new clause:—

" 1. Every person who shall for purposes of sale mix or cause or permit to be mixed any ingredient or material with any article of food or drink or shall colour any such article or cause or permit the same to be coloured so as in any such case to render such article injurious to health—or who shall for purposes of sale mix or cause or permit to be mixed any ingredient or material with any drug or shall colour any such drug or cause or permit the same to be coloured so as to affect injuriously the quality or potency of such drug—shall for the first offence be liable to a penalty not exceeding fifty pounds and in case of any subsequent offence shall be guilty of a misdemeanour and be liable to imprisonment with or without hard labour for a term not exceeding six months."

Page

Selling any such drug or article.

Page 2, clause 2. *Omit* clause 2, *insert* the following new clause:—

" 2. Every person who shall sell any drug or article of food or drink mixed with any such ingredient or material or so coloured as aforesaid whereby such article has been rendered injurious to health or the quality or potency of such drug has been injuriously affected shall be liable for each offence to the like penalties as are in the first section provided in respect of the mixing or colouring of any such drug or article."

Exemption from last-mentioned penalties.

Page 2, clause 3. *Omit* clause 3, *insert* the following new clause:—

" 3. Provided that no person shall be convicted under the last preceding section who shall show to the satisfaction of the Justices (or in case of indictment to the satisfaction of the Jury) that he did not know the drug or article in question to have been so mixed or injuriously coloured as aforesaid and that he could not with reasonable diligence have obtained that knowledge."

Mixing or selling drugs or articles to increase bulk &c.

Page 2, clause 4. *Omit* clause 4, *insert* the following new clause:—

" 4. Every person who shall for purposes of sale mix or cause or permit to be mixed any ingredient or material with any drug or article of food or drink in order thereby fraudulently to increase its weight bulk or measure or to conceal its inferior quality—or who shall to the prejudice of the purchaser sell any drug or article of food or drink mixed with any ingredient or material whereby the weight bulk or measure of such drug or article has been increased or its inferior quality concealed—shall be liable to a penalty not exceeding *twenty* pounds and for any subsequent offence to a penalty not exceeding *fifty* pounds."

Selling drugs or articles not of the nature demanded.

Page 2, clause 5. *Omit* clause 5, *insert* the following new clause:—

" 5. Every person who shall to the prejudice of the purchaser sell any drug or article of food or drink which is not of the nature substance and quality of the drug or article demanded by such purchaser—or any compounded drug or compound article of food which is not composed of ingredients in accordance with the demand of the purchaser—shall be liable to a penalty not exceeding *twenty* pounds and for any subsequent offence to a penalty not exceeding *fifty* pounds."

Exemption from penalties under last preceding sections.

Page 2, clause 6. *Omit* clause 6, *insert* the following new clause:—

" 6. Provided that no person shall be convicted under either of the two last preceding sections if he shall show to the satisfaction of the Justices that he did not know the drug or article in question to have been mixed so that thereby its weight or bulk or measure was increased or its inferior quality concealed and that he could not with reasonable diligence have obtained that knowledge—or if he shall show that at the time of selling such drug or article he distinctly apprised the purchaser that it was mixed—or shall show that the added ingredient or material (not being injurious to health) was added not for any fraudulent purpose but solely for the production or necessary preparation of the drug or article as an article of commerce or was unavoidably mixed with it in the process of preparation—or that such drug or article was a patented or proprietary medicine and sold as such."

The terms ingredient or material

Page 2. *After* new clause 6, *insert* the following new clauses:—

" 7. The term ingredient and the term material as used in this Act shall include liquids as well as solid substances.

Recovery of penalties.

" 8. Every pecuniary penalty under this Act may be imposed and recovered in a summary way by and before any two Justices and where the penalty awarded exceeds *five* pounds the defendant may appeal from the conviction in the manner by law in that behalf provided.

Expense of analyzing articles.

" 9. Where the prosecutor in any case under this Act shall have caused the drug or article forming the subject of prosecution to be analyzed by any competent analyst the reasonable expense of and attending such analysis (to be assessed by the Justices) may in case of a conviction be awarded against the defendant as part of the costs of the prosecution if the convicting Justices shall think fit."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday, 11th August.

(2.) Trades Unions Funds Protection Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to protect the Funds of Trades Unions from embezzlement and misappropriation*,"—with the amendments indicated by the accompanying Schedule, including amendments in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 27th July, 1876.

JOHN HAY,
President.

TRADES UNIONS FUNDS PROTECTION BILL.

SCHEDULE of the amendments referred to in Message of 27th July, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

Title. *Omit* "Trades Unions" *insert* "Associated Bodies"

Clause 1. *Omit* clause 1, *insert* new clause 1:—

" 1. Every association of persons now or hereafter established for any purposes or purpose not illegal (and having written or printed rules of which a copy certified by two members of the committee or other managing body thereof, shall be deposited with the Registrar of Friendly Societies) shall be taken to be a Society within the provisions of the thirteenth and four following sections

"sections of the 'Friendly Societies Act of 1873' notwithstanding that such association is or may be partly for other objects than those specified in the said Act And no such association shall be deemed to have been established for an illegal purpose by reason only that its rules or some or one of them may operate or be in restraint of trade."

Clause 2. *Omit clause 2.*

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday, 11th August.

6. LOANS TO MUNICIPALITIES BILL:—

(1.) The Order of the Day having been read,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable the Government to make Loans to Municipalities for works of public utility; and that the Message of His Excellency the Governor in reference thereto be referred to the Committee.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows:—

Resolved,—That it is desirable to bring in a Bill to enable the Government to make Loans to Municipalities for works of public utility.

On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.

(2.) Mr. Stuart presented a Bill, intituled "*A Bill to authorize advances of Money out of the Consolidated Revenue Fund for the purpose of Loans to Municipalities for permanent works of public utility*,"—which was read a first time.

Ordered to be printed, and read a second time on Wednesday next.

7. DEDICATED CROWN LANDS RESUMPTION BILL:—The Order of the Day having been read,—Mr. Stuart moved, "That" this Bill be now read a third time.

Mr. Garrett moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be now recommended for the purpose of reconsidering the Schedule."

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

Question then,—That the Bill be now recommitted for the purpose of reconsidering the Schedule,—put and passed.

On motion of Mr. Garrett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the purpose of reconsidering the Schedule of the Bill.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with a further amendment.

On motion of Mr. Garrett (*with the concurrence of the House*) that report was adopted.

Ordered, that the Bill be read a third time to-morrow.

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

(1.) Ways and Means; resumption of the Committee;—*until Wednesday next.*

(2.) Sale and Use of Poisons Bill; third reading;—*until to-morrow.*

(3.) Mining Act Amendment Bill; second reading;—*until Wednesday next.*

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 28 JULY, 1876 A.M.

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

10. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Evidence further Amendment Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the amendments made by the Legislative Assembly in the Bill intituled "*An Act for the further amendment of the Law of Evidence.*"

Legislative Council Chamber,
Sydney, 27th July, 1876.

JOHN HAY,
President.

(2.) Australian Wine Sales Amendment Bill (Heretofore Sale of Colonial Wines Regulation Act of 1862 Repeal Bill):—

MR. SPEAKER,

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 25th July, 1876, in reference to the "*Sale of Colonial Wines Regulation Act of 1862 Repeal Bill*" does not insist upon its amendments disagreed to by the Assembly, and agrees to the Assembly's amendments upon the Council's amendments in the said Bill.

Legislative Council Chamber,
Sydney, 27th July, 1876.

JOHN HAY,
President.

The House adjourned at twenty minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 131.

VOTES AND PROCEEDINGS

OF THE

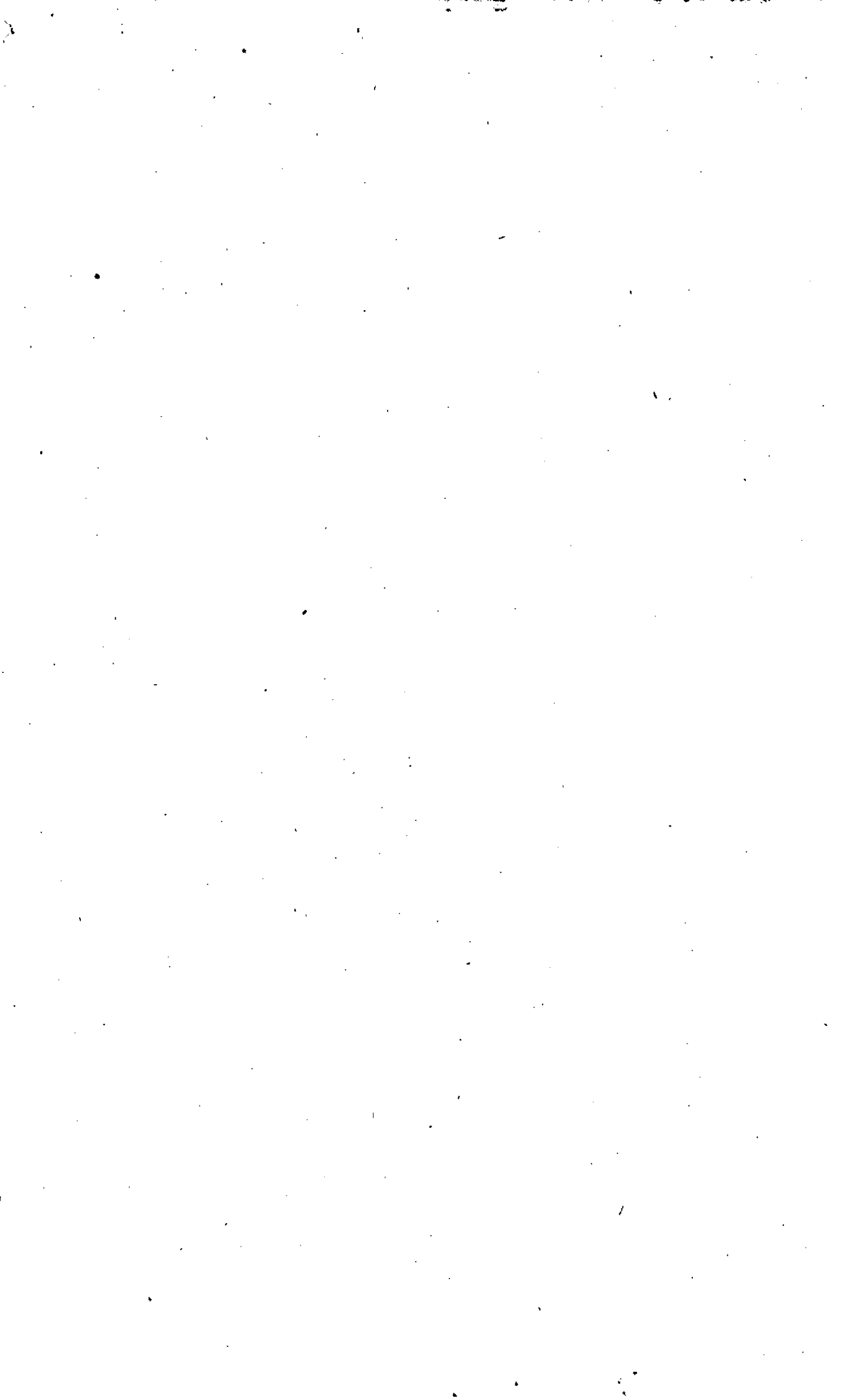
LEGISLATIVE ASSEMBLY.

FRIDAY, 28 JULY, 1876.

There being only twelve Members present, exclusive of Mr. Speaker, namely,—Mr. W. C. Browne, Mr. H. C. Dangar, Mr. Davies, Mr. Driver, Mr. Garrett, Mr. Lackey, Mr. Lucas, Mr. Robertson, Mr. Stuart, Mr. F. B. Suttor, Mr. Terry, and Mr. Wisdom,—

Mr. Speaker adjourned the House at half-past Four o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 132.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 1 AUGUST, 1876.

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

QUESTIONS:—

- (1.) Telegraph Station at Yetman:—*Mr. Davies*, on behalf of Mr. T. G. Dangar, asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to form a Telegraphic Station at Yetman, on the M'Intyre River, on the line from Warialda to Goondiwindi?

Mr. Burns answered,—The question of establishing a Telegraph Station at Yetman has not yet been determined.

- (2.) Government Vaccinator for Warialda and Bingera:—*Mr. Davies*, on behalf of Mr. T. G. Dangar, asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to appoint a Government Vaccinator for the Districts of Warialda and Bingera?

Mr. Robertson answered,—There is no qualified Medical Practitioner at Bingera. A gentleman has been recommended for the office of Vaccinator at Warialda, but he has not yet taken the steps necessary to assure the Government that he is qualified to perform the duties of the office.

- (3.) Reserves on Mr. C. B. Fisher's Burrawang Run:—*Mr. Driver*, on behalf of Mr. McElhone, asked the Secretary for Lands, pursuant to Notice,—

(1.) What are the numbers and areas in acres of the Reserves on Mr. C. B. Fisher's Burrawang Run, Parish of Burrawang, County of Wakool, which he intends to revoke or cancel?

(2.) When does he intend to cancel these Reserves; and will he leave at least four Land Office days for selection on these Reserves before any part of them can be sold by auction?

(3.) Will he alter the lines of the Travelling Stock Reserve which hems in the Hudsons Selections, so as to enable these people to take up their additional Conditional Purchases to the extent of 640 acres each?

Mr. Garrett answered,—

(1.) Reserves 1,337 and 1,338, containing 1,280 acres each, were cancelled by notice dated the 16th June last. Part of 1,406, containing about 2,240 acres; part of 674, containing 1,000 acres; part of 1,032, containing about 1,280 acres, have since been cancelled.

(2.) The cancellations of 674 and 1,032 are recommended, and will be notified within a few days. Part of 1,032 will be cancelled when provision has been made for a winter passage for the use of travelling stock.

(3.) The advisability of doing this will be inquired into.

- (4.) St. Andrew's Cathedral Close:—*Mr. Cameron* asked the Colonial Secretary, pursuant to Notice,—Is the Government aware that a portion of the Cathedral Close at the rear of the Town Hall is let and occupied by a wheelwright and blacksmith, contrary to Act of Parliament, and to the inconvenience of the general public?

Mr. Robertson answered,—I have learned that certain businesses of a light kind—if not those of wheelwright and blacksmith—are carried on on this land, and, as I understand, under the authority of the Mayor. Whether this is in accordance with the law I have determined to ask the Attorney General. My impression is that it is not.

- (5.) Railway Goods Trucks :—*Mr. Driver*, on behalf of Mr. McElhone, asked the Secretary for Public Works, pursuant to Notice,—How many Goods Trucks under the contracts entered into during 1876 have been taken delivery of from each contractor to date?

Mr. Lackey answered,—Hudson Brothers have delivered 58 D Waggon; Thomas Denny, 6 E Waggon; Davy & Co. 16 E Waggon.

- (6.) Public School at Paterson :—*Mr. Davies*, on behalf of Mr. H. H. Brown, asked the Colonial Secretary, pursuant to Notice,—

(1.) When will the Government take steps to erect the Public School at Paterson?

(2.) Is he aware that this matter has been a very long time in contemplation, and in consequence a considerable amount of inconvenience is arising for the want of a proper School building?

Mr. Robertson answered,—

(1.) Steps have been taken by the Council of Education with a view to the erection of Public School buildings at Paterson when a site has been secured.

(2.) The question of the erection of Public School buildings at the Paterson was initiated by the Public School Board in January last. The Council is not aware that a considerable amount of inconvenience is arising from the want of school buildings.

- (7.) Wine imported from South Australia :—*Mr. Davies*, on behalf of Mr. H. H. Brown, asked the Colonial Treasurer, pursuant to Notice,—

(1.) Is he aware that large quantities of Wine produced in South Australia are imported into this Colony free of duty up the rivers Darling and Murray?

(2.) Is he aware that, in consequence of the existing arrangement between South Australia and New South Wales, wine growers in this Colony are seriously prejudiced by the importations of such Wines duty free?

(3.) Is it the intention of the Government, upon the termination of the existing arrangement between this Colony and South Australia, to collect the duty upon such Wines so imported?

Mr. Stuart answered,—I am not aware that large quantities of wine are imported free of duty from the rivers Darling and Murray. I think my Honorable Friend misconceives the state of trade. A few cases of wine have had to come up, but more as samples, I think, than in any other way. I have, however, caused inquiry to be made, and when I receive the Return I will lay it upon the Table.

- (8.) Municipal Council of Sydney :—*Mr. Taylor*, on behalf of Mr. B. B. Smith, asked the Colonial Secretary, pursuant to Notice,—

(1.) What were the Receipts and Expenditure of the Municipal Council for the City of Sydney for the year 1875?

(2.) What was the Revenue received from the City Water and Sewerage Rates respectively?

(3.) Will the Honorable Gentleman cause a Return to be laid upon the Table of this House showing the above?

Mr. Robertson answered,—I will lay a Return upon the Table.

- (9.) Valuation of City Property :—*Mr. R. B. Smith* asked the Colonial Secretary, pursuant to Notice,—

(1.) The total amount at which the property within the City of Sydney was rated for taxation by the Municipal Council for 1865?

(2.) The amount for 1875?

Mr. Robertson answered,—

(1.) £32,887 15s. 6d.

(2.) £37,632 3s. 9d.

- (10.) Telegraph Office at Rylstone :—*Mr. Davies*, on behalf of Mr. H. C. Dangar, asked the Postmaster General, pursuant to Notice,—What amount of Revenue has been derived from the Telegraph Office at Rylstone during the six months ending on the 30th June last?

Mr. Burns answered,—The amount of Revenue derived from the Telegraph Office at Rylstone during the six months ending on the 30th June last was £54 5s. 11d.

- (11.) Applications to mine for Coal near Sydney :—*Mr. Hurley (Hartley)*, asked the Secretary for Mines, pursuant to Notice,—The number of applicants who have applied for permission to mine for Coal within a radius of twelve miles of Sydney, the locality and area, names of applicants, and if permission is granted?

Mr. Lucas answered,—Twenty-three applications. No area has been given, and no permission has been granted. The particulars are contained in the following Schedule :—

APPLICATIONS under 28th section Mining Act, 1874 for permission to mine under Streets and Reserves within a radius of 12 miles of Sydney.

Names of Applicants.	Reserves applied for.	Area.	Whether granted.
J. S. Gordon	Reserves, Botany Bay, Sydney	Not stated	Not yet granted.
M. Constable	Field of Mars Common, Sydney	do.	do.
R. H. Reynolds	Glebe Island, Goat Island, and intermediate waters	do.	do.
Charles Bate	Cockatoo Island, Spectacle Island, Schnapper Island, &c.	do.	do.
Charles Bate and R. H. Reynolds.	Snail's Bay and Waterview Bay, Balmain	do.	do.
Charles Bate	Reserves at Tarban Creek and under Parramatta River	do.	do.
John M'Farlane	All roads and reserves in Sydney in the following boundaries, viz. :—North by Liverpool-street and waters of Port Jackson, East by Dowling-street and Darlinghurst Road, South by Cleveland-street, West by Newtown Road, Bay-street, Blackwattle Cove	do.	do.

Charles

Names of Applicants.	Reserves applied for.	Area.	Whether granted.
Charles Bacon	All streets and reserves in the parish of Willoughby, district of Sydney.....	Not stated.	Not yet granted
R. Adams	Reserve between Bradley's Head and Mossman's Bay.....	70 or 80 acres.	do.
J. B. Ward.....	Certain Land in the parish of Manly Cove, Sydney.....	Not stated.	do.
W. T. Muston	Under the Botanical Gardens, Inner and Outer Domain, and Hyde Park	do.	do.
W. T. Muston	Under the Flagstaff Hill Reserve	do.	do.
W. T. Muston	Under all streets in Sydney bounded on the east by Victoria-street, south by Liverpool-street, north and west by waters of Port Jackson	do.	do.
J. M. Henderson ...	The whole area included in reserve for Quarantine Station, near North Head, and also to foreshores	do.	do.
Robert Adams	The whole area of land beneath the tidal waters of Port Jackson, and rivers and creeks connected therewith; also whole of unalienated foreshores	do.	do.
J. B. North.....	Reserve for Harbour Defences at North Harbour, Port Jackson, bounded by Grotto Point and Dobroyd Point, to the waters of Port Jackson	About 160 acres	do.
John Booth	Under the waters of Port Jackson, commencing at Peacock's Point, and bounded by the shores of Johnston's Bay, White Bay, Jones's Bay, Rozelle Bay, Blackwattle Cove, and Elizabeth Bay, to the northernmost point of the A.S.N. Co.'s land at Pyrmont, and thence by a line north-west to Peacock's Point aforesaid	Not stated.	do.
T. M. Williamson ...	Under all roads and reserves in the Municipality of Balmain	do.	do.
W. Williamson	Under all streets, roads, and reserves in the district of Sydney: boundaries north by Port Jackson, south by a line bearing east from the junction of Fitzroy and Dowling Streets, to Bondi Bay, east by Pacific Ocean, west by Victoria-street, Darlinghurst Road, Dowling-street, and waters of Port Jackson	do.	do.
William T. Muston..	Lane Cove River, Burns's, Tambourine, and Woodford Bays, and Gore's Creek, district of Sydney.....	do.	do.
W. T. Muston	Field of Mars Common, Sydney.....	do.	do.
W. T. Warren	University Reserve, commonly known as the University Paddock	do.	do.
R. Adams	Reserve for Quarantine Station, North Head, Port Jackson...	do.	do.

(12.) Loan to Borough Council of Parramatta:—*Mr. Driver*, on behalf of Mr. G. A. Lloyd, asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has any application been made by the Borough Council of Parramatta, or any person on its behalf, to the Government for a loan of Public Money, and what was the date of such application?
- (2.) Has any reply been given, and if so, what?

Mr. Robertson answered,—An application of the kind was made from Parramatta in November last, and I may also state that an application has been made from Newcastle since then; the answer was yes, and the usual authority was granted on the 21st of March of this year as regards £6,000, and with regard to £2,000. As the Parramatta people wanted £8,000, and £6,000 was all they could have under the law, they were told substantially that the Government would be willing to grant a loan of that sum. Since then a Bill has been brought in to enable the granting of these loans.

(13.) Post and Telegraph Office, Waverley:—*Mr. Driver*, on behalf of Mr. Farnell, asked the Postmaster General, pursuant to Notice,—

- (1.) Was the Deputation from Waverley informed that an Inspector would be sent out to report on the most suitable position for a Telegraph and Post Office?
- (2.) Was the report furnished by the Inspector favourable to the request of the Deputation?
- (3.) Is it the intention of the Postmaster General to be guided by, and adopt the report?
- (4.) Was there a numerous signed Petition received by the Postmaster General in favour of the removal of the Waverley Post and Telegraph Office to a more central position?
- (5.) Will the Postmaster General have any objection to lay upon the Table of the House, on the next sitting day, a copy of the Inspector's report regarding the removal of the Waverley Post and Telegraph Office?

Mr. Burns answered,—It has been decided to confirm the recommendation of the Superintendent of Telegraphs as to the site of the Post and Telegraph Office at Waverley; and if my Honorable Friend thinks fit to move for the Papers in the case there will be no objection to copies being laid upon the Table.

(14.) Mining under Public Roads:—*Mr. Buchanan* asked the Secretary for Mines, pursuant to Notice,—

- (1.) How many applications have been received by the Mining Department under the provisions of sec. 28 of the Mining Act of 1874?
- (2.) How many of the applicants have received an order from the Secretary for Mines permitting them to mine?
- (3.) Is he aware that great delay has taken place in his Department in finally dealing with the foregoing applications; if so, will he explain the cause of the delay?

Mr. Lucas answered,—

- (1.) 283.
- (2.) 65 and 57 have been refused.
- (3.) Delay has occurred in respect of applications to mine for Coal under Reserves, because in the present state of the law such applications cannot be dealt with satisfactorily. Delays in respect of other applications have been due either to disputes between opposing applicants, or neglect on the part of applicants to furnish plans of the land applied for. There has been no avoidable delay on the part of the officers of the Mining Department.

2. ASSENT TO BILLS :—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker :—

(1.) Jury Laws Amendment Bill (No. 2) :—

HERCULES ROBINSON,
Governor.

Message, No. 58.

A Bill, intituled "*An Act to amend the Laws relative to the formation and return of Juries and to the compensation to be paid thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper officer for enrolment, in the manner required by law.

Government House,
Sydney, 28th July, 1876.

(2.) Nevell's Leasing Bill :—

HERCULES ROBINSON,
Governor.

Message, No. 59.

A Bill, intituled "*An Act to enable Elizabeth Nevell and Joseph Nevell interested under the Will of the late John Nevell to lease certain Lands near Cudgegong in the Colony of New South Wales,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper officer for enrolment, in the manner required by law.

Government House,
Sydney, 28th July, 1876.

(3.) Consolidated Revenue Fund Bill (No. 7).

HERCULES ROBINSON,
Governor.

Message, No. 60.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1876,*"—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, 27th July, 1876.

3. COMMON LODGING HOUSES :—Mr. Cameron, 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 subject was referred on 14th March, 1876, together with Appendix.

Ordered to be printed.

4. BRIDGE ACROSS BLACKMAN'S SWAMP CREEK ("*Formal*" Motion) :—Mr. Nelson moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers, Petitions, Letters, Reports, Minutes, Plans, and Sketches, having reference to an application by the Municipal Council and the Inhabitants of the Town and District of Orange, for the erection of a Bridge across Blackman's Swamp Creek, on the Orange and Ophir Road.

Question put and passed.

5. PAPERS :—Mr. Garrett laid upon the Table,—

(1.) Abstract of Crown Lands reserved from Sale until Surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Vic. No. 1.

(2.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the same Act.

Ordered to be printed.

6. LUNATIC ASYLUM, PARRAMATTA :—Mr. Taylor 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 management of the Lunatic Asylum at Parramatta?

(2.) That such Committee consist of Mr. Robertson, Mr. Parkes, Mr. Farnell, Mr. Davies, Mr. Driver, Mr. Hill, Mr. McElhone, and the Mover.

Debate ensued.

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

Question,—That a Select Committee be appointed, with power to send for persons and papers, to inquire into, and report upon, the management of the Lunatic Asylum at Parramatta,—put and passed.

Whereupon the House proceeded to the Ballot, and Mr. Speaker declared the following to be the Committee duly appointed :—Mr. Taylor, Mr. Driver, Mr. Farnell, Mr. Parkes, Mr. Hill, Mr. McElhone, Mr. Davies, and Mr. Long.

7. PAPER :—Mr. Stuart laid upon the Table,—Return to an Order made on 26th May, 1876, in reference to Vineyards.

Ordered to be printed.

8. BRIDGE ACROSS BLACKMAN'S SWAMP CREEK:—Mr. Nelson moved, pursuant to Notice, 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 upon the Supplementary Estimates for the year 1876, a sum not exceeding £500, for the construction of a Bridge across Blackman's Swamp Creek, on the Road from Orange to Ophir.

Debate ensued.

Question put and passed.

9. OLD LAKE ROAD, PORT MACQUARIE:—Mr. R. B. Smith moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers, Petitions, Letters, Reports, Minutes, and other Documents having reference to applications made to the Minister for Works by the Inhabitants of the Town and District of Port Macquarie, for a grant of money for the repair of the Old Lake Road leading to the Town of Port Macquarie.

Question put and passed.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Davies, Mr. Driver, Mr. Fitzpatrick, Mr. Garrett, Mr. Hurley (*Hartley*), Mr. Lackey, Mr. G. A. Lloyd, Mr. Nelson, Mr. Piddington, Mr. Scholey, Mr. Shepherd, Mr. R. B. Smith, Mr. Stuart, Mr. F. B. Suttor, Mr. Taylor, and Mr. Terry,—

Mr. Speaker adjourned the House at twenty minutes before Eight o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 133.

VOTES AND PROCEEDINGS

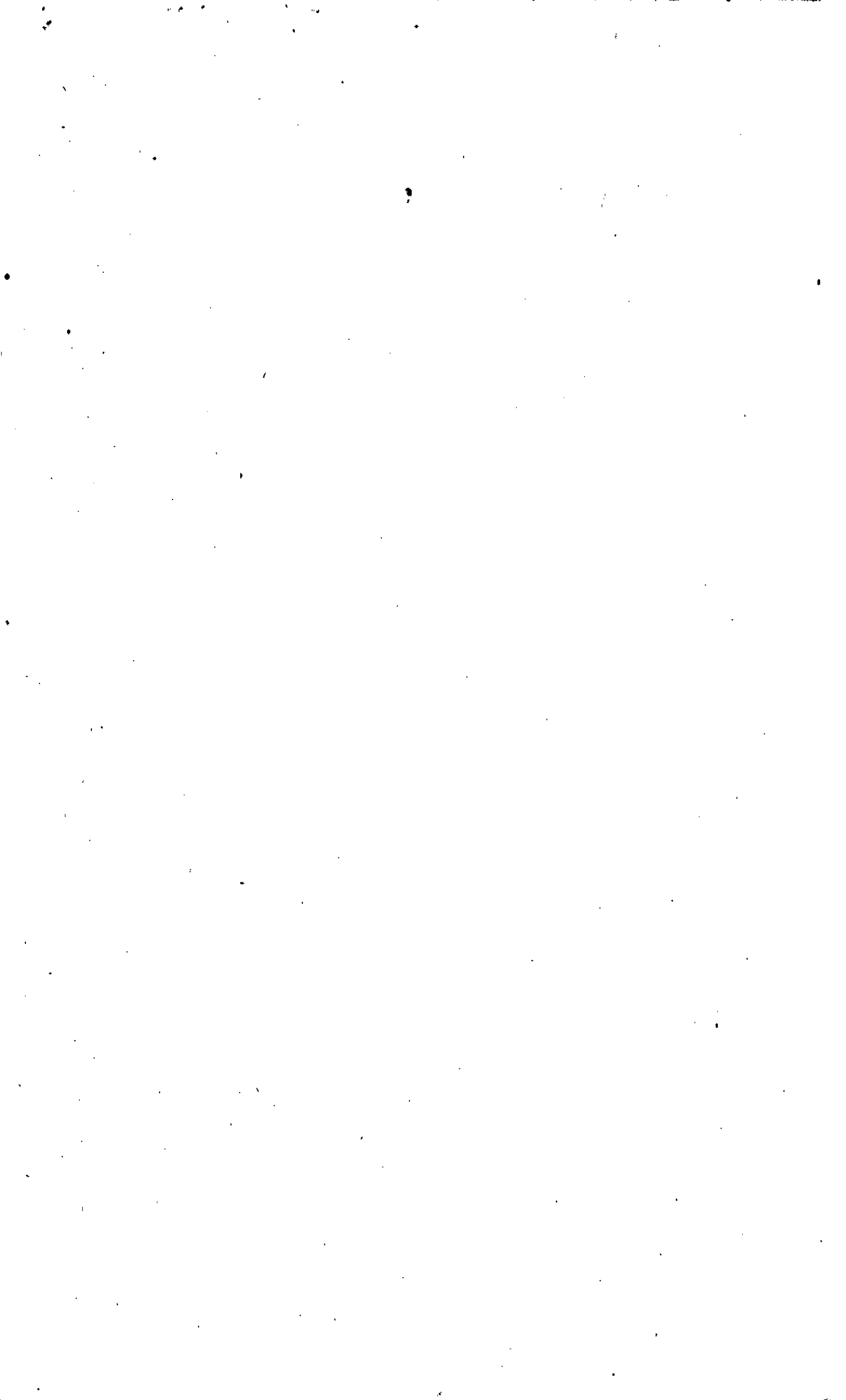
OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 2 AUGUST, 1876.

There being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Davies, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Hill, Mr. Lackey, Mr. Lucas, Mr. Moses, Mr. Robertson, Mr. J. S. Smith, Mr. R. B. Smith, Mr. Stuart, Mr. F. B. Suttor, Mr. Teece, and Mr. Warden,—
Mr. Speaker adjourned the House at half-past Four o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 134.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 3 AUGUST, 1876.

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

QUESTIONS:—

- (1.) Obstructions in Castlereagh River at Coonamble:—*Mr. Cameron*, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—Have the Government considered the desirability of adopting some measures to remove the obstructions in the Castlereagh River at Coonamble, which in times of flood render the town liable to be swept away; if so, will there be any objection to state what provision is intended to be made?

Mr. Lackey answered,—It was understood that the application was for a protection to the river bank, and the Commissioner for Roads reported that such a work, as far as the information at his disposal permitted him to judge, would cost more than the value of the town land sold, and recommended that it be considered if it would not be possible to select another site, and resume the land already sold, as was done at Gundagai. With this view the papers were sent to the Lands Department for report, which has not yet been received.

- (2.) Crossing for Stock at Tarriaro:—*Mr. Cameron*, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—

(1.) Have the reports been received respecting the opening up of the Crossing for Stock at Tarriaro, Namoi River; if so, will there be any objection to state the nature of such?

(2.) What action is proposed to be taken in the matter with a view to giving stockholders the benefit of this Crossing?

Mr. Garrett answered,—

(1.) A report has been recently received by Mr. Surveyor Dewhurst, which is favourable to the opening of the ford a little below the bridge that the public are desirous of securing.

(2.) It is recommended that the exact site of the ford with reference to the boundaries of a measured portion should be fixed, and such a modification of the measurement as may be necessary in the interest of the public should be made.

- (3.) Drainage of the Greenhills Estate:—*Mr. Warden* asked the Secretary for Public Works, pursuant to Notice,—When will the Return, ordered on the 14th of March last, having reference to the drainage of the Greenhills Estate into the Shoalhaven River, be laid upon the Table of this House?

Mr. Lackey answered,—The Return will be laid upon the Table in the course of the evening.

- (4.) Election for Parramatta:—*Mr. Taylor* asked the Secretary for Public Works, pursuant to Notice,—Is he aware that the Railway men working on the Great Western and Southern Railway lines have not yet received the day's wages kept from them for the day of Election at Parramatta, they having been allowed by the Minister the usual privilege to record their votes, although the Minister for Works, in answer to a question two months ago, promised that they should be paid their wages for that day?

Mr. Lackey answered,—The men were paid on the 22nd ultimo.

- (5.) Letter Carriers, Parramatta:—*Mr. Taylor* asked the Postmaster General, pursuant to Notice,—What is the amount allowed per annum to the Letter Carrier on the north side of Parramatta for forage for his horse, and the amount allowed to the Letter Carrier on the south side?

Mr.

Mr. Burns answered,—Each Letter Carrier at Parramatta receives a forage allowance of 2s. per diem, but, on the report of the Postmaster that the carrier on the north side was unable to do the work always with one horse, it was determined, in lieu of granting him forage allowance for two horses, to allow him a sum at the rate of five pounds (£5) per annum, to meet the cost of the occasional hire of a second horse.

- (6.) Sir Alfred Stephen :—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—
 (1.) Is it true that Sir Alfred Stephen has been appointed Lieutenant-Governor of this Colony, and may at any moment be called upon to act as Governor-in-Chief?
 (2.) If this is true, has Sir Alfred Stephen resigned his position as a Member of the Legislative Council, and also as a Member of the Council of Education?

Mr. Robertson answered,—

(1.) Sir Alfred Stephen was appointed Lieutenant-Governor of this Colony by Commission dated 23rd November, 1875, a copy of which was presented to Parliament by Command on the 9th March, 1876. By virtue of that Commission Sir Alfred Stephen, in case of the death or incapacity of the Governor, or of his absence from the Colony, will exercise and perform all the powers contained in the Letters Patent under the Great Seal appointing the Governor.

(2.) Sir Alfred Stephen has not resigned either position.

- (7.) The Police Force ;—Mr. Buchanan asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that some time ago the Police authorities introduced a system of Police management by which monthly returns of the number of cases each constable had were required?

(2.) Is it true that those Constables who had no cases, or who had not a certain number, were called upon to show cause why they should not be dismissed?

(3.) Is this rule still in operation in the Police Force?

Mr. Robertson answered,—

(1.) Monthly returns of this nature are furnished.

(2.) It is not true.

(3.) There has been no such rule.

- (8.) Railway Station at Teapot Swamp :—Mr. Pilcher asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to erect a Railway Station, with accommodation for goods traffic, at Teapot Swamp, on the Great Western Extension?

Mr. Lackey answered,—A platform will be erected at Back Creek near Teapot Swamp, and also a small shed to protect goods that may be delivered there.

- (9.) Barrack Wall, Green's Road :—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—

(1.) What is the cause of the delay in taking down and rebuilding the Barrack Wall in Green's Road?

(2.) Have tenders been called for this work; if so, when are the contractors likely to commence operations?

Mr. Robertson answered,—There is a legal difficulty in this case which has not yet been settled. The matter has been referred to the Crown Law Department, and as soon as the Government are advised, the necessary steps will be taken to take down and rebuild the wall.

2. BRIDGE OVER THE FISH RIVER :—Mr. W. H. Suttor presented a Petition from Inhabitants of Mutton's Falls, and others, in opposition to the erection of a Bridge over the Fish River at Delaney's Fall, and in favour of the erection of the Bridge at Mutton's Falls.
 Petition received.

3. EMPLOYMENT OF CHILDREN :—Mr. W. H. Suttor, 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 consideration and report this subject was referred on 14th December, 1875, together with Appendix.
 Ordered to be printed.

4. PAPERS :—

Mr. Robertson laid upon the Table,—Report from the Manager of Government Asylums for the Infirm and Destitute, relative to Expenditure for 1875.

Ordered to be printed.

Mr. Lucas laid upon the Table,—Additional Application under the 28th section of the Mining Act of 1874 for permission to mine under Streets and Reserves within a radius of twelve miles of Sydney. (*See Answer to Question (11) in Votes and Proceedings of Tuesday, 1st August, 1876.*)

Ordered to be printed.

Mr. Lackey laid upon the Table,—

(1.) Return to an Order, made on 14th March, 1876, in reference to the Drainage of the Green-hills Estate into the Shoalhaven River.

(2.) Return to an Order, made on 1st August, 1876, in reference to the erection of a Bridge across Blackman's Swamp Creek.

Ordered to be printed.

Mr. Garrett laid upon the Table,—

(1.) Return (*in part*) to an Order, made on 16th June, 1876, in reference to Charges made against Mr. Dudding, Clerk of Petty Sessions at Singleton.

(2.) Return (*in part*) to an Order, made on 13th July, 1875, in reference to Roads from Wheeo to Gunning and Goulburn.

Ordered to be printed.

5. FIRE BRIGADES BILL :—Mr. Parkes presented a Petition from Superintendents of Volunteer Fire Brigades, in favour of the passing of this Bill.
 And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
 Petition received.

6. LUNATIC ASYLUM, PARRAMATTA :—Mr. Taylor (*by consent*) moved, without Notice, That the Select Committee now sitting on "Lunatic Asylum, Parramatta," be authorized to make visits of inspection to, and to hold inquiries at, the Lunatic Asylum, Parramatta.
 Question put and passed.

7. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. DEDICATED CROWN LANDS RESUMPTION 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 authorize the resumption of certain dedicated Crown Lands.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the resumption of certain dedicated Crown Lands,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 3rd August, 1876.
9. SALE AND USE OF POISONS BILL (*"Formal" Order of the Day*),—on motion of Mr. Stuart, read a third time, and *passed*.
Mr. Stuart then moved, That the Title of this Bill be "*An Act for regulating the Sale and Use of Poisons.*"
Question put and passed.
Ordered, that the Bill be returned to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act for regulating the Sale and Use of Poisons,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.
Legislative Assembly Chamber,
Sydney, 3rd August, 1876.

SALE AND USE OF POISONS BILL.

SCHEDULE of the amendments referred to in Message of 3rd August, 1876

STEPHEN W. JONES,
Clerk of Legislative Assembly.

- Page 1, preamble, line 11. *After "Assembly" insert "of New South Wales."*
" clause 2, lines 15 and 16. *Omit "arsenic or strychnine or any preparation of the same respectively" insert "poison specified in the first part of Schedule A"*
- Page 2, clause 2. At end of clause *add the following Proviso: "Provided that in cases where sales and purchases of poisons are made by correspondence the letter ordering the same shall be preserved by the vendor and a memorandum of the date of the said letter by whom it was written and the quantity and particulars of the poison therein ordered shall be entered in the said book and no person shall sell poison so ordered to any person with whose signature he is not acquainted unless such signature shall have been witnessed or purport to have been witnessed by a Justice Clergyman or public officer or be authenticated by some person known to the vendor."*
" clause 3, lines 12 and 13. *Omit "arsenic or strychnine or any preparation of the same respectively" insert "any poison specified in the first part of Schedule A"*
" clause 4, lines 19 and 20. *Omit "arsenic or strychnine or any preparation of the same respectively" insert "poison"*
" clause 5, line 25. *Before "preparation" insert "uncoloured"*
" " " 29. *After "any" insert "uncoloured"*
" " " 36. *After "specified" omit remainder of clause*
" clause 6, line 42. *Omit "thereof"*
" " " 51. *Omit "fifty" insert "twenty"*
" " " *After "pounds" omit remainder of clause.*
" clause 7, lines 53 and 54. *Omit "arsenic or strychnine or any preparation of the same respectively or to"*
" clause 7, line 54. *Omit "other"*
" " " 55. *Omit "required to be"*
" " " 56. *Omit "legally qualified"*
" " lines 56 and 57. *Omit "a member of the medical profession or" insert "in the form of homœopathic medicine unless in the crude state mother tincture or of a greater strength than the third potency Nor to the sale of patent medicines or of photographic materials for the purpose of photography Nor to the sale of medicines dispensed by veterinary surgeons for animals under their treatment Nor to the sale of fly poison papers or packets of poisonous mixtures for the destruction of vermin when duly marked as such Nor shall it extend"*
- Page 3, clause 7, line 1. *Omit "the sale in either case" insert "all such sales"*
" " " 2. *Omit "sections" insert "section"*
" " " *After "seventeen" omit remainder of clause.*
" *After clause 8, insert the following new clause:—*
" 9. The Governor with the advice of the Executive Council may appoint for the purposes The Governor may appoint a Board of of this Act a Board of Pharmacy to consist of the President of the New South Wales Medical Board of Board the Medical Adviser to the Government and the Council of the Pharmaceutical Society of Pharmacy. New South Wales."
- Page 3, clause 9, line 16. *Omit "be permitted to"*
" " lines 16 to 18. *Omit "of the poisons mentioned in Schedule A hereto or hereafter declared to be poisons as hereinbefore provided" insert "poison"*

- Page 3, clause 9, line 19. *Omit* "Secretary of the New South Wales Medical" *insert* "said"
- " " " 20. *Omit* "or he" *insert* "and any person so selling without such certificate"
- " clause 10. *Omit* clause 10, *insert* the following new clause:—
- " 11. No person shall receive such certificate unless he shall prove to the satisfaction of the said Board that he has been duly admitted a Pharmaceutical Chemist by the Pharmaceutical Society of Great Britain or a Member or Licentiate of the Apothecaries Halls of London or Dublin—Or has received a certificate as a legally qualified medical practitioner—Or is entitled to be certified as such under the authority of the Acts passed in the second ninth and nineteenth years of the reign of Her present Majesty and numbered respectively twenty-two twelve and seventeen—Or unless he be a person who shall at the time of the passing of this Act be carrying on business as a chemist and druggist in New South Wales—Or unless he shall make a declaration accompanied by a certificate in the form in Schedule E that he has served as an apprentice or assistant to a chemist and druggist for not less than three years and during that period been actually engaged in the dispensing and compounding of medical prescriptions and been examined as hereinafter provided as to his skill and competency to conduct the business of chemist and druggist Provided always that in places remote from large towns any person who shall produce a certificate according to Schedule D from a legally qualified medical practitioner and a Police Magistrate that he is a fit and proper person to be allowed to sell poisons in such place shall receive a certificate as a 'dealer in poisons.'"
- Page 3, clause 11, lines 42 to 44. *Omit* "for the purposes of this Act be deemed to be 'chemists 'and druggists' and shall"
- " clause 11, line 44. *Omit* "as such"
- " " " 45. *Omit* "half-a-crown" *insert* "one pound"
- " " " 47. *Omit* "New South Wales Medical" *insert* "said"
- " " lines 48 and 49. *Omit* "accompanied by a certificate in the form in Schedule D"
- " " " 52 and 53. *Omit* "same fee as persons admitted to the Register after examination" *insert* "said fee of one pound"
- " clause 12, line 54. *Omit* "New South Wales Medical" *insert* "said"
- Page 4, " " 5. *Omit* "in relation to the objects of this Act"
- " " " 6. *After* "druggists" *insert* "and of any other certified dealers in poisons"
- " clause 13, line 11. *Omit* "New South Wales Medical" *insert* "said"
- " " " 14. *Omit* "one shilling" *insert* "two shillings"
- " clause 14, " 21. *Omit* "New South Wales Medical" *insert* "said"
- " " " 22. *Omit* "Medical"
- " " " 25. *Omit* "Medical"
- " clause 15, lines 26 and 27. *Omit* "New South Wales Medical" *insert* "said"
- " clause 17, line 47. *After* "declared" *insert* "as hereinbefore provided"
- " clause 18. *Omit* clause 18.
- Page 5, clause 19, line 3. *Omit* "fifty" *insert* "twenty"
- " " " 5. *After* "seller" *omit* remainder of clause, *insert* "Provided always that such apprentice or servant shall be liable to a like penalty."
- " clause 20, line 18. *Omit* "the" *insert* "their"
- " " lines 18 and 19. *Omit* "of the Court before whom he is convicted"
- " " line 19. *After* "unfit" *insert* "or who shall be deemed by them unfit through habitual intoxication or otherwise"
- " clause 21, line 24. *Omit* "or manner"
- " " " *Omit* "using"
- " " " 26. *After* "druggists" *insert* "(in the event of sufficient regulations in that behalf not being made by the said Board)"
- " clause 22, line 36. *Omit* "seventeen" *insert* "eighteen"
- " " " 38. *Omit* "fifty" *insert* "twenty"
- Page 6. *After* clause 23, *insert* the following new clause:—

Commencement
of Act.

" 24. This Act shall come into operation on the first day of October next excepting the several sections having reference to the appointment of the aforesaid Board and the several provisions connected therewith which shall come into operation on the passing thereof."

Page 6, Schedule A. *Omit* Schedule A, *insert* the following new Schedule A:—

" SCHEDULE A.

" List of Poisons.

" 1st Part.

" Arsenic.
" Prussic Acid.
" Strychnine.
" Savin and its Oil.
" Ergot of Rye and its preparations.
" Chloral Hydrate.
" Laudanum.

" 2nd Part.

" Cyanides of Potassium and all metallic Cyanides.
" All poisonous vegetable Alkaloids and their Salts.
" Aconite and its preparations.
" Tartar Emetic.
" Corrosive Sublimate.
" Cantharides.
" Oxalic Acid.
" Chloroform.
" Belladonna and its preparations.
" Opium and all preparations of Opium or of Poppies other than Laudanum.
" Arsenical preparations except Green and other coloured Paints."

- Page 6, Schedule C, line 39. Omit "New South Wales Medical"
 " 7, Schedule D, line 4. After "Board" insert "of Pharmacy"
 " Schedule E, line 11. Omit "New South Wales Medical"
 " " 12. After "Board" insert "of Pharmacy"
 " " lines 14 and 15. Omit "immediately before the passing of the 'Sale and Use
 " 'of Poisons Act 1876'
 " Schedule E, line 16. After "an" insert "apprentice or"
 " " 20. Omit "Legally Qualified Medical Practitioner &c." insert "Registered
 " "Chemist and Druggist"
 " Schedule E, line 24. Omit "immediately before the passing of the 'Sale and Use of
 " 'Poisons Act 1876'
 " Schedule F. Omit Schedule F, insert the following new Schedule F:—

" SCHEDULE F.

" Form of Entry in Book on Sale of Poison.

" Day of sale.	Name of purchaser.	Place of abode.	Occupation.	Quantity and names of Poison.	Purpose for which it is required.	Purchaser's signature.	Witness.	Vendor's signature.
" 1876. " 1 March.	John Jones	Bona Station Merool Creek	Squatter	20 lbs. arsenic ... 10 ozs. strychnine	Sheep-dressing Poisoning Native Dogs	John Jones (or if the purchaser cannot write insert the words "Purchaser cannot write")	Henry Squires Farmer Merool	Richard Stiffener

Examined,—

RICHARD DRIVER,
Chairman of Committees.

10. RESCISSION OF ORDER FOR PRINTING PAPERS:—Mr. Lackey (*by consent*) moved, without Notice, that the Order made this day for printing Papers respecting the erection of a Bridge across Blackman's Swamp Creek, be rescinded.
Question put and passed.
11. LOANS TO MUNICIPALITIES BILL:—The Order of the Day for the second reading of this Bill having been read,—Mr. Stuart moved, That this Order of the Day be postponed until Wednesday next.
Debate ensued.
Question put and passed.
12. MINING ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Lucas moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 21.

Mr. Robertson, Mr. Stuart, Mr. Lackey, Mr. Lucas, Mr. Garrett, Mr. Burns, Mr. McElhone, Mr. Day, Mr. Charles, Mr. Macintosh, Mr. Terry, Mr. Greville,	Mr. Davies, Mr. F. B. Suttor, Mr. Warden, Mr. Clarke, Mr. Cameron, Mr. J. S. Smith, Mr. Long, <p style="text-align: center;"><i>Tellers.</i></p> Mr. R. Forster, Mr. Hurley (<i>Hartley</i>).
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Noes, 14.

Mr. Parkes, Mr. Driver, Mr. Cohen, Mr. Sutherland, Mr. Piddington, Mr. G. A. Lloyd, Mr. W. H. Suttor, Mr. Hoskins, Mr. Farnell, Mr. Shepherd, Mr. Bennett, Mr. Scholey,	<p style="text-align: center;"><i>Tellers.</i></p> Mr. Fitzpatrick, Mr. Nelson.
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And so it was resolved in the affirmative.

Bill read a second time.

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

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

Ordered, That the adoption of that report stand an Order of the Day for Wednesday next.

13. SUPPLY:—The Order of the Day having been read for the resumption of the Committee of Supply,—Mr. Stuart moved, "That" Mr. Speaker do now leave the Chair.

And the House continuing to sit till after Midnight,—

FRIDAY, 4 AUGUST, 1876, A.M.

Mr. Greville moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "a Select Committee, with power to send for persons and papers, be appointed to inquire into, and to report to this House, upon

“ upon the circumstances attending the obtaining, alteration, and circulation of a certain Report under the hand of the Examiner of Coal Fields, on certain lands the property of the Honorable Thomas Garrett and E. Greville, Esq.

“ (2.) That such Committee consist of Mr. Booth, Mr. Cohen, Mr. H. C. Dangar, Mr. Day, Mr. Farnell, Mr. Fitzpatrick, Mr. Dibbs, Mr. F. B. Suttor, Mr. Robertson, and the Mover.”

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

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 place of the words omitted be there inserted,—put and passed. •

Question then,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and to report to this House, upon the circumstances, attending the obtaining, alteration, and circulation of a certain Report, under the hand of the Examiner of Coal Fields, on certain lands the property of the Honorable Thomas Garrett and E. Greville, Esq.

(2.) That such Committee consist of Mr. Booth, Mr. Cohen, Mr. H. C. Dangar, Mr. Day, Mr. Farnell, Mr. Fitzpatrick, Mr. Dibbs, Mr. F. B. Suttor, Mr. Robertson, and the Mover,—put and passed.

Mr. Robertson then moved, That the House do immediately resolve itself into the Committee of Supply.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee.

Mr. Speaker resumed the Chair, and the Chairman reported progress, and obtained leave to sit again.

The House adjourned at twenty-five minutes before Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 135.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 4 AUGUST, 1876.

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

QUESTIONS:—

- (1.) Court-house at Coonabarabran:—*Mr. Cameron*, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—When will tenders be invited for the new Court-house, &c., at Coonabarabran, and will the plan be prepared suitable for District Court and Quarter Session purposes?

Mr. Lackey answered,—The sum of £1,500 was voted on Estimates for 1876 for the erection of Police Buildings with Court-room, Lock-up, and Stables, at Coonabarabran, and tenders were invited in March last for the erection of the buildings, but no eligible tender was received; afterwards, on the application of the Hon. Member for the Gwydir, a plan was prepared by the Colonial Architect for a Court-house, &c., suitable for a District Court and Court of Quarter Sessions, for which tenders will be invited when the necessary funds have been provided.

- (2.) Land Offices at Bingera, &c.:—*Mr. Cameron*, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to take any steps towards converting Bingera, Moree, Yetman, and Breewarrina into separate Land Offices for taking up Conditional Purchases and for sale of land by auction?

Mr. Garrett answered,—The applications for the erection in these districts of Land Offices are now under consideration.

- (3.) Mr. Argent, Inspector of Conditional Purchases:—*Mr. McElhone*, on behalf of Mr. W. C. Browne, asked the Secretary for Lands, pursuant to Notice,—

(1.) In how many cases has Inspector Argent employed a Solicitor in prosecuting Conditional Purchasers before the Commissioner?

(2.) Did Inspector Argent obtain special authority to do so, and at whose cost was the prosecution or inquiry conducted?

(3.) What are the names of the Conditional Purchasers?

Mr. Garrett answered,—

(1.) In four cases, I believe.

(2.) No such authority was asked for, or given. The Solicitor's costs were paid by Mr. Argent himself. The inquiry was conducted in the ordinary way, at the public expense. On being made aware of the circumstances I gave directions that Solicitors should not be employed by Inspectors, unless under special instructions, and by order of the Minister.

(3.) James Baker, John Davies, Amelia Heath, and Frances Heath.

- (4.) Reserve on Paterson Road:—*Mr. Davies*, on behalf of Mr. H. H. Brown, asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that the long delay in opening the Reserve on the Main Road between Paterson and Maitland is causing considerable inconvenience?

(2.) Will he take action to have this Reserve thrown open to the public without delay?

Mr. Garrett answered,—A full report has just been received from the District Surveyor, is now under consideration, and will be dealt with shortly.

(5.)

(5.) Railway Locomotive Engines :—Mr. Cameron asked the Secretary for Public Works, pursuant to Notice,—

(1.) Who was the successful Tenderer for the twenty-four Railway Locomotive Engines required by the Government some months ago, and what was the amount of the Tender?

(2.) The same information respecting the unsuccessful Tenderers?

Mr. Lackey answered,—

(1.) Messrs. Beyer, Peacock & Co., of Manchester, were the successful Tenderers; the amount of their tender for eighteen Passenger Engines was £2,650 each, free on board in London; for the Goods Engines their price was £2,320, which however was subsequently reduced to £2,785 each.

(2.) There were no other Tenders received for the eighteen Passenger Engines. For the six Goods Engines the following Tenders were received :—W. H. Shaw, Ballarat, £3,995 each; Mort's Dock and Engineering Company, £4,050 each.

(6.) Survey of Conditional Purchases in County of Georgiana :—Mr. Cohen, on behalf of Mr. Pilcher, asked the Secretary for Lands, pursuant to Notice,—

(1.) To what District Surveyor is the County of Georgiana assigned?

(2.) How many selections in that County have not yet been surveyed, and when were those selections taken up?

Mr. Garrett answered,—

(1.) To District Surveyor Fisher and District Surveyor Twynam.

(2.) To give the information required by question No. 2 would require an elaborate investigation and examination of maps and plans. If required by the Honorable Member it will be obtained and laid upon the Table of the House as soon as practicable.

(7.) Railway Platform between George Plains and Reedy Creek :—Mr. Cohen, on behalf of Mr. Pilcher, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it the intention of the Government to erect a Platform or Station upon the Great Western Extension of the Railway at a point about midway between the George Plains and Reedy Creek Stations?

(2.) Will the Government cause a level crossing to be made upon the above line of Railway at the corner of the property owned by Mr. John Lean, of Wimbledon?

Mr. Lackey answered,—The question of a Station at this place has not been considered by the Government; inquiry will, however, now be made, and if it be found that the estimated traffic will justify the outlay, the requisite accommodation will be provided.

2. BRIDGE OVER THE FISH RIVER ("Formal" Motion) :—Mr. W. H. Suttor moved, pursuant to Notice, That the Petition presented by him on 3rd August, respecting the erection of a Bridge over the Fish River, be printed.
Question put and passed.
3. FIRE BRIGADES BILL ("Formal" Motion) :—Mr. Parkes moved, pursuant to Notice, That the Petition presented by him on 3rd August, from Superintendents of Volunteer Fire Companies, in favour of the passing of the Fire Brigades Bill, be printed.
Question put and passed.
4. POSTPONEMENT :—The Order of the Day in reference to Road from Newcastle to Wallsend postponed until Tuesday next.
5. FIRE BRIGADES BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes, "That the Report from the Committee of the Whole be now adopted,"—
And the said Debate not being resumed,—
Question,—That the Report from the Committee of the Whole on this Bill be now adopted,—put and passed.
Ordered, that the Bill be read a third time on Tuesday next.
6. CRIME PROSECUTION BILL :—The Order of the Day having been read,—Mr. Buchanan moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 10.

Mr. Hurley (<i>Hartley</i>),	<i>Tellers.</i>
Mr. Nelson,	
Mr. W. H. Suttor,	Mr. Fitzpatrick,
Mr. Buchanan,	Mr. Cohen.
Mr. Parkes,	
Mr. Bennett,	
Mr. F. B. Suttor,	
Mr. McElhone,	

Noes, 17.

Mr. Robertson,	Mr. Warden,
Mr. Stuart,	Mr. Terry,
Mr. Lucas,	Mr. Davies,
Mr. Lackey,	Mr. Macintosh,
Mr. Burns,	Mr. Sutherland,
Mr. Garrett,	<i>Tellers.</i>
Mr. Hill,	
Mr. Cameron,	Mr. Byrnes,
Mr. R. B. Smith,	Mr. Day.
Mr. Driver,	

And so it passed in the negative.

On motion of Mr. Stuart the Order of the Day was discharged, and the Bill withdrawn.

7. SITES FOR PLACES OF PUBLIC WORSHIP BILL :—The Order of the Day for the second reading of this Bill read, and, on motion of Mr. Cohen, discharged.

Ordered, that the Bill be withdrawn.

8. BRIDGE ACROSS BLACKMAN'S SWAMP CREEK:—The Order of the Day having been read,—on motion of Mr. Nelson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for the year 1876, a sum not exceeding £500, for the construction of a Bridge across Blackman's Swamp Creek, on the Road from Orange to Ophir.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that that report be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Supplementary Estimates for the year 1876, a sum not exceeding £500, for the construction of a Bridge across Blackman's Swamp Creek, on the road from Orange to Ophir.

On motion of Mr. Nelson the Resolution was read a second time, and agreed to.

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

- (1.) Cattle Sale-Yards Act Amendment Bill; second reading;—*until Friday, 18th August.*
- (2.) Apprenticeship Law Amendment Bill; second reading;—*until Friday next.*
- (3.) Public Vehicles Regulation Bill; to be further considered in Committee;—*until Friday next.*
- (4.) Bathurst Markets Amendment Bill; to be further considered in Committee;—*until Friday next.*

10. ANIMALS PROTECTION BILL:—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a third time.

Debate ensued.

Mr. Cameron moved, That this Debate be now adjourned until this day fortnight.

Debate ensued.

Question put on the motion for the adjournment of the Debate.

The House divided.

Ayes, 16.

Noes, 8.

Mr. Burns,	Mr. W. H. Suttor,
Mr. Lackey,	Mr. Warden,
Mr. Lucas,	Mr. R. B. Smith,
Mr. Driver,	Mr. F. B. Suttor,
Mr. McElhone,	Mr. Cameron,
Mr. Hill,	<i>Tellers.</i>
Mr. Fitzpatrick,	Mr. Nelson,
Mr. Day,	Mr. Macintosh.
Mr. Charles,	

Mr. Robertson,
Mr. Stuart,
Mr. Garrett,
Mr. Cohen,
Mr. Hurley (<i>Hartley</i>),
Mr. Farnell,
<i>Tellers.</i>
Mr. Terry,
Mr. Davies.

And so it was resolved in the affirmative.

11. SYDNEY SEWERAGE ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Davies moved, That the report from the Committee of the Whole on this Bill be now adopted.

Question put and passed.

Ordered, that the Bill be read a third time on Tuesday next.

12. PUNTS FOR THE MANNING RIVER:—The Order of the Day having been read,—on motion of Mr. R. B. Smith, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1876, a sum of money not exceeding £1,000, for the construction of Punts to connect Oxley Island, Mitchell's Island, and Scott's Creek, respectively, with the mainland.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that that report be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1876, a sum of money not exceeding £1,000, for the construction of Punts to connect Oxley Island, Mitchell's Island, and Scott's Creek, respectively, with the mainland.

On motion of Mr. Smith the Resolution was read a second time, and agreed to.

13. ROAD AND APPROACHES TO PUNT AT TAREE:—The Order of the Day having been read,—on motion of Mr. R. B. Smith, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1876, a sum of money not exceeding £1,000, for the formation of a Road and Approaches to the Punt at Taree, Manning River.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*) that that Report be now received.

The Chairman then reported the Resolution, which was read a first time, as follows:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for the year 1876, a sum of money not exceeding £1,000, for the formation of a Road and Approaches to the Punt at Taree, Manning River.

On motion of Mr. Smith the Resolution was read a second time, and agreed to.

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

- (1.) Lapsed Votes Bill; second reading ;—*until Tuesday next.*
- (2.) Bathurst Presbyterian Church Trustees Enabling Bill (*as amended and agreed to in Select Committee*) ; second reading ;—*until Friday next.*
- (3.) Cheques and Drafts Amendment Bill reported ; adoption of Report ;—*until Friday next.*

15. POST AND TELEGRAPH OFFICES, RYLSTONE :—The Order of the Day having been read,—on motion of Mr. Hurley (*Hartley*), Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1876, a sum not less than £1,200, for the erection of Post and Telegraph Offices at Rylstone. Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that that report be *now* received.

The Chairman then reported the Resolution, which was read a first time, as follows :—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1876, a sum not exceeding £800, for the erection of Post and Telegraph Offices at Rylstone.

On motion of Mr. Hurley the Resolution was read a second time, and agreed to.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Burns, Mr. Cameron, Mr. Davies, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Fitzpatrick, Mr. Garrett, Mr. Hurley (*Hartley*), Mr. Lackey, Mr. Lucas, Mr. Macintosh, Mr. Parkes, Mr. Robertson, Mr. E. B. Smith, Mr. Stuart, Mr. F. B. Suttor, Mr. W. H. Suttor, and Mr. Terry,—

Mr. Speaker adjourned the House at eleven minutes before Seven o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,

Speaker.

New South Wales.

No. 136.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 8 AUGUST, 1876.

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

QUESTIONS:—

- (1.) Road from Port Macquarie to Ennis:—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—

(1.) What steps have been taken by him or his Department with reference to a Petition presented to him in December last from the Inhabitants of Fernbank Creek, for a grant of money for the formation and construction of the Road, which has been surveyed and marked out by the Lands Department, from Port Macquarie to Ennis *via* Fernbank Creek?

(2.) Will the required grant be made; if so, when?

Mr. Lackey answered,—On the 1st February, 1876, a letter was written to the Minister for Lands as to the action of that Department in this case. A reply was received on the 10th March that District Surveyor Evans was directed to report if he considered it advisable to have this road laid out, and Mr. Smith was so informed by letter of 27th March last. Mr. Evans's reply has not yet been received.

- (2.) Belgrave and Kempsey Road:—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—

(1.) What action has been taken by him or his Department with reference to the Petition presented to him in the month of January last from the Inhabitants of the Upper Macleay River, for a grant of money for a Road to connect the farms of a large number of freeholders and lessees of the Crown with the Road lately opened up between Belgrave and Kempsey?

(2.) Will the request of the Petitioners be complied with?

Mr. Lackey answered,—The paper was sent to the local officer for report on 31st January, 1876. His report was delayed until 12th March; and on further reference, on the 6th June, he reported, after having visited the locality, that the number of people in the vicinity did not justify the expenditure required.

- (3.) Bridge at Dungay Creek:—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—

(1.) What action has been taken by him or his Department with reference to the Petition presented to him in the month of February last from the Inhabitants of Sherwood, Upper Macleay River, for a grant of money for the construction of a Bridge and Approaches at Dungay Creek?

(2.) Is it the intention of the Government to comply with the request of the Petitioners?

Mr. Lackey answered,—Petition sent to local officer for report, and on his visit to Sydney in June last further questions were raised, on which his report has not yet been received, his time having been taken up by other duties in consequence of the floods?

- (4.) Ballangara Road:—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—

(1.) What action has been taken by him or his Department with reference to the Petition from a large number of Landholders, Stockholders, and others residing on the Upper Hastings, Wilson, and Macleay Rivers, for a grant of money to repair and connect the Road from Ballangara, on the Wilson River, to the Road leading to Port Macquarie, Walcha, and New England?

(2.) Will a grant of money be made; if so, when?

Mr.

Mr. Lackey answered,—Petition received on 2nd May, 1876. There were previous applications for three other roads in this vicinity. Local officer reported on 25th May, and further reported on 5th June, that there should only be one expenditure on roads in the locality, and that should be on the road Ballangara to the Punt and thence to the Walcha Road. This line will be put on Schedule for 1877.

- (5.) Bar Scrub Road :—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—
 (1.) What action has been taken by him or his Department with reference to the numerous applications made for a grant of money for the formation and construction of the roads from the Public Ferry at Bar Scrub, Hastings River, to the Port Macquarie and New England Road, and from the Ferry to the Port Macquarie and Rolland's Plains Road, the latter road being a continuation of the former ?

(2.) Will a grant of money be made, as applied for ; if so, when ?

Mr. Lackey answered,—This being one of the roads referred to in the preceding question, the reply is contained in the answer to it.

- (6.) Railway to Orange :—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—
 (1.) Has the contract time expired for the completion of the Great Western Railway Extension from Bathurst to Orange ?

(2.) Have the Government granted any extension of time to the Contractors for the completion of their Contract ?

(3.) Is it the intention of the Government to enforce the penalties against the Contractors for non-completion of their Contract ?

Mr. Lackey answered,—

(1.) Yes ; contract time expired on the 1st instant.

(2 and 3.) The Contractors have made an application for an extension of time, and have urged special reasons in support thereof, which are now under consideration. As I received their communication this morning only, I am not in a position to say more at present.

- (7.) Alienation of unnecessary Roads :—Mr. Nelson asked the Secretary for Lands, pursuant to Notice,—Will he lay upon the Table of this House a copy of the Honorable the Attorney General's Opinion, recently given, having reference to the alienation of unnecessary Roads ?

Mr. Garrett answered,—This evening.

- (8.) Reserve Pamphlets :—*Mr. Cameron*, on behalf of Mr. T. G. Dangar, asked the Secretary for Lands, pursuant to Notice,—

(1.) When will the residue of the Reserve Pamphlets in the Pastoral Districts of Warrego, New England, &c., be ready for distribution ?

(2.) When will the promised Return relating to Land sold at Coonabarabran Land Office be laid upon the Table of the House ?

(3.) When is it likely the Conditional Purchases in the neighbourhood of Baradine Creek will be surveyed ?

Mr. Garrett answered,—

(1.) As soon as practicable after the close of the Session.

(2.) To-morrow.

(3.) For eight months, owing to scarcity of grass and water, no surveyor, with his party, could approach the Baradine, but Mr. Licensed Surveyor Evans is now in the district at work.

- (9.) Court-house, Walgett :—*Mr. Cameron*, on behalf of Mr. T. G. Dangar, asked the Secretary for Public Works, pursuant to Notice,—Is it a fact that the Contractor for Walgett Court-house has given up his Contract ; if so, will there be any objection to say why, and what steps the Government intend to pursue in the matter ?

Mr. Lackey answered,—James Batten's tender for the erection of this building was accepted in June last, but he afterwards stated that he could not undertake the work. Fresh tenders have been invited, to be opened on the 22nd instant.

- (10.) Railway to Murrumburrah :—Mr. Hurley (*Hartley*) asked the Secretary for Public Works, pursuant to Notice,—When is the Railway likely to be opened to Murrumburrah, and what number of men had the contractors employed on the works between Cootamundra and Bowning for the month of July, and amount paid to that date ?

Mr. Lackey answered,—The contract time for the line to Murrumburrah will expire on the 30th November next. It is not expected that the line can be opened for traffic for some six or seven weeks after that time. The number of men employed during the month of July was 550. Amount paid to date on contract from Yass to Cootamundra is £127,938.

- (11.) Tolls on Dunmore and other Bridges :—Mr. Cohen asked the Secretary for Public Works, pursuant to Notice,—Has he yet arrived at any, and if so what decision with reference to allowing any person paying Toll at one of the following Bridges, viz., Dunmore, Pitnacree, or Belmore, to pass over any two of them, including the Bridge at which such Toll is paid, by virtue of the payment of such single Toll ?

Mr. Lackey answered,—The Tolls on these Bridges were leased until 1st January, 1877. The Lessee of Belmore Bridge defaulted, and the lease of the Toll-bar is being sold this day at sureties risk, consequently no change in rates can be made until 1st January next, previous to which a decision will be arrived at.

- (12.) The Gwydir Electorate :—*Mr. Cameron*, on behalf of Mr. T. G. Dangar, asked the Colonial Secretary, pursuant to Notice,—When will the Return ordered by this House on 21st January last of all moneys received from the Gwydir Electorate for the sale of land by auction, &c., since 1871, be laid upon the Table of this House ?

Mr. Robertson answered,—I am informed that this Return will be ready in a day or two.

(13.)

(13.) Architects under Council of Education :—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—

- (1.) How many Architects are employed under the Council of Education in the erection of Public Schools and Teachers Residences throughout the Colony?
- (2.) In what way are the said Architects remunerated, first for City and Suburban, and secondly for Country Schools, &c.?
- (3.) What is the total amount that has been paid to the said Architects during the past three years up to the present time?
- (4.) What are the names, and the amounts received by each Architect?

Mr. Robertson answered,—I have received the following information with reference to the Honorable Member's questions,—

- (1.) One regularly, Mr. G. A. Mansfield; fifteen others have been also employed on special occasions, as required.
- (2.) The Council's Architect, Mr. Mansfield, receives £350; allowance for the present year for Draftsmen and Clerk, £550, for rent £30; also 2½ per cent. commission on works under his special supervision, and 30s. per day travelling expenses. The other Architects receive from 2½ to 5 per cent., according to nature of work performed.
- (3.) £2,697 8s. 6d.
- (4.) Gordon J., £28 10s. 1d.; Gell E., £6 6s.; Hartley A., £16 3s. 4d.; Hales J., £2 13s. 4d.; Isley W., £5 5s.; Laman E. J., £12 12s.; Leeder J. P., £3 6s. 8d.; Mansfield G. A., £2,536 12s. 7d.; Meyers A. F., £24 10s.; Pickering T., £20; Terppe E., £10 4s. 6d.; Vett W., £31 5s. Backhouse B., Donaldson J., Prosser H., Pender J., not paid as yet.

(14.) Agricultural Society of New South Wales :—Mr. Hill asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it true that application has been made to the Government by the Agricultural Society of New South Wales for any portion of the Outer Domain, or any other Government land in the neighbourhood of Sydney, to erect buildings and yards, or either of them, for the purposes of the Exhibitions of the Society?
- (2.) If such application has been made, has he any objection to state what has been done in the matter?

Mr. Robertson answered,—I am informed that no such application has been made.

(15.) The Police Force :—Mr. Driver asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is it a fact that a Sheet, or Return, is forwarded, monthly or otherwise, from each Division of the Force in Sydney to the Inspector General of Police?
- (2.) Does such Sheet, or Return, contain the number of convictions obtained by each member of the Force in Sydney?
- (3.) Have any members of the Force been promoted, or retained as First-class Constables, in consequence of the number of cases or charges in which they have obtained convictions; and if so, how many?
- (4.) Have any members of the Force been placed on an inferior grade in consequence of the small number of charges preferred by them respectively; and if so, how many?

Mr. Robertson answered,—I have been informed as follows :—

- (1.) Yes.
- (2.) No, it is a Return of all arrests and summons cases, and does not show the number of convictions.
- (3.) The Superintendent in charge reports to the Inspector General, and promotions are recommended by him on the ground of general efficiency, without reference to the number of cases in which convictions have been obtained.
- (4.) No.

2. PAPERS :—

Mr. Speaker laid upon the Table,—Abstracts of the Public Accounts for the year 1875, together with the Auditor General's Report thereon,—transmitted to the Legislative Assembly in conformity with the provisions of the 38th clause of the Audit Act, 33 Vic. No. 18.
Ordered to be printed.

Mr. Stuart laid upon the Table,—Return showing the quantity of Colonial Wine imported from South Australia, by way of the River Murray, into New South Wales, during the year 1875; and the quantity exported by the same route into South Australia during the same period.
Ordered to be printed.

Mr. Garrett laid upon the Table,—

- (1.) Opinion of the Attorney General with reference to the sale of part of a Street.
- (2.) Correspondence respecting the forfeiture of a Conditional Purchase made by Josiah Pitty, near Deniliquin.
- (3.) Return to an Order, made on 20th July, 1876, in reference to the withdrawal of Reserve No. 16, in the Parish of Attunga.
Ordered to be printed.

3. REPORT OF EXAMINER OF COAL FIELDS ON LAND HELD BY MESSRS. GARRETT AND GREVILLE :—

Mr. Farnell presented a Petition from Edward Greville, Esquire, Member for the Electoral District of Braidwood, praying to be heard by Counsel, or otherwise, before the Select Committee appointed to inquire into this subject.
Petition received.

Mr. Farnell then moved, That the prayer of the Petition be complied with, and that the Petition be referred to the said Committee.

Question put and passed.

4. **CONTRACTORS DEBTS BILL** ("Formal" Motion):—Mr. W. H. Suttor moved, pursuant to Notice, for leave to bring in a Bill for better securing the payment of Debts due to Workmen.
Question put and passed.
5. **REPORT OF EXAMINER OF COAL FIELDS ON LAND HELD BY MESSRS. GARRETT AND GREVILLE** ("Formal" Motion):—Mr. Greville moved, pursuant to Notice, That the name of Mr. Davies be substituted for that of Mr. Greville as a Member of the Select Committee on "Report of Examiner of Coal Fields on Land held by Messrs. Garrett and Greville."
Question put and passed.
6. **SYDNEY SEWERAGE ACT AMENDMENT BILL** ("Formal" Order of the Day),—on motion of Mr. Davies, read a third time, and passed.
Mr. Davies then moved, That the Title of this Bill be "An Act further to amend the 'Sydney Sewerage Act of 1853' to make provision for imposing a more equitable Sewerage Rate."
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "An Act further to amend the 'Sydney Sewerage Act of 1853' to make provision for imposing a more equitable Sewerage Rate,"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 8th August, 1876.*
7. **CONTRACTORS DEBTS BILL**:—Mr. W. H. Suttor presented a Bill, intituled "A Bill for better securing the payment of Debts due to Workmen,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 18th August.
8. **ADJOURNMENT**:—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
9. **SUPPLY OF COAL FOR RAILWAY PURPOSES**:—Mr. Scholey moved, pursuant to Notice, That the Report from the Select Committee on "Supply of Coal for Railway Purposes" be now adopted.
Question put.
The House divided.

Ayes, 14.

Mr. Wisdom,	Mr. Scholey,
Mr. Piddington,	Mr. McElhone,
Mr. G. A. Lloyd,	Mr. Sutherland,
Mr. Driver,	Mr. Fitzpatrick,
Mr. Nelson,	Tellers.
Mr. Parkes,	Mr. Hill,
Mr. Bennett,	Mr. Hurley (<i>Hartley</i>).
Mr. Cohen,	

Noes, 13.

Mr. Robertson,	Mr. Macintosh,
Mr. Stuart,	Mr. Clarke,
Mr. Lackey,	Mr. Abbott,
Mr. Garrett,	Tellers.
Mr. Burns,	Mr. Davies,
Mr. J. S. Smith,	Mr. W. H. Suttor.
Mr. Cameron,	
Mr. Warden,	

And so it was resolved in the affirmative.

10. **MR. JOHN Garsed**:—Mr. Hurley (*Hartley*) 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 Proceedings filed in the Supreme Court, 4th term, A.D. 1862, in the matter of the Attorney General, Reading, and Others; also, letter from John Garsed, of 15th May, 1865, and letter from Mr. Secretary Robertson in reply thereto, dated 30th June, 1865, in reference to above proceedings; also, Mrs. Emma Garsed's Petitions of 1862, together with Mr. Dick's letter, dated 14th April, 1862, and the Attorney General's opinion of remission of Garsed's sentence, of 10th January, 1862.
Question put and passed.
11. **DISEASES AFFECTING LIVE STOCK**:—Mr. J. S. Smith moved, pursuant to Notice, That the last Progress Report of the Select Committee on "Diseases affecting Live Stock" be now adopted.
Debate ensued.
Question put and passed.
12. **SURVEY OF CROWN LANDS FOR AUCTION SALE**:—Mr. Bennett moved, pursuant to Notice,—
(1.) That the Surveying of Crown Lands for Auction Sale be suspended for twelve months, in order to give the Surveyors an opportunity to measure up all Conditional and other Purchased Crown Lands made in their respective districts.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Motion, by leave, withdrawn.
13. **WATER SUPPLY IN PASTORAL DISTRICTS**:—Mr. Farnell moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Minutes which have passed between the late or the present Minister for Lands, the Surveyor General, the Officer in Charge of Occupation, or other officials in the Lands Department, having reference to the conservancy of Water Supply in the Pastoral Districts; also, copies of all Minutes which have passed between the present Minister for Lands, the Surveyor General, the Officer in Charge of Occupation, or other officials of the Lands Department, having reference to the reservation of Water for Travelling Stock.
Question put and passed.
14. **COMMON LODGING HOUSES**:—Mr. Cameron moved, pursuant to Notice, That the Report of the Select Committee on "Common Lodging Houses" be now adopted.
Debate ensued.
Question put and passed.

15. MR. GERARD KREFFT:—Mr. Hurley (*Hartley*) moved, pursuant to Notice,—
 (1.) That, in the opinion of this House, the dismissal of Gerard Krefft from the Office of Cúrador of the Museum is unwarrantable by any facts disclosed by any investigation that has taken place with regard to the Museum.
 (2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 2.

Tellers.
 Mr. Sutherland,
 Mr. Hurley (*Hartley*).

Noes, 29.

Mr. Robertson,	Mr. Cameron,
Mr. Lackey,	Mr. Jacob,
Mr. Garrett,	Mr. Charles,
Mr. Burns,	Mr. Warden,
Mr. Long,	Mr. Clarke,
Mr. Parkes,	Mr. J. Watson,
Mr. G. A. Lloyd,	Mr. Davies,
Mr. Wisdom,	Mr. Farnell,
Mr. F. B. Suttor,	Mr. Hoskins,
Mr. Macintosh,	Mr. Scholey,
Captain Onslow,	Mr. Bennett,
Mr. Driver,	<i>Tellers.</i>
Mr. Hill,	Mr. W. H. Suttor,
Mr. Fitzpatrick,	Mr. H. C. Dangar,
Mr. McElhone,	
Mr. Day,	

And so it passed in the negative.

16. SEWER TO SHEA'S CREEK:—Mr. Davies moved, pursuant to Notice, 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 1876, a sum of £20,000, for the construction of a Public Sewer along Bourke-street to Shea's Creek, as recommended by the Sewage and Health Board.
 Debate ensued.
 Mr. Piddington moved, That the Question be amended by the addition of the words "provided that the locality of the proposed Sewer be examined and recommended by the Secretary for "Public Works."
 Question proposed, That the words proposed to be added be there added.
 Debate continued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 9 AUGUST, 1876 A.M.

Question put,—That the words proposed to be added be there added.
 The House divided.

Ayes, 15.

Mr. Robertson,	Mr. Piddington,
Mr. Burns,	Mr. G. A. Lloyd,
Mr. Lackey,	Mr. Sutherland,
Mr. Garrett,	Mr. H. C. Dangar,
Mr. Charles,	<i>Tellers.</i>
Mr. R. B. Smith,	Mr. Cameron,
Mr. Wisdom,	Mr. Macintosh.
Mr. Clarke,	
Mr. Davies,	

Noes, 12.

Mr. Driver,	Mr. Hoskins,
Mr. W. C. Browne,	<i>Tellers.</i>
Mr. Farnell,	Mr. Hill,
Mr. Nelson,	Mr. McElhone.
Mr. W. H. Suttor,	
Mr. Scholey,	
Mr. Day,	
Mr. Bennett,	
Mr. Fitzpatrick,	

And so it was resolved in the affirmative.

Main Question then put,—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 1876, a sum of £20,000, for the construction of a Public Sewer along Bourke-street to Shea's Creek, as recommended by the Sewage and Health Board; provided that the locality of the proposed Sewer be examined and recommended by the Secretary for Public Works.

The House divided.

Ayes, 13.

Mr. Robertson,	Mr. Piddington,
Mr. Burns,	Mr. Sutherland,
Mr. Lackey,	Mr. Garrett,
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. Cameron,	Mr. Charles,
Mr. Wisdom,	Mr. Macintosh.
Mr. Clarke,	
Mr. Davies,	

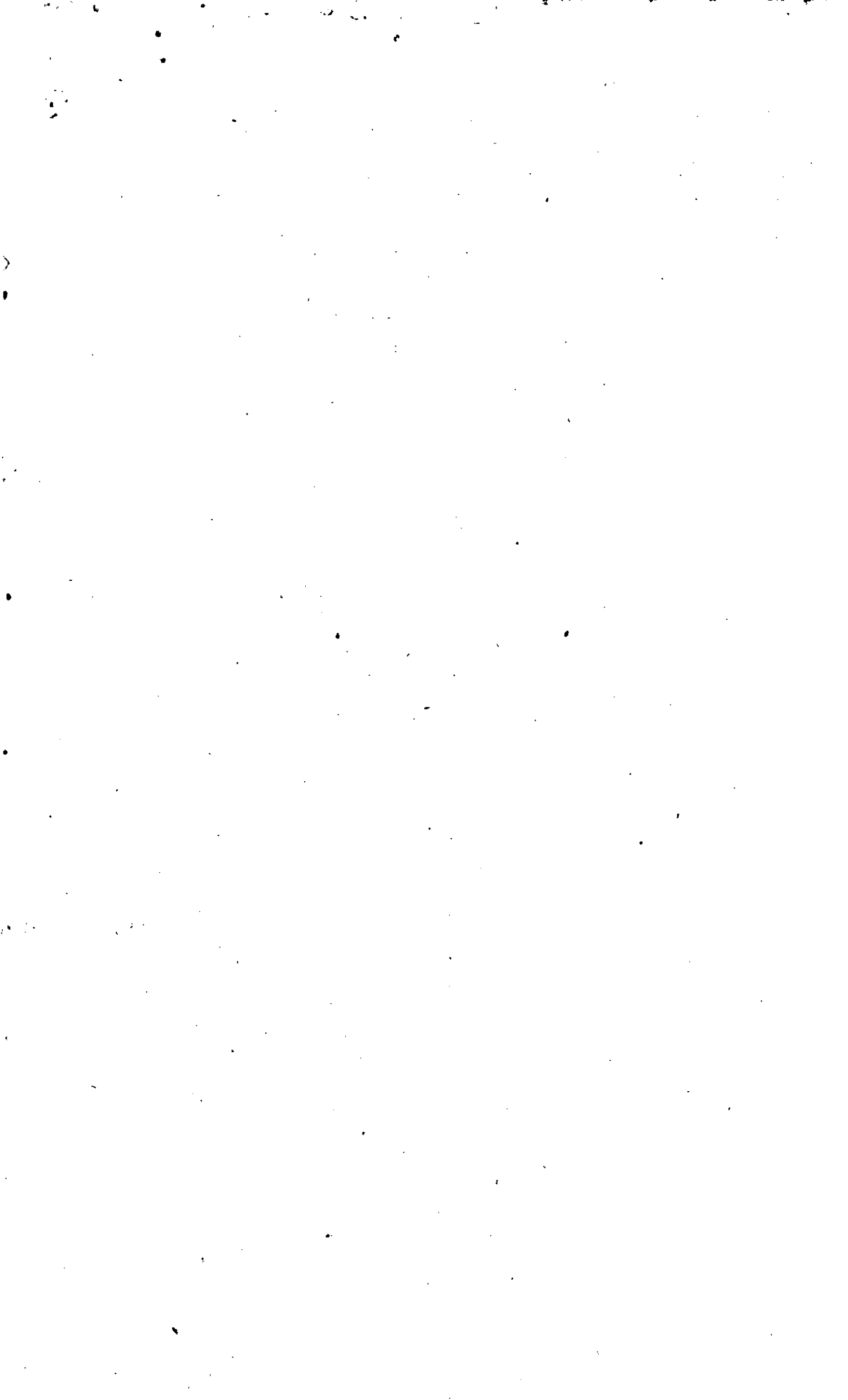
Noes, 14.

Mr. Driver,	Mr. Bennett,
Mr. G. A. Lloyd,	Mr. Fitzpatrick,
Mr. H. C. Dangar,	Mr. Hill,
Mr. W. H. Suttor,	Mr. McElhone,
Mr. Nelson,	<i>Tellers.</i>
Mr. Farnell,	Mr. W. C. Browne,
Mr. Day,	Mr. Hoskins.
Mr. Scholey,	

And so it passed in the negative.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 137.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 9 AUGUST, 1876.

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

QUESTIONS:—

(1.) Duty on Tobacco:—Mr. Davies asked the Colonial Treasurer, pursuant to Notice,—
(1.) What number of pounds of manufactured Tobacco that paid duties on from 1st January to 30th June, 1876, inclusive?

(2.) What number of pounds of unmanufactured Tobacco paid duties the same period?

Mr. Stuart answered,—

(1.) 92,415 lbs.

(2.) 407,484 lbs.

(2.) Mr. Argent, Inspector of Conditional Purchases:—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—

(1.) Are the Government aware that the informer, James Sevil, in the cases of James Baker, John Davies, Amelia Heath, and Frances Heath, was the same person who gave evidence and instructed Mr. Argent to employ a solicitor and paid the fees?

(2.) In whose name do these Selections now stand?

(3.) Are the Government aware that the most likely place to get Mr. Argent, when required, is at Mooki Springs, the residence of James Sevil?

Mr. Garrett answered,—

(1.) The Government are not aware of the instructions to employ a solicitor having emanated from anybody but the Inspector, who is understood to have himself paid the fees.

(2.) The Selections have been declared forfeited.

(3.) No.

(3.) Bar Scrub Road:—Mr. R. B. Smith asked the Secretary for Public Works, pursuant to Notice,—

(1.) What action has been taken by him or his Department with reference to the numerous applications made for a grant of money for the formation and construction of the Roads from the Public Ferry at Bar Scrub, Hastings River, to the Port Macquarie and New England Road, and from the Ferry to the Port Macquarie and Rolland's Plains Road, the latter Road being a continuation of the former?

(2.) Will a grant of money be made, as applied for; and if so, when?

Mr. Lackey answered,—A reply was given to a similar question from the Honorable Member last night, that the road Ballingarra to the Punt, and thence to the Walcha Road, which is identical with the road referred to in this question, would be put on Schedule for 1877.

(4.) Newton Boyd Road:—Mr. Abbott asked the Secretary for Public Works, pursuant to Notice,—

(1.) Are the Government aware that the late floods in the New England and Clarence Districts have rendered traffic on the Newton Boyd Road impossible?

(2.) Have the Government taken any, and what, steps to repair the flood damage to such road?

Mr. Lackey answered,—

(1.) The road was impassable for a few days in consequence of some slips and injury to the approaches to a bridge on the Little River Road, and of injury to road at Grafton. All the damages have been repaired to pass traffic, except in the latter case, which is being repaired as rapidly as possible.

(2.) Further information is being obtained to enable the Government to decide on the steps to be taken at the Mann and Henry Bridges, injured while being constructed.

2. **ENDOWMENT OF MUNICIPALITIES** :—Mr. Charles presented a Petition from the Municipal Council of Shellharbour, in favour of the Endowment of Municipalities, and praying the House to adopt measures for the efficient carrying on of Municipal Government.
Petition received.
3. **LUNATIC ASYLUM, PARRAMATTA** :—Mr. Macintosh presented a Petition from James Robertson Firth, Acting Superintendent of the Lunatic Asylum at Parramatta, praying to be examined as a witness before the Select Committee now inquiring into the management of that Institution.
Petition received,—and, on motion of Mr. Macintosh, referred to the said Committee.
4. **PAPERS** :—
Mr. Robertson laid upon the Table,—Parts I and II of the Statistical Register of New South Wales for the year 1875.
Part I. Population, Immigration, and Vital Statistics.
Part II. Religion, Education, and Crime.
Ordered to be printed.
Mr. Burns laid upon the Table,—Conference by Telegraph respecting San Francisco Service—Telegraph Cable Charges.
Ordered to be printed.
5. **LOANS TO MUNICIPALITIES BILL** :—The Order of the Day having been read,—Mr. Stuart moved, That this Bill be now read a second time.
Debate ensued.
Motion, by leave, withdrawn.
On motion of Mr. Stuart, the Order of the Day was discharged, and the Bill withdrawn.
6. **ADJOURNMENT** :—Mr. Dibbs moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. **POSTPONEMENT** :—The Order of the Day for the adoption of the report on the Mining Act Amendment Bill postponed until to-morrow.
8. **SUPPLY** :—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 10 AUGUST, 1876 A.M.

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

The Chairman also reported that the Committee had come to several Resolutions.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the report be now received.

The Chairman then reported the Resolutions, which were read a first time, as follows:—

SUPPLEMENTARY ESTIMATES FOR THE YEARS 1874 AND 1875.

Services of 1874

No. II.—EXECUTIVE AND LEGISLATIVE.

(9.) Resolved, that there be granted to Her Majesty, a sum not exceeding £42 1s. 4d., to defray supplementary charge under the head "Legislative Assembly."

No. III.—COLONIAL SECRETARY.

(10.) Resolved, that there be granted to Her Majesty, a sum not exceeding £125, to defray supplementary charge under the head "Volunteers."

(11.) Resolved, that there be granted to Her Majesty, a sum not exceeding £60 3s. 7d., to defray supplementary charge under the head "Hospital for the Insane, Gladesville."

No. IV.—ADMINISTRATION OF JUSTICE AND PUBLIC INSTRUCTION.

(12.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray supplementary charge under the head "Department of Justice and Public Instruction."

(13.) Resolved, that there be granted to Her Majesty, a sum not exceeding £63, to defray supplementary charge under the head "Divorce Court."

(14.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray supplementary charge under the head "Coroners."

(15.) Resolved, that there be granted to Her Majesty, a sum not exceeding £62 10s., to defray supplementary charge under the head "The Attorney General."

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(16.) Resolved, that there be granted to Her Majesty, a sum not exceeding £601 1s. 10d., to defray supplementary charge under the head "Marine Board."

No. VI.—SECRETARY FOR LANDS.

(17.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,712 16s. 11d., to defray supplementary charge under the head "Commission to Land Agents, Appraisers, and others,"—further sum.

(18.) Resolved, that there be granted to Her Majesty, a sum not exceeding £35 12s. 5d., to defray supplementary charge under the head "Miscellaneous."

No. VIII.

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (19.) Resolved, that there be granted to Her Majesty, a sum not exceeding £424 9s., to defray supplementary charge under the head "Roads and Bridges."
 (20.) Resolved, that there be granted to Her Majesty, a sum not exceeding £238 14s. 6d., to defray supplementary charge under the head "Public Works and Buildings."

No. IX.—THE POSTMASTER GENERAL.

- (21.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,634 12s. 3d., to defray supplementary charge under the head "Post Office."

Services of 1875.

No. II.—EXECUTIVE AND LEGISLATIVE.

- (22.) Resolved, that there be granted to Her Majesty, a sum not exceeding £23 10s. 5d., to defray supplementary charge under the head "Executive Council."

No. III.—COLONIAL SECRETARY.

- (23.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,000, to defray supplementary charge under the head "Police—Contingencies."
 (24.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge under the head "Auditor General."
 (25.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge under the head "Agent General for the Colony."
 (26.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600, to defray supplementary charge under the head "Charitable Allowances."
 (27.) Resolved, that there be granted to Her Majesty, a sum not exceeding £278 1s. 6d., to defray supplementary charge under the head "Miscellaneous."

No. IV.—MINISTER OF JUSTICE AND PUBLIC INSTRUCTION.

- (28.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10, to defray supplementary charge under the head "District Courts."
 (29.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray supplementary charge under the head "Free Public Library."
 (30.) Resolved, that there be granted to Her Majesty, a sum not exceeding £977 3s. 9d., to defray supplementary charge under the head "Grants in aid of Public Institutions."
 (31.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,266 10s. 5d., to defray supplementary charge under the head "Miscellaneous."
 (32.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to defray supplementary charge under the head "Attorney General's Department."

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (33.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,150, to defray supplementary charge under the head "Printing, Bookbinding, Stamps, &c."
 (34.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,615, to defray supplementary charge under the head "Marine Board."
 (35.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,451 4s. to defray supplementary charge under the head "Miscellaneous."

No. VI.—SECRETARY FOR LANDS.

- (36.) Resolved, that there be granted to Her Majesty, a sum not exceeding £331, 5s., to defray supplementary charge under the head "Occupation of Lands."
 (37.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,319 17s. 6d., to defray supplementary charge under the head "Miscellaneous."

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (38.) Resolved, that there be granted to Her Majesty, a sum not exceeding £125, to defray supplementary charge under the head "Department of Public Works."
 (39.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,465 4s. 4d., to defray supplementary charge under the head "Harbours and Rivers."
 (40.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,172 12s. 5d. to defray supplementary charge under the head "Public Works and Buildings."
 (41.) Resolved, that there be granted to Her Majesty, a sum not exceeding £495, to defray supplementary charge under the head "Roads."
 (42.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30,000, to defray supplementary charge under the head "Railways—Open for Traffic."
 (43.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100 to defray supplementary charge under the head "Railways—Works in Progress."

No. IX.—THE POSTMASTER GENERAL.

- (44.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge under the head "Post Office."

RE-VOTES FOR 1875.

Balances of Appropriations which lapsed under the 17th clause of the Audit Act of 1870, to be re-voted:—

- (45.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,238 7s. 7d., to be re-voted for 1875.

ESTIMATES

ESTIMATES OF EXPENDITURE—1876.

No. I.—SCHEDULES.

(46.) Resolved, that there be granted to Her Majesty, for the year 1876, a sum not exceeding £1,531, to defray Pensions not provided for by Schedule (B) to Schedule (No. 1) of the Act of the Imperial Parliament 18 and 19 Vic., cap. 54.

No. II.—EXECUTIVE AND LEGISLATIVE.

(47.) Resolved, that there be granted to Her Majesty, a sum not exceeding £928, to defray the salaries and contingencies of the Executive Council Establishment, for the year 1876.

(48.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,020, to defray the salaries and contingencies of the Legislative Council Establishment, for the year 1876.

(49.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,688, to defray the salaries and contingencies of the Legislative Assembly Establishment, for the year 1876.

(50.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,750, to defray the salaries and contingencies of the Joint Establishment of the Legislative Council and Assembly, for the year 1876.

(51.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,470, to defray the salaries and contingencies of the Parliamentary Library Establishment, for the year 1876.

No. III.—COLONIAL SECRETARY.

(52.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,556, to defray the salaries and contingencies of the Colonial Secretary's Establishment, for the year 1876.

(53.) Resolved, that there be granted to Her Majesty, a sum not exceeding £41,400, for the maintenance of the Permanent and Volunteer Military Forces for the year 1876.

(54.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,641, to defray the expenses of the Naval Brigade, for the year 1876.

(55.) Resolved, that there be granted to Her Majesty, a sum not exceeding £163,864, to defray the salaries and contingencies for the Police Service, for the year 1876.

(56.) Resolved, that there be granted to Her Majesty, a sum not exceeding £62,556, to defray the salaries and contingencies for Prisons for the year 1876.

(57.) Resolved, that there be granted to Her Majesty, a sum not exceeding £55,506, to defray the salaries and contingencies of Lunatic Asylums, for the year 1876.

(58.) 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 1876.

(59.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,785, to defray the charge for payment to Medical Adviser, Surgeons to Public Institutions, Fees to Medical Officers, Country Districts, Fees to Vaccinators, and for attendance on Aborigines, for the year 1876.

(60.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,495, to defray the salaries and contingencies of the Auditor General's Establishment, for the year 1876.

(61.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,070, to defray the salaries and contingencies of the Registrar General's Establishment, for the year 1876.

(62.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,650, to defray the salaries and contingencies for the Agent General for the Colony, for the year 1876.

(63.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,805, to defray the charge for Industrial Schools for the year 1876.

(64.) Resolved, that there be granted to Her Majesty, a sum not exceeding £329, to defray the salaries and contingencies for Biloela Reformatory for Girls, Parramatta River, for the year 1876.

(65.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600, to defray the charge for Charitable Institutions, for the year 1876.

(66.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,990, to defray the charge for Asylums for the Infirm and Destitute, for the year 1876.

(67.) Resolved, that there be granted to Her Majesty, a sum not exceeding £53,403, for Charitable Allowances for the year 1876.

(68.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50,000 for Immigration, for the year 1876.

(69.) Resolved, that there be granted to Her Majesty, a sum not exceeding £21,898, to defray Miscellaneous Services for the year 1876.

No. IV.—ADMINISTRATION OF JUSTICE AND PUBLIC INSTRUCTION.

(70.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,110, to defray the salaries and contingencies of the Department of Justice and Public Instruction, for the year 1876.

(71.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,548, to defray the salaries and contingencies of the Establishments of the Supreme and Circuit Courts, for the year 1876.

(72.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,125, to defray the salaries and contingencies of the Establishment of the Sheriff, for the year 1876.

(73.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,420, to defray the salaries of the Establishment of the Insolvency Court, for the year 1876.

(74.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,089, to defray the salaries and contingencies of the District Courts Establishments, for the year 1876.

(75.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,668, to defray the salaries and contingencies connected with Coroners' Inquests, for the year 1876.

(76.) Resolved, that there be granted to Her Majesty, a sum not exceeding £44,246, to defray the salaries and contingencies of Petty Sessions, for the year 1876.

(77.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,430, to defray the salaries and contingencies of the Observatory, for the year 1876.

(78.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,500, to defray the salaries and contingencies of the Museum, for the year 1876.

(79.)

- (79.) Resolved, that there be granted to Her Majesty, a sum not exceeding £250,000, for the support of Public Instruction, under the Act 30 Vict. No. 22, for the year 1876.
- (80.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,690, to defray the salaries and contingencies of the Free Public Library, for the year 1876.
- (81.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,840, as Grants in aid of Public Institutions, for the year 1876.
- (82.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,423, to defray Miscellaneous Services for the year 1876.
- (83.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,304, to defray the salaries and contingencies of the Establishment of the Attorney General, for the year 1876.
- (84.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,839, to defray the salaries and contingencies of the Establishment of the Crown Solicitor, for the year 1876.
- (85.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,621, to defray the salaries and contingencies of the Quarter Sessions Establishment, for the year 1876.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (86.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,420, to defray the salaries and contingencies of the Treasury Establishment, for the year 1876.
- (87.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,195, to defray the salaries and contingencies of the Stamp Duties Establishment, for the year 1876.
- (88.) Resolved, that there be granted to Her Majesty, a sum not exceeding £41,296, to defray the salaries and contingencies of the Customs Establishment, for the year 1876.
- (89.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,452, to defray the salaries and contingencies of the Colonial Distilleries and Refineries Establishment, for the year 1876.
- (90.) Resolved, that there be granted to Her Majesty, a sum not exceeding £295, to defray the charge for Gold Receivers, for the year 1876.
- (91.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,000, to defray the charge for Freight and Conveyance of Gold and Escorts, for the year 1876.
- (92.) Resolved, that there be granted to Her Majesty, a sum not exceeding £26,347, to defray the salaries, wages, and contingencies of the Printing, Bookbinding, Stamps, and Railway Tickets Department, for the year 1876.
- (93.) Resolved, that there be granted to Her Majesty, a sum not exceeding £78,489, to defray the salaries and contingencies of Stores and Stationery Establishment, for the year 1876.
- (94.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,835, to defray the salaries and contingencies of the Ordnance and Barrack Department, for the year 1876.
- (95.) Resolved, that there be granted to Her Majesty, a sum not exceeding £905, to defray the salaries and contingencies of the Health and Emigration Officers, for the year 1876.
- (96.) Resolved, that there be granted to Her Majesty, a sum not exceeding £866, to defray the salaries and contingencies of the Quarantine Establishment, for the year 1876.
- (97.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,250, to defray the salaries and contingencies of the Shipping Masters' Establishments for the year 1876.
- (98.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,300, to defray the salaries and contingencies of the Glebe Island Abattoir Establishment, for the year 1876.
- (99.) Resolved, that there be granted to Her Majesty, a sum not exceeding £33,814, to defray the salaries and contingencies of the Marine Board of New South Wales, for the year 1876.
- (100.) Resolved, that there be granted to Her Majesty, a sum not exceeding £400, to defray Gratuities to Coxswains and Crews of Lifeboats, for the year 1876.
- (101.) Resolved, that there be granted to Her Majesty, a sum not exceeding £58,979, to defray Miscellaneous Services for the year 1876.
- (102.) Resolved, that there be granted to Her Majesty, a sum not exceeding £60,000, to enable the Treasurer to make Advances to Public Officers, and on account of other Governments, and to pay expenses of an unforeseen nature, which will afterwards be submitted for Parliamentary appropriation. The whole amount to be adjusted not later than the 31st December, 1877.

NO. VI.—SECRETARY FOR LANDS.

- (103.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,570, to defray the salaries and contingencies of the Department of Lands, for the year 1876.
- (104.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,000, to defray the salaries and contingencies of the Department for Inquiries under "Land Acts Amendment Act of 1875," for the year 1876.
- (105.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,350, to defray the salaries and contingencies of the Department for Inspection of Conditional Purchases, for the year 1876.
- (106.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,750,—to defray Salaries and Commission to Land Agents, Appraisers, and others, for the year 1876.
- (107.) Resolved, that there be granted to Her Majesty, a sum not exceeding £350, to defray the salaries and contingencies for Inspection of Oyster Beds, for the year 1876.
- (108.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,250, to defray the charge for Minor Roads for the year 1876.
- (109.) Resolved, that there be granted to Her Majesty, a sum not exceeding £207,119, to defray the salaries and contingencies of the Establishment for the Survey of Lands, for the year 1876.
- (110.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,229, to defray the salaries and contingencies for Triangulation and General Survey of the Colony, for the year 1876.
- (111.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,270, to defray the salaries and contingencies of the Occupation of Lands Establishment, for the year 1876.
- (112.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,532, to defray the salaries and contingencies of Establishment for Prevention of Scab in Sheep, for the year 1876.

- (113.) Resolved, that there be granted to Her Majesty, a sum not exceeding £380, to defray the salaries and contingencies of the Imported Stock Establishment, for the year 1876.
- (114.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,175, to defray the salaries and contingencies of the Establishment for the Registration of Brands, for the year 1876.
- (115.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,437, to defray the salaries and contingencies of the Botanic Gardens Establishment, for the year 1876.
- (116.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,513, to defray the salaries and contingencies of the Establishment of the Government Domains and Hyde Park, for the year 1876.
- (117.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,550, to defray Miscellaneous Services for the year 1876.

No. VII.—SECRETARY FOR MINES.

- (118.) Resolved, that there be granted to Her Majesty, a sum not exceeding £29,444, to defray the salaries and contingencies of the Department of Mines, for the year 1876.

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (119.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,356, to defray the salaries and contingencies of the Department of Public Works, for the year 1876.
- (120.) Resolved, that there be granted to Her Majesty, a sum not exceeding £116,634, to defray the charge for Harbours and Rivers Navigation for the year 1876.
- (121.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,087, to defray the salaries and contingencies of the Establishment of the Colonial Architect, for the year 1876.
- (122.) Resolved, that there be granted to Her Majesty, a sum not exceeding £193,555, to defray the expense of Public Works and Buildings, for the year 1876.
- (123.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,355, to defray the salaries and contingencies for Roads and Bridges, General Establishment, for the year 1876.
- (124.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,924, to defray the salaries and contingencies for Roads and Bridges, Superintendents in Field, for the year 1876.
- (125.) Resolved, that there be granted to Her Majesty, a sum not exceeding £369,040, to defray the expense for construction and maintenance of Roads and Bridges, for the year 1876.
- (126.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100 to defray Miscellaneous Services for the year 1876.

RE-VOTES FOR 1876.

- (127.) Resolved that there be granted to Her Majesty, a sum not exceeding £74,050, being for Appropriations of 1875 for Public Works, which were not operated upon during that year, to be re-voted for 1876.

No. VIII.—RAILWAYS.

- (128.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,925, to defray the salaries and contingencies of the Railway Branch of the Department of Public Works, "General Establishment," for the year 1876.
- (129.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,623, to defray the salaries and contingencies of the "Engineering Establishment," Works in Progress, for the year 1876.
- (130.) Resolved, that there be granted to Her Majesty, a sum not exceeding £325,230, to defray salaries and contingencies of Establishment "Existing Lines—Working Expenses," for the year 1876.
- (131.) Resolved, that there be granted to Her Majesty, a sum not exceeding £27,100 for "Miscellaneous" for the year 1876.

No. IX.—THE POSTMASTER GENERAL.

- (132.) Resolved, that there be granted to Her Majesty, a sum not exceeding £197,426, to defray the salaries and contingencies of the Post Office Department, for the year 1876.
- (133.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,395, to defray the salaries and contingencies of the Money Order Department, for the year 1876.
- (134.) Resolved, that there be granted to Her Majesty, a sum not exceeding £75,701, to defray the salaries and contingencies of the Electric Telegraph Department, for the year 1876.
- (135.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,500 for New Zealand Cable Subsidy, for the year 1876.

FURTHER SUPPLEMENTARY ESTIMATES FOR THE YEAR 1875 AND PREVIOUS YEARS.

Services of 1873 and 1874.

No. III.—COLONIAL SECRETARY.

- (136.) Resolved, that there be granted to Her Majesty, a sum not exceeding £32 11s. 4d., to defray supplementary charge for "Permanent Artillery."
- (137.) Resolved, that there be granted to Her Majesty, a sum not exceeding £97 19s. 8d., to defray supplementary charge for "Asylum for Imbeciles, &c., Newcastle."

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (138.) Resolved, that there be granted to Her Majesty, a sum not exceeding £35 7s., to defray supplementary charge for "Health and Emigration Officers."

No. VI.—

No. VI.—SECRETARY FOR LANDS.

(139.) Resolved, that there be granted to Her Majesty, a sum not exceeding £81 5s., to defray supplementary charge for "Miscellaneous."

No. VIII.—SECRETARY FOR PUBLIC WORKS.

(140.) Resolved, that there be granted to Her Majesty, a sum not exceeding £521 3s. 6d., to defray supplementary charge for "Railways."

Services of the Year 1875.

No. III.—COLONIAL SECRETARY.

(141.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray supplementary charge for "Police."

(142.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10 6s. 4d., to defray supplementary charge for "Lunatic Reception House, Darlington."

(143.) Resolved, that there be granted to Her Majesty, a sum not exceeding £420, to defray supplementary charge for "Registrar General."

(144.) Resolved, that there be granted to Her Majesty, a sum not exceeding £529 1s. 4d., to defray supplementary charge for "Charitable Allowances."

(145.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray supplementary charge for "Asylum for the Infirm and Destitute."

(146.) Resolved, that there be granted to Her Majesty, a sum not exceeding £414 18s. 4d., to defray supplementary charge for "Miscellaneous."

No. IV.—MINISTER OF JUSTICE AND PUBLIC INSTRUCTION.

(147.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge for "Coroners."

(148.) Resolved, that there be granted to Her Majesty, a sum not exceeding £423 15s., to defray supplementary charge for "Observatory."

(149.) Resolved, that there be granted to Her Majesty, a sum not exceeding £333 6s. 8d., to defray supplementary charge for "Grants in aid of Public Institutions."

(150.) Resolved, that there be granted to Her Majesty, a sum not exceeding £633 5s. 2d., to defray supplementary charge for "Miscellaneous."

No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(151.) Resolved, that there be granted to Her Majesty, a sum not exceeding £87 10s., to defray supplementary charge for "Customs."

(152.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,772 16s. 6d., to defray supplementary charge for "Marine Board."

(153.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,764 16s. 2d., to defray supplementary charge for "Miscellaneous."

No. VI.—SECRETARY FOR LANDS.

(154.) Resolved, that there be granted to Her Majesty, a sum not exceeding £624 10s. 11d., to defray supplementary charge for "Inquiries under the 'Lands Acts Amendment Act, 1875.'"

No. VIII.—SECRETARY FOR PUBLIC WORKS.

(155.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,666 10s. 4d., to defray supplementary charge for "Harbours and Rivers Navigation."

(156.) Resolved, that there be granted to Her Majesty, a sum not exceeding £116 13s. 4d., to defray supplementary charge for "Roads and Bridges."

(157.) Resolved, that there be granted to Her Majesty, a sum not exceeding £259 6s. 1d., to defray supplementary charge for "Colonial Architect."

(158.) Resolved, that there be granted to Her Majesty, a sum not exceeding £227 10s. 1d., to defray supplementary charge for "Public Works and Buildings."

(159.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,200 to defray supplementary charge for "Railways."

No. IX.—THE POSTMASTER GENERAL.

(160.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,838 3s. 9d., to defray supplementary charge for "Post Office."

ADDITIONAL ESTIMATES FOR THE YEAR 1876.

No. II.—EXECUTIVE AND LEGISLATIVE.

(161.) Resolved, that there be granted to Her Majesty, a sum not exceeding £26 0s. 6d., to defray additional charge under the head "Legislative Assembly."

No. III.—COLONIAL SECRETARY.

(162.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray additional charge under the head "Colonial Secretary."

(163.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,065, to defray additional charge under the head "Police."

(164.)

- (164.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,500, to defray additional charge under the head "Lunatic Patients."
 (165.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray additional charge under the head of "Registrar General."
 (166.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,694 16s. 9d., to defray additional charge under the head "Charitable Allowances."
 (167.) Resolved, that there be granted to Her Majesty, a sum not exceeding £21,817 15s. 6d., to defray additional charge under the head "Miscellaneous."

NO. IV.—MINISTER OF JUSTICE AND PUBLIC INSTRUCTION.

- (168.) Resolved, that there be granted to Her Majesty, a sum not exceeding £75, to defray additional charge under the head "Sheriff's Office."
 (169.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to defray additional charge under the head "Museum."
 (170.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,550, to defray additional charge under the head "Grants in aid of Public Institutions."
 (171.) Resolved, that there be granted to Her Majesty, a sum not exceeding £845, to defray additional charge under the head "Miscellaneous."
 (172.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray additional charge under the head "Attorney General."

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (173.) Resolved, that there be granted to Her Majesty, a sum not exceeding £125, to defray additional charge under the head "Treasury."
 (174.) Resolved, that there be granted to Her Majesty, a sum not exceeding £480, to defray additional charge under the head "Customs."
 (175.) Resolved, that there be granted to Her Majesty, a sum not exceeding £508 6s. 8d., to defray additional charge under the head "Colonial Distilleries and Refineries."
 (176.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,800, to defray additional charge under the head "Printing, Bookbinding, Postage Stamps, and Railway Tickets."
 (177.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,500, to defray additional charge under the head "Ordnance and Barrack Department."
 (178.) Resolved, that there be granted to Her Majesty, a sum not exceeding £606 10s., to defray additional charge under the head "Marine Board."
 (179.) Resolved, that there be granted to Her Majesty, a sum not exceeding £489 13s. 6d., to defray additional charge under the head "Miscellaneous."

NO. VI.—SECRETARY FOR LANDS.

- (180.) Resolved, that there be granted to Her Majesty, a sum not exceeding £300, to defray additional charge under the head "Department of Lands."
 (181.) Resolved, that there be granted to Her Majesty, a sum not exceeding £615, to defray additional charge under the head "Survey of Lands."
 (182.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,200, to defray additional charge under the head "Contingencies."
 (183.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to defray additional charge under the head "Triangulation and general Survey of the Colony."
 (184.) Resolved, that there be granted to Her Majesty, a sum not exceeding £200, to defray additional charge under the head "Prevention of Scab in Sheep."
 (185.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,281 8s. 9d., to defray additional charge under the head "Registration of Brands."
 (186.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,330 1s., to defray additional charge under the head "Miscellaneous."

NO. VIII.—SECRETARY FOR PUBLIC WORKS.

- (187.) Resolved, that there be granted to Her Majesty, a sum not exceeding £66,573, to defray additional charge under the head "Harbours and Rivers Branch."
 (188.) Resolved, that there be granted to Her Majesty, a sum not exceeding £130,386 8s., to defray additional charge under the head "Colonial Architect's Office—Public Works and Buildings."
 (189.) Resolved, that there be granted to Her Majesty, a sum not exceeding £67,899, to defray additional charge under the head "Roads and Bridges."
 (190.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,800, to defray additional charge under the head "Railways."
 (191.) Resolved, that there be granted to Her Majesty, a sum not exceeding £29,800, to defray additional charge under the head "Electric Telegraphs."

NO. IX.—POSTMASTER GENERAL.

- (192.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,548, to defray additional charge under the head "Post Office."

RE-VOTES FOR 1876.

- (193.) Resolved, that there be granted to Her Majesty a sum not exceeding £58,909 5s. 7d., being for Appropriations and Balances of Appropriations which lapsed under the 17th clause of the "Audit Act of 1870," to be re-voted.

On motion of Mr. Stuart the Resolutions were read a second time, and agreed to.

9. **WAYS AND MEANS** :—The Order of the Day having been read,—on motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

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

The Chairman also reported that the Committee had come to several Resolutions.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the report be *now* received.

The Chairman then reported the Resolutions, which were read a first time, as follows :—

(9.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Supplementary Service of the year 1875 and previous years, the sum of £107,509 15s. 3d. be granted out of the Consolidated Revenue Fund of New South Wales.

(10.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Service of the year 1876, the sum of £3,449,953 6s. 3d. be granted out of the Consolidated Revenue Fund of New South Wales.

On motion of Mr. Stuart, the Resolutions were read a second time, and agreed to.

10. **APPROPRIATION BILL** :—

(1.) Ordered, on motion of Mr. Stuart, That a Bill be brought in, founded on Resolutions of Ways and Means Nos. 9 and 10, 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 1876, and for the year 1875, and previous years.

(2.) Mr. Stuart then *presented* a 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 1876 and for the Year 1875 and previous Years*,"—which was read a first time.

Ordered to be printed, and read a second time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 138.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 10 AUGUST, 1876.

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

AUSTRALIAN WINE SALES AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 61.

A Bill, intituled "*An Act to amend the 'Sale of Colonial Wines Regulation Act of 1862,'*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper officer for enrolment, in the manner required by law.

Government House,
Sydney, 9th August, 1876.

2. QUESTIONS:—

(1.) Bridge over the Fish River:—*Mr. W. H. Suttor*, on behalf of *Mr. Hurley (Hartley)*, asked the Secretary for Public Works, pursuant to Notice,—

(1.) Was a Petition presented some time since from a large number of the Inhabitants of Tarana and Fish River asking for a Bridge over the said river; and was he waited on by a Deputation asking for the erection of the Bridge?

(2.) If a favourable decision is entertained, when is work likely to be commenced, and what site is chosen?

Mr. Lackey answered,—

(1.) Yes.

(2.) The site is not yet quite decided on, but will now be determined without further delay.

(2.) Health Officer boarding Ships:—*Mr. McElhone* asked the Colonial Treasurer, pursuant to Notice,—

(1.) At what time, and where, does the Health Officer board ships entering the Port?

(2.) Is it a fact that ships are often anchored in Port for many hours before the Health Officer boards them?

(3.) Is there any law to prevent Butchers' Boats from boarding ships outside the Heads?

Mr. Stuart answered,—

(1.) The Health Officer boards ships entering the Port as soon as he can meet them. As soon as the vessel is reported, her name, and the place from which she is coming is made out, the report is communicated from the Telegraph Station at Fort Philip to the Health Officer, and his practice is immediately to go towards the vessel, and meet her as she is coming up.

(2.) I am informed that it is not the fact that ships are often anchored for two hours before the Health Officer boards them, except where ships arrive during the night, when the Health Officer boards them as soon as it can possibly be done in the morning. As an illustration, I may mention that a ship arrived the other night, the "*Sophia Joakim*," from London; the information not being communicated to the Health Officer at the time, and learning from other sources early in the morning that a vessel had arrived, he went down to the vessel, and was on board before eight in the morning, before the captain was out of his bed.

(3.)

(3.) There is no law to prevent butchers' boats, or any other boats, from boarding ships outside the Heads, but there is power under the Quarantine Law to send any one who boards ships before the Health Officer into Quarantine, if any infectious disease is proved to be on board. In answer to a question which I was asked of a somewhat similar import to this a few weeks ago, I stated that instructions had been given to pilots to warn persons in butchers' or any other boats of the penalty to which they subjected themselves, and that it would be rigorously carried into effect.

(3.) Unemployed Coal Miners:—Mr. G. A. Lloyd asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it true that a large number of Coal Miners are out of employment in Newcastle, and willing to work as Navvies on the Railways, if they could be so engaged?

(2.) Will the Government offer these men employment on the Railways?

Mr. Lackey answered,—I cannot say of my own knowledge that there are Coal Miners out of employment, but it was so stated by a deputation which waited upon the Chief Secretary the other day. If the case be as stated, and the men are willing to work on the contracts, free passes by Railway to the extensions now being carried on will be granted them on application.

(4.) Survey of Conditional Purchases, Patrick's Plains:—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—Is he aware that a number of Conditional Purchases in the District of Patrick's Plains, although taken up more than two years and six months ago, have not yet been surveyed, while 17,000 acres, which were recently applied for survey for auction on the Ravensworth Estate, near Singleton, are now being measured?

Mr. Garrett answered,—Yes. The Conditional Purchases referred to are still in the hands of the Surveyor in charge of the district, who will be assisted immediately by others. The Ravensworth Survey was given to a Surveyor recently arrived in the Colony, in order that he might have an opportunity of gaining experience under supervision in the Land Law before proceeding to general work.

(5.) Reserves on Messrs. Clift's Runs:—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—What number of Reserves are there on the Runs belonging to the Messrs. Clift; what is the area of each Reserve, and for what purpose proclaimed; and on what date, and year?

Mr. Garrett answered,—I have found it quite impossible to obtain this information for to-day, but will endeavour to do so by next Tuesday.

3. PAPERS:—Mr. Robertson laid upon the Table,—

(1.) Part III. of the Statistical Register of New South Wales for the year 1875.—Trade and Commerce.

(2.) By-laws of the Borough of Darlington, under the Nuisances Prevention Act of 1875.
Ordered to be printed.

4. ENDOWMENT OF MUNICIPALITIES (*"Formal" Motion*):—Mr. Charles moved, pursuant to Notice, That the Petition presented by him on 9th August, from the Municipal Council of Shellharbour, relative to increased Endowment, be printed.
Question put and passed.

5. LUNATIC ASYLUM, PARRAMATTA (*"Formal" Motion*):—Mr. Macintosh moved, pursuant to Notice, That the prayer of the Petition presented by him on 9th August from Mr. James R. Firth be granted.
Question put and passed.

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

(1.) Mining Act Amendment Bill reported; adoption of report;—*until Wednesday next.*

(2.) Supply; resumption of the Committee;—*to follow after Order No. 4.*

(3.) Ways and Means; resumption of the Committee;—*to follow after Order No. 2, as postponed.*

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

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

Mr. Stuart moved, That that report be now adopted.

Debate ensued.

Question put and passed.

Ordered, that the Bill be read a third time to-morrow.

8. SUPPLY:—The Order of the Day having been read for the resumption of the Committee of Supply,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 11 AUGUST, 1876 A.M. •

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

The Chairman also reported that the Committee had come to several Resolutions.

Ordered, that the Resolutions be received to-morrow.

9. CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to empower Justices of the Peace to deal with Contempts before them*,"—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 August, 1876.

JOHN HAY,
President.

CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL.

SCHEDULE of the amendments referred to in Message of 10th August, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Preamble, line 1. Omit "general"

" " " 2. Omit "and misbehaviour"

" clause 1. Omit clause 1, insert the following new clause:—

" 1. Whenever two or more Justices shall be sitting and jointly acting as such whether in Justices may fine
" Petty Sessions or otherwise and whether so acting judicially or ministerially only if any person
" shall wilfully by language or gesture insult such Justices or any of them—Or shall by intoxication
" or turbulent or indecent language or behaviour obstruct the due conduct of business before
" them—Or shall wilfully refuse to obey any lawful order openly made by such Justices—Or shall
" prevaricate in any evidence given by him—such Justices or the majority of them may then and
" there summarily adjudge such person to be guilty of a contempt and thereupon may impose a fine
" upon the offender not exceeding *five* pounds and in default of immediate payment may cause
" him to be kept in custody or committed to the nearest gaol or watch-house until payment shall
" have been made—such detention or commitment nevertheless not to exceed *seven* days where the
" fine is *three* pounds or upwards or *three* days where the fine is under that sum."

Page 1, clause 2. Omit clause 2, insert the following new clause:—

" 2. It shall be sufficient in every such case of adjudication and fine for the adjudicating Form of adju-
" Justices to sign in duplicate a memorandum thereof before their adjournment for the day stating dications, &c.
" therein the fact of such adjudication and the ground or grounds thereof together with the amount
" of the fine imposed and their direction as to the detention or commitment of the offender And
" one of such duplicates shall be a sufficient record—and the other thereof being delivered to some
" constable and by him to the keeper of the nearest gaol or watch-house shall be a sufficient
" authority for the offender's apprehension and detention in accordance with the terms of the
" memorandum."

Page 1, clause 3. Omit clause 3, insert the following new clause:—

" 3. In respect of every such adjudication an appeal shall be allowed in the manner now Appeal allowed.
" provided by law."

Page 2, clause 4. Omit clause 4.

" clause 5. Omit clause 5.

" Schedule. Omit Schedule.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

10. PAPER:—Mr. Lackey laid upon the Table,—Report on the Construction and Working of the Railways of New South Wales, from 1872 to 1875.

Ordered to be printed.

11. ADJOURNMENT:—Mr. Robertson moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned, at twenty minutes after Twelve o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 139.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 11 AUGUST, 1876.

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

QUESTIONS:—

(1.) Court of Petty Sessions at Cassilis:—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) How often has a Court of Petty Sessions been held at Cassilis during the last twelve months?

(2.) How often has the Police Magistrate attended such Courts during the last twelve months?

Mr. Robertson answered,—

(1.) I am informed that during the period from 5th August, 1875, to 5th August, 1876, twenty-six Courts of Petty Session have been held.

(2.) The Police Magistrate of Scone attended twice during the above period; he also attends whenever his presence is required by the local Bench. An arrangement was made some years ago by which the Police Magistrate of Scone was to attend when called upon by either of the local Benches at Cassilis, Muswellbrook, Murrurundi, or the Upper Hunter River Gold Fields, as well as to the ordinary business at Scone.

(2.) Post and Telegraph Office, St. Leonards:—Mr. Farnell asked the Postmaster General, pursuant to Notice,—Is it the intention of the Government to erect a suitable Building for a Post and Telegraph Office at St. Leonards?

Mr. Burns answered,—It is the intention of the Government to make provision in the Estimates for next year for the erection of a Post and Telegraph Office at St. Leonards?

(3.) Wagga Wagga Gaol:—Mr. Day, on behalf of Mr. Leary, asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it a fact that for some considerable time past there has been only an Acting Gaoler at Wagga Wagga; and if so, when do the Government intend to appoint a Gaoler for said place?

(2.) Is it a fact that for a considerable time there has been no Matron at the Wagga Wagga Gaol, although at one time during the first week of this month there were five or six females imprisoned there?

Mr. Robertson answered,—I have received an answer to this effect,—that the office of Gaoler at Wagga Wagga has been kept open to provide for the Gaoler at Cooma, whose office is likely to be abolished. The vacant office of Matron has not been filled up in consequence of the contemplated removal of the Matron at Cooma, whose office will also soon be abolished. The wife of the Warder at present in charge has attended when required at intervals since the departure of the late Matron.

(4.) Conditional Purchases of John Earl and others:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to uphold the selections of John Earl, Jno. Shider, Peter, Will, and John Senior, Deniliquin, forfeited through alleged improvements consisting of iron huts of a movable nature?

Mr. Garrett answered,—Inquiry is now pending as to the character and value of improvements on the selections referred to. The decision must depend upon the facts elicited by such inquiry.

(5.) Conditional Purchase made by Charles Robertson:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to place a sum of money upon the Estimates during the present Session to compensate Charles Robertson, Deniliquin, for losses to the amount of £300, sustained by selecting upon the Run of the Messrs. Landale in accordance with information supplied by Mr. Surveyor Lucas, and from which Selection he has since been ejected by the Crown Lessee?
Mr.

Mr. Garrett answered,—There is no such intention certainly this Session. Robertson's selection was cancelled, and the cancellation was duly confirmed by the late Minister for Lands, because it contained, as measured, more than the maximum area allowed by law. There is no ground whatever, therefore, for giving him compensation. He was informed of the illegality of his selection the month after it was made. There is nothing to show that he selected owing to information given to him by Mr. Surveyor Lucas.

- (6.) The Police Force :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—
- (1.) How many members of the Police Force have been returned unfit for the service by the Medical Board during the last twelve months?
 - (2.) How many of these men are to be recalled after receiving permission for twelve months for further examination?
 - (3.) Is the full salary drawn from the Revenue for the men?
 - (4.) Do they receive it; if not, into what fund is it paid?

Mr. Robertson answered,—

- (1.) Seventeen.
- (2.) Four cases are to be reconsidered by the Police Pension Board after twelve months.
- (3.) No salary is drawn by these men from the Revenue. They receive a pension allowance from the Police Superannuation Fund.
- (4.) Is answered by No. 3.

- (7.) Land Titles Office :— Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—
- (1.) What is the total number of applications for Certificates of Title lodged in the Land Titles Office during the half-year ending on the 30th June, 1876, distinguishing them as original applications and transmission applications, and what is the number of applications which have been passed during the same period?
 - (2.) What are the respective duties and functions, as prescribed or authorized by the Real Property Act, of the Registrar General; the Examiners of Titles, and the Land Titles Commissioners, with reference to an application lodged in the Land Titles Office from the date of lodgment up to the date of passing the application?
 - (3.) What is the gross amount of the fees received by the present Land Titles Commissioners during the half-year referred to in question 1?
 - (4.) How many meetings are held during each week by such Commissioners; how long do they generally sit, and what is the nature of the business done?
 - (5.) Do the Commissioners ever pass a Title without or against the advice of the Examiners; if so, on what occasion or occasions have they done so?
 - (6.) Have any instructions or opinions been ever given by the Government, or have any decisions or opinions ever been given by the Judges of the Supreme Court, calculated to guide the Examiners or Commissioners as to the class of Titles which they should accept or reject, or as to the manner in which they should deal with applications?
 - (7.) Will he procure the opinion of the Crown Law Officers whether or not only such Titles as could be forced by the Court on a purchaser were intended to be brought under the operation of the Real Property Act; and will he also obtain a like opinion in reference to question 2?
 - (8.) Is it not a fact that one of the Judges has publicly stated in Court that the Examiners were not called upon to make searches when a Title was sent to them to report upon; and is it not also a fact that those gentlemen do nevertheless continue the practice; if this be so, what warrant have they for continuing a practice condemned by such authority?

Mr. Robertson answered,—I have been supplied by the Registrar General with the following statement :—

- (1.) The total number of applications lodged in the Land Titles Office during half-year ended 30th June, 1876, was 186, viz., 121 original applications, and 65 transmission applications. The total number of applications passed was 152, viz., 112 original applications, and 40 transmission applications. Out of these 152 cases there were 57, (viz., 39 original applications, and 18 transmission applications) which form part of the number of cases received during the half-year ended 30th June, 1876.
- (2.) The duties of Registrar General from the lodgment of an application to the date of its passing, I am informed, are as follows :—To receive applications in form A of the Schedule to the Real Property Act 26 Victoria No. 9; to receive all instruments of title, &c., (see sec. 14 of this Act). On receipt of application, to cause the title to be examined and reported on by the Examiners; to refer the application to Land Titles Commissioners for their consideration. The duty of the Examiners of Titles is to examine and report on applications received by the Registrar General, and referred to them for such purpose. The Land Titles Commissioners have to consider the report on the application, and to determine the period of time allowed for lodging caveat, and also as to the sending of notices, and advertising.
- (3.) £173 10s.
- (4.) One in each week, averaging in length from three quarters of an hour to an hour. In addition to that stated in reply to question 2, on sufficient evidence to cause correction of errors to be made in certificates of title or in the Register Book, or in entries made therein; to consider further action in the case of letters returned by the Postmaster General containing notices, and also in case of failure of personal service of notices; to direct the Registrar General to enter caveats when necessary.
- (5.) Not against the advice of the two Examiners.
- (6.) No.
- (7.) I will take the matter into consideration.
- (8.) Yes, one Judge out of three who were present on the Bench. The Examiners of Titles do still cause search to be made in titles, in order to enable them to examine and report, as required by the Real Property Act.

(8.) Railway from Bathurst to Orange:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Have the Government granted any extension of time to the Contractors on the Great Western Railway Extension from Bathurst to Orange; if so, what?
- (2.) Is it the intention of the Government to enforce the penalties against the Contractors for the non-completion of their Contract within time specified in their Contract?
- (3.) How many men have been at work daily on the line between Blayney and Orange during the week ending Saturday, 5th instant?

Mr. Lackey answered,—

- (1.) The Government have not granted any extension of time to the Contractors on the extension from Bathurst to Orange.
- (2.) The Government have not yet had sufficient time to give full consideration to the reasons submitted by Messrs. Mason & Co. stating why, in their case, the penalties should not be enforced.
- (3.) It is reported that sixty-three men are employed on the length between Blayney and Orange; but the Contractors have explained that, for the present, they have concentrated their men on the length between Bathurst and Blayney, with a view to its speedy opening; that they have 300 men so employed, and 200 additional fencing and in the bush obtaining fencing and sleepers.

(9.) Utilization of Blood:—Mr. Nelson asked the Colonial Treasurer, pursuant to Notice,—

- (1.) What amount of money has been expended in the experiment to utilize the blood from the Abattoirs?
- (2.) How many tons are removed daily from the Abattoirs, and utilized?
- (3.) What is the cost per ton for all expenses in removing and utilization?

Mr. Stuart answered,—

(1.) There has been no experiment made solely with the view to utilize the blood from the Abattoirs. The removal of the blood was a necessity for the preservation of public health, and to save the harbour from defilement. The expense of removal being thus a necessity, the Government had to consider as to what means they should adopt for absorbing the blood, and it has thus been used in manuring about 6 acres of land at Callan Park Lunatic Asylum.

(2.) On an average 3 tons 16 cwt. of blood have been removed daily to Callan Park.

(3.) The cost per ton for removing the blood to Callan Park is 9s. 7d. The whole expenditure in connection with the blood from the Abattoirs amounts to £1,576 18 0

Out of which the following plant has been purchased:—

Four carts, specially constructed	... ..	£200	0	0
Four heavy draught horses	... ..	147	0	0
Harness	... ..	32	0	0
Cans for blood and stable utensils	... ..	25	0	0

Total for plant £404 0 0

And there has been expended in trenching and removing stones and stumps from 6 acres of land, and digging the blood therein as manure... £500 2 6

£904 2 6

Leaving the actual cost of removing the blood £672 15 6

The quantity of blood so removed and used as manure is 932 loads of 1½ tons; the cost of removal per ton is 9s. 7d., as before stated. The mode adopted has shown that the blood may be utilized as a fertilizer, and various proposals have been made to the Government by parties willing to take it upon terms. At present an arrangement is under consideration by which the blood is to be taken from the Abattoirs, the only expense to the Government, besides the using of their carts, being the filling of the blood into them.

(10.) Aid to Agricultural Societies:—Mr. Farnell, on behalf of Mr. F. B. Suttor, asked the Colonial Secretary, pursuant to Notice,—Upon what principle is the money voted by this House in aid of the Agricultural Societies distributed?

Mr. Robertson answered,—The distribution of the money voted in aid of the Agricultural Societies was in terms of the Vote upon the lists of subscriptions paid by the members, and furnished by the treasurer or secretary of each association or society.

(11.) Bando Run:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Is it a fact that the firm of J., F., and H. C. White, the holders of the Run known as Bando, and other blocks joining thereto, have recently purchased in fee simple, or by right of improvements to be made, from the Government of New South Wales, certain portions of Crown Lands situated on the said Stations, and containing 1,280 acres of land or thereabouts, said purchases being land selected by J. P. Whytman and others?

(2.) Is it true that certain portions of the so purchased lands are included in Schedule A in the Bill lately passed by this House, intituled "A Bill to legalize certain Conditional and other Purchases"?

(3.) What was the date of such purchase?

(4.) What was the date of the introduction of the Bill referred to into this House?

(5.) Under what clause of the Act was the purchase made?

(6.) Is it the intention of the Minister for Lands to allow such purchase to stand?

Mr. Garrett answered,—

(1 and 5.) The land referred to was selected by Messrs. White under the 31st clause of the Lands Acts Amendment Act of 1875 in virtue of proposed improvements.

(2.) Yes.

(3.) 1st and 7th July, 1876.

(4.) 21st June, 1876.

(6.) The purchases of Messrs. White have been cancelled in consequence of their having already exhausted their right to purchase under the clause referred to. Since that cancellation has been made a protest has been received, which is now under consideration. (12.)

(12.) Improvements on Reserves:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) Has he issued any instructions or circulars to Lessees of Runs, or other persons, respecting improvements made on Reserves; if so, what is the nature of such circular?

(2.) Has he given notice, or sent circulars to Lessees of Runs, Inspectors, or any other persons, that where Lessees of any Runs make improvements on any Reserves, such improvements will not be a bar to any person conditionally purchasing such land which has been illegally improved?

Mr. Garrett answered,—I have to call the Honorable Gentleman's attention to the notice that was published in the *Gazette* on the 21st July, 1876. That is the only notice we have published in connection with the Reserves, but the surveyors have special instructions to report as to Reserves of the character indicated by the Honorable Gentleman's question. There has been no circular to individual possessors of Runs.

(13.) Tobacco Brands:—Mr. Macintosh asked the Colonial Treasurer, pursuant to Notice,—Is it true that certain Brands are registered in this Colony to be affixed to packages of Tobacco manufactured in the Colony, and which bear the brand "Richmond Va."?

Mr. Stuart answered,—Yes.

(14.) Post and Telegraph Office, Carcoar:—Mr. Lynch asked the Postmaster General, pursuant to Notice,—Have Plans of the Telegraph and Post Office at Carcoar been as yet prepared; if so, when will tenders be called for the erection of the building?

Mr. Burns answered,—Plans for the Post and Telegraph Office at Carcoar have been approved, and no unnecessary delay will occur in inviting tenders for the erection of the building.

(15.) Public Gates Act:—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—Under what clause of the "Public Gates Act of 1875" is a fee chargeable to the applicants to erect Gates on Roads passing through their properties?

Mr. Garrett answered,—The fee referred to is not spent. The Act referred to does not contain any provision for the payment of fees, but the granting of the permission to erect Gates being optional, it was provided by notice in the *Gazette* dated 24th August, 1875, that a fee should be paid by the applicants to cover the cost of the Surveyor's report on their application, which is refunded in the event of its being found that the road is of sufficient importance to warrant the erection of Gates at the public expense.

2. PAPERS:—

Mr. Burns laid upon the Table,—

Twenty-first Annual Report of the Postmaster General on the Departments under his Ministerial control, being that for the year 1875.

Ordered to be printed.

Mr. Robertson laid upon the Table,—

(1.) Return to an Order, made on 20th June, 1876, in reference to Mr. Finlay M'Martin.

(2.) Abstract Return of Agriculture for the year ending 31st March, 1876.

Ordered to be printed.

Mr. Stuart laid upon the Table,—General Abstract of Bank Liabilities and Assets for the Quarter ended 30th June, 1876.

Ordered to be printed.

3. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. MR. ARGENT, INSPECTOR OF CONDITIONAL PURCHASES ("Formal" Motion):—Mr Bennett moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Memos. having reference to Inspector Argent's employment of a Solicitor against James Baker, John Davies, Amelia Heath, and Frances Heath; also, a copy of any Letter that may have been sent by Inspector Argent in explanation of his conduct.

Question put and passed.

5. POSTPONEMENT:—The Order of the Day in reference to the Adulteration of Food Prevention Bill postponed until Friday, 25th August.

6. TRADES UNIONS FUNDS PROTECTION BILL:—The Order of the Day having been read,—on motion of Mr. Cameron, Mr. 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.

Mr. Speaker resumed the Chair.

7. POSTPONEMENT:—The Order of the Day for the second reading of the Apprenticeship Law Amendment Bill postponed until Friday, 25th August.

8. PUBLIC VEHICLES REGULATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

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

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

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Bennett, Mr. W. C. Browne, Mr. Davies, Mr. Dibbs, Mr. Driver, Mr. Fitzpatrick, Mr. Garrett, Mr. Hoskins, Mr. Jacob, Mr. Lackey, Mr. G. A. Lloyd, Mr. Lucas, Mr. Parkes, Mr. Piddington, Mr. Robertson, Mr. Scholey, Mr. Stuart, Mr. Terry, and Mr. J. Watson,—

Mr. Speaker adjourned the House at twenty-five minutes after Eight o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,

Speaker.

New South Wales.

No. 140.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 15 AUGUST, 1876.

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

EVIDENCE FURTHER AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Robertson, and read by Mr. Speaker:—

HERCULES ROBINSON,
Governor.

Message, No. 62.

A Bill, intituled "*An Act for the further amendment of the Law of Evidence*,"—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, 14th August, 1876.

2. QUESTIONS:—

- (1.) Railway Coal Trucks:—Mr. Hurley (*Hartley*) asked the Secretary for Public Works, pursuant to Notice,—Is he aware that the Coal Mines at Lithgow Valley are almost at a standstill through the defective supply of Trucks by the Government; and is it a fact a number of Trucks have been for the last month almost unused, and reserved in Redfern and Suburban Stations?

Mr. Lackey answered,—I am informed by the Traffic Manager that there is no foundation for the statement that the Mines are almost at a standstill through the defective supply of Trucks. For the twelve weeks ending the 2nd instant, 2,313 trucks of coal have been despatched from the Lithgow Mines, as against 1,750 trucks during the same period last year. There are no unused trucks on the Railways; every available truck is pressed into use, gangs of men being specially employed to unload them as soon as they arrive, in order that they may be sent out again at once.

- (2.) Passenger Traffic on the Great Northern Railway:—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—What number of passengers travelled by train on the Great Northern Railway during the Northern Agricultural Show in 1875, and what rates were charged; the same information for 1876?

Mr. Lackey answered,—The number in 1875 was 5,264, at 1d. per mile and single fare; the number in 1876 was 3,599, at 1½d per mile and single fare. The Traffic Manager attributes the falling off partly to the increased fare, but principally to the fact that, in consequence of the Show being held earlier this year than last, the Trains from Newcastle and Murrurundi had to start before it was light, and fewer passengers travelled in consequence.

- (3.) Conditional Purchases on Messrs. Clift's Runs:—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—

(1.) Is he aware that Conditional Purchasers on the Run belonging to the Messrs. Clift have been subjected to the most harassing treatment by the Lessces, to such an extent that many persons are intimidated from taking up Conditional Purchases on the said Run?

(2.) Will he cause inquiry to be made forthwith, with a view of ascertaining the above facts; and if such inquiry results in their being established, will he cancel the leases of the said Runs?

Mr. Garrett answered,—

(1.) No.

(2.) Inquiry will be made; but without some specific complaint, or any knowledge of the names of the Conditional Purchasers referred to, it will be difficult to obtain information. It is impossible for me to say at the present time what action will be taken as regards the cancellation of the lease of the Run.

(4.)

(4.) Survey of Conditional Purchases :—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—

(1.) What is the total number of applications for the survey of Conditional Purchases that have been referred to Licensed Surveyors Higgins, Dowe, Capper, Elliott, Wyndham, Goodwin, Cooper, and Loder?

(2.) What are the names of the Conditional Purchasers, and the date of application of each?

Mr. Garrett answered,—I hope to be able to give an answer to this question in the shape of a Return in the course of this week.

(5.) Reserves on Messrs. Clift's Runs :—Mr. Bennett asked the Secretary for Lands, pursuant to Notice,—What number of Reserves are there on the Runs belonging to the Messrs. Clift; what is the area of each Reserve, and for what purpose proclaimed; and on what date, and year?

Mr. Garrett answered,—This question will be best given in the form of a Return, which I have had prepared, and will lay upon the Table of the House in the course of the afternoon.

(6.) Railway to Binalong :—Mr. Davies asked the Secretary for Public Works, pursuant to Notice,—Is it the intention of the Government to open the Railway to Binalong prior to opening at Murrumburrah; and if so, at what date is it proposed to open at Binalong?

Mr. Lackey answered,—The line to Binalong will be opened as soon as it is completed; the contractors have reported that they will have it completed by the end of September next.

(7.) Carpet for Protestant Orphan School :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—The cost of the carpeting supplied to the order of the Matron of the Protestant Orphan School for the use of the above Establishment, and what way is such carpeting used?

Mr. Robertson answered,—A carpet and hearth rug have been supplied, as I have been informed, at a cost of £11 15s.

(8.) Court-house at Murrumburrah :—*Mr. R. Forster*, on behalf of Mr. J. Watson, asked the Colonial Secretary, pursuant to Notice,—Has he received a Petition praying for the erection of a Court-house at Murrumburrah; and if so, is it the intention of the Government to comply with the prayer of such Petition?

Mr. Robertson answered,—Such a Petition was recently received, and has been referred to the Department for an estimate, and when that is made we shall be able to say what course the Government will pursue.

(9.) Bridge over Cunningham Creek :—*Mr. R. Forster*, on behalf of Mr. J. Watson, asked the Secretary for Public Works, pursuant to Notice,—Has a Petition been presented to the Government praying for the erection of a Bridge over Cunningham Creek, on the road leading to the proposed Railway Station at Murrumburrah; and if so, is it the intention of the Government to grant the prayer of such Petition, and to proceed with the erection of such Bridge prior to the opening of the Railway to Murrumburrah?

Mr. Lackey answered,—This work was determined on too late to be provided on Estimates of 1876. It will be proceeded with as soon as a vote can be obtained.

(10.) Free Railway Travelling from Parramatta to Sydney :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—The names of all regular Railway Travellers who are allowed to travel from Parramatta to Sydney free of charge; and the reasons why such an especial privilege is granted?

Mr. Lackey answered,—With the exception of Members of Parliament and Public Officers connected with the Railway Department, I am not aware of any regular railway travellers from Parramatta to Sydney who are allowed to travel free of charge.

(11.) Inquest on the Body of John Farrell :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—

(1.) Was an Inquest held on the 9th instant on the body of a man named John Farrell?

(2.) Is it a fact that the body was conveyed to the Mortuary in an open cart for interment; and if he is not aware of this, will he cause inquiry to be made into it, and give instructions to stop such practice in future?

Mr. Robertson answered,—

(1.) Yes.

(2.) It has been ascertained that the deceased, John Farrell, was placed in his coffin at Smith's Boarding-house, George-street North, and removed from that place to the Mortuary on the same day in a van, and that the coffin was properly covered. The Government undertaker, to whom the order for burial was given, states that he was informed by the constable who delivered the order that they were anxious at Smith's to have the body removed without delay; and that, in order to meet their wishes, he sent a van for it, his hearse being at the time engaged, and that, had he waited for the hearse, the body would have had to remain at Smith's until the following day. The use of a van will be again forbidden.

(12.) Railway Uniforms :—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is he aware that the Railway Guards, and other men entitled to uniforms and clothing money, have not yet received either money or clothing; if so, will he give immediate instructions that these men get their uniforms, and are paid their money without delay?

(2.) Is he aware that some of the uniforms lately issued are made of such rotten material that they are quite useless to the men, and will he cause immediate inquiry as to the quality of the cloth these uniforms are made of?

Mr.

Mr. Lackey answered,—

(1.) I informed the Honorable Member on the 27th April that the amount due for allowance in lieu of uniforms would be provided on the Estimates; it has been so provided, but until the Appropriation Act is passed it cannot be paid.

(2.) If the Honorable Member is alluding to the uniforms supplied the other day, I believe there is no foundation whatever for the statement that they are made of bad material; they are made of very excellent and durable material. The uniforms supplied in 1875 were not so good, although even those would not bear anything like the character given to them by the Honorable Member, as I informed him in reply to his question on the 8th June last.

- (13.) Border Duties :—Mr. Day asked the Colonial Secretary, pursuant to Notice,—Has this Government received any communication from the Victorian Government with reference to the abolition of the Border Customs on the Murray River; if not, is it the intention of the Government to communicate with the Victorian Government on this important subject?

Mr. Robertson answered,—I am not aware of any further communication having been received from the Victorian Government on this subject, but it is the intention of this Government to make a communication to that Government.

- (14.) Leave of Absence to Civil Servants :—Mr. Piddington asked the Colonial Secretary, pursuant to Notice,—When will the Return of the names and Offices of the Civil Servants and Ministers of Religion who have received leave of absence during the present Administration, and for what length of time, and on what salaries, be laid upon the Table of the House, in accordance with the promise of the Colonial Secretary?

Mr. Robertson answered,—The particulars for such Return are being collected from the different Departments, and the Return will be immediately laid upon the Table.

- (15.) Reserve on Byron Run :—Mr. Farnell, on behalf of Mr. Abbott, asked the Secretary for Lands, pursuant to Notice,—

(1.) Has Reserve 123 on Byron Run, Inverell, or any part of it, been taken up under 31st section of "Lands Acts Amendment Act of 1875," or in any other way?

(2.) Is he aware that the said Reserve has been dedicated to public purposes?

Mr. Garrett answered,—An application has been made by Shepherd Smith, dated 12th August, 1875, for 562 acres 3 roods under the clause referred to. This Reserve has not been dedicated for public purposes.

- (16.) Half-time School at Tanilbah and Stony Creek :—Mr. W. C. Browne asked the Colonial Secretary, pursuant to Notice,—

(1.) Has an application been made to the Council of Education for the establishment of a Half-time School at Tanilbah and Stony Creek, in the district of Patrick's Plains?

(2.) Was this application referred to Mr. Inspector Jones for his report?

(3.) Has any report been received?

(4.) Has the Inspector been in the locality since the application was referred to him; and if so, when?

Mr. Robertson answered,—

(1.) Yes.

(2.) Yes.

(3.) No.

(4.) The Inspector has been in the district, but not in that exact locality.

- (17.) Conditional Purchases made by Taylor and Ward :—Mr. W. C. Browne asked the Secretary for Lands, pursuant to Notice,—

(1.) Were the Conditional Purchase applications of W. G. Taylor and Samuel Ward, made at Tamworth on the 28th September, 1871, cancelled on account of crossing the road between Tamworth and Gunnedah, which is a frontage road?

(2.) Was the cancellation of these Conditional Purchases revoked; and if so, on what grounds?

Mr. Garrett answered,—

(1.) Yes.

(2.) Yes, on the ground that the applicants could not get their full area without crossing the road, and that there were two frontages, the more important one being the River Peel.

- (18.) Public Schools Act :—Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to introduce an amendment of the Public Schools Act during the next Session of Parliament?

Mr. Robertson answered,—The Government have not had time to give this matter any consideration.

- (19.) Messrs. White's Runs :—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—

(1.) How many blocks of land have the Messrs. J., F., and H. C. White taken up under the 31st clause of Lands Act on their Bando, Merrigula, and other Runs, in the district of Liverpool Plains?

(2.) What is the area of each lot?

(3.) On what date was each lot applied for?

(4.) How many lots were applied for or taken up at Tamworth Land Office, and dates they were taken up, under 31st clause?

(5.) How many lots were applied for or taken up at Land Office, Gunnedah, and dates they were taken up, under 31st clause, and area of each lot?

(6.) What is the total area of land in Messrs. J., F., and H. C. White's Bando, Merrigula, and other Selections, in district of Liverpool Plains?

(7.) What is the area of land conditionally purchased, and area bought by auction out of above Runs of the Messrs. White, or taken up under 31st clause of Lands Act?

Mr.

Mr. Garrett answered,—The particulars required by the first six questions can be best supplied in the shape of a Return, which will be laid upon the Table. The information asked for in Question No. 7 cannot possibly be furnished at such short notice, excepting the latter (as to land applied for under the 31st clause) which will be included in the previous questions, and in the Return above referred to.

- (20.) Yanko Creek Reserve:—Mr. McElhone asked the Secretary for Lands, pursuant to Notice,—
- (1.) Has he received any reports from Inspectors or other Government officials during the last three months of improvements on Yanko Creek Reserve; if so, will he lay such reports upon the Table of the House, and when?
 - (2.) Will he send a special Inspector to immediately report on value of improvements made on Yanko Creek Reserve; and whether such improvements were made before or since the Reserve was made, and the value of such improvements in each case?

Mr. Garrett answered,—

- (1.) There are a number of reports on the subject alluded to, upon which action is now being taken, and which cannot be laid upon the Table at present without delaying such action, including the opening up of the Reserve to selection.
 - (2.) Special reports have been already called for, and received in many cases. Each case will be dealt with upon its merits, after full inquiry.
- (21.) Coal supplied for Railway Purposes:—Mr. Scholey asked the Secretary for Public Works, pursuant to Notice,—
- (1.) Is it the intention of the Government to deduct the $2\frac{1}{2}$ per cent. from the amount paid to the Waratah Company for the last seven months for Coal for the Great Northern Railway, as per contract current rates 14s. per ton, $2\frac{1}{2}$ per cent. allowed discount?
 - (2.) Is it the intention of the Government to still pay the Waratah Company $3\frac{1}{2}$ d. per ton more than Captain Summerbell tendered to deliver the same Coal for the use of the Southern, Western, and Richmond Railways?
 - (3.) Is it the intention of the Government still to pay the Waratah Company 7s. 2d. per ton more for 2,225 tons of Coal than they can obtain the same quality, if not better, delivered at East Maitland, for the use of engines north of East Maitland, for the year 1876?
 - (4.) Is it still the intention of the Government to pay Mr. Pitt 1s. 2d. per ton more than they can obtain the same quality from the same seam of Coal, the Lithgow Valley Company, for the use of the Southern, Western, and Richmond Railways?

Mr. Lackey answered,—

- (1.) The discount of $2\frac{1}{2}$ per cent. has been allowed by the Waratah Company since February last.
 - (2.) As the Company allow $2\frac{1}{2}$ per cent. deduction, the Waratah company's contract price is lower than that of Captain Summerbell.
 - (3.) This question contains debatable matter, but I may inform the Honorable Member that the Commissioner for Railways having entered into a contract with the Waratah Company for the supply of coal required for the year 1876, will adhere to the terms of the contract.
 - (4.) The answer as above replies in effect to this question also.
- (22.) Conditional Purchases made by Lillyman and Tickling:—Mr. T. G. Dangar asked the Secretary for Lands, pursuant to Notice,—
- (1.) What decision has been arrived at with reference to C. P. Lillyman's case, submitted 12th April last, transfer of Conditional Purchase from John Alexander Taylor, 100 acres, at Narrabri, 13th August, 1874?
 - (2.) Also, with reference to Robert Tickling's letter of 29th April, 1876, Conditional Purchase, Mie Mie Creek, Moree?

Mr. Garrett answered,—

- (1.) J. A. Taylor's Conditional Purchase of 100 acres, Narrabri, 13th August, 1874, was declared void on the 27th March, 1876, being partly within Reserve for Travelling Stock 550. The transfer from Taylor to J. Lillyman had, therefore, to be disallowed because the selection was declared void.
- (2.) Robert Tickling's (not Tickling) selection, 80 acres, Warialda, 19th August, 1875, was declared void on the 10th July, 1876, being partly within Travelling Stock Reserve notified 1st July, 1874. The letter referred to was a private one, and was not therefore officially recorded.

- (23.) Railway to Quirindi:—Mr. T. G. Dangar asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Referring to the answer to Question of 12th May last (see Votes and Proceedings No. 91), stating the contractor from Murrurundi to Tamworth for the Railway had been allowed an extension of time for completion of work, on the special condition that the line so far as Quirindi should be opened on the 31st August,—Whether the line will be so far opened on that date; if not, when is it likely to be opened to Quirindi?
- (2.) If the Contractor so fails, what steps do the Government intend adopting, and will the fines and penalties be inflicted?

Mr. Lackey answered,—

- (1.) The line to Quirindi will not be ready for opening on the 31st instant. It is probable that it will not be completed before the end of the year.
- (2.) No reason has been advanced by the contractor why the penalties should not be enforced, and they will be enforced accordingly.

- (24.) Railway Extension—Bathurst to Orange:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Have the Government granted any extension of time to the Contractors of the Great Western Railway Extension from Bathurst to Orange; if so, what?
- (2.) Is it the intention of the Government to enforce the penalties against the Contractors for the non-completion of their Contract within time specified in their Contract?
- (3.) How many men have been at work daily on the line between Blayney and Orange during the week ending Saturday, 12th instant?

Mr.

Mr. Lackey answered,—

- (1.) No extension of time has been granted.
- (2.) This question is not yet decided.
- (3.) It appears from the Resident Engineer's report that on account of the wet weather, and the saturated state of the ground, very little work was done during the week ending Thursday last. On that day, however, work was gradually being resumed.

(25.) Bridge over the Murray at Howlong :—Mr. Day asked the Colonial Secretary, pursuant to Notice,—

- (1.) How many Petitions have been sent in by the people of Howlong and surrounding districts praying for the erection of a Bridge across the Murray River at Howlong?
- (2.) Is it stated by the Petitioners that the Victorian Government are willing to contribute one-half the cost of the said Bridge?
- (3.) Has this Government any objection to open up communication with the Victorian Government on this subject?

Mr. Robertson answered,—

- (1.) Two.
- (2.) Yes.
- (3.) Before any steps are taken to communicate with the Victorian Government this Government wish to have copies of the plans of the proposed Bridge which have been furnished to that Government by the Petitioners.

3. PAPERS :—Mr. Garrett laid upon the Table,—

- (1.) Return showing Reserves on Runs leased by Messrs. Clift in the Liverpool Plains District.
 - (2.) Copy of Application for the closing and alienation of the Road dividing R. Blaxland's 40 acres from R. Blaxland's 90 acres, in the Parish of Vere, County of Northumberland.
- Ordered to be printed.

4. RAILWAY EXTENSION—BATHURST TO ORANGE :—Mr. Nelson moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers, Applications, Letters, and Minutes, having reference to an application made by the Contractors of the Great Western Railway Extension from Bathurst to Orange for an extension of time for the completion of their Contract.

Debate ensued.

Question put and passed.

5. PAPERS :—Mr. Robertson laid upon the Table,—

- (1.) Return to an Order, made on 4th July, 1876, in reference to the reported theft of Gold Specimens from the Sydney Museum.
- (2.) Parts IV, V, and VI of the Statistical Register of New South Wales for the year 1875.
 - Part IV. Mills and Manufactures.
 - Part V. Production.
 - Part VI. Monetary and Financial.

Ordered to be printed.

6. COMMON LODGING HOUSES :—Mr. Farnell presented a Petition from Citizens of Sydney, praying that a law may be immediately passed for the suppression of atrocities committed in the City by the Chinese, and for the regulation of Common Lodging Houses.

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

Petition received.

7. MUNICIPAL COUNCIL OF SYDNEY :—Mr. Cameron moved, pursuant to Notice,—

(1.) That, in the opinion of this House, a Bill should be introduced by the Government at an early period of next Session, giving increased means of Revenue to the Municipal Council of the City of Sydney.

(2.) That such Bill, among other matters, should provide for the receipt by the Council of all Publicans and other Licenses, and confer power to levy rates upon all Government buildings and unoccupied land within the City Boundaries.

Mr. Robertson moved the Previous Question.

Debate ensued.

Previous Question put,—That that Question be now put.

The House divided.

Ayes, 14.

Mr. Long,	Mr. Bennett,
Mr. Macintosh,	<i>Tellers.</i>
Mr. Piddington,	
Mr. F. B. Suttor,	Mr. W. C. Browne,
Mr. Driver,	Mr. Cameron.
Mr. T. G. Dangar,	
Mr. Davies,	
Mr. Terry,	
Mr. Hill,	
Mr. McElhone,	
Mr. Scholey,	

Noes, 20.

Mr. Robertson,	Mr. Hoskins,
Mr. Stuart,	Mr. Jacob,
Mr. Lackey,	Mr. Clarke,
Mr. Burns,	Mr. R. Forster,
Mr. Garrett,	Mr. Day
Mr. Parkes,	Mr. H. H. Brown,
Mr. Wisdom,	Mr. G. A. Lloyd,
Mr. Lynch,	<i>Tellers.</i>
Mr. R. B. Smith,	
Mr. Farnell,	Mr. J. Watson,
Mr. Charles,	Mr. Cohen.

And so it passed in the negative.

8. MINERAL SELECTIONS AT MITCHELL'S CREEK :—Mr. Davies moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Applications, Minutes, Leases, and all other Documents or Papers having reference to Mineral Selections made at Mitchell's Creek by Mr. Thomas Cox, and Gold Mining Applications made, or Leases granted to, Messrs. Winters and Morgan, of the said Mitchell's Creek.

Question put and passed.

9. SUPPLY OF COAL FOR RAILWAY PURPOSES :—Mr. Cameron moved, pursuant to Notice, That the Resolution of the House of the 8th August, adopting the Report of the Select Committee on "Supply of Coal for Railway Purposes," be rescinded.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. H. H. Brown, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Clarke, Mr. T. G. Dangar, Mr. Davies, Mr. Day, Mr. Driver, Mr. R. Forster, Mr. Garrett, Mr. Jacob, Mr. Lackey, Mr. Lynch, Mr. Macintosh, Mr. Robertson, Mr. Stuart, Mr. F. B. Suttor, and Mr. J. Watson,—

Mr. Speaker adjourned the House at nineteen minutes after Eleven o'clock, until To-morrow, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 141.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 AUGUST, 1876.

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

QUESTIONS:—

- (1.) Private Reynolds, Parramatta Volunteer Corps:—*Mr. Davies*, on behalf of Mr. J. S. Smith, asked the Colonial Secretary, pursuant to Notice,—Has the Commander-in-Chief of the Forces of this Colony, or the Government, received any report from the Court appointed to inquire into the dismissal of Private Reynolds from Parramatta Volunteer Corps; if so, has any decision been arrived at on the question?

Mr. Robertson answered,—Yes; and the decision was conveyed to Mr. Reynolds by letter dated 28th of last month.

- (2.) Reserves on Western Line of Railway:—*Mr. Macintosh* asked the Secretary for Lands, pursuant to Notice,—

(1.) What steps have the Government taken to secure Reserves for Public Purposes and the recreation of the people at suitable places alongside or near the Western Railway, between Penrith and Mount Victoria?

(2.) Will he be pleased to lay upon the Table of the House copies of any Surveyor's Reports, or correspondence, having reference to such Reserves?

Mr. Garrett answered,—

(1.) A Report has been obtained, and the necessary steps taken to secure or reserve sites for Public Purposes and the recreation of the people. The notification in the *Government Gazette* will shortly appear.

(2.) There will be no objection, as soon as they can be copied.

- (3.) Water Frontage, Sydney Harbour:—*Mr. Macintosh* asked the Secretary for Lands, pursuant to Notice,—

(1.) Is the survey of the water frontage of Sydney Harbour completed on the southern side, from the bridge at Blackwattle Swamp to the bridge at Rushcutter's Bay?

(2.) What is the approximate area and value of the land held by permission from the Crown on sufferance by private persons along the foregoing water frontage?

(3.) What is the approximate area and value of the land now held by private persons, without permission from the Crown, along the frontage indicated in question 1?

(4.) When will the Return and Plan of the Survey of the water frontages in Port Jackson be laid upon the Table of the House, ordered by Resolution of May 19th, 1874?

Mr. Garrett answered,—

(1.) Yes.

(2.) Cannot be furnished in less than two months.

(3.) Same answer as No. 2.

(4.) Unless more skilled draftsmen can be obtained by offer of higher salaries the Return cannot be made in six months.

- (4.) Site for Watch-house, Redfern:—*Mr. Cameron* asked the Secretary for Lands, pursuant to Notice,—Is it the intention of the Government to dispose of the piece of land intended for a Watch-house in George-street, Redfern, between Raglan and Redfern Streets, for a more suitable site?

Mr. Garrett answered,—No such decision has been arrived at, nor has any application to such an effect been made to the Government.

(5.)

(5.) *Wages of Railway Workmen*:—Mr. Cameron asked the Secretary for Public Works, pursuant to Notice,—Has he arrived at any decision with reference to the request of the Deputation that waited on him some time ago, asking for an increase of wages to those Railway Employés who were receiving only 6s. per day; if so, will he have any objection to state what it is?

Mr. Lackey answered,—I desire to say that I have not come to any decision, but have made some inquiry into this matter, and will make further inquiry before finally deciding. I am given to understand that 6s. a day is paid to the men when they first enter, and that directly the value of their services is, by the experience they acquire, increased, their wages are advanced to 7s. a day.

(6.) *Railway Clerks*:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

- (1.) How many Clerks are there in the Railway Traffic Manager's Office; their names and rates of salary per year; how long have they been in the Service; what are the office hours?
- (2.) How many Clerks are there in the Ticket and Station Master's Office; their names, rates of pay, and length of service, and office hours?
- (3.) How many Clerks are there in the Audit and Storekeeper's Offices, and their office hours?
- (4.) How many Clerks are there in the Office of the Clerk in Charge; their names, rates of pay, length of service, and office hours?
- (5.) How many Clerks are there in the Invoicing Office; their names, rates of pay, length of service, and office hours?
- (6.) Is it true that during the wool season the Invoice Clerks work from 8 a.m. to 9, 10, and 11 p.m., with only one break for dinner, and get no extra pay for overtime; if so, is it the intention of the Government to increase their pay, or shorten their hours of work?
- (7.) Are the Clerks in Railway Branch gazetted the same as Clerks in other Departments?

Mr. Lackey answered,—I will lay a Return upon the Table giving the Honorable Member all the information he asks for.

(7.) *Wages of Railway Workmen*:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is there any overtime pay due to Receiving Porters at Railway Stations; if so, why is it not paid?
- (2.) Does he intend to make 7s. per day standard pay of Railway Department instead of 6s., as before?

Mr. Lackey answered,—

- (1.) I am informed that there is no overtime pay due to Porters at the present time.
- (2.) I am given to understand that 7s. a day is already the standard pay; the lesser amount is paid to those men only who have just entered, or have not acquired that experience which would entitle them to be paid at the higher rate; further inquiry will however be made before a final decision is arrived at.

(8.) *Post Office, Singleton*:—Mr. W. C. Browne asked the Postmaster General, pursuant to Notice,—

- (1.) When does the Lease of the Post Office at Singleton expire?
- (2.) Have any plans been prepared for the new Post and Telegraph Office at Singleton; if so, when will tenders be invited for the erection of the building?

Mr. Burns answered,—

- (1.) The lease at the Post Office at Singleton will expire on the 1st March, 1877.
- (2.) The plans for the new Post and Telegraph Office are not quite ready, but the Colonial Architect has undertaken to prepare them, in order that tenders may be invited as early as possible.

(9.) *The Volunteer Force*:—Mr. W. C. Browne asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is the Commandant aware that certain Non-commissioned Officers of the Volunteer Force make it a practice of attending Company Drill in plain clothes, and without arms; if so, does he approve of the same, and are these so-called drills allowed to count towards efficiency whereby these Non-commissioned Officers obtain Land Orders?
- (2.) Have Captains commanding Companies authority to give marks of attendance at drill to members of their Companies who are not present at it?

Mr. Robertson answered,—I am informed that the Commandant is not aware that certain Non-commissioned Officers attend Company Drill in plain clothes and without arms, and that if such takes place he certainly does not approve of it; moreover, that such a course is in direct disobedience of orders published on the subject. All drills returned by the Commanding Officer are allowed to count, if in accordance with the regulations.

(10.) *Tolls on Gundagai Bridge*:—Mr. Day, on behalf of Mr. Leary, asked the Secretary for Public Works, pursuant to Notice,—Is it a fact that the Tolls on O'Brien's Bridge at Yass have been abolished; if so, do the Government intend to deal out the same justice to the people of Gundagai by abolishing the Tolls on the Gundagai Bridge?

Mr. Lackey answered,—The Tolls on O'Brien's Bridge were not abolished until they became unremunerative on account of the extension of the railway to Bowring. The Tolls on the Gundagai Bridge are chiefly expended in the vicinity of the town, and the Government fail to see why they should be abolished at present.

(11.) *Greville's Post Office Directory*:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—How many copies of Greville's Post Office Directory were supplied to his Department, and the price paid per copy?

Mr. Lackey answered,—One hundred copies of Greville's Post Office Directory were supplied for the use of the Public Works Department, at 17s. 10d. each.

(12.) *Greville's Post Office Directory*:—Mr. Bennett asked the Postmaster General, pursuant to Notice,—Is it true that a further number of Greville's Post Office Directory was recently deposited at the General Post Office; and if so, for what purpose?

Mr. Burns answered,—No copies of Greville's Post Office Directory have been recently deposited at the General Post Office on account of the Government.

(13.) Public Schools Act:—Mr. Bennett asked the Colonial Secretary, pursuant to Notice,—Is it the intention of the Government to introduce an amendment of the Public Schools Act during the next Session of Parliament; if so, what time they require to consider the above question?

Mr. Robertson answered,—I require not an instant of time to answer this question, and my answer to it is this: The Government have not yet considered what they intend to do with regard to the Public School question.

(14.) Railway Extension—Murrurundi to Tamworth:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—

(1.) The total amount paid to date to Contractors for Railway Extension from Murrurundi to Tamworth, and the total length of permanent-way laid on said extension?

(2.) Will the extension from Murrurundi to Quirindi be opened at the end of this month; if not, have the Government decided upon what course they will adopt?

Mr. Lackey answered,—

(1.) The total amount paid is £116,430: the total length of Permanent-Way laid is 6 miles 924 yards.

(2.) I replied to a similar question yesterday, in which I stated that the line would not be ready to be opened by the end of this month, and that there being no reason advanced by the Contractor to the contrary, the penalties incurred for non-completion would be enforced.

2. PAPERS:—

Mr. Robertson laid upon the Table,—

(1.) Eleventh Progress Report of the Sydney City and Suburban Sewage and Health Board.

(2.) By-laws of the Municipal District of North Illawarra.

Ordered to be printed.

Mr. Stuart laid upon the Table,—Final Return to an Order made on 21st January, 1876, in reference to the Electorate of The Gwydir.

Ordered to be printed.

3. ARMSTRONG'S CONDITIONAL PURCHASES (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice, That there be laid upon the Table of this House, copies of all Papers, Minutes, or other Documents, relating to James Armstrong's Conditional Purchases Numbers 99, 100, 108, and 109, and his Pre-emptive Lease of 1,920 acres, adjoining the same, situate at Mullarne, in the Parish of Mooney Mooney, in the County of Harden; also, all Papers, Minutes, or other Documents relating to the application of Mr. Thomas Broughton to purchase any portion of the aforementioned Conditional Purchases or Pre-emptive Lease, under the 31st section of the Lands Acts Amendment Act of 1875.

Question put and passed.

4. PUBLIC SCHOOL BUILDINGS (*"Formal" Motion*):—Mr. Parkes moved, pursuant to Notice, That there be laid upon the Table of this House,—

(1.) A Return of all Public School Buildings erected by the Council of Education since January 1, 1867, showing in the case of each School the name of the town or locality where it is situated, the cost of its erection, and the proportion granted from the Public Revenue, and the proportion locally contributed, the number of Pupils the School is designed to accommodate, and the material of its construction, including walls and roof.

(2.) A Return of all Denominational Schools to which certificates have been granted since the issue of certificates to the Schools taken over from the Denominational School Board in 1867, giving like particulars so far as they can be given in each case.

Question put and passed.

5. COMMON LODGING HOUSES (*"Formal" Motion*):—Mr. Farnell moved, pursuant to Notice, That the Petition presented by him on 15th August, from certain Residents of Sydney and Suburbs, relative to legislation on Common Lodging Houses, be printed.

Question put and passed.

6. SPECIAL ADJOURNMENT:—Mr. Terry moved, pursuant to Notice, That this House at its rising on Thursday next do adjourn until Tuesday.

Debate ensued.

Question put.

The House divided.

Ayes, 25.

Mr. Nelson,	Mr. Parkes,
Mr. Long,	Mr. Moses,
Mr. Cameron,	Mr. Farnell,
Mr. W. C. Browne,	Mr. G. A. Lloyd,
Mr. McElhone,	Mr. Fitzpatrick,
Mr. Cunneen,	Mr. Hurley (<i>Hartley</i>),
Mr. Booth,	Mr. Lynch,
Mr. Dibbs,	Mr. Driver,
Mr. Macintosh,	Mr. Wisdom,
Mr. T. G. Dangar,	<i>Tellers.</i>
Mr. Greville,	
Mr. Sutherland,	Mr. Hill,
Mr. Bennett,	Mr. Terry.
Mr. Davies,	

Noes, 14.

Mr. Robertson,	<i>Tellers.</i>
Mr. Stuart,	
Mr. Lucas,	Mr. H. C. Dangar,
Mr. Garrett,	Mr. F.B. Suttor.
Mr. Lackey,	
Mr. Burns,	
Mr. Byrnes,	
Mr. W. Watson,	
Mr. Jacob,	
Mr. Charles,	
Mr. Day,	
Mr. Cohen,	

And so it was resolved in the affirmative.

7. SUSPENSION OF STANDING ORDERS:—Mr. Stuart moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill "to enable the Government to raise a Loan for Public Works" through all its stages in one day; and would also preclude the Resolutions of the Committee of Ways and Means, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committee.

Debate ensued.

Question put and passed.

8.

8. **POSTPONEMENTS**:—The Orders of the Day Nos. 1 and 2 of Government Business postponed, to follow after Order No. 5.
9. **APPROPRIATION BILL**:—The Order of the Day having been read,—Mr. Stuart moved, That this Bill be now read a third time.
Debate ensued.
Question put and passed.
Bill read a third time, and, on motion of Mr. Stuart, *passed*.
Mr. Stuart 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 1876 and for the Year 1875 and previous Years.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain Sums to make good the Supplies granted for the Service of the Year 1876 and for the Year 1875 and previous Years,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 16th August, 1876.
10. **DEDICATED CROWN LANDS RESUMPTION BILL**:—Mr. 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 authorize the resumption of certain dedicated Crown Lands,*"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 16th August, 1876.
- JOHN HAY,**
President.
11. **SUPPLY—Reception of Resolutions**:—The Chairman of Committees reported from the Committee of Supply several Resolutions, which were received, and read a first time, as follows:—

LOAN ESTIMATES, 1876.

To be raised by Loan.

RAILWAYS.

(194.) Resolved, that there be granted to Her Majesty, for the year 1876, to be raised by Loan, a sum not exceeding £1,999,000, for Railways, being—£350,000, Orange to Wellington, 56 miles; £260,000, Wellington to Dubbo, including Bridge over Macquarie River, 30 miles; £384,000, from a point on the Great Southern Line near Junee to Narrandera on the Murrumbidgee, 64 miles; £600,000, Tamworth to District of Armidale, Great Northern Line, 75 miles; £220,000, Weres Creek to Gunnedah, Great Northern Line, 40 miles; £25,000, Trial Surveys; £150,000, Additional Rolling Stock; and £10,000 for strengthening the Bridge, and improving the gradients on the Windsor and Richmond Line.

HARBOURS AND RIVERS.

(195.) Resolved, that there be granted to Her Majesty, for the year 1876, to be raised by Loan, a sum not exceeding £135,000, for Harbours and Rivers, being—£35,000, Southern Breakwater Extension, Newcastle Harbour, further sum; and £100,000, Wharf and Shipping Appliances, Newcastle.

ROADS BRANCH.

(196.) Resolved, that there be granted to Her Majesty, for the year 1876, to be raised by Loan, a sum not exceeding £102,000, for Roads Branch, being—£40,000 for Bridges over Iron Cove Creek and Parramatta River, further sum; £30,000 for Bridge over Darling, at Bourke; and £32,000 for Road and Railway Bridge over the Murray, at Echuca, half cost, less £10,000 voted in 1862.

On motion of Mr. Stuart the Resolutions were read a second time, and agreed to.

12. **WAYS AND MEANS**:—The Order of the Day having been read for the resumption of the Committee of Ways and Means,—Mr. Stuart moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, that the report be now received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
(11.) *Resolved*,—That towards making good the Supply granted to her Majesty during the present Session, a sum not exceeding £2,236,000 be raised by the sale of Debentures or otherwise, secured upon the Consolidated Revenue of the Colony, and bearing interest at a rate not exceeding 4 per centum per annum, to defray the expenses of carrying on certain Public Works of the Colony.
On motion of Mr. Stuart, the Resolution was read a second time, and agreed to.
13. **PUBLIC WORKS LOAN BILL**:—
(1.) Ordered, on motion of Mr. Stuart, That a Bill be brought in, founded on Resolution of Ways and Means No. 11, to enable the Government to raise a Loan for Public Works.
(2) Mr. Stuart then presented a Bill, intituled "*A Bill to enable the Government to raise a Loan for Public Works,*"—which was read a first time.

Mr.

Mr. Stuart moved, That the Bill be printed, and now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

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

Ordered, that the Bill be now read a third time.

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

Mr. Stuart then moved, That the Title of this Bill be "*An Act to enable the Government to raise a Loan for Public Works.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Government to raise a Loan for Public Works,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 16th August, 1876.*

14. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Sale and Use of Poisons Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the amendments made by the Legislative Assembly in the Bill, intituled "*An Act for regulating the Sale and Use of Poisons.*"

*Legislative Council Chamber,
Sydney, 16th August, 1876.*

JOHN HAY,
President.

- (2.) 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 1876 and for the Year 1875 and previous Years,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 16th August, 1876.*

JOHN HAY,
President.

15. MINING ACT AMENDMENT BILL:—The Order of the day having been read,—Mr. Lucas moved, "That the report from the Committee of the Whole on this Bill be now adopted.

Debate ensued.

Mr. Robertson moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be now re-committed."

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

Question then,—That the Bill be now re-committed,—put and passed.

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

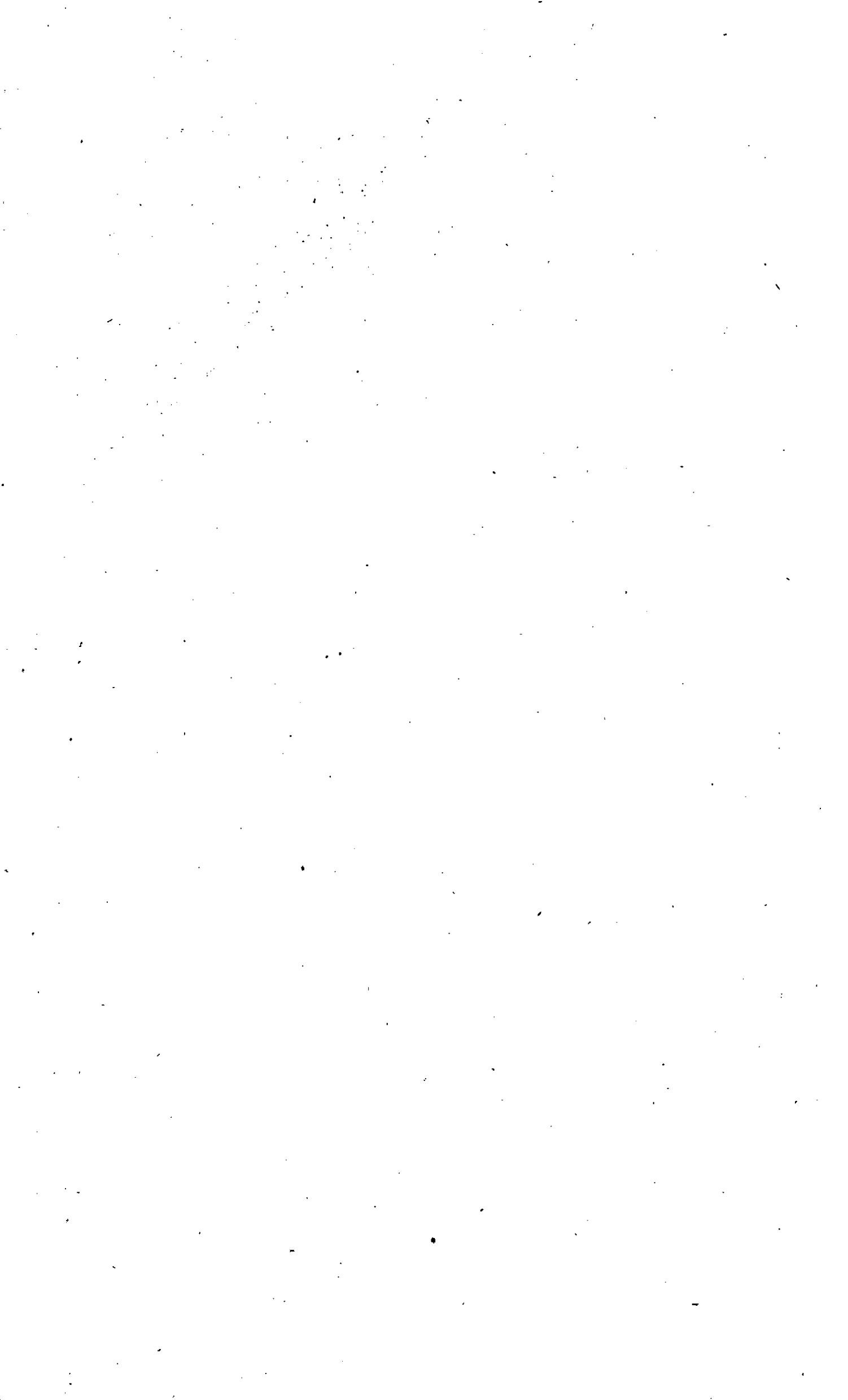
Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o with further amendments.

On motion of Mr. Lucas (*with the concurrence of the House*) that report was adopted.

Ordered, that the Bill be read a third time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 142.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 17 AUGUST, 1876.

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

PROROGATION OF PARLIAMENT:—Mr. Robertson informed the House that he had it in command to state that His Excellency the Governor would prorogue Parliament on Tuesday next.

2. QUESTIONS:—

(1.) Duty on Tobacco:—Mr. Parkes asked the Colonial Treasurer, pursuant to Notice,—

(1.) What is the total amount paid for duty on unmanufactured Tobacco from January 1, 1875, to June 30, 1876?

(2.) What is the amount paid by each importer or manufacturer, and the name of the firm or person in each case?

Mr. Stuart answered,—I will in the course of half-an-hour be able to lay a Return upon the Table containing an answer to this question.

(2.) Mr. Weston, Clerk of Petty Sessions at Coonamble:—Mr. Nelson asked the Colonial Secretary, pursuant to Notice,—

(1.) Is he aware that Mr. Weston, C.P.S., Coonamble, was officially informed some time since that it was imperative that he should effect an exchange with some gentleman holding a similar position in another district?

(2.) As Mr. Weston has been unable to effect an exchange, will the Government appoint him to a similar or other position in another district; if so, when?

Mr. Robertson answered,—It seems that in the appointments that are vacant the Government will have a very opportune time for dealing with the question of this gentleman.

(3.) Volunteer Artillery:—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it true that two members of No. 2 Battery Volunteer Artillery were placed under arrest whilst on parade on Saturday last in Moore Park by order of Lieutenant-Colonel Wilson; if so, would he have any objection to state for what reason?

(2.) Was Gunner John Kelly, of the same battery, publicly degraded by the same officer ordering his uniform decorations to be cut off before the people assembled on the Park?

Mr. Robertson answered,—I have received from the Commandant the following answers,—

(1.) Two members of No. 2 Battery were not placed under arrest on Saturday last by order of Lieut.-Colonel Wilson; but that Officer directed the two Members of the Battery referred to either to remove certain badges which they were wearing in disobedience of repeated orders, and the rules regarding dress approved by His Excellency the Commander-in-Chief, or to fall out.

(2.) Gunner Kelly, like some others, was directed either to remove the badges which he was wearing in disobedience of repeated orders, and the rules approved by His Excellency the Commander-in-Chief regarding dress, or to fall out. He requested an Officer to remove them, who did so. Gunner Kelly was in no sense degraded.

(4.) Public School, East Maitland:—Mr. Cameron asked the Colonial Secretary, pursuant to Notice,—

(1.) Is it a fact that in a letter to the Council of Education twenty-eight parents, representing seventy-three children, notified their intention to remove their children from the Public School at East Maitland on the grounds that the newly appointed head Teacher, Mr. Connihan, who has but recently arrived in the Colony, has not received the usual training, and does not possess the certificate required by law to qualify him?

(2.)

- (2.) How many pupils have been removed from the said School since the 1st June (the date of Mr. Connihan's appointment) up to the present time?
- (3.) Has any report been received from the Resident Inspector, Mr. Jones, respecting Mr. Connihan's appointment, and the falling off in the attendance of the scholars?
- (4.) Is it true that the Assistant Teacher, Miss Armytage, has lately been removed from the said school; and if so, is it intended to appoint a successor?
- (5.) Is it true that a number of children have been sent from the Roman Catholic Denominational School at East Maitland to the Public School there since Mr. Connihan's appointment; and if so, how many?

Mr. Robertson answered,—

- (1.) Yes.
- (2.) Sixty-six.
- (3.) Yes.
- (4.) The late Assistant Teacher, Miss Armytage, was not removed from the school, but resigned voluntarily. It is not intended to appoint a successor to Miss Armytage at present.
- (5.) Twelve children have been sent from the Certified Denominational Roman Catholic School at East Maitland to the Public School since Mr. Connihan's appointment.

- (5.) Road from Port Macquarie to Ennis:—Mr. R. B. Smith asked the Secretary for Lands, pursuant to Notice,—

(1.) Has Mr. District Surveyor Evans reported as to the advisability of the formation and construction of the Road from Port Macquarie to Ennis *via* Fernbank Creek, as applied for by the Inhabitants of Fernbank Creek in December last?

(2.) If such report has not been made, will he direct immediate attention to the matter?

Mr. Garrett answered,—If the road here referred to is the road from the Ferry at Ennis, Hastings River, to the Rolland's Plains Road, the plan of survey of it has been received, but the proclamation has been delayed owing to a necessary reference to the Surveyor for further information in connection with the survey, &c., which information has within the last day been received, and the proclamation will now be proceeded with, with as little delay as possible.

- (6.) Post Office at Boggy Flat:—Mr. W. C. Browne asked the Postmaster General, pursuant to Notice,—Does he intend to comply with the request of the Petitioners, to the number of more than one hundred, for the establishment of a Post Office at Boggy Flat, in the District of Patrick's Plains; and if so, when?

Mr. Burns answered,—It appears from the official reports that a Post Office is not required at Boggy Flat, but a Postal Inspector has suggested that a Receiving Office might be established. I have not yet had time to arrive at a decision, some of the papers in the case having only reached me yesterday.

- (7.) Municipal Council of Paddington:—Mr. Sutherland asked the Colonial Treasurer, pursuant to Notice,—Have the Government considered and complied with the recommendations of the Select Committee of this House on the non-payment of Endowment to the Municipal Council of Paddington?

Mr. Stuart answered,—The Government have considered the report of the Select Committee on the subject; but I am not aware that there was a recommendation of the Committee other than that the Government should consider it. It appears to the Government that the payment of what the Municipal Council of Paddington requests is contrary to law as it at present stands. The Government consider that the law is distinct upon the subject, although probably it may not convey the equitable intention of the Legislature at the time of the framing of the law. That of course is a matter for consideration, but at present the Government are of opinion that the law is against the granting of the money required; but the Government will further consider the subject in any amendment of the Municipalities Act.

- (8.) Claims against the Colonial Government Bill:—Mr. Hurley (*Hartley*) asked the Colonial Secretary, pursuant to Notice,—

(1.) By what Mail did the Claims against the Colonial Government Bill go to England?

(2.) Did a Minute from the Attorney General accompany the Bill?

(3.) Has any reply from the Secretary of State for the Colonies been received in reference thereto?

Mr. Robertson answered,—

(1.) San Francisco Mail, 7th April, 1876.

(2.) Law Officer's Report (sent in original).

(3.) No.

- (9.) Captain Bradley, Volunteer Artillery:—Mr. Davies asked the Colonial Secretary, pursuant to Notice,—Is it true that Captain Bradley, of Volunteer Artillery, received his Land Order on his return from England, and also received 7s. 3d. per day for attending drill during his absence for sixty days?

Mr. Robertson answered,—I have received from the Commandant the following answer:—Captain Bradley received his Land Order subsequent to his return from England. He also received allowance at the rate of 7s. 3d. per diem for sixty days, during which period he voluntarily attended the School of Instruction at Woolwich for officers in the Reserve Forces. This allowance is granted as compensation to English Volunteer Officers under similar circumstances, to meet the expenses entailed upon them while attending the school to learn the improved drill.

- (10.) Greville's Post Office Directory:—Mr. Bennett asked the Postmaster General, pursuant to Notice,—

(1.) How many copies of Greville's Post Office Directory were supplied to his Department, and the price per copy?

(2.) Is it true that a further number of Greville's Post Office Directory were deposited at the General Post Office; if so, at whose request, and for what purpose? Mr.

Mr. Burns answered,—

(1.) Seventy-five copies were purchased in the month of November, 1875, and one hundred copies in the month of June, 1876. The price paid was 17s. 10d. per copy, and the payments mentioned in the answer of my Honorable Colleague the Colonial Secretary, on the 20th June, included the whole of the amount paid on account of the Post Office.

(2.) The whole of the Directories were distributed before the end of June, and no further supply has been received or deposited at the General Post Office.

3. PAPERS:—

Mr. Robertson laid upon the Table,—

(1.) Return showing the number of Electors on the Roll of each Electoral District of New South Wales for 1876-7.

(2.) Return showing the estimated number of Electors entitled to vote in the several Gold Fields Electoral Districts for 1876-7.

(3.) By-law of the Borough of Marrickville.

(4.) List of Officers in whose presence contracts or agreements may be made and subscribed under the Agreements Validating Act,—and Instructions to same.

Ordered to be printed.

Mr. Garrett laid upon the Table,—

(1.) Return showing the number of unacted on Instructions referred to Licensed Surveyors in reference to the survey of Conditional Purchases.

(2.) Return to an Order, made on 20th June, 1876, in reference to a Road from the Field of Mars Common to the Great North Road.

Ordered to be printed.

Mr. Stuart laid upon the Table,—Return showing the total amount of Duty paid by each Tobacco Manufacturer in Sydney on unmanufactured Tobacco, from 1st January, 1875, to 30th June, 1876; also the total amount paid for Duty for the same period.

Ordered to be printed.

4. ADJOURNMENT:—Mr. Cameron moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. STATISTICAL REGISTER FOR 1875:—Mr. Robertson (*by consent*) moved, without Notice, That Parts 1 to 6 of the Statistical Register for 1875 having been laid upon the Table, and ordered to be printed, the Clerk be authorized to include the remaining Parts with the printed Parliamentary Papers of the present Session.

Question put and passed.

6. ADJOURNMENT:—Mr. Nelson moved, that this House do now adjourn.

Debate ensued.

Question put and negatived.

7. PUBLIC WORKS LOAN BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Government to raise a Loan for Public Works*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 17th August, 1876.

JOHN HAY,

President.

8. REPORT OF EXAMINER OF COAL FIELDS ON LAND HELD BY MESSRS. GARRETT AND GREVILLE:—

Mr. Dibbs, 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 subject was referred on 4th August, 1876, A.M., together with Appendix.

Ordered to be printed.

9. MINING ACT AMENDMENT BILL ("*Formal*" Order of the Day),—on motion of Mr. Lucas, read a third time, and passed.

Mr. Lucas then moved, That the Title of this Bill be "*An Act to amend the 37th Victoria No. 13.*"

Question put and passed.

Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the 37th Victoria No. 13.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 17th August, 1876.

10. WAYS AND MEANS:—The Order of the Day for the resumption of the Committee of Ways and Means read,—and, on motion of Mr. Stuart, discharged.

11. SUPPLY:—The Order of the Day for the resumption of the Committee of Supply read,—and, on motion of Mr. Stuart, discharged.

12. BATHURST MARKETS AMENDMENT BILL:—The Order of the Day for the further consideration in Committee of this Bill read,—and, on motion of Mr. Driver, discharged.

Ordered, that the Bill be withdrawn.

13. **POSTPONEMENT** :—The Order of the Day for the second reading of the Bathurst Presbyterian Church Trustees Enabling Bill postponed until Friday, 25th August.
14. **CHEQUES AND DRAFTS AMENDMENT BILL** :—The Order of the Day for the adoption of the report from the Committee of the Whole on this Bill read,—and, on motion of Mr. Piddington, discharged. Ordered, that the Bill be withdrawn.
15. **CONTEMPTS BEFORE JUSTICES PUNISHMENT BILL** :—The Order of the Day having been read,—Mr. Jacob moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Debate ensued.
Motion, by leave, withdrawn.
On motion of Mr. Jacob, the Order of the Day was discharged, and the Bill withdrawn.
16. **SYDNEY SEWERAGE ACT AMENDMENT BILL** :—Mr. Speaker reported the following Message from the Legislative Council :—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled “*An Act further to amend ‘The Sydney Sewerage Act of 1853’ to make provision for imposing a more equitable Sewerage Rate,*”—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 17th August, 1876.
- JOHN HAY,**
President.
17. **ROAD FROM NEWCASTLE TO WALLSEND** :—The Order of the Day in reference to this subject read, and, on motion of Mr. Driver, discharged.
18. **POSTPONEMENT** :—The Order of the Day for the third reading of the Fire Brigades Bill postponed until Thursday next.
19. **ADJOURNMENT** :—Mr. Stuart (*by consent*) moved, That this House do now adjourn until Tuesday next, at Eleven o'clock.
Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at eighteen minutes after Nine o'clock, until *Tuesday next, at Eleven o'clock A.M.*

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 143

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 22 AUGUST, 1876.

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

ASSENT TO BILLS:—The following Messages from His Excellency the Governor were delivered by Mr. Robertson, and read by Mr. Speaker:—

- (1.) Sale and Use of Poisons Bill:—

HERCULES ROBINSON,
Governor.

Message No. 63.

A Bill, intituled "*An Act for regulating the sale and use of Poisons*,"—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 August, 1876.

- (2.) Dedicated Crown Lands Resumption Bill:—

HERCULES ROBINSON,
Governor.

Message, No. 64.

A Bill, intituled "*An Act to authorize the resumption of certain dedicated Crown Lands*," 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 August, 1876.

2. QUESTIONS:—

- (1.) Wharfage Rates:—Mr. Macintosh asked the Colonial Treasurer, pursuant to Notice,—

- (1.) Has the second section of the Act 8 Vic. No. 16 been repealed?
- (2.) What amount of rates has been collected by the Government from private or sufferance wharfs under the provisions 8 Vic. No. 16?
- (3.) Is it the intention of the Government to repeal the Act, or enforce it in accordance with the second section?

Mr. Stuart answered,—

- (1.) This is a question involving nice legal technicalities which I feel utterly unable to solve.
- (2.) No rates have been collected by Government from private or sufferance wharfs since 1st January, 1847.
- (3.) The Government will consider the matter which has been brought under their notice by the Honorable Member, but at this period of the Session they can hardly be expected to enter upon it.

- (2.) Railway Extension—Bathurst to Orange:—Mr. Nelson asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Have the Government had under their consideration an application from the Contractors of the Great Western Railway Extension from Bathurst to Orange to extend the time for the completion of their Contract; if so, what decision have the Government arrived at?
- (2.) When will the Railway Extension to Orange be completed and opened for traffic?

Mr.

Mr. Lackey answered,—

(1.) An application was made on the 1st instant by the Contractors of the Great Western Railway Extension from Bathurst to Orange to extend the time for the completion of their Contract. This application was based on various grounds—on alleged delays on the part of the Government in arranging with owners of land on various parts of the line; non-delivery of rails for the permanent way at Bathurst; difficulty in supply of skilled labour; extra work performed, and severity of the seasons. The application was referred for the report of the Engineer in charge of the work, and the Engineer-in-Chief. The Government had received information some months since that the Contractors were in possession of sufficient labour to enable them to complete the Contract within the stipulated time. The reports of the officers of the department are adverse to the application, and the Government have decided to enforce the completion of the Contract so far as they legally may, on which the opinion of the Crown Law Officers will be taken.

(2.) The Government are unable to furnish the required information.

(3.) Charge against a Railway Official:—Mr. McElhone asked the Secretary for Public Works, pursuant to Notice,—

(1.) Was an inquiry held lately with reference to a cheque being paid to an official of the Railway Department for the carriage of goods to Goulburn, and not accounted for?

(2.) Will the Minister state the names of the parties who received the money, and what is the result of the investigation?

(3.) How long after he received the cheque from Compagnoni did the Station-master account for the money, and did he do so before or after the Auditor found out that the money was not paid to the Government?

Mr. Lackey answered,—

(1.) The inquiry was as to the reason the cheque in question was not earlier accounted for.

(2.) Mr. George Evans, the Station-master at Redfern, received the cheque. As the evidence taken at the inquiry went to show that the neglect in accounting for the cheque earlier arose through forgetfulness, and that the amount had not been made use of for any private purpose, the Commissioner considered that a severe reprimand would meet the case, and after a perusal of the evidence I have concurred in that decision.

(3.) A delay of eighteen days took place, but the cheque was accounted for before the fact that the Traffic Auditor had discovered the omission came to the knowledge of Mr. Evans.

(4.) Bridge at White's Falls:—Mr. H. C. Dangar asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is the Government aware that the money voted for the erection of a Bridge over the Hunter at White's Falls is being expended upon a bridge two and a half miles from that spot?

(2.) At whose instigation, and upon what report, was such removal of site determined?

(3.) Has it not been found that the altered site is quite unfit for the purpose intended, as the piles cannot be driven to the required depth, and great expense will have to be incurred in forming the approaches?

(4.) If the facts alleged in the foregoing questions are true, will the Minister cause the original intention as to this bridge to be carried out?

Mr. Lackey answered,—

(1.) The bridge is being erected on the site determined on by the late Minister when the money was placed on Estimates.

(2.) At the instigation of the Member of the District, and on the grounds that this site was more suitable for general access to the town and the north-eastern part of the district, which Mr. Wells reported it to be.

(3.) It was reported by Mr. Wells that the site, though the best for a high level bridge was not the best for a low level bridge, and that the approaches would cost more than at White's Falls, but the Minister of the day considered that the advantage of a rock bottom, and the better accommodation for the public, counterbalanced these disadvantages.

(4.) Under the circumstances, and as the work has proceeded too far to alter, the Minister cannot make any change.

(5.) Wharfage Rates:—Mr. Macintosh asked the Colonial Secretary, pursuant to Notice,—Will the Government take into consideration, during the recess of Parliament, the expediency of empowering the City Treasurer to collect the rates derivable from the 2nd sec. of 8 Vic. No. 16, and that the revenue so derivable be applied to the repair and maintenance of the streets of the metropolis?

Mr. Robertson answered,—Yes.

(6.) Manager's Clerk, Great Northern Railway:—Mr. Bennett asked the Secretary for Public Works, pursuant to Notice,—

(1.) Is it true that the Manager's Clerk, Great Northern Railway, at Newcastle, is receiving a salary as Secretary to the Hospital, and that another Clerk has been appointed to the Manager's office since the appointment of Mr. Neild to the office of Secretary to the Hospital?

(2.) Does Mr. Neild devote all his time to the public service?

(3.) Is it customary with clerks in Government offices to hold other paid offices; or is this case a precedent, and what is the salary he receives as Manager's Clerk?

(4.) Is it a fact that some of the Foremen at Newcastle receive pay for overtime, and others none?

Mr. Lackey answered,—

(1.) Mr. Neild, the officer referred to, requested, and obtained, the Commissioner's permission to accept the appointment of Secretary to the Newcastle Hospital, on condition that the duties of that office in no way interfered with the duties of the office he held in the Railway Department. The Traffic Manager reported that the two duties would not clash, and that those for the Hospital would be performed after office hours. The additional clerk for the Traffic Manager's Office was applied for long before Mr. Neild's appointment as Secretary to the Hospital, and was in no way rendered necessary by his acceptance of that office.

(2.)

- (2.) Yes ; the duties of the Hospital are performed after office hours.
- (3.) It is not an unusual thing for Government Officers to hold other paid offices, provided that the duties of such offices are performed after office hours. Mr. Neild receives £200 a year from the Government.
- (4.) It is not a fact that any distinction is made in regard to the payment of overtime to Railway Foremen.

(7.) Tobacco Brands:—Mr. Davies asked the Colonial Treasurer, pursuant to Notice,—Is it the intention of the Government, during the recess, to take steps to prevent the imposition and use of brands bearing "Richmond Virginia" placed upon packages of Tobacco manufactured in the Colony?

Mr. Stuart answered,—The Government are hardly able, during a recess, to take steps to prevent the use of brands, as these brands are now imposed and used apparently under sanction of law. The Government during the recess will take into consideration whether it can recommend to this House any alteration of the law in some ensuing Session.

(8.) Public School for Corowa:—Mr. Day asked the Colonial Secretary, pursuant to Notice,—

- (1.) Is he aware that there are between two and three hundred children at Corowa without any Public School accommodation?
- (2.) Is he aware that two Petitions have been sent in to the Inspectors of Schools, praying for the erection of a Public School at Corowa?
- (3.) Is he aware that a large number of the Corowa children have to go over the river to Wahgunyah, in Victoria, to school, for want of proper accommodation on this side the river?
- (4.) Is he aware that Mr. Evin placed at the disposal of the Council of Education two allotments of land in the township for school purposes?
- (5.) Is it the intention of the Council of Education to erect a Public School at Corowa; if so, when?

Mr. Robertson answered,—Personally I am not aware of any of these things, but the Council of Education inform me,—

- (1.) That they are not aware that there are between 200 and 300 children at Corowa without any Public School accommodation.
- (2.) That they are not aware that two Petitions of the kind mentioned have been sent in to the Inspectors of Schools. No application, verbal or otherwise, has been received by the present Inspector; but search having been made among the papers of the late Inspector, deceased, portions of an application for a Public School at Corowa, without date, have been found.
- (3.) The Council inform me that they are not aware that large numbers of the Corowa children have to cross over the river at Wahgunyah, in Victoria, to school.
- (4.) The Council tell me that no offer of the kind has been received by them from Mr. Evin.
- (5.) The Council say that had an application been made for a Public School the necessary steps would have been taken to provide one, but in the absence of such application nothing has been done.

(9.) Charges on Great Northern Railway:—Mr. Bennett, on behalf of Mr. Scholey, asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Is he aware that a person sending 160 sheep from Maitland to Waratah, using two trucks of eighty each, is charged £2 10s.; but if he sends four trucks with 40 sheep in each, and consigns them to himself and three other persons, they cost him £1 12s., a saving of 18s.?
- (2.) Is he aware that a person can send two calves from Hexham to Waratah for the same price that he can send one; if so, will he cause these anomalies in the scale of charges to be rectified on the Great Northern Railway?

Mr. Lackey answered,—

- (1.) For distances up to 25 miles there is a slight anomaly in the charges for the carriage of sheep in large and small quantities, viz., in flocks and in numbers of forty. It is proposed to correct the discrepancy when new rate-sheet is issued, and in the meantime a general order has been issued to charge at the lower rate in the exceptional cases referred to.
- (2.) This apparent anomaly is owing to the distance not being sufficient to cover the minimum charge, which is 2s.; the charge for each calf is 1d. per mile, and for one mile only twenty-four calves would be carried at the same rate as one calf.

(10.) Coal for Railway Purposes:—Mr. Bennett, on behalf of Mr. Scholey, asked the Secretary for Public Works, pursuant to Notice,—The Waratah Company having allowed the Government the 2½ per cent. for seven months payments made for Coal delivered this year, for the use of the Great Northern Railway, as per contract current rates, 14s. per ton, 2½ discount,—Has the Waratah Company allowed the Government the same rate of discount for payments made for Coal for the year 1875?

Mr. Lackey answered,—The discount has not been allowed for the year 1875.

(11.) Railway Contracts:—Mr. Sutherland asked the Secretary for Public Works, pursuant to Notice,—

- (1.) What is the date of contract for No. 1 Southern Line, Goulburn to Yass; the nature of surety, and date of completion according to contract?
- (2.) What are the special conditions of bond entered into with the Contractor for the due fulfilment of contract within the specified time of such contract?
- (3.) What is the amount of money forfeited to the Government in the event of not completing within contract time?
- (4.) What is the percentage on work done that is forfeited in the event of contract not being completed in contract time?
- (5.) Is the whole of the Contractor's plant forfeited to the Government in the event of the contract work not being completed within contract time?
- (6.) A similar answer required for Contracts Nos. 2 and 3, Southern Line, Yass to Wagga?
- (7.) A similar answer required for Contract, Bathurst to Orange?
- (8.) A similar answer required for Contract, Murrurundi to Tamworth?

Mr.

Mr. Lackey answered,—

Contract.	Date of Contract.	Special condition of bond.	Amount of money forfeited if not completed within contract time.	Percentage on work done forfeited.	When plant is forfeited.
Goulburn to Yass	17 July, 1873	Cash security for £5,000	A sum at the rate of £200 per week or portion of a week till contract is completed.	If contract be cancelled, 10 per cent. on amount of work done and any money due and unpaid to contractor.	If contract be cancelled, all plant the property of the contractor is forfeited.
Yass to Cootamundry	20 May, 1874	do.	do.	do.	do.
Cootamundry to Wagga Wagga	30 Sept., 1874	do.	do.	do.	do.
Bathurst to Orange	29 July, 1874	do.	do.	do.	do.
Murrurundi to Tamworth	4 March, 1874	do.	do.	do.	do.

(12.) Duty Stamps :—Mr. W. C. Browne asked the Postmaster General, pursuant to Notice,—Have applications been received from persons who hold Duty Stamps for a refund of the amount paid for them, or to exchange them for Postage Stamps; and if so, does he intend to accede to their request?

Mr. Burnis answered,—Applications have been received from persons who hold Duty Stamps for a refund of the amount paid for them. Postage Stamps will not be given in exchange for Duty Stamps, but every application for the refund of the amount paid for Duty Stamps will be dealt with on its merits.

(13.) Bridge at White's Falls :—Mr. W. C. Browne asked the Secretary for Public Works, pursuant to Notice,—

- (1.) Did the Petitioners ask for a Bridge at White's Falls, or in the vicinity of White's Falls?
- (2.) How many persons resident at Scott's Flat signed this Petition?
- (3.) Is he aware that the bed of the river at White's Falls is composed of drift sand, and that this site was reported upon by Mr. Wells or Mr. Liddell as being utterly unsuitable for the erection of a Bridge?
- (4.) Is he aware that nearly the whole of the land at and in the vicinity of Scott's Flat is owned by Mr. W. J. Dangar, and that he would be chiefly benefited by the erection of a Bridge at White's Falls?
- (5.) What is the character of the formation of the bed of the river where the Bridge is now being erected?
- (6.) Did the late Secretary for Works adopt the site of the present Bridge?
- (7.) Is he aware that the erection of the Bridge at the site adopted is the most convenient to the whole of the persons who signed the Petition; to the whole of the inhabitants residing in the north and north-eastern portion of the District of Patrick's Plains, in addition to affording the people of Singleton access to their Common, which is situated on the northern bank of the Hunter?

Mr. Lackey answered,—

- (1.) Adjacent to White's Falls.
- (2.) Residences of Petitioners not stated.
- (3.) The bed of the river at White's Falls is sand and gravel.
- (4.) The Minister cannot state who owns the land in vicinity of Scott's Flat.
- (5.) Shingle or rock.
- (6.) The Commissioner for Roads states he was instructed by the late Minister to build the bridge at present site.
- (7.) Mr. Wells in reporting did not examine the signatures to either Petition, but reported that the present site gave most convenient access to the town for the general public.

(14.) Wallsend Coal Company :—Mr. Driver, on behalf of Mr. G. A. Lloyd, asked the Secretary for Public Works, pursuant to Notice,—Has any arrangement been made with the Wallsend Company for the permanent continuation of the Passenger Trains between Newcastle and Wallsend?

Mr. Lackey answered,—An arrangement has not yet been arrived at, but the question will, in all probability, be settled before the end of the month.

(15.) Magistrates for Country Districts :—Mr. T. G. Dangar asked the Colonial Secretary, pursuant to Notice,—When do the Government intend to appoint additional Magistrates in the Country Districts where so urgently needed?

Mr. Robertson answered,—In the course of a few days.

(16.) Appointments in the Civil Service :—Mr. McElhone asked the Colonial Secretary, pursuant to Notice,—When will he lay upon the Table of this House a Return, ordered in February last, of appointments made by the Government?

Mr. Robertson answered,—So far as this Return can be laid upon the Table, it will be on the opening of the next Session.

(17.) Clerk of Petty Sessions, Gunning :—Mr. Fitzpatrick asked the Colonial Secretary, pursuant to Notice,—

- (1.) Has any person been appointed Clerk of Petty Sessions at Gunning in the place of the late Mr. E. B. Rayner?
- (2.) What is the name of the gentleman so appointed?
- (3.) When was the appointment made, and when applied for?

Mr. Robertson answered,—The appointment has not been made.

3. ENDOWMENT OF MUNICIPALITIES:—Mr. Gray presented a Petition from the Municipal Council of Central Illawarra, praying that the present Municipalities Act may be amended, by granting to all Municipalities permanent Endowment.
Petition received.
4. PAPERS:—Mr. Robertson laid upon the Table,—
(1.) Return (*in part*) to an Order made on 21st June, 1876, in reference to Premises rented by the Government.
(2.) Return (*in part*) to an Order, made on 15th February, 1876, in reference to Statistics of Public Institutions.
(3.) Report from the Board of Visitors respecting the condition of the Lunatic Asylum, Parramatta.
(4.) Reports respecting Charges against the Police in reference to the case of John Burns.
Ordered to be printed.
- Mr. Lucas laid upon the Table,—Return to an Order, made on 15th August, 1876, in reference to Mineral Selections made at Mitchell's Creek.
Ordered to be printed.
- Mr. Lackey laid upon the Table,—Return showing particulars of the Service, &c., of the Clerks employed in the Railway Traffic Branch.
Ordered to be printed.
- Mr. Stuart laid upon the Table,—Return to an Order, made on 30th June, 1876, in reference to a Bonded Warehouse at Deniliquin.
Ordered to be printed.
5. LUNATIC ASYLUM, PARRAMATTA:—Mr. Taylor, as Chairman, brought up, and laid upon the Table, a Progress Report from the Select Committee on Lunatic Asylum, Parramatta.
6. ADJOURNMENT:—Mr. R. Forster moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. LEGALIZATION OF CERTAIN CONDITIONAL AND OTHER PURCHASES BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to legalize certain Conditional and other Purchases*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 22nd August, 1876.

JOHN HAY,
President.

LEGALIZATION OF CERTAIN CONDITIONAL AND OTHER PURCHASES BILL:
SCHEDULE of the Amendments referred to in Message of 22nd August, 1876.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, Preamble, line 11. *Before* "legalize" *insert* "sell to the persons whose names are mentioned in the said Schedule A the portions of land set opposite to their respective names at an appraised value and to"
- " Preamble, line 12. *Omit* "conditional purchases and"
- " " " 13. *Omit* "s" at the end of "Schedules"
- " " " *Omit* "respectively" *insert* "B"
- Pages 1 and 2, clause 1. *Omit* clause 1, *insert* the following new clause:—
"1. The Governor with the advice of the Executive Council may sell and grant the several portions of lands mentioned in Schedule A hereto annexed to the respective persons whose names are set opposite to such portions of lands in the said Schedule without competition in fee simple at a price to be fixed by appraisement in accordance with the provisions of the 'Crown Lands Alienation Act of 1861' such price not being less than eight pounds an acre for town lands and one pound an acre for other lands but such appraisement shall not include any value for improvements."
- Page 4, Schedule A. *Omit* lines 14 to 21 inclusive.
- " " *Omit* lines 72 to 74 inclusive.

The sale of certain Crown Lands authorized.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Mr. Garrett moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Garrett that report was adopted.

Ordered, 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 legalize certain Conditional and other Purchases*."

Legislative Assembly Chamber,
Sydney, 22nd August, 1876.

8. MESSAGE FROM THE GOVERNOR:—The Usher of the Black Rod was admitted, and delivered the following Message:—

MR. SPEAKER,

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

Accordingly Mr. Speaker, with the House, went to the Legislative Council, where Mr. Speaker addressed His Excellency, as follows:—

MAY IT PLEASE YOUR EXCELLENCY,—

The Legislative Assembly has granted the Supplies required for the Services of the current year, and for expenditure of previous years. I have now the honor to present to Your Excellency, for the Royal Assent, a Bill for giving legal effect to these grants, 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 1876 and for the year 1875 and previous years."

Mr. Speaker also presented to His Excellency, for the Royal Assent, a Bill intituled "An Act to enable the Government to raise a Loan for Public Works."

9. 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 Bills presented by Mr. Speaker, viz.:—

(1.) "*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 1876 and for the year 1875 and previous years.*"

(2.) "*An Act to enable the Government to raise a Loan for Public Works.*"

10. PROROGATION:—His Excellency then delivered to both Houses of Parliament the following Speech:—

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

1. I am thankful that I am enabled to release you from your legislative labours, which have during this Session been protracted to an unusual, although not unprecedented, length.

2. The heavy demands upon your time and attention made by such continuous Parliamentary labour must necessarily have entailed upon all of you large sacrifices, and must have materially interfered with the avocations of those of your number whose homes and pursuits are distant from the Metropolis. It will be to you a source of satisfaction that your labours have not been altogether fruitless, notwithstanding that some of the objects of your anxious consideration during the Session have not been attained. The late period of last year at which I was enabled to call you together, and the desire frequently expressed in both Houses of the Legislature at the commencement of the Session that the business of Parliament should be limited to passing the Estimates of Public Expenditure for the year, and to the transaction of such urgent public business as might be submitted to you, doubtless deferred the settlement, and in some cases precluded the consideration of several important questions which might otherwise have been dealt with. But it is a gratifying circumstance that several measures submitted to you for the protection of human life and the preservation of the health of the people have passed into law.

3. The condition of the law as to the landing, storage, and removal of gunpowder from the magazines in Sydney Harbour and elsewhere in the Colony has been for a long time deemed to be unsatisfactory, whilst the constant use of new and dangerous explosive materials has rendered the passing of a law to regulate the introduction and transport of such substances a measure of urgent necessity. The Act to consolidate and amend these laws will, it is to be hoped, remedy the serious defects heretofore existing, and provide, as far as carefully considered legislation can do so, for the public security.

4. The Act making better provision for the Regulation of Coal Mines and Collieries, fixing the hours of employment, the ages of persons employed, and the intervals between each period of employment of persons between the age of thirteen years and eighteen years, cannot fail to be productive of great benefit to those directly interested, and to be of consequent advantage to the general public; while the comprehensive provisions for ensuring constant ventilation, for diluting and rendering harmless noxious gases, for preventing accidents, and for securing the most efficient inspection and examination of coal mines, combine to render this measure one of deep importance.

5. As the unrestricted sale of poisons has led to fatal accidents and to the commission of crime, it was deemed expedient to pass the Act for regulating their sale and use, the provisions of which will, it is hoped, tend to secure proper precautions in the conduct of a business in which extraordinary care is essential to the public safety.

6. The Bill for the amendment of the Public Schools Act, which had passed its second reading in the Assembly, was lost through a Parliamentary technicality; and it was considered undesirable and inexpedient to lengthen the Session by its re-introduction. My Advisers had hoped that the measure so urgently needed for assisting Municipalities throughout the Colony by Loans from the Consolidated Revenue would have been completed by the Legislature. The circumstances of this Country are favourable to the adoption of legislation which has elsewhere proved beneficial, and which, owing to our present prosperity, could, I am advised, have been adopted here with little inconvenience and with much advantage.

7. The difficulty which all Australian Governments have experienced in the strict enforcement of contracts for the construction of great public works, owing to the uncertainty of obtaining sufficient labour for such purposes, will, in this Colony, be lessened by the facilities now offered to contractors for the introduction at their own cost of such labour as they may require. The object which the Government had in view in carrying into law the "Agreements Validating Act," was mainly to encourage the introduction of the persons best fitted and most needed for the labour of the Country; and while on the one hand to furnish guarantees to the employer for the performance of stipulated service, on the other to give the most abundant and trustworthy information to the intending immigrants as to the current rate of wages within the Colony, and the current prices for
house

house rent, food, and clothing. The necessary steps to bring this Act into active operation have already been taken; and one of its first results will be to enable the Government to resist the appeals of public contractors for the extension of their contract time for the performance of public works.

8. The Act providing for a further extension for a period of six months of the Convention made with the Government of South Australia, respecting the payment of Customs Duties, and for making Conventions with the Governments of Victoria, South Australia, and Queensland, will enable this Government to undertake at as early a period as possible, such negotiations as may be considered advisable for the discontinuance of the actual collection of Customs Duties and charges upon our borders; and of substituting a consolidated rate payable by one Colony to the other in lieu of such collection.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

9. In thanking you for the liberal provision made for the efficient maintenance of the Public Service, I may express my assurance that the great object of securing—consistently with efficiency—economy in the public expenditure will be constantly kept in view.

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

10. The provisions of the Diseases in Sheep Act of 1876 requiring some amendment, an Act for the accomplishment of that object has been passed. The purposes of the original Act, so important in warding off calamitous disease from our flocks, have not been overlooked; and precautions have been taken to prevent the introduction of sheep into this Colony from places in which disease is either known or suspected to exist.

11. The extension of the powers of the Municipal Council of Sydney, for the purpose of enabling them to improve the metropolitan sewerage and drainage, will give them authority to enforce the payment of rates, which they have not hitherto been empowered to levy, for the accomplishment of these desirable objects.

12. The Act for the amendment of the Jury Laws will doubtless prove to be of great public usefulness, and will meet many of the objections which have been urged against the completeness and efficiency of our Jury system, by enlarging the panel of special Jurors, and by imposing the duties of Jurors upon persons who have formerly, from various causes, evaded the performance of such duties.

13. The unsatisfactory condition of the fortifications of Port Jackson has engaged the attention of the Government, and steps have been taken to carry to completion certain of the recommendations of the Defence Commission. The guns are now all on the ground, and it is anticipated that they will be in position within a short period. The necessary steps will be taken immediately for the embodiment of the additional battery of Permanent Artillery, the formation of which has been sanctioned by Parliament, thus doubling the strength of this important arm of our defence.

14. Among the many important matters which have engaged the anxious consideration of the Government, and to which their attention was directed by the Sewage and Health Board, have been the arrest of the pollution of the waters of the harbour by the blood from the Glebe Island Abattoirs—the carriage of the metropolitan sewage into deep water from Fort Macquarie, thus preventing its discharge upon the foreshores, and various other subjects relating to public health. It is gratifying to know that these important objects have now been attained at a comparatively trifling cost; and that many Municipalities have made By-laws for carrying into effect the provisions of the "Nuisances Prevention Act of 1875."

15. I am glad to be informed that the extension of Railway communication is being vigorously pressed forward. Of the 468 miles at present open for traffic, 62 have been opened during the past ten months, and it is hoped that before the close of this year the further extension from Bowning to Murrumburrah, 34 miles, from Bathurst to Blayney, 27 miles, and from Murrurundi to Quirindi, 24 miles, in all 85 miles, will also be opened to the public. The total extent under construction at present is 224 miles, and during the present Session of Parliament the construction of 265 additional miles has been authorized. During the recess the detailed plans and books of reference of the lines authorized will be completed, with a view to their being submitted for the approval of Parliament during the next Session. It is gratifying to know that the revenue from Railways is largely increasing, and is up to the present time nearly £50,000 in excess of the revenue for the same period of 1875.

16. Telegraphic communication between this Colony and the Colony of New Zealand has been established; and the success which has attended this important intercolonial work has fully justified the expectations of both Colonies.

17. The interruption of direct telegraphic communication with Europe having been severely felt throughout the Australian group of Colonies, unanimous action was taken by the various Governments to supply the service temporarily, by chartering the "Ly-ee-Moon" to run between Port Darwin and Java. Communication has since been restored; but this interruption has shown the danger of depending upon a single line of communication; and projects are now before the various Governments for the construction of a second cable.

18. In order to provide for the expenditure of the sum voted and the balance remaining unexpended for Immigration, regulations more liberal than the present will be devised and brought into operation with as little delay as possible.

19. The operation of the "Lands Acts Amendment Act of 1875" has, I am informed, proved satisfactory. The provision for the settlement of disputes as to the fulfilment of conditions of residence and improvement has been found to work advantageously, notwithstanding its novelty in our administration. It is a gratifying circumstance that the area of land conditionally purchased during the year that this Act has been in force is in excess of that of either of the two preceding years, although the area purchased in those years was, up to that time, an exceptionally large one.

20. It is gratifying to know that the representation of the varied sources of wealth of the Colony and its numerous industries at the Philadelphia Exhibition was highly satisfactory. The Government has been informed that the collection of Mineral Exhibits forwarded from this Colony attracted considerable attention from scientific men visiting the Exhibition.

21. It is my pleasing duty to offer you my hearty congratulations on the continued prosperity of the Colony, and to inform you that the Public Revenue is in a flourishing condition, and that the expectations formed in November last of its continued improvement have been more than realized.

22. The principal sources of increase have been from the sale of Crown Lands, and from the Railway, Telegraph, and Postal Receipts. It can hardly be expected that such large land sales will continue; but it is a source of satisfaction that, from the proceeds received, nearly three-quarters of a million of the permanent Public Debt has this year been extinguished, and large amounts have been expended or appropriated for public works and for improving the means of internal communication; works which, had it not been for the proceeds of the land sales, must either have been left undone, or have been provided for, as heretofore, out of fresh loans, thereby adding to the burdens of the people.

23. In dismissing you to your homes, I humbly invoke the blessing of Almighty God upon the result of your labours.

24. I now declare this Parliament prorogued until Tuesday, the 3rd of October next.

G. WIGRAM ALLEN,
Speaker.

1875-6.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS UNDISPOSED OF AT THE CLOSE OF THE SESSION.

GENERAL BUSINESS—NOTICES OF MOTIONS:—

1. MR. R. FORSTER to move, That the Resolution of the House of the 18th July last, adopting the Report of the Select Committee on "Road through Messrs. Badgery's Land," be rescinded.
2. MR. CAMERON to move, That the Resolution of the House, adopting the Report of the Select Committee on "Supply of Coal for Railway Purposes" be now rescinded.
3. MR. NELSON to move, That there be laid upon the Table of this House, copies of all Contracts and Bonds entered into for the extension of the Great Western Railway from Bathurst to Orange; Great Southern Railway, Goulburn to Wagga Wagga; and Great Northern Railway, Murrurundi to Tamworth.
4. MR. DIBBS to move, That the Report of the Select Committee on "Report of Examiner of Coal Fields on Land held by Messrs. Garrett and Greville" be now adopted.

ORDERS OF THE DAY:—

1. Lapsed Votes Bill; second reading.
2. Orphan Schools; resumption of the adjourned Debate, on the motion of Mr. Davies, "That there be laid upon the Table of this House,—
" (1.) A Return of the average daily number of children in the Protestant Orphan School at Parramatta in the year 1875.
" (2.) The number of children who died in 1875.
" (3.) The number of boys and number of girls apprenticed from the Institution in 1875.
" (4.) An account in detail of needlework performed by the girls in 1875.
" (5.) A detailed account of any work or labour performed by the boys.
" (6.) The total cost in detail of the whole establishment for the year 1875, to be given under the several headings, as follows:—Amount paid for salaries, maintenance, clothing, medical attendance, furniture, crockery, &c.; fuel, light, forage, and all other miscellaneous expenses not included under the above heads; costs of repairs, building, improvements, &c., made for, and on account of, the establishment, under the order of the Minister for Works or of the Colonial Architect.
" (7.) All other charges or expenditure, of whatsoever kind, in connection with the establishment, entered in detail.
" (8.) The like Returns for the year 1875 of the Roman Catholic Orphan School."
3. Public Place Definition Bill; resumption of the adjourned Debate, on the motion of Mr. Terry, "That this Bill be now read a second time."
4. Sale of Liquors Licensing Act Amendment Bill; second reading.
5. Sites for Schools; consideration in Committee of the Whole of the expediency of bringing in a Bill to facilitate the acquisition by the Council of Education of Sites for Schools, and also to consider of an Address to His Excellency the Governor, praying that he will cause to be forwarded to this House a Message recommending the appropriation of the moneys necessary to carry out the object of said Bill.
6. Libel Law Amendment Bill; second reading.
7. Provision for support of persons imprisoned for Debt Bill; second reading.
8. Volunteer Force Regulation Act Amendment Bill; to be further considered in Committee:

9. Surplus Revenue; consideration in Committee of the Whole of an Address to the Governor, transmitting to His Excellency the following Resolutions :—
 - (1.) That the experience of the last three years has established the fact that the Revenue derived from all sources is largely in excess of the necessary expenditure of Government.
 - (2.) That the existence of a large cash surplus at the credit of the Government is unsound in principle and policy, and ought not to be continued.
 - (3.) That the existing surplus ought to be expended without unnecessary delay, not less than £150,000 per annum in promoting Immigration from Great Britain and Ireland, and the balance in carrying out works of public improvement.
 - (4.) That a measure ought to be passed into law for regulating the introduction of Immigrants, and that the proposals and plans for all Public Works to be carried out by the expenditure of the said surplus ought to be submitted for the approval of this House.
 - (5.) That His Excellency the Governor be respectfully requested to take the necessary steps to give effect to the foregoing Resolutions.
10. Petition of William Dunn; consideration in Committee of the Whole of the Petition of William Dunn, presented to this House on 21st December, 1875.
11. Cattle Sale-Yards Act Amendment Bill; second reading.
12. Animals Protection Bill; resumption of the adjourned Debate, on the motion of Mr. Farnell, "That this Bill be now read a third time."
13. Contractors Debts Bill; second reading.
14. Fire Brigades Bill; third reading.
15. Adulteration of Food Prevention Bill; consideration in Committee of the Whole of Legislative Council's amendments.
16. Apprenticeship Law Amendment Bill; second reading.
17. Bathurst Presbyterian Church Trustees Enabling Bill (*as amended and agreed to in Select Committee*); second reading.

ATTENDANCES OF MEMBERS IN DIVISIONS AND COUNTS-OUT, DURING THE SESSION OF 1875-6.

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Abbott, Robert Palmer, Esq.	46	29	3	78
Allen, The Hon. George Wigram, Esq. (<i>Speaker</i>) ...	10	2	.....	12
Baker, Ezekiel Alexander, Esq.	25	25	6	56
Bawden, Thomas, Esq.	11	12	.....	23
Bennett, Hanley, Esq. (<i>to 2 May, 1876, and from 5 June, 1876</i>) ...	49	43	3	95
Booth, John, Esq.	33	15	.....	48
Brown, Herbert Harrington, Esq.	52	32	3	87
Brown, Stephen Campbell, Esq.	57	40	1	98
Brown, Thomas, Esq. (<i>to 23 March, 1876</i>) ...	28	7	1	36
Browne, William Charles, Esq.	90	60	11	161
Buchanan, David, Esq.	36	7	3	46
Burns, The Hon. John Fitzgerald, Esq.	133	107	31	271
Butler, Edward, Esq., Q.C.	14	4	.....	18
Byrnes, Charles Joseph, Esq.	44	26	.....	70
Cameron, Angus, Esq.	113	98	24	235
Charles, Samuel, Esq.	90	83	14	187
Clarke, Henry, Esq.	46	40	2	88
Cohen, Henry Emanuel, Esq.	72	42	9	123
Cunneen, James Augustine, Esq.	23	23	1	47
Dangar, Henry Cary, Esq.	84	63	11	158
Dangar, Thomas Gordon Gibbons, Esq.	68	41	5	114
Davies, John, Esq.	127	111	26	264
Day, George, Esq.	99	83	17	199
Dibbs, George Richard, Esq.	106	89	16	211
Driver, Richard, Esq. (<i>Chairman of Committees</i>) ...	142	4	33	184
Farnell, James Squire, Esq.	121	81	26	228
Fitzpatrick, Michael, Esq.	120	78	21	219
Forster, Robert Henry Mariner, Esq.	46	27	4	73
Forster, The Hon. William, Esq. (<i>to 4 February, 1876</i>) ...	.....	.....	.....	.....
Garrett, The Hon. Thomas, Esq.	134	111	33	278
Goold, Stephen Stiles, Esq.	60	25	3	88
Gray, Samuel William, Esq.	43	40	6	89
Greville, Edward, Esq.	41	35	3	79
Hay, William, Esq.	18	9	1	28
Hill, Richard, Esq.	79	34	5	118
Hoskins, James, Esq.	64	49	3	116
Hurley, John, Esq. (<i>Hartley, from 21 April, 1876</i>) ...	38	41	7	86
Hurley, John, Esq. (<i>Narellan</i>) ...	.....	.....	.....	.....
Jacob, Archibald Hamilton, Esq.	87	78	22	187
Lackey, The Hon. John, Esq.	131	101	26	258
Leary, Joseph, Esq. (<i>from 21 February, 1876</i>) ...	40	30	6	76
Lloyd, George Alfred, Esq.	111	86	16	207
Long, William Alexander, Esq.	86	64	5	155
Lord, George William, Esq.	28	8	.....	36
Lucas, The Hon. John, Esq.	97	74	23	194
Lynch, Andrew, Esq. (<i>from 14 June, 1876</i>) ...	14	17	3	34
Macintosh, John, Esq.	115	100	23	238
McElhone, John, Esq.	118	82	13	213
Meyer, Solomon, Esq. (<i>to 25 May, 1876</i>) ...	34	10	1	45
Montague, Alexander, Esq.	53	43	9	105
Moses, Henry, Esq.	28	23	4	60
Nelson, Harris Levi, Esq.	90	54	9	153
Onslow, Arthur, Captain, R.N.	22	26	1	49
Parkes, Henry, Esq.	104	88	15	207
Phelps, Joseph James, Esq.	7	1	.....	8
Piddington, William Richman, Esq.	109	92	11	212
Pilcher, Charles Edward, Esq.	31	7	2	40
Robertson, The Hon. John, Esq.	140	111	39	290
Scholey, Stephen, Esq.	94	53	14	161
Shepherd, Patrick Lindsay Crawford, Esq.	49	29	5	83
Smith, John Samuel, Esq.	66	56	6	128
Smith, Robert Burdett, Esq.	80	61	13	154
Stevens, Charles James, Esq.	73	52	10	135
Stuart, The Hon. Alexander, Esq. (<i>to 8 February, 1876, and from 15 February, 1876</i>) ...	97	88	22	207
Sutherland, John, Esq.	77	59	3	139
Suttor, Francis Bathurst, Esq.	67	62	13	142
Suttor, William Henry, junr., Esq.	87	78	17	182
Taylor, Hugh, Esq. (<i>to 31 March, 1876, and from 20 April, 1876</i>) ...	29	12	1	42
Tecce, William, junr., Esq.	27	23	2	52
Terry, Samuel Henry, Esq.	104	83	26	213
Warden, James, Esq.	42	36	5	83
Watson, James, Esq.	36	19	6	61
Watson, William, Esq.	38	22	2	62
Wisdom, Robert, Esq.	95	81	18	194
Wright, John James, Esq.	37	27	1	65

