

# Votes



No. 1.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

TUESDAY, 3 SEPTEMBER, 1861.

1. Opening of the Session:—The House met at Twelve o'clock, at noon, pursuant to Proclamation of His Excellency the Governor, bearing date the 18th day of July last, of which a copy was read by the Clerk, as follows:—

“PROCLAMATION.

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

“Whereas the Parliament of New South Wales now stands prorogued to  
“Tuesday, the twenty-third day of July instant: Now, I, SIR JOHN YOUNG, in  
“pursuance of the power and authority in me vested, as Governor of the said Colony,  
“do hereby further prorogue the said Parliament, to Tuesday, the third day of  
“September next ensuing; and I do hereby further announce and proclaim, that the  
“said Parliament shall assemble for the Dispatch of Business on the aforesaid third  
“day of September 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 the Legislative Assembly, respectively, are  
“herby required to give their attendance at the said time and place accordingly.

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

“(L.S.) JOHN YOUNG.

“By His Excellency's Command,

“CHARLES COWPER.

“GOD SAVE THE QUEEN!”

The Usher of the Black Rod, being admitted, delivered a Message, that “The  
“Commissioners request the attendance of this Honorable House, in the Legislative  
“Council Chamber, to hear read the Commission for opening and holding this Session  
“of Parliament.”

The House went; and the Commission, of which the following is a Copy, was read by  
the Clerk of the Council.

“VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and  
“Ireland, Queen, Defender of the Faith, &c., &c., &c.

“To all to whom these presents shall come,

Greeting:

“Whereas, by Proclamation made on the eighteenth day of July last, by His  
“Excellency the Right Honorable Sir John Young, Our Captain General and  
“Governor in Chief of Our Colony of New South Wales, the said Sir John Young  
“did, in pursuance of the power and authority vested in him as Governor of New  
“South Wales, by virtue of the Act of the late Legislature thereof, intituled ‘An  
“Act to confer a Constitution on the said Colony and to grant a Civil List to Her  
“Majesty,’ as assented to by Us proclaim that a Session of the Legislative Council  
“and Legislative Assembly constituted under the said Act, and composing the  
“Parliament of the said Colony of New South Wales, should commence and be holden  
“on Tuesday the third day of September one thousand eight hundred and sixty-one,

“And

“ And whereas for certain causes Our said Governor cannot conveniently be present  
 “ in person at the Opening of the said Session : Now know ye, that We, trusting in  
 “ the discretion fidelity and care of Our trusty and well-beloved The Honorable  
 “ William Charles Wentworth, Esquire, President of the said Legislative Council,  
 “ The Honorable John Robertson, Esquire, Secretary for Lands, and The Honorable  
 “ John Fletcher Hargrave, Esquire, Attorney General of New South Wales, Do  
 “ give and grant by the tenor of these presents unto the said William Charles  
 “ Wentworth, John Robertson, and John Fletcher Hargrave, so being such President  
 “ and Members of the said Legislative Council or any two of them full power in Our  
 “ name to open and hold the said Session of the said Legislative Council and Legis-  
 “ lative Assembly, on the said third day of September, on Our behalf, and to do all  
 “ things necessary to be done in Our name or in the name of Our Governor of Our  
 “ said Colony, in and about the opening and holding of the said Parliament,  
 “ Commanding also by the tenor of these presents all whom it concerns to meet in  
 “ the said Parliament, that to the said William Charles Wentworth, John Robertson,  
 “ and John Fletcher Hargrave, or any two of them, they diligently attend in the  
 “ premises in the form aforesaid.

“ In Testimony whereof We have caused these Our Letters to be made  
 “ Patent.

“ Witness Our Right Trusty and Well-beloved Councillor, SIR JOHN YOUNG,  
 “ Baronet, Knight Commander of Our Most Honorable Order of the  
 “ Bath, Knight Grand Cross of Our Most Distinguished Order of Saint  
 “ Michael and Saint George, Our Captain General and Governor-in-Chief  
 “ of Our Colony of New South Wales, and Vice-Admiral of the same,  
 “ at Government House, Sydney, in New South Wales aforesaid, this  
 “ thirty-first day of August, in the year of our Lord one thousand eight  
 “ hundred and sixty-one and in the twenty-fifth year of Our reign.

“ (L.S.) JOHN YOUNG.

“ By His Excellency's Command, and with the Advice of the  
 “ Executive Council.

“ CHARLES COWPER.”

After which, the President acquainted both Houses, that he had it in command from His Excellency the Governor to let them know, that as soon as the Members of the Legislative Council should be sworn, His Excellency would in person declare the causes of Parliament being called together at this time ; and, addressing the Assembly, added, “ It is His Excellency's pleasure that you, gentlemen of the Legislative  
 “ Assembly, repair to your own Chamber, and there await the usual summons to  
 “ attend His Excellency in this House, so soon as its Members shall have been so  
 “ sworn.”

2. Seats vacated and Vacancies supplied during the Recess :—The House being returned, the Speaker reported, that, during the Recess the following Members had resigned their seats in this House, viz. :—

Henry Parkes, Esquire, a Member for East Sydney,  
 Charles Hamilton Walsh, Esquire, Member for Goulburn,  
 William Copland Lesley, Esquire, Member for Patrick's Plains,  
 Alexander Macarthur, Esquire, Member for Newtown,  
 Alexander Walker Scott, Esquire, Member for The Lower Hunter,  
 Isidore John Blake, Esquire, Member for the Hunter,  
 Henry O'Brien, Esquire, Member for Yass Plains,  
 John Douglas, Esquire, a Member for Camden, and—  
 Charles Cowper, junior, Esquire, Member for The Tumut ;—

That he had thereupon issued Writs for the election of Members to serve in the room of the Gentlemen who had so vacated their seats ; and that such Writs had been duly returned to him with the respective certificates endorsed thereon, of the Election of the following Gentlemen, viz. :—

William Forster, Esquire, to serve as a Member for East Sydney,  
 Maurice Alexander, Esquire, to serve as Member for Goulburn,  
 Joseph Jehosophat Harpur, Esquire, to serve as Member for Patrick's Plains,  
 Thomas Holt, Esquire, to serve as Member for Newtown,  
 Richard Sadlier, Esquire, to serve as Member for The Lower Hunter,  
 John Fitzgerald Burns, Esquire, to serve as Member for The Hunter,  
 Peter Faucett, Esquire, to serve as Member for Yass Plains, and—  
 David Bell, Esquire, to serve as a Member for Camden. .

3. Members sworn :—

(1.) Maurice Alexander, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Goulburn.  
 (2.) Peter Faucett, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Yass Plains.  
 (3.) Thomas Holt, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of Newtown.  
 (4.) David Bell, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of Camden.

- (5.) Richard Sadler, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of The Lower Hunter.
- (6.) John Fitzgerald Burns, Esquire, having taken the Oath and subscribed the Roll, took his Seat as Member for the Electoral District of The Hunter.
- (7.) William Forster, Esquire, having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of East Sydney.
4. Message from His Excellency the Governor :—The Usher of the Black Rod, being admitted, delivered a message, "That it is the pleasure of the Governor, that this "Honorable House do attend His Excellency forthwith in the Legislative Council "Chamber."
- The House went, and, being returned, adjourned, on motion of Mr. Cowper, at ten minutes after One o'clock, until Three o'clock this day.

The House resumed pursuant to adjournment.

5. Alleged Aggression upon Chinese, at Lambing Flat :—Mr. Forster presented a Petition from Simon Sauling, native of China, late of Lambing Flat, in the Colony of New South Wales, Interpreter, detailing certain aggressions alleged to have been made upon himself, his family, and his property at Lambing Flat; and praying relief. Petition received.
6. Lotteries Further restraining Bill :—Mr. Cowper having presented this Bill, Bill intituled "*A Bill for further restraining Lotteries,*" read a first time.
7. The Governor's Opening Speech :—The Speaker reported that the House had this day attended the Governor in the Legislative Council Chamber, when His Excellency was pleased to deliver an Opening Speech to both Houses of Parliament, of which, for greater accuracy, he had obtained a copy, which he then read to the House, as follows :—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,

AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

1. In addressing you personally for the first time, I avail myself of the opportunity to congratulate the Colony upon the possession of Political Institutions which, if the spirit of wisdom and moderation inspire your counsels, are well calculated, under the blessing of Providence, to develop, in the highest degree, the energies of the people, and the resources of the country.

2. The sitting of Parliament having already occupied four months of the present year, I did not feel justified in withdrawing you from your private pursuits at an earlier period.

3. I have much pleasure in announcing to you that the condition of the Revenue is satisfactory, and that the important portion of it arising from the Customs continues to increase. The Gold Fields of the Colony are still advancing in number and productiveness.

4. The result of the Census which has been just completed shews that, notwithstanding the severance of Queensland, there has been during the last five years an increase of nearly one hundred thousand in the population, which now amounts to upwards of three hundred and fifty thousand. It is an encouraging fact that this large increase is substantially in the Suburban and Country Districts.

5. I trust that the measures which will be submitted to you will receive your candid and careful consideration. Some of them have already been under the consideration of Parliament, and urgently demand your attention. A speedy and satisfactory settlement of the Land Question becomes daily of more pressing importance; and it is an object of great interest to provide for the constitution of the Legislative Council on an Elective basis.

6. The Bills for the Management of the Gold Fields, and for dealing with the Chinese Question, may be considered of scarcely less moment. These subjects require early and anxious deliberation.

7. The condition of the Gaols and Penal Establishments of the Colony has engaged the earnest attention of the Government, with a view to the adoption, as far as practicable, of those improved methods of Secondary Punishment which exist in the more recently constructed Prisons of the Mother Country. I recommend the subject to your consideration as one in which, by judicious regulations, humane and efficient provisions may be combined with great eventual saving to the State.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

8. The Supplementary Estimates for 1861, and the Estimates for the year 1862, will be forthwith submitted to you.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,

AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

9. It is highly gratifying to me to be able to state that the Commissioners are making such arrangements as will secure the adequate representation of the Colony at the London Exhibition of 1862.

10. I have great satisfaction in informing you that the disputes which have hitherto surrounded the contracts for Railway Works undertaken by Messrs. Peto, Brassey, and Co., and which presented so serious an impediment to their satisfactory progress, are now adjusted. A contract has been signed for the completion of the lines at present authorized, which will be ready for traffic to all the terminal points within the coming year. A proposal for extended Railway Works will be found in the Estimates.

11. The unprecedented fall of Rain throughout the Colony during many months past has occasioned extraordinary difficulties in maintaining, in even passable condition, the main lines of Road. These difficulties have, as far as possible, been met by unusual exertions to make the amounts provided by the liberality of Parliament for Road purposes quickly available, and very considerable improvements have thus been effected.

12. The contracts for largely extending Telegraphic Communication, recently sanctioned by Parliament, have been completed, and so soon as Queensland has finished the line within its own boundary, our connexion with that Colony will be perfected. The general success of the Telegraphic scheme will justify further extensions.

13. The negotiation with the Government of Victoria with reference to the Customs Duties on goods crossing the Murray from that Colony has been re-opened. This question, when considered in an amicable spirit, appears to present no insuperable difficulties, and I hope that an equitable settlement of it may be effected. Your attention will be invited to a Bill to empower the Government to conclude a Treaty upon this subject.

14. Much inconvenience has arisen from the absence of any general system of management for the Police Force, and a Bill will be laid before you for the purpose of placing the Constabulary of the Colony, so far as circumstances will admit, upon the same footing as prevails in the Mother Country, and in several of the Colonies. I recommend the matter to your early attention.

15. In bringing forward, from time to time, such measures as are most urgently required, the Government will be guided by the progress of the Public Business. I trust that, by judicious arrangement, the present Session may be concluded within a reasonable period, and that, in future, the meeting of Parliament may, under ordinary circumstances, be limited to that portion of the year which is most generally convenient for the attendance of the Representatives of the Country Constituencies. I am persuaded that such a practice would be productive of most beneficial results; whereas, if the Sessions of Parliament be continued during nearly the whole year, not only does the burden fall heavily upon the Members of the Legislature, but the proper performance of the Executive duties of the Government must be seriously impeded.

16. From the Territory which New South Wales originally possessed, several important Colonies have been created, but she still comprises within her present limits a larger area than any other Australian Colony. In the vast extent of her pastoral, and the richness of her agricultural lands, in the value and abundance of her auriferous and mineral resources, some of which are peculiarly her own, and in the intelligence and enterprising spirit of her inhabitants, she possesses all the elements of a great and prosperous Nation. Much may be done by her Legislators to secure her rapid advancement and permanent prosperity; and I pray that the progressive improvement of the Colony, morally, socially, and politically, may, by the Divine favour, be the result of your deliberations.

Mr. Sadlier then moved, and Mr. Alexander seconded the motion :—

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

(2.) That such Committee consist of the following Members:—Mr. Sadlier, Mr. Alexander, Mr. Atkinson, Mr. Burns, Mr. Dick, Mr. Dickson, Mr. Leary, Mr. Bell, Mr. Smart, and Mr. Weekes.

Question put and passed.

And the Committee retired to prepare the Address.

And Mr. Sadlier having brought up the Address prepared by the Committee, the same was read by the Clerk, on motion of Mr. Sadlier, as follows :—

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

“ MAY IT PLEASE YOUR EXCELLENCY,—

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

“ We cordially reciprocate the feeling of congratulation expressed by Your  
“ Excellency upon the possession of the Political Institutions which the Colony  
“ enjoys;

“ enjoys ; and we trust that a spirit of wisdom and moderation will inspire our counsels, and guide us in the adoption of such measures as may be calculated to develop the energies of the people and the resources of the Colony.

“ We are glad to be informed that the condition of the Revenue is satisfactory, and that the Gold Fields of the Colony are increasing in number and productiveness.

“ We agree with Your Excellency in thinking that it is a matter of hearty congratulation that, notwithstanding the severance of Queensland, the population of the Colony has increased nearly 100,000 during the last five years ; and that it is also a matter of congratulation that this large increase is chiefly in the Suburban and Country Districts.

“ To the measures which will be submitted to us we shall give our careful consideration ; and we unite with Your Excellency in regarding a speedy and satisfactory settlement of the Land Question as becoming daily of more pressing importance. To provide for the construction of the Legislative Council upon an Elective basis is also a matter of great interest.

“ The Bills for the Management of the Gold Fields, and for dealing with the Chinese Question are, we admit, of scarcely less moment, and we shall be prepared to bestow upon them our early and anxious deliberation.

“ We shall enter into the consideration of the subject of Secondary Punishment with a just sense of its importance, and as demanding our earnest attention.

“ The Estimates, when submitted to us, shall receive our best consideration.

“ It is highly gratifying to us to hear that arrangements are being made to secure the adequate representation of the Colony at the London Exhibition of 1862.

“ We rejoice to learn that it is proposed to make further extensions of the Railways and Telegraphic Communications of the Colony. The maintenance and improvement of the Main Lines of Road throughout the Colony we recognize as matters of vital importance, and we are glad to find that efforts have been made to render quickly available the funds provided by Parliament for Road purposes.

“ The Bill to empower the Government to conclude a Treaty with the Colony of Victoria, as to the Customs Duties on Goods crossing the Murray from that Colony, shall receive our attentive consideration.

“ We are aware that evils have arisen from the absence of any general system of management for the Police Force, and shall be prepared to consider any proposal that may be made for remedying these evils.

“ It will afford us much gratification if, with due regard to the public interests, by any improved arrangements our Parliamentary duties may be in any degree lightened. We shall, nevertheless, be prepared to give our attendance in Parliament to such extent as the Public Service may seem to require, and we join with your Excellency in the aspiration that our labours may by the Divine favour aid in the moral, social, and political improvement of the Colony.”

Mr. Sadlier then moved, 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.

8. Papers :—

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

(1.) Despatch respecting Sydney Branch of Royal Mint.

(2.) Return of Bank Liabilities and Assets for quarter ended 30 June, 1861.

Ordered to be printed.

(2.) Mr. Arnold laid upon the Table, the undermentioned Papers :—

(3.) Return to Order, in reference to Telegraph Department, made by this House, on motion of Mr. Dickson, on 16 April, 1861.

(4.) Return to Order, in reference to Railway between Liverpool and Campbelltown, made by this House, on motion of Mr. Lucas, on 27 March, 1861.

Ordered to be printed.

(5.) Return to Order, in reference to Resignation of Captain Martindale, made by this House, on motion of Mr. Lucas, on 24 April, 1861.

(6.) Return to Order, in reference to Persons employed on the Great Southern Road, made by this House, on motion of Mr. Asher, on 19 October, 1860.

9. Adjournment :—Mr. Cowper moved, That this House do now adjourn until to-morrow, at three o'clock, for the purpose of proceeding to Government House, there, at four o'clock, to present to the Governor their Address in reply to His Excellency's opening Speech.

Question put and passed.

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

WEDNESDAY, SEPTEMBER 4.

MEMO.—The House will proceed to Government House, there, at four o'clock, to present to the Governor their Address in reply to His Excellency's Opening Speech.

NOTICES

## NOTICES OF MOTION.

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WEDNESDAY, SEPTEMBER 4.

1. MR. COWPER to move, That unless otherwise ordered, this House will meet for Dispatch of Business at Three o'clock P.M. on Tuesday, Wednesday, Thursday, and Friday, in each week.
2. MR. COWPER to move, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business take precedence of all other Business.
3. MR. COWPER to move, That on Tuesday and Friday in each week, unless otherwise ordered, Private Business shall take precedence of Government Business; and that on Fridays, Private Orders of the Day shall take precedence of Motions.
4. MR. COWPER to move, That the Order respecting the transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
5. MR. COWPER to move, That, unless otherwise ordered, the Resumption of the Committee of Supply stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
6. MR. COWPER to move, That the Standing Orders Committee for the present Session, consist of the following Members, viz. :—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Hart, Mr. Hay, Mr. Windeyer, Mr. Piddington, Mr. Dick, Mr. Smart, and Mr. Wisdom, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
7. MR. COWPER to move, That the Library Committee for the present Session consist of the following Members, viz. :—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Dick, Mr. Hay, Dr. Lang, Mr. Faucett, Mr. Forster, Mr. Windeyer, and Mr. Wisdom, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
8. MR. COWPER to move, That Robert Wisdom, Esquire, be Chairman of Committees of the whole House, during the present Session.
9. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to the Gold Fields.

*Questions :—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he will explain why the prisoners charged with rioting at Lambing Flat were refused bail?
2. MR. LUCAS to ask THE COLONIAL SECRETARY,—Whether the Government have selected a site for a Public Cemetery?

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THURSDAY, SEPTEMBER 5.

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to Licensed Publicans.

*Question :—*

1. MR. WILSON to ask THE COLONIAL TREASURER,—Whether the Government intend this Session, to introduce a Bill to abolish the Gold Duty?

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FRIDAY, SEPTEMBER 6.

1. CAPT. MORIARTY to move, That it be an Order of this House, for the present Session, that no new business be entered upon after Eleven o'clock P.M.
2. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadlier, and the Mover.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House a Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.

4.



4. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
5. MR. BUCHANAN to move for leave to introduce a Bill to promote the Drainage of Land in the Colony.

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TUESDAY, SEPTEMBER 10.

1. CAPT. MORIARTY to move,—
  - (1.) That the Report of the Select Committee on the "Light House near Jervis Bay" presented by him on the 9th May last, be now adopted.
  - (2.) That a Copy of the said Report and Evidence be transmitted by Address to His Excellency the Governor.
2. MR. WILSON to move, That in the opinion of this House, any Bill for the regulation of the Gold Fields, introduced by the Government, ought to contain provisions for the exclusion of the Chinese from the Gold Fields of the Colony.

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WEDNESDAY, SEPTEMBER 11.

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Police Force.
2. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.

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THURSDAY, SEPTEMBER 12.

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.

T. A. MURRAY,  
*Speaker*

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VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 4 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—  
(1.) Return to Address in reference to Special Warrants issued by the Sheriff, adopted, on motion of Mr. Walsh, on the 10th May, 1861.  
(2.) Despatches relating to Resolutions adopted by the Legislative Council, on the third reading of the Appropriation Act for 1860.  
(3.) Further Despatches respecting Pensions, &c., in the Colonial Civil Service.  
Ordered to be printed.
2. Mr. Frederick Dunbar:—Mr. Hoskins presented a Petition from Mr. Frederick Dunbar, of Stonehenge, New England, farmer, representing certain serious injuries sustained by him, in consequence of a re-measurement of his purchased land at Stonehenge, and praying relief.  
Petition received.
3. Business Days:—Mr. Cowper moved, pursuant to notice, That, unless otherwise ordered, this House will meet for Dispatch of Business at Three o'clock P.M., on Tuesday, Wednesday, Thursday, and Friday, in each week.  
Question put and passed.
4. Days for Dispatch of Government Business:—Mr. Cowper moved, pursuant to notice, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business take precedence of all other Business.  
Question put and passed.
5. Days for Dispatch of Private Business and Relative Precedence of Private Orders:—Mr. Cowper moved, pursuant to notice, That on Tuesday and Friday in each week, unless otherwise ordered, Private Business shall take precedence of Government Business; and that on Fridays, Private Orders of the Day shall take precedence of Motions.  
Question put and passed.
6. Transmission of Messages between the two Houses:—Mr. Cowper moved, pursuant to notice, That the Order respecting the transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.  
Question put and passed.
7. Days for Committee of Supply:—Mr. Cowper moved, pursuant to notice, That unless otherwise ordered, the Resumption of the Committee of Supply stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.  
Question put and passed.
8. Standing Orders Committee:—Mr. Cowper moved, pursuant to notice, That the Standing Orders Committee for the present Session, consist of the following Members, viz.:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Hart, Mr. Hay, Mr. Windeyer, Mr. Piddington, Mr. Dick, Mr. Smart, and Mr. Wisdom, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.  
Question put and passed.
9. Library Committee:—Mr. Cowper moved, pursuant to *amended* notice, That the Library Committee for the present Session consist of the following Members, viz.:—The Speaker, Mr. Cowper, Mr. Arnold, Mr. Dick, Mr. Hay, Dr. Lang, Mr. Faucett, Mr. Wilson, Mr. Windeyer, and Mr. Wisdom, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.  
Question put and passed.
10. Chairman of Committees:—Mr. Cowper moved, pursuant to notice, That Robert Wisdom, Esquire, be Chairman of Committees of the whole House, during the present Session.  
Question put and passed.  
Whereupon Mr. Wisdom made his acknowledgments to the House.

11. Motion Withdrawn :—Mr. Cowper withdrew the motion standing in his name, No. 9 on the Notice Paper for to-day.
12. Address in Reply to the Governor's Opening Speech :—On motion of Mr. Cowper (*at ten minutes before Four o'clock*), the Assembly proceeded to Government House, there to present to the Governor their Address in reply to His Excellency's Opening Speech ;—  
And, being returned, the Speaker reported that the Assembly had been to Government House, and there presented to the Governor their Address in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to make thereto the following answer :—

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

I thank you for your loyal and dutiful Address, and earnestly hope that your deliberations on the various important topics you enumerate may tend to promote the interests and increase the happiness of those whom you represent.

JOHN YOUNG.

*Government House,  
Sydney, 4th September, 1861.*

The House then adjourned, on motion of Mr. Arnold, at twenty minutes after Four o'clock, until To-morrow, at Three o'clock.

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## NOTICES OF MOTION.

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THURSDAY, SEPTEMBER 5.

GOVERNMENT BUSINESS :—

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to Licensed Publicans.
2. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to the Gold Fields.

OTHER BUSINESS :—

1. MR. FORSTER to move, That the Petition of Simon Sanling, presented by him on the 3rd instant, be printed.
2. MR. HOSKINS to move, That the Petition from Mr. Frederick Dunbar, a resident of Stonehenge, New England, presented by him on the 4th instant, be printed.
3. MR. WINDEYER to move for leave to bring in a Bill to alter the qualifications for certain Judicial and other Offices.

Questions :—

1. MR. WILSON to ask THE COLONIAL TREASURER,—Whether the Government intend, this Session, to introduce a Bill to abolish the Gold Duty ?
2. MR. MORRICE to ask THE SECRETARY FOR PUBLIC WORKS,—Why Tenders were not called for the erecting of a Toll Gate and Premises in connection with the Toll Gate proposed to be established at Berrima ?
3. MR. DICK to ask THE COLONIAL SECRETARY,—Whether the Government intend, this Session, to introduce any measure to facilitate the transfer of Real Property ?

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FRIDAY, SEPTEMBER 6.

OTHER BUSINESS :—

1. CAPT. MORIARTY to move, That it be an Order of this House, for the present Session, that no new business be entered upon after Eleven o'clock P.M.
2. MR. WILSON to move,—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.  
(2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadlier, and the Mover.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
4. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House :—  
(1.) A Copy of the Warrant for the apprehension of James Torpy.  
(2.) A Copy of the sworn Testimony upon which said Warrant was granted.  
(3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.

5. MR. BUCHANAN to move for leave to introduce a Bill to promote the Drainage of Land in the Colony.
6. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence which may have passed between the Honorable the Secretary for Lands and the Warden or Secretary of the Maitland Road Trust, having reference to the accounts of the expenditure of moncy issued by the Government to the Trust, since the 1st January, 1858.

*Questions :—*

1. MR. BURNS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to reduce the Scale of Charges for Freight on the Great Northern Railway?
2. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Whether the Government are aware that the operations in connection with the erection of a Bridge over the Macdonald River, at Bendemeer, New England, have been suspended; and that during the recent floods the stone piers have been submerged and materially injured?
  - (2.) Whether the Government have deputed an Engineer to visit and report upon the stability of such piers?
  - (3.) Is it the intention of the Government to construct a Bridge upon the original site?
  - (4.) Whether the Government intend proceeding with the erection of such Bridge within a reasonable period, in accordance with a provision made by the Legislative Assembly for that purpose?
3. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to open the Northern Line of Telegraph from Murrurundi to Armidale for the use of the public?
4. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to have a Bridge erected over Saumarez Creek, upon the Great Northern Road between Uralla and Armidale; if so, when will such an undertaking be commenced?
5. MR. LEWIS to ask THE COLONIAL SECRETARY,—What steps the Government intend to take in reference to the Coal Fields and Coal Mining Regulations Bill that was shelved in the Upper House last Session?
6. MR. DRIVER to ask THE COLONIAL SECRETARY,—If the Government intend to afford any, and what Police protection to the inhabitants of Rockley?

TUESDAY, SEPTEMBER 10.

OTHER BUSINESS :—

1. CAPT. MORIARTY to move,—
  - (1.) That the Report of the Select Committee on the "Light House near Jervis Bay," presented by him on the 9th May last, be now adopted.
  - (2.) That a Copy of the said Report and Evidence be transmitted by Address to His Excellency the Governor.
2. MR. WILSON to move, That in the opinion of this House, any Bill for the Regulation of the Gold Fields, introduced by the Government, ought to contain provisions for the exclusion of the Chinese from the Gold Fields of the Colony.
3. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid (as soon as possible) upon the Table of this House, a Return showing the invoice prices of all goods and railway stock imported by the Government, through the agency of Messrs. Willis and Company, also the cost of freight and all other charges, and the wharf at which such goods were discharged.
4. MR. HOSKINS to move for leave to introduce a Bill to reduce the salary of every future Governor.
5. MR. SADIHER to move for leave to bring in a Bill to amend the 18th and 19th Clauses of the Constitution Act, intituled, "*An Act to confer a Constitution on New South Wales, and to grant a Civil List to Her Majesty.*"
6. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid (as soon as possible) upon the Table of this House, a Return of all Tenders received on the 7th and 11th days of October, 1859, from persons willing to undertake the conduct of all Commercial Business of the Government of this Colony in London, during the term of three years.
7. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled; if, in any case, cancelled or recalled.

*Question :—*

1. MR. HOSKINS to ask THE COLONIAL SECRETARY,—When the Government intend to have the land, recently surveyed at the Bald Knobs on the Seven Miles Plain, in the vicinity of Armidale, put up for sale?

WEDNESDAY,

WEDNESDAY, SEPTEMBER 11.

GOVERNMENT BUSINESS:—

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Police Force.
2. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.

*Question:—*

1. MR. WALKER to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to institute an Enquiry into the conduct of the Police Magistrate, and Messrs. Perry and Fletcher, Justices of the Peace, upon the Bench at Wentworth, on the 24th of April last?

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THURSDAY, SEPTEMBER 12.

GOVERNMENT BUSINESS:—

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.

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FRIDAY, SEPTEMBER 13.

OTHER BUSINESS:—

1. MR. WILSON to move for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
2. MR. WILSON to move,—
  - (1.) That the appropriation, by the Government, of the Revenue derived from the so-called Church and School Lands, without the sanction of this House, is unconstitutional.
  - (2.) That the Revenue derived from these lands ought to be paid into the Consolidated Fund, and be subjected to the Vote of this House.
  - (3.) That the above Resolutions be conveyed, by Address, to His Excellency the Governor-in-Chief.

T. A. MURRAY,  
*Speaker.*

No. 3.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

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THURSDAY, 5 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper :—Mr. Cowper laid upon the Table, Certain Rules of the Supreme Court.  
Ordered to be printed.
  2. Motion Withdrawn :—Mr. Cowper withdrew the motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
  3. Gold Fields Bill :—  
(1.) Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to amend the Laws relating to the Gold Fields.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.  
(2.) Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill to amend the Laws relating to the Gold Fields,*" read a first time.  
Ordered to be printed, and read a second time on Wednesday next.
  4. Alleged Aggression upon Chinese at Lambing Flat :—Mr. Forster moved, pursuant to notice, That the Petition of Simon Sanling, presented by him on the 3rd instant, be printed.  
Question put and passed.  
Ordered to be printed.
  5. Postponement :—Mr. Hoskins postponed the motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day, until the Motion next following shall have been disposed of.
  6. Judicial and other Offices Qualification Amendment Bill :—Mr. Windeyer moved, pursuant to notice, for leave to bring in a Bill to alter the Qualifications for certain Judicial and other Offices.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
  7. Mr. Frederick Dunbar :—Mr. Hoskins moved, pursuant to notice, That the Petition from Mr. Frederick Dunbar, a resident of Stonehenge, New England, presented by him on the 4th instant, be printed.  
Question put and passed.  
Ordered to be printed.
  8. Judicial and other Offices Qualification Amendment Bill :—Mr. Windeyer having presented this Bill, Bill, intituled, "*A Bill to amend the Law as to the Qualification for certain Judicial and other Offices,*" read a first time.  
Ordered to be printed, and read a second time on Tuesday next.
- The House adjourned on motion of Mr. Cowper, at a quarter before Four o'clock, until To-morrow at Three o'clock.
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NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, SEPTEMBER 6.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. CAPT. MORIARTY to move, That it be an Order of this House, for the present Session, that no new business be entered upon after Eleven o'clock P.M.
2. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadlier, and the Mover.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
4. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House :—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
5. MR. BUCHANAN to move for leave to introduce a Bill to promote the Drainage of Land in the Colony.
6. MR. BURNS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence which may have passed between the Honorable the Secretary for Lands and the Warden or Secretary of the Maitland Road Trust, having reference to the accounts of the expenditure of moneys issued by the Government to the Trust, since the 1st January, 1858.
7. MR. T. GARRETT to move, That there be laid upon the Table of this House, a Copy of all memorials, reports, or other documents received by the Government, and all correspondence, relative to the erection of a Bridge over the Bombala River, at the Township of Bombala.

## Questions :—

1. MR. BURNS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether it is the intention of the Government to reduce the Scale of Charges for Freight on the Great Northern Railway ?
2. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Whether the Government are aware that the operations in connection with the erection of a Bridge over the Macdonald River, at Bendemeer, New England, have been suspended; and that during the recent floods the stone piers have been submerged and materially injured ?
  - (2.) Whether the Government have deputed an Engineer to visit and report upon the stability of such piers ?
  - (3.) Is it the intention of the Government to construct a Bridge upon the original site ?
  - (4.) Whether the Government intend proceeding with the erection of such Bridge within a reasonable period, in accordance with a provision made by the Legislative Assembly for that purpose ?
3. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to open the Northern Line of Telegraph from Murrurundi to Armidale for the use of the public ?
4. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to have a Bridge erected over Saumarez Creek, upon the Great Northern Road between Uralla and Armidale; if so, when will such an undertaking be commenced ?
5. MR. LEWIS to ask THE COLONIAL SECRETARY,—What steps the Government intend to take in reference to the Coal Fields and Coal Mining Regulations Bill that was shelved in the Upper House last Session ?
6. MR. DRIVER to ask THE COLONIAL SECRETARY,—If the Government intend to afford any, and what Police protection to the inhabitants of Rockley ?
7. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government intend to take any steps to preserve complete Religious Equality among the Clergy of this Country, on State occasions, and to prevent any particular Sect taking precedence—a position usurped on a late occasion by the Clergy of the Church of England ?
8. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—Why Tenders were not called for the erecting of the Toll-gates and premises in connection with the Toll-gates proposed to be established at Camberwell, Scone, and Blandford, on the Great Northern Road ?



9. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to place on the Estimates, this Session, a sum of money for the erection of Bridges over the River Hunter, at Singleton and Aberdeen, on the Great Northern Road?
10. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—If the Government is aware that the Boat at Singleton was destroyed by the late floods; and whether a new Boat or Punt of larger dimensions will be provided for the conveyance of mails, passengers, and loaded teams in flood time, and how soon may it be expected to reach its destination?
11. MR. T. GARRETT *to ask* THE COLONIAL SECRETARY,—Whether the Government have determined upon which line of road the £2,000 voted last Session for special works on road from Monaro Table Land to the Coast, is to be expended; if so, what road; and when will the expenditure be commenced?
12. MR. SADLIER *to ask* THE COLONIAL SECRETARY,—Whether the Government contemplate to propose, this Session of Parliament, any National system of Defence for this Colony of a Federal character with the Sister Colonies, and with reference to assistance from the Mother Country in the event of War?

TUESDAY, SEPTEMBER 10.

OTHER BUSINESS—NOTICES OF MOTION:—

1. CAPT. MORJARTY *to move*,—  
(1.) That the Report of the Select Committee on the "Light House near Jervis Bay," presented by him on the 9th May last, be now adopted.  
(2.) That a Copy of the said Report and Evidence be transmitted by Address to His Excellency the Governor.
2. MR. WILSON *to move*, That in the opinion of this House, any Bill for the Regulation of the Gold Fields, introduced by the Government, ought to contain provisions for the exclusion of the Chinese from the Gold Fields of the Colony.
3. MR. LUCAS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid (as soon as possible) upon the Table of this House, a Return shewing the invoice prices of all goods and railway stock imported by the Government, through the agency of Messrs. Willis and Company; also, the cost of freight and all other charges, and the wharf at which such goods were discharged.
4. MR. HOSKINS *to move* for leave to introduce a Bill to reduce the salary of every future Governor.
5. MR. SADLIER *to move* for leave to bring in a Bill to amend the 18th and 19th Clauses of the Constitution Act, intituled, "*An Act to confer a Constitution on New South Wales, and to grant a Civil List to Her Majesty.*"
6. MR. LUCAS *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid (as soon as possible) upon the Table of this House, a Return of all Tenders received on the 7th and 11th days of October, 1859, from persons willing to undertake the conduct of all Commercial Business of the Government of this Colony in London, during the term of three years.
7. MR. FORSTER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled; if, in any case, cancelled or recalled.
8. MR. T. GARRETT *to move*, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.

ORDER OF THE DAY:—

1. Judicial and other Offices Qualification Amendment Bill; second reading.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER *to move* for leave to bring in a Bill to consolidate and amend the Laws relating to Licensed Publicans.

*Questions:—*

1. MR. HOSKINS *to ask* THE COLONIAL SECRETARY,—When the Government intend to have the land, recently surveyed at the Bald Knobs on the Seven Miles Plain, in the vicinity of Armidale, put up for sale?
2. MR. HOSKINS *to ask* THE COLONIAL SECRETARY,—Whether the Government intend introducing a Bill to alter and amend the Constitution of the Legislative Council during the present Session?

3. MR. HOSKINS *to ask* THE COLONIAL SECRETARY,—  
 (1.) Whether the Government have received any letters from Mr. Frederick Dunbar, residing at Stonehenge, New England, complaining of the conduct of District Surveyor Henderson in surveying Crown Lands at that place, of which Mr. Dunbar purchased a portion, and subsequently altering the boundaries?  
 (2.) If the Government have been made acquainted with the facts, are they of opinion that Mr. Dunbar is entitled to compensation for the losses he sustained in consequence of the acts of their servant?
4. MR. TERRY *to ask* THE COLONIAL SECRETARY,—If the Government intend taking any steps in reference to a Petition from the Inhabitants of Mudgee, presented to His Excellency the Governor, complaining of the old line of road, used for the last thirty years, from Mudgee to Wellington, and passing through the Diggings, having been stopped by the owner of the property through which the said road runs, and praying that the road shewn on a plan which accompanied the Petition might be proclaimed?
5. MR. LORD *to ask* THE COLONIAL SECRETARY,—  
 (1.) Why Tenders have not been called for the erection of a Court and Watch House at Dubbo?  
 (2.) Is it the intention of the Government to proceed with these buildings; if not, why not?

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WEDNESDAY, SEPTEMBER 11.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Police Force.
2. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.

ORDER OF THE DAY:—

1. Gold Fields Bill; second reading.

*Question:—*

1. MR. WALKER *to ask* THE COLONIAL SECRETARY,—Is it the intention of the Government to institute an Enquiry into the conduct of the Police Magistrate, and Messrs. Perry and Fletcher, Justices of the Peace, upon the Bench at Wentworth, on the 24th of April last?

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THURSDAY, SEPTEMBER 12.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.

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FRIDAY, SEPTEMBER 13.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—  
 (1.) That the appropriation, by the Government, of the Revenue derived from the so-called Church and School Lands, without the sanction of this House, is unconstitutional.  
 (2.) That the Revenue derived from these lands ought to be paid into the Consolidated Fund, and be subjected to the Vote of this House.  
 (3.) That the above Resolutions be conveyed, by Address, to His Excellency the Governor.
2. MR. WILSON to move for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
3. MR. SHEPHERD to move,—  
 (1.) That a Select Committee be appointed to consider and report upon the evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.  
 (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadlier, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
4. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.

## 5. MR. HART to move,—

(1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.

(2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

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TUESDAY, SEPTEMBER 17.

## OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) All Correspondence of the Executive Government with any person or persons having reference to the Nominations, for life, to the Legislative Council.
  - (2.) All Minutes of the Executive Council having reference to the same subject.
  - (3.) All Despatches or Communications of the Imperial Government having reference to the same subject.
  - (4.) All Despatches or Minutes of the late Governor General, Sir William Denison, having reference to the same subject.

T. A. MURRAY,  
*Speaker.*

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No. 4.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

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FRIDAY, 6 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
  - (1.) Return to Order, in reference to Roads, Shoalhaven District, made by this House, on motion of Mr. T. Garrett, on the 26th February, 1861.
  - (2.) Return to Order, in reference to Survey of Land for Sale in the Southern District, made by this House, on motion of Mr. O'Brien, on the 19th February, 1861.
  - (3.) Return to Address, in reference to Expenditure of Money voted for repairs of portion of the Great Northern Road, adopted, on motion of Mr. Lucas, on the 6th May, 1861.
  - (4.) Return, in part, to Address, in reference to Mr. C. G. T. Chauvel and others,—exercise of Pre-emptive Rights, adopted, on motion of Mr. Hart, on the 1st June, 1860.
  - (5.) Return to Address, in reference to Payments made for Legal Services during Responsible Government, adopted, on motion of Mr. Dickson, on the 16th April, 1861.  
Ordered to be printed.
2. Committee of Elections and Qualifications:—The Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant appointing the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

“ LEGISLATIVE ASSEMBLY.

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

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

“ William Macleay, Esquire,

“ John Hay, Esquire,

“ James Dickson, Esquire,

“ Thomas Garrett, Esquire,

“ John Bowie Wilson, Esquire,

“ James Hart, Esquire,

“ William Richman Piddington, Esquire,

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

“ Given under my Hand, at the Legislative Assembly Chamber,

“ Macquarie-street, Sydney, this sixth day of September, in the

“ year of our Lord one thousand eight hundred and sixty-one.

“ T. A. MURRAY,

“ *Speaker.*”

3. Business of the House:—Captain Moriarty moved, pursuant to notice, That it be an Order of this House, for the present Session, that no New Business be entered upon after Eleven o'clock P.M.  
Debate ensued.

Question

Question put.  
The House divided.

Ayes, 19.

Mr. Alexander,	Mr. Rusden,	} Tellers.
Mr. Wilson,	Mr. Allen,	
Mr. Lewis,	Mr. Daniel,	
Mr. Sadlier,	Mr. Terry,	
Mr. Stewart,	Mr. Holt,	
Mr. Love,	Mr. Smart,	
Mr. Wisdom,	Mr. Piddington,	
Mr. Morrice,	Mr. Dickson,	
Mr. Markham,	Capt. Moriarty,	
Mr. Hoskins,		

Noes, 16.

Mr. Cowper,	Mr. Dalgleish,	} Tellers.
Mr. Weakes,	Mr. Dangar,	
Mr. Arnold,	Mr. Bell,	
Mr. Lucas,	Mr. Cunneen,	
Mr. Buchanan,	Mr. Hay,	
Mr. Driver,	Mr. Macleay,	
Mr. T. Garrett,	Mr. Forster,	
Mr. Burns,	Mr. Faucett,	

- Motions Withdrawn :—Mr. Wilson withdrew the motions standing in his name, Nos. 2, 3, and 4, on the Notice Paper for to-day.
- Drainage Promotion Bill :—
  - Mr. Buchanan moved, pursuant to notice, for leave to introduce a Bill to promote the Drainage of Land in the Colony.  
Question put and passed ; Ordered that the Mover and Seconder prepare and bring in the Bill.
  - Mr. Buchanan having presented this Bill, intituled, "*A Bill to promote the better Drainage of Lands,*" read a first time.  
Ordered to be printed, and read a second time this day week.
- Motion Withdrawn :—Mr. Burns withdrew the motion standing in his name No. 6 on the Notice Paper for to-day.
- Bridge at Bombala :—Mr. T. Garrett moved, pursuant to notice, That there be laid upon the Table of this House, a Copy of all memorials, reports, or other documents received by the Government, and all correspondence, relative to the erection of a Bridge over the Bombala River, at the Township of Bombala.  
Question put and passed.  
The House adjourned at two minutes before Five o'clock, until Tuesday next, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 10.

### OTHER BUSINESS—NOTICES OF MOTION :—

- CAPT. MORIARTY to move,—
  - That the Report of the Select Committee on the "Light House near Jervis Bay," presented by him on the 9th May last, be now adopted.
  - That a Copy of the said Report and Evidence be transmitted by Address to His Excellency the Governor.
- MR. WILSON to move, That in the opinion of this House, any Bill for the Regulation of the Gold Fields, introduced by the Government, ought to contain provisions for the exclusion of the Chinese from the Gold Fields of the Colony.
- MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid (as soon as possible) upon the Table of this House, a Return shewing the invoice prices of all goods and railway stock imported by the Government, through the agency of Messrs. Willis and Company ; also, the cost of freight and all other charges, and the wharf at which such goods were discharged.
- MR. HOSKINS to move for leave to introduce a Bill to reduce the salary of every future Governor.
- MR. SADLIER to move for leave to bring in a Bill to amend the 18th and 19th Clauses of the Constitution Act, intituled, "*An Act to confer a Constitution on New South Wales, and to grant a Civil List to Her Majesty.*"
- MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid (as soon as possible) upon the Table of this House, a Return of all Tenders received on the 7th and 11th days of October, 1859, from persons willing to undertake the conduct of all Commercial Business of the Government of this Colony in London, during the term of three years.
- MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled ; if, in any case, cancelled or recalled.

8. MR. T. GARRETT to move, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.
9. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
10. MR. BUCHANAN to move,—
  - (1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
11. MR. PIDDINGTON to move for Leave of Absence for fourteen days, on behalf of Henry Rotton, Esq., in consequence of dangerous illness in his family.

## ORDER OF THE DAY:—

1. Judicial and other Offices Qualification Amendment Bill; second reading.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to Licensed Publicans.

## Questions:—

1. MR. HOSKINS to ask THE COLONIAL SECRETARY,—When the Government intend to have the land, recently surveyed at the Bald Knobs on the Seven Miles Plain, in the vicinity of Armidale, put up for sale?
2. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Whether the Government intend introducing a Bill to alter and amend the Constitution of the Legislative Council during the present Session?
3. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Government have received any letters from Mr. Frederick Dunbar, residing at Stonehenge, New England, complaining of the conduct of District Surveyor Henderson in surveying Crown Lands at that place, of which Mr. Dunbar purchased a portion, and subsequently altering the boundaries?
  - (2.) If the Government have been made acquainted with the facts, are they of opinion that Mr. Dunbar is entitled to compensation for the losses he sustained in consequence of the acts of their servant?
4. MR. TERRY to ask THE COLONIAL SECRETARY,—If the Government intend taking any steps in reference to a Petition from the Inhabitants of Mudgee, presented to His Excellency the Governor, complaining of the old line of road, used for the last thirty years, from Mudgee to Wellington, and passing through the Diggings, having been stopped by the owner of the property through which the said road runs, and praying that the road shown on a plan which accompanied the Petition might be proclaimed?
5. MR. LORD to ask THE COLONIAL SECRETARY,—
  - (1.) Why Tenders have not been called for the erection of a Court and Watch House at Dubbo?
  - (2.) Is it the intention of the Government to proceed with these buildings; if not, why not?
6. MR. DICKSON to ask THE SECRETARY FOR PUBLIC WORKS,—If the Government intend doing anything to facilitate the access to the Gaol and Court House, by a level crossing, in accordance with the Petition of the Inhabitants of Maitland and its vicinity, presented to this House, received,—and ordered to be printed, 14 March, 1861?
7. MR. DICKSON to ask THE SECRETARY FOR PUBLIC WORKS,—If the Government intend expending the whole or any portion of the £2,500 voted by this House to remove the Railway Embankment across Bank-street, which has caused so much destruction of property in Maitland, in accordance with the Petition of the Inhabitants of Maitland and its vicinity, presented to this House, received,—and ordered to be printed, 14 March, 1861?
8. MR. DICKSON to ask THE COLONIAL TREASURER,—When the Return, ordered by the House on the 7th February, 1860, shewing,—
  - (1.) The way in which all sums of money voted by this House under the heads of Allowances, Contingencies, Incidental Expenses, Special and Miscellaneous Services, since the introduction of Responsible Government, have been expended;
  - (2.) That such Return shall shew, in detail, the manner in which each Vote under the above heads has been expended.
  - (3.) When the Expenditure has been more or less than the sum voted, how the balance has been appropriated or provided,—will be laid upon the Table of this House?
  - (2.) If not completed, what progress has been made?
9. MR. MACGREGG to ask THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of Government to place a sum of money on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee, at Gundagai?
10. MR. RUSDEN to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the site for the Bridge over the Namoi has been determined upon; and if so, as the plans and specifications have been prepared, when the work will be commenced?

11. Mr. RUSDEN to ask THE COLONIAL SECRETARY,—When the Lock-up and Court House to be erected at Wallgett, for which £400 have been granted, will be commenced?

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WEDNESDAY, SEPTEMBER 11.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Police Force.
2. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.
3. MR. ARNOLD to move for leave to bring in a Bill for the better protection of Navigable Waters.

ORDER OF THE DAY :—

1. Gold Fields Bill ; second reading.

Question :—

1. MR. WALKER to ask THE COLONIAL SECRETARY;—Is it the intention of the Government to institute an Enquiry into the conduct of the Police Magistrate, and Messrs. Perry and Fletcher, Justices of the Peace, upon the Bench at Wentworth, on the 24th of April last ?

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THURSDAY, SEPTEMBER 12.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.

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FRIDAY, SEPTEMBER 13.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Drainage Promotion Bill ; second reading.

NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That the appropriation, by the Government, of the Revenue derived from the so-called Church and School Lands, without the sanction of this House, is unconstitutional.
  - (2.) That the Revenue derived from these lands ought to be paid into the Consolidated Fund, and be subjected to the Vote of this House.
  - (3.) That the above Resolutions be conveyed, by Address, to His Excellency the Governor.
2. MR. WILSON to move for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
3. MR. SHEPHERD to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.
  - (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadlier, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
4. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.
5. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.



6. **MR. DALGLEISH** to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadlier, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
7. **MR. DALGLEISH** to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.

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TUESDAY, SEPTEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. FORSTER** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) All Correspondence of the Executive Government with any person or persons having reference to the Nominations, for life, to the Legislative Council.
  - (2.) All Minutes of the Executive Council having reference to the same subject.
  - (3.) All Despatches or Communications of the Imperial Government having reference to the same subject.
  - (4.) All Despatches or Minutes of the late Governor General, Sir William Denison, having reference to the same subject.
2. **MR. ALLEN** to move, That a copy of all Papers relating to the ordering of the Railway Plant that has arrived here since the 1st day of May last, be laid upon the Table of this House, including,—
  - (1.) A copy of any recommendation from whom such plant or any portion thereof should be purchased.
  - (2.) Copy of Invoices shewing the actual first cost at the place of purchase.
  - (3.) Statement of expenses attending each shipment, the name of each ship, the amount of freight per ton, and the total amount of freight and other charges accruing to each shipment.
  - (4.) Statement of expenses to be incurred here for putting such carriages and trucks on the line, finished and in proper working order, specifying the net cost of each article, and the total cost of all.

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TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. WILSON** to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadlier, and the Mover.
2. **MR. WILSON** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. **MR. WILSON** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.

T. A. MURRAY,  
*Speaker.*



No. 5.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

TUESDAY, 10 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Alleged Aggression on Chinese at Lambing Flat:—Mr. Piddington presented a Petition from Tom Mc, What Young, and Que You, Chinese, lately of Lambing Flat, in the Colony of New South Wales, complaining of certain aggressions, as therein set forth, alleged to have been made upon them and other Chinese, by certain Gold Diggers and others at Lambing Flat, on Sunday, the 30th June last, and praying enquiry into, and subsequent action in, the matter.  
 Petition received.
2. Proposed Exclusion of the Chinese from the Gold Fields:—Mr. Hoskins presented a Petition from certain Miners and other Residents of the Rocky River Gold Fields, in Public Meeting assembled, praying that, for certain reasons therein set forth, this House would take into serious consideration the necessity, after a proximate date to be fixed by the House, of prohibiting the Chinese from working on the Gold Fields of the Colony.  
 Petition received.
3. Member sworn:—Joseph Jehosaphat Harpur, Esquire, having taken the Oath and subscribed the Roll, took his seat as Member for the Electoral District of Patrick's Plains.
4. Wagga Wagga Bridge Company's Bill:—Mr. Macleay presented a Petition from certain Directors and Shareholders of the Wagga Wagga Bridge Company, praying for leave to introduce a Bill to incorporate the said Company (*stating, at the same time, that, owing to circumstances not within the control of the Petitioners or himself, the presentation of the Petition had been delayed until the first insertion in the newspapers of the notice prescribed by the Standing Orders had ceased to be within the prescribed period of three months*).  
 And Mr. Macleay having produced the *Government Gazette*, and the *Sydney Morning Herald*, *Empire*, and *Wagga Wagga Express*, newspapers, containing notices for four consecutive weeks, in the month of June, 1861, of the intention to apply for such Bill,—  
 Petition received (*the Speaker suggesting to Mr. Macleay the propriety, under the circumstances, of requesting the House, by due notice, to suspend the 62nd Standing Order, with a view to the introduction of the Bill*).
5. Deputy Speaker's Commission to Administer the Oath:—The Speaker reported that he had received a Commission, under the Seal of the Colony, dated 5th September, 1861, and signed by His Excellency the Governor, Sir John Young, empowering Robert Wisdom, Esq., 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 was read at length by the Clerk, as follows:—  
 “ *By His Excellency the Right Honorable Sir John Young, Baronet, Knight Commander of the Most Honorable Order of the Bath, Knight Grand Cross of the Most Distinguished Order of St. Michael and St. George, Captain General and Governor-in-Chief of the Colony of New South Wales, and Vice-Admiral of the same.*  
 “ To all to whom these presents shall come,  
 “ *Greeting:*  
 “ In pursuance of the authority in me vested in that behalf, I, Sir John Young, as Governor of the Colony of New South Wales, do hereby authorise Robert Wisdom, Esquire, Chairman of Committees of the Legislative Assembly of the said Colony, in the absence of the Honorable the Speaker of the said Assembly, to administer from time to time, as occasion may require, to any Members of the said Assembly, to whom the same shall not have been previously administered,

" administered, the Oath or Affirmation of Allegiance to Her Majesty the Queen, required by law to be taken or made and subscribed by every such Member before he shall be permitted to sit or vote in the said Legislative Assembly.

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

" JOHN YOUNG.

" By His Excellency's Command, and with the advice of the Executive Council.

" CHARLES COWPER."

6. Privilege—Newspaper Article:—Mr. Allen, drawing attention to a leading article in the *Sydney Morning Herald* of this day, containing allusions to the conduct of Business in this House, which the Honorable Member read at length to the House, moved as follows:—

(1.) That the paragraph just read, from the leader of the *Sydney Morning Herald* of this 10th day of September, 1861, and printed and published by Messrs. John Fairfax and Sons, as declared on said publication, is a false, scandalous and malicious libel on the proceedings of this Assembly, calculated to bring the Members of this House into disrepute, their proceedings into ridicule, the action of responsible Government into contempt, and seriously injure the moral standing of this Colony in the estimation of Europeans and others who may be looking to this Country as a permanent home.

(2.) That Mr. Speaker do issue his summons to the said Messrs. John Fairfax and Sons to appear at the Bar of this House at an early day, to receive Mr. Speaker's reprimand for the said libel.

Debate ensued.

Question put.

The House divided.

Ayes, 6.

Mr. Buchanan,	} Tellers.
Mr. Allen,	
Mr. Hoskins,	
Mr. Lucas,	
Mr. Lewis,	
Mr. Markham,	

Noes, 33.

Mr. Cowper,	Mr. Raper,	} Tellers.
Mr. Weekes,	Mr. Cunneen,	
Mr. Arnold,	Mr. Dalgleish,	
Mr. Dick,	Mr. Lackey,	
Mr. Daniel,	Mr. Dickson,	
Capt. Moriarty,	Mr. Bell,	
Mr. Rusden,	Mr. Morrice,	
Mr. Driver,	Mr. Stewart,	
Mr. Dangar,	Mr. Hart,	
Mr. Atkinson,	Mr. Caldwell,	
Mr. Wilson,	Mr. Holt,	
Mr. Smart,	Mr. Windeyer,	
Mr. Sadlier,	Mr. Hay,	
Mr. Shepherd,	Mr. Harpur,	
Mr. Piddington,	Mr. Macleay,	
Mr. Leary,	Mr. Forster,	
Mr. Terry,		

7. Light House near Jervis Bay:—Capt. Moriarty moved, pursuant to notice,—

(1.) That the Report of the Select Committee on the "Light House near Jervis Bay," presented by him on the 9th May last, be now adopted.

(2.) That a Copy of the said Report and Evidence be transmitted by Address to His Excellency the Governor.

Debate ensued.

Question put and passed.

8. Proposed Exclusion of the Chinese from the Gold Fields:—Mr. Wilson moved, pursuant to notice, That in the opinion of this House, any Bill for the Regulation of the Gold Fields, introduced by the Government, ought to contain provisions for the exclusion of the Chinese from the Gold Fields of the Colony.

Debate ensued.

Mr. Forster moved the Previous Question.

Debate continued.

Previous Question put,—That this Question be now put.

The House divided.

Ayes, 35.

Mr. Cowper,	Mr. Lewis,	} Tellers.
Mr. Weekes,	Mr. Hoskins,	
Mr. Arnold,	Mr. Harpur,	
Mr. Wilson,	Mr. Lackey,	
Mr. Alexander,	Mr. Lucas,	
Mr. Love,	Mr. Dangar,	
Mr. Markham,	Mr. Terry,	
Mr. Sadlier,	Mr. J. T. Ryan,	
Mr. J. Garrett,	Mr. Bell,	
Mr. Sutherland,	Mr. Hart,	
Mr. Rusden,	Mr. Hay,	
Mr. Allen,	Mr. Holt,	
Mr. Stewart,	Mr. Buchanan,	
Mr. Dalgleish,	Mr. Walker,	
Mr. Leary,	Mr. Redman,	
Mr. Caldwell,	Mr. T. Garrett,	
Mr. Morrice,	Mr. Windeyer,	
Mr. Shepherd,		

Noes, 9.

Mr. Driver,	} Tellers.
Mr. Raper,	
Mr. Cunneen,	
Mr. Dickson,	
Mr. Macleay,	
Mr. Piddington,	
Capt. Moriarty,	
Mr. Dick,	} Tellers.
Mr. Forster,	

Original Question then put.  
The House divided.

Ayes, 11.

Mr. Windeyer,  
Mr. Love,  
Mr. Marlham,  
Mr. Sutherland,  
Mr. Stewart,  
Mr. Dalgleish,  
Mr. Walker,  
Mr. Holt,  
Mr. Terry,  
Mr. Alexander, } Tellers.  
Mr. Wilson, }

Noes, 33.

Mr. Cowper, Mr. Cunneen,  
Mr. Weekes, Mr. Harpur,  
Mr. Arnold, Mr. Lewis,  
Mr. J. Garrett, Mr. Caldwell,  
Mr. Dick, Mr. Lackey,  
Capt. Moriarty, Mr. Redman,  
Mr. Driver, Mr. Sadler,  
Mr. Rusden, Mr. Macleay,  
Mr. Hoskins, Mr. Hay,  
Mr. Leary, Mr. Bell,  
Mr. Shepherd, Mr. Hart,  
Mr. Allen, Mr. Piddington,  
Mr. J. T. Ryan, Mr. Buchanan,  
Mr. Raper, Mr. Lucas,  
Mr. Dickson, Mr. T. Garrett, } Tellers.  
Mr. Dangar, Mr. Forster, }  
Mr. Morrice,

The House adjourned, on motion of Mr. Cowper, at twenty minutes before Twelve o'clock, until to-morrow, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 11.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Police Force.
2. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.
3. MR. ARNOLD to move for leave to bring in a Bill for the better protection of Navigable Waters.
4. MR. COWPER to move for leave to bring in a Bill to consolidate and amend the Laws relating to Licensed Publicans.

ORDER OF THE DAY :—

1. Gold Fields Bill; second reading.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. PIDDINGTON to move, That the petition of Tom Me, What Young, and Que You, Chinese, late of Lambing Flat, presented by him on the 10th September, be printed.
2. MR. HOSKINS to move, That the petition presented by him, on the 10th September, from certain Residents at the Rocky River, with reference to Chinese Immigration, be printed.
3. MR. HOLROYD to move for leave to bring in a Bill to amend the Law relating to Divorce and Matrimonial Causes in New South Wales.
4. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return showing the invoice prices of all goods and railway stock imported by the Government, through the agency of Messrs. Willis and Company; also, the cost of freight and all other charges, and the wharf at which such goods were discharged.
5. MR. SADLER to move for leave to bring in a Bill to amend the 18th and 19th Clauses of the Constitution Act, intituled, "*An Act to confer a Constitution on New South Wales, and to grant a Civil List to Her Majesty.*"
6. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Tenders received on the 7th and 11th days of October, 1859, from persons willing to undertake the conduct of all Commercial Business of the Government of this Colony in London, during the term of three years.
7. MR. PIDDINGTON to move for Leave of Absence for fourteen days, on behalf of Henry Rotton, Esq., in consequence of dangerous illness in his family.

Questions :—

1. MR. WALKER to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to institute an Enquiry into the conduct of the Police Magistrate, and Messrs. Perry and Fletcher, Justices of the Peace, upon the Bench at Wentworth, on the 24th of April last?
2. MR. DANGAR to ask THE COLONIAL SECRETARY,—If it is his intention, this Session, to introduce a Bill for the Prevention of Cattle Stealing, and the Registry of Brands?
3. MR. DANGAR to ask THE COLONIAL SECRETARY,—If the Director of the Botanical Gardens is allowed to make presents of Choice Plants and Shrubs (apart from exchanges) to private individuals from the Government Gardens; or, does he dispose of them, and account to the Government?

THURSDAY,

THURSDAY, SEPTEMBER 12.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.

Question —

1. MR. DANIEL to ask THE COLONIAL SECRETARY,—Whether it is incumbent upon the Judge of a District Court to reside in the District for which he is appointed; and, whether it is the intention of the Government to require such residence in all cases?

FRIDAY, SEPTEMBER 13.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; second reading.
2. Judicial and Other Offices Qualification Amendment Bill; second reading.

NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That the appropriation, by the Government, of the Revenue derived from the so-called Church and School Lands, without the sanction of this House, is unconstitutional.
  - (2.) That the Revenue derived from these lands ought to be paid into the Consolidated Fund, and be subjected to the Vote of this House.
  - (3.) That the above Resolutions be conveyed, by Address, to His Excellency the Governor.
2. MR. WILSON to move for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
3. MR. SHEPHERD to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.
  - (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadlier, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
4. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.
5. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
6. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadlier, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
7. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.
8. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.

9. MR. MACLEAY to move, That the 62nd Section of the Standing Orders be suspended with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company.
10. MR. MACLEAY to move for leave to bring in a Bill to incorporate a Company, to be called "The Wagga Wagga Bridge Company."
11. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.
12. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
13. MR. BUCHANAN to move,—
  - (1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.

*Questions :—*

1. MR. SHEPHERD to ask SECRETARY FOR PUBLIC WORKS, — Is it the intention of the Government to place on the Estimates for 1862 a sum of money to be applied towards making a Public Wharf at Manly Beach?
2. MR. SHEPHERD to ask THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend placing on the Estimates for 1862 any sum of money for the purpose of clearing the obstruction to Navigation on that part of the Parramatta River above Red Bank, and near to the Town of Parramatta?
3. MR. WINDEYER to ask THE COLONIAL SECRETARY,—
  - (1.) Is it the intention of the Government to introduce, during the present Session of Parliament, any measure for the Amendment of the District Courts' Act?
  - (2.) Do the Government intend to provide improved accommodation for the District Court in Sydney?

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TUESDAY, SEPTEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) All Correspondence of the Executive Government with any person or persons having reference to the Nominations, for life, to the Legislative Council.
  - (2.) All Minutes of the Executive Council having reference to the same subject.
  - (3.) All Despatches or Communications of the Imperial Government having reference to the same subject.
  - (4.) All Despatches or Minutes of the late Governor General, Sir William Denison, having reference to the same subject.
2. MR. ALLEN to move, That a copy of all Papers relating to the ordering of the Railway Plant that has arrived here since the 1st day of May last, be laid upon the Table of this House, including,—
  - (1.) A copy of any recommendation from whom such plant or any portion thereof should be purchased.
  - (2.) Copy of Invoices shewing the actual first cost at the place of purchase.
  - (3.) Statement of expenses attending each shipment, the name of each ship, the amount of freight per ton, and the total amount of freight and other charges accruing to each shipment.
  - (4.) Statement of expenses to be incurred here for putting such carriages and trucks on the line, finished and in proper working order, specifying the net cost of each article, and the total cost of all.
3. MR. SHEPHERD to move, That an 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 of the Population within the Electoral District of St. Leonards, setting forth the number residing within the several portions of the District known respectively as Manly Beach and Pitt Water, St. Leonard's North Shore, Lane Cove, Hunter's Hill, and Ryde Kissing Point.
  - (2.) A Return, shewing the number of Acres under tillage, and the produce in each District respectively.
  - (3.) The Amount of all Public Money expended, since January, 1856, for local purposes, shewing under separate heads the amount expended in the several portions of said District.
  - (4.) All sums of money received on account of the General Revenue, shewing from which portion of the District it was received, since January, 1856.
  - (5.) The number of Acres of Crown Land sold since the above date, distinguishing in what portion of the District the land sold was situated, and the price per acre.

4. MR. T. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency may be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Return shewing the names of the Magistrates who sat on the Court of Revision, at Cooma, of the Electoral Roll for the Electorate of Monaro, for the year 1861-2.
  - (2.) A Copy of all, if any, objections lodged with such Revision Court against any names inscribed on such Roll.
  - (3.) A Copy of the Returning Officer's copy of the said Roll, shewing the erasures therefrom.
  - (4.) A Copy of any Correspondence between the Government and other persons relative to this matter, and the Attorney-General's opinion thereon.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of the Commissions issued to the several gentlemen who were *Gazetted* on the 25th July last, as District Judges and Chairmen of Quarter Sessions; also, copies of any Special Commissions which may have been issued to any of the same Gentlemen, appointing them District Judges and Chairmen of Quarter Sessions, for Districts in which they were not so appointed on the said 25th day of July last.
6. MR. HOSKINS to move for leave to introduce a Bill to reduce the salary of every future Governor.
7. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled; if, in any case, cancelled or recalled.

*Question :*

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Are the Government proceeding with the Wollongong and Kiama Breakwater;— if so, are the Works being performed by Contract, by Schedule of prices, or by day labour?
  - (2.) If the Engineer of Rivers and Harbours has made an Estimate of the cost of the works; if so, what is the amount of such Estimate?
  - (3.) Have the Government appointed any persons to supervise the Works; if so, how many, and how are they to be remunerated for their services?

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FRIDAY, SEPTEMBER 20.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. T. GARRETT to move, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.

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TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadlier, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House :—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.

T. A. MURRAY,  
*Speaker.*



No. 6.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 11 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Cowper laid upon the Table Registrar General's Fifth Annual Report of Registration of Births, Deaths, and Marriages.  
Ordered to be printed.
2. Proposed prohibition of further Chinese Immigration, and withdrawal, from the Gold Fields, of Chinese already in the Colony:—Mr. Wilson presented a Petition from certain Inhabitants of Major's Creek and its vicinity, in the District of Braidwood, representing that, in their opinion, the existence of the Chinese in large numbers in this Colony is a great evil, and praying that, for the reasons therein set forth, "measures may be immediately adopted,—(1.) To prohibit, rather than "restrict, the further admission of the Chinese into this Colony; (2.) That the "Chinese may be withdrawn from the Gold Fields of this Colony."  
Petition received.
3. Police Regulation Bill:—Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to consolidate and amend the Laws relating to the Police Force.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
4. Motion Withdrawn:—Mr. Weekes withdrew the motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day.
5. Police Regulation Bill:—Mr. Cowper having presented this Bill, Bill, intituled "*A Bill to consolidate and amend the Laws relating to the Police Force,*" read a first time.  
Ordered to be printed, and read a second time this day week.
6. Motion Withdrawn:—Mr. Arnold withdrew the motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.
7. Sale of Liquors General Licensing Bill:—  
(1.) Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to consolidate and amend the Laws relating to Licensed Publicans.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.  
(2.) Mr. Cowper having presented this Bill, Bill, intituled "*A Bill to consolidate and amend the Laws relating to Licensed Publicans,*" read a first time.  
Ordered to be printed, and read a second time this day week.
8. Gold Fields Bill, on motion of Mr. Cowper, read a second time.  
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

And the Committee having continued to sit till after Midnight,—

THURSDAY, 12 SEPTEMBER, 1861, A. M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

9. Adjournment:—Mr. Cowper moved, That this House do now adjourn until six o'clock P. M. this day.  
Debate ensued.  
Question put and passed.  
Whereupon the Speaker left the Chair, and the House stood adjourned at twenty-three minutes before One o'clock, A.M., until *Six o'clock*, P.M., this day.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 12.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.

## ORDER OF THE DAY:—

1. Gold Fields Bill; to be further considered in Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That the motion of Mr. Moriarty, passed by this House, that no new business be entered upon after Eleven o'clock, P.M., be rescinded.
2. MR. PIDDINGTON to move, That the petition of Tom Me, What Young, and Que You, Chinese, late of Lambing Flat, presented by him on the 10th September, be printed.
3. MR. HOSKINS to move, That the petition presented by him, on the 10th September, from certain Residents at the Rocky River, with reference to Chinese Immigration, be printed.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Law relating to Divorce and Matrimonial Causes in New South Wales.
5. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the invoice prices of all goods and railway stock imported by the Government, through the agency of Messrs. Willis and Company; also, the cost of freight and all other charges, and the wharf at which such goods were discharged.
6. MR. SADLER to move for leave to bring in a Bill to amend the 18th and 19th Clauses of the Constitution Act, intituled, "*An Act to confer a Constitution on New South Wales, and to grant a Civil List to Her Majesty.*"
7. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Tenders received on the 7th and 11th days of October, 1859, from persons willing to undertake the conduct of all Commercial Business of the Government of this Colony in London, during the term of three years.
8. MR. PIDDINGTON to move for Leave of Absence for fourteen days, on behalf of Henry Rotton, Esq., in consequence of dangerous illness in his family.

## Questions:—

1. MR. DANIEL to ask THE COLONIAL SECRETARY,—Whether it is incumbent upon the Judge of a District Court to reside in the District for which he is appointed; and, whether it is the intention of the Government to require such residence in all cases?
2. MR. TERRY to ask THE COLONIAL SECRETARY,—
  - (1.) Have Messrs. W. Dean and Co. been appointed Auctioneers for the sale of Government Lands in Sydney and its neighbourhood; if so, upon what terms?
  - (2.) Were any steps taken by the Government to obtain Tenders from other Auctioneers, and to ascertain upon what terms they would transact this business?
3. MR. HOLT to ask THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to propose any measure to this House for the Extension of Railroads, by horse or locomotive traction; and if so, on what day?
4. MR. DANGAR to ask THE COLONIAL SECRETARY,—Why the Aborigines have not received their annual Winter Supply of Blankets for the Districts of Gunnedah, Narrabri, Wee Waa, Walgett, and Warialda?
5. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Whether the Government intend introducing a Bill to alter and amend the Constitution of the Legislative Council during the present Session?
6. MR. TERRY to ask THE COLONIAL SECRETARY,—Have the Government received any correspondence from the Residents or Corporation of Mudgee, on the subject of the alignment of the public streets in that Town; and do the Government intend to have such alignment carried out.

FRIDAY, SEPTEMBER 13.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; second reading.
2. Judicial and Other Offices Qualification Amendment Bill; second reading.

## NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That the appropriation, by the Government, of the Revenue derived from the so-called Church and School Lands, without the sanction of this House, is unconstitutional.
  - (2.) That the Revenue derived from these lands ought to be paid into the Consolidated Fund, and be subjected to the Vote of this House.
  - (3.) That the above Resolutions be conveyed, by Address, to His Excellency the Governor.

2. MR. WILSON to move for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
3. MR. SHEPHERD to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.
  - (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadlier, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
4. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.
5. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
6. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadlier, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
7. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.
8. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.
9. MR. MACLEAY to move, That the 62nd Section of the Standing Orders be suspended with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company.
10. MR. MACLEAY to move for leave to bring in a Bill to incorporate a Company, to be called "The Wagga Wagga Bridge Company."
11. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.
12. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
13. MR. BUCHANAN to move,—
  - (1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
14. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.

Questions :—

*Questions :—*

1. MR. SHEPHERD *to ask* THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to place on the Estimates for 1862 a sum of money to be applied towards making a Public Wharf at Manly Beach?
2. MR. SHEPHERD *to ask* THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend placing on the Estimates for 1862 any sum of money for the purpose of clearing the obstruction to Navigation on that part of the Parramatta River above Red Bank, and near to the Town of Parramatta?
3. MR. WINDEYER *to ask* THE COLONIAL SECRETARY,—
  - (1.) Is it the intention of the Government to introduce, during the present Session of Parliament, any measure for the Amendment of the District Courts' Act?
  - (2.) Do the Government intend to provide improved accommodation for the District Court in Sydney?
4. MR. HOLT *to ask* THE COLONIAL SECRETARY,—
  - (1.) If it be the intention of the Government to allow another Session of Parliament to pass without introducing some measure to remedy the disgraceful state of the children of the labouring classes, of whom, the School Commissioners say, in their Report to the Government, about six years ago, that, "In Sydney, not more than half the children of the lower classes attend school. At particular times, the quays and wharves, and most other public places may be seen crowded with idle children, who there learn to use bad language, to steal, and to practise every indecency. Should they be allowed to continue in this way of life," say the Commissioners, "there will have arisen a class of Australian Lazzaroni, dangerous to the peace and security of the community?"
  - (2.) If the Government intend to introduce a Bill, to remedy the present neglected state of the children of the lower classes, will it be shortly, or at the fag-end of the Session; and, will it be equitable, so as to provide, as far as it may be practicable, for the education of every neglected child in the Colony; or, will it be partial, so as to provide only for the education of a favoured few?
  - (3.) Will the Honorable the Colonial Secretary be pleased to give his answers to the above questions in writing, so that they may, if ordered by the House, be inserted in the Votes and Proceedings?

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TUESDAY, SEPTEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) All Correspondence of the Executive Government with any person or persons having reference to the Nominations, for life, to the Legislative Council.
  - (2.) All Minutes of the Executive Council having reference to the same subject.
  - (3.) All Despatches or Communications of the Imperial Government having reference to the same subject.
  - (4.) All Despatches or Minutes of the late Governor General, Sir William Denison, having reference to the same subject.
2. MR. ALLEN *to move*, That a copy of all Papers relating to the ordering of the Railway Plant that has arrived here since the 1st day of May last, be laid upon the Table of this House, including,—
  - (1.) A copy of any recommendation from whom such plant or any portion thereof should be purchased.
  - (2.) Copy of Invoices shewing the actual first cost at the place of purchase.
  - (3.) Statement of expenses attending each shipment, the name of each ship, the amount of freight per ton, and the total amount of freight and other charges accruing to each shipment.
  - (4.) Statement of expenses to be incurred here for putting such carriages and trucks on the line, finished and in proper working order, specifying the net cost of each article, and the total cost of all.
3. MR. SHEPHERD *to move*, That an 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 of the Population within the Electoral District of St. Leonard's, setting forth the number residing within the several portions of the District known respectively as Manly Beach and Pitt Water, St. Leonard's North Shore, Lane Cove, Hunter's Hill, and Ryde Kissing Point.
  - (2.) A Return, shewing the number of Acres under tillage, and the produce in each District respectively.
  - (3.) The Amount of all Public Money expended, since January, 1856, for local purposes, shewing under separate heads the amount expended in the several portions of said District.
  - (4.) All sums of money received on account of the General Revenue, shewing from which portion of the District it was received, since January, 1856.
  - (5.) The number of Acres of Crown Land sold since the above date, distinguishing in what portion of the District the land sold was situated, and the price per acre.

4. MR. T. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency may be pleased to cause to be laid upon the Table of this House,—
- (1.) A Return shewing the names of the Magistrates who sat on the Court of Revision, at Cooma, of the Electoral Roll for the Electorate of Monaro, for the year 1861-2.
  - (2.) A Copy of all, if any, objections lodged with such Revision Court against any names inscribed on such Roll.
  - (3.) A Copy of the Returning Officer's copy of the said Roll, shewing the erasures therefrom.
  - (4.) A Copy of any Correspondence between the Government and other persons relative to this matter, and the Attorney-General's opinion thereon.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of the Commissions issued to the several gentlemen who were *Gazetted* on the 25th July last, as District Judges and Chairmen of Quarter Sessions; also, copies of any Special Commissions which may have been issued to any of the same Gentlemen, appointing them District Judges and Chairmen of Quarter Sessions, for Districts in which they were not so appointed on the said 25th day of July last.
6. MR. HOSKINS to move for leave to introduce a Bill to reduce the salary of every future Governor.
7. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled; if, in any case, cancelled or recalled.
8. MR. HOLT to move,—
- (1.) That henceforth a short Prayer, imploring the assistance and blessing of The Almighty, on our deliberations, be read by the Honorable the Speaker, every day, before this House proceeds to business.
  - (2.) That a Select Committee be appointed to prepare a form of prayer, and report the same to this House—such Committee to consist of The Speaker, Mr. Cowper, Mr. Smart, Mr. Shepherd, Mr. Caldwell, Mr. Sadlier, Mr. Lord, Mr. Wilson, Mr. Dickson, and the Mover.
9. MR. BELL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.

*Question :—*

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) Are the Government proceeding with the Wollongong and Kiama Breakwater;—if so, are the Works being performed by Contract, by Schedule of prices, or by day labour?
  - (2.) If the Engineer of Rivers and Harbours has made an Estimate of the cost of the works; if so, what is the amount of such Estimate?
  - (3.) Have the Government appointed any persons to supervise the Works; if so, how many, and how are they to be remunerated for their services?

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WEDNESDAY, SEPTEMBER 18.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.
2. MR. ARNOLD to move for leave to bring in a Bill for the better protection of Navigable Waters.

ORDERS OF THE DAY :—

1. Police Regulation Bill; second reading.
2. Sale of Liquors General Licensing Bill; second reading.

*Question :—*

1. MR. WALKER to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) Is the Government aware of the daily increasing dilapidation and insecurity of the Windsor Gaol?
  - (2.) When will Tenders be called for the necessary Repairs and Alterations to same, for which money was voted last Session of Parliament?
  - (3.) What is the cause of delay in such repairs, &c., not having as yet been taken in hand?

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FRIDAY,

FRIDAY, SEPTEMBER 20.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. T. GARRETT to move, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.

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TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadler, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.

T. A. MURRAY,  
*Speaker.*

No. 7.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 12 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Weekes laid upon the Table Return to Order, in reference to the Pilot Board, made by the Legislative Assembly, on motion of Mr. Dalgleish, on the 5th March, 1861.
2. Motion Withdrawn:—Mr. Cowper withdrew the motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
3. Gold Fields Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.  
The Chairman reported Progress, and obtained leave to sit again on Tuesday next.
4. Business of the House—*Proposed rescission of Sessional Order*:—Mr. Buchanan moved pursuant to notice, That the motion of Mr. Moriarty, passed by this House, that no new business be entered upon after Eleven o'clock, P.M., be rescinded.  
Question put.  
The House divided.

Ayes, 6.

Mr. Dalgleish,	} Tellers.
Mr. T. Garrett,	
Mr. Dangar,	
Mr. Cunneen,	
Mr. Buchanan,	
Mr. Driver,	

Noes, 22.

Mr. Cowper,	Mr. Sadleir,	} Tellers.
Mr. Weekes,	Mr. Lucas,	
Mr. Wisdom,	Mr. Lewis,	
Mr. Hoskins,	Mr. Sutherland,	
Capt. Moriarty,	Mr. Gray,	
Mr. Alexander,	Mr. Stewart,	
Mr. Wilson,	Mr. Holt,	
Mr. Leary,	Mr. Dickson,	
Mr. Terry,	Mr. Piddington,	
Mr. Walker,	Mr. Holroyd,	
Mr. Markham,	Mr. Forster,	

5. Alleged Aggression on Chinese at Lambing Flat:—Mr. Piddington moved, pursuant to notice, That the petition of Tom Me, What Young, and Que You, Chinese, late of Lambing Flat, presented by him on the 10th September, be printed.  
Question put and passed.  
Ordered to be printed.
6. Proposed Exclusion of the Chinese from the Gold Fields:—Mr. Hoskins moved, pursuant to notice, That the petition presented by him, on the 10th September, from certain Residents at the Rocky River, with reference to Chinese Immigration, be printed.  
Question put and passed.  
Ordered to be printed.
7. Matrimonial Causes Bill:—Mr. Holroyd moved, pursuant to notice, for leave to bring in a Bill to amend the Law relating to Divorce and Matrimonial Causes in New South Wales.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
8. Motion Withdrawn:—Mr. Lucas withdrew the motion standing in his name, No. 5, on the Notice Paper for to-day.
9. Matrimonial Causes Bill:—Mr. Holroyd having presented this Bill, Bill, intituled, "*A Bill to amend the Law relating to Divorce and Matrimonial Causes in New South Wales*," read a first time.  
Ordered to be printed, and read a second time on Tuesday the 15th October next.

10.

10. Constitution Act Amendment Bill:—Mr. Sadleir moved, pursuant to notice, for leave to bring in a Bill to amend the 18th and 19th Clauses of the Constitution Act, intituled, "*An Act to confer a Constitution on New South Wales, and to grant a Civil List to Her Majesty.*"  
Debate ensued.  
Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.
11. Motion withdrawn:—Mr. Lucas withdrew the motion standing in his name, No. 7 on the Notice Paper for to-day.
12. Leave of Absence:—Mr. Piddington moved, pursuant to notice, for Leave of Absence for fourteen days, on behalf of Henry Rotton, Esq., in consequence of dangerous illness in his family.  
Question put and passed.  
The House adjourned at twelve minutes after Eight o'clock, until To-morrow, at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, SEPTEMBER 13.

### OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; second reading.
2. Judicial and Other Offices Qualification Amendment Bill; second reading.

### NOTICES OF MOTION:—

1. MR. WILSON to move,—  
(1.) That the appropriation, by the Government, of the Revenue derived from the so-called Church and School Lands, without the sanction of this House, is unconstitutional.  
(2.) That the Revenue derived from these lands ought to be paid into the Consolidated Fund, and be subjected to the Vote of this House.  
(3.) That the above Resolutions be conveyed, by Address, to His Excellency the Governor.
2. MR. WILSON to move for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
3. MR. SHEPHERD to move,—  
(1.) That a Select Committee be appointed to consider and report upon the evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.  
(2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadleir, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
4. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.
5. MR. HART to move,—  
(1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.  
(2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
6. MR. DALGLEISH to move,—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.  
(2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.  
(3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.



7. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.
8. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.
9. MR. MACLEAY to move, That the 62nd Section of the Standing Orders be suspended with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company.
10. MR. MACLEAY to move for leave to bring in a Bill to incorporate a Company, to be called "The Wagga Wagga Bridge Company."
11. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.
12. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
13. MR. BUCHANAN to move,—
  - (1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
14. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill for regulating the Alienation of Crown Lands.
2. MR. COWPER to move for leave to bring in a Bill for regulating the Occupation of Crown Lands.

Questions:—

1. MR. SHEPHERD to ask THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to place on the Estimates for 1862 a sum of money to be applied towards making a Public Wharf at Manly Beach?
2. MR. SHEPHERD to ask THE SECRETARY FOR PUBLIC WORKS,—Do the Government intend placing on the Estimates for 1862 any sum of money for the purpose of clearing the obstruction to Navigation on that part of the Parramatta River above Red Bank, and near to the Town of Parramatta?
3. MR. WINDEYER to ask THE COLONIAL SECRETARY,—
  - (1.) Is it the intention of the Government to introduce, during the present Session of Parliament, any measure for the Amendment of the District Courts' Act?
  - (2.) Do the Government intend to provide improved accommodation for the District Court in Sydney?
4. MR. HOIT to ask THE COLONIAL SECRETARY,—
  - (1.) If it be the intention of the Government to allow another Session of Parliament to pass without introducing some measure to remedy the disgraceful state of the children of the labouring classes, of whom, the School Commissioners say, in their Report to the Government, about six years ago, that, "In Sydney, not more than half the children of the lower classes attend school. At particular times, the quays and wharves, and most other public places may be seen crowded with idle children, who there learn to use bad language, to steal, and to practise every indecency. Should they be allowed to continue in this way of life," say the Commissioners, "there will have arisen a class of Australian Lazzaroni, dangerous to the peace and security of the community?"
  - (2.) If the Government intend to introduce a Bill, to remedy the present neglected state of the children of the lower classes, will it be shortly, or at the fag-end of the Session; and, will it be equitable, so as to provide, as far as it may be practicable, for the education of every neglected child in the Colony; or, will it be partial, so as to provide only for the education of a favoured few?
  - (3.) Will the Honorable the Colonial Secretary be pleased to give his answers to the above questions in writing, so that they may, if ordered by the House, be inserted in the Votes and Proceedings?

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TUESDAY,

TUESDAY, SEPTEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) All Correspondence of the Executive Government with any person or persons having reference to the Nominations, for life, to the Legislative Council.
  - (2.) All Minutes of the Executive Council having reference to the same subject.
  - (3.) All Despatches or Communications of the Imperial Government having reference to the same subject.
  - (4.) All Despatches or Minutes of the late Governor General, Sir William Denison, having reference to the same subject.
2. MR. ALLEN to move, That a copy of all Papers relating to the ordering of the Railway Plant that has arrived here since the 1st day of May last, be laid upon the Table of this House, including,—
  - (1.) A copy of any recommendation from whom such plant or any portion thereof should be purchased.
  - (2.) Copy of Invoices shewing the actual first cost at the place of purchase.
  - (3.) Statement of expenses attending each shipment, the name of each ship, the amount of freight per ton, and the total amount of freight and other charges accruing to each shipment.
  - (4.) Statement of expenses to be incurred here for putting such carriages and trucks on the line, finished and in proper working order, specifying the net cost of each article, and the total cost of all.
3. MR. SHEPHERD to move, That an 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 of the Population within the Electoral District of St. Leonard's, setting forth the number residing within the several portions of the District known respectively as Manly Beach and Pitt Water, St. Leonard's North Shore, Lane Cove, Hunter's Hill, and Ryde Kissing Point.
  - (2.) A Return, shewing the number of Acres under tillage, and the produce in each District respectively.
  - (3.) The Amount of all Public Money expended, since January, 1856, for local purposes, shewing under separate heads the amount expended in the several portions of said District.
  - (4.) All sums of money received on account of the General Revenue, shewing from which portion of the District it was received, since January, 1856.
  - (5.) The number of Acres of Crown Land sold since the above date, distinguishing in what portion of the District the land sold was situated, and the price per acre.
4. MR. T. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency may be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Return shewing the names of the Magistrates who sat on the Court of Revision, at Cooma, of the Electoral Roll for the Electorate of Monaro, for the year 1861-2.
  - (2.) A Copy of all, if any, objections lodged with such Revision Court against any names inscribed on such Roll.
  - (3.) A Copy of the Returning Officer's copy of the said Roll, shewing the erasures therefrom.
  - (4.) A Copy of any Correspondence between the Government and other persons relative to this matter, and the Attorney-General's opinion thereon.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of the Commissions issued to the several gentlemen who were *Gazetted* on the 25th July last, as District Judges and Chairmen of Quarter Sessions; also, copies of any Special Commissions which may have been issued to any of the same Gentlemen, appointing them District Judges and Chairmen of Quarter Sessions, for Districts in which they were not so appointed on the said 25th day of July last.
6. MR. HOSKINS to move for leave to introduce a Bill to reduce the salary of every future Governor.
7. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled; if, in any case, cancelled or recalled.
8. MR. HOLT to move,—
  - (1.) That henceforth a short Prayer, imploring the assistance and blessing of The Almighty on our deliberations, be read by the Honorable the Speaker, every day, before this House proceeds to business.
  - (2.) That a Select Committee be appointed to prepare a form of prayer, and report the same to this House—such Committee to consist of The Speaker, Mr. Cowper, Mr. Smart, Mr. Shepherd, Mr. Caldwell, Mr. Sadleir, Mr. Lord, Mr. Wilson, Mr. Dickson, and the Mover.

9. MR. BELL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.
10. MR. DRIVER to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to enquire into and report to this House upon the distribution and relief to sufferers by the Flood at Windsor, as shewn in the Return from the Windsor Bench of Magistrates, ordered by the House to be printed on the 27th March last.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Walker, Mr. Cunneen, Mr. Leary, Mr. T. Garrett, Mr. Stewart, and the Mover.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.

ORDER OF THE DAY:—

1. Gold Fields Bill; to be further considered in Committee.

Questions:—

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Are the Government proceeding with the Wollongong and Kiama Breakwater;— if so, are the Works being performed by Contract, by Schedule of prices, or by day labour?
  - (2.) If the Engineer of Rivers and Harbours has made an Estimate of the cost of the works; if so, what is the amount of such Estimate?
  - (3.) Have the Government appointed any persons to supervise the Works; if so, how many, and how are they to be remunerated for their services?
2. MR. DRIVER to ask THE COLONIAL SECRETARY,—If any and what steps have been taken by the Government towards obtaining from Mr. H. K. James, the records of Births, Deaths, and Marriages in his possession, which have been the subject of correspondence with the Government?

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WEDNESDAY, SEPTEMBER 18.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.
2. MR. ARNOLD to move for leave to bring in a Bill for the better protection of Navigable Waters.

ORDERS OF THE DAY:—

1. Police Regulation Bill; second reading.
2. Sale of Liquors General Licensing Bill; second reading.

Question:—

1. MR. WALKER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Is the Government aware of the daily increasing dilapidation and insecurity of the Windsor Gaol?
  - (2.) When will Tenders be called for the necessary Repairs and Alterations to same, for which money was voted last Session of Parliament?
  - (3.) What is the cause of delay in such repairs, &c., not having as yet been taken in hand?

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THURSDAY, SEPTEMBER 19.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.

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FRIDAY, SEPTEMBER 20.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. T. GARRETT to move, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.

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TUESDAY,

TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadleir, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
7. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates, for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*

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No. 8.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

FRIDAY, 13 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Tanners and Curriers:—Mr. Forster presented a Petition from Mrs. Mary Louisa Watt, of Phillip-street, Sydney, referring to a Petition presented to the Legislative Assembly, by her late husband, during the last Session of Parliament, setting forth certain losses sustained by him through the operation of the Act 13 Vic., No. 42, as it relates to the closing of all Tan-yards within the boundaries of the City of Sydney, and stating that she has become personally involved in the affairs of her late husband; and praying relief in the matter.  
Petition received.
2. Members of Committee of Elections and Qualifications sworn:—William Macleay, James Dickson, Thomas Garrett, John Bowie Wilson, James Hart, and William Richman Piddington, Esquires, sworn at the Table by the Clerk, as Members of the Committee of Elections and Qualifications for the present Session, pursuant to the requirements of the 70th Section of the Electoral Act of 1858.
3. Drainage Promotion Bill:—Mr. Buchanan moved, That this Bill be now read a second time.  
Mr. Sadleir 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 Drainage Promotion Bill be referred, for consideration and report, to a Select Committee, with power to send for persons and papers, consisting of the following Members, viz.:—Mr. Buchanan, Mr. T. Garrett, Mr. Arnold, Mr. Wilson, Mr. Lewis, Mr. Flett, Mr. Holt, Mr. Dickson, Mr. Windeyer, and Mr. Sadleir."  
Debate ensued.  
Question put,—That the words proposed to be omitted stand part of the Question.  
The House divided.
- | Ayes, 20.     |                 | Nocs, 17.       |                 |
|---------------|-----------------|-----------------|-----------------|
| Mr. Cowper,   | Mr. Forster,    | Mr. Sadleir,    | Mr. Lewis,      |
| Mr. Weekes,   | Mr. Shepherd,   | Mr. Wilson,     | Mr. Gray,       |
| Mr. Arnold,   | Mr. Dangar,     | Mr. Windeyer,   | Mr. Redman,     |
| Mr. Dick,     | Mr. Leary,      | Mr. Rusden,     | Mr. Sutherland, |
| Mr. Raper,    | Mr. Cunneen,    | Mr. Allen,      | Mr. Stewart,    |
| Mr. Dickson,  | Mr. Dalgleish,  | Mr. Piddington, | Mr. Smart,      |
| Mr. Caldwell, | Mr. T. Garrett, | Mr. Love,       | Mr. Holt,       |
| Mr. Lucas,    | Mr. Wisdom,     | Mr. Perry,      | Capt. Moriarty, |
| Mr. Harpur,   | Mr. Buchanan,   | Mr. Flett,      | } Tellers.      |
| Mr. Hart,     | Mr. Driver,     |                 |                 |
- Original Question then put and passed.  
And Bill read a second time.  
Whereupon Mr. Buchanan moved, That the consideration in Committee of this Bill stand an Order of the Day for this day fortnight.  
Question put and passed.
4. Judicial and Other Offices Qualification Amendment Bill:—Mr. Windeyer moved, That this Bill be "now" read a second time.  
Debate ensued.  
Mr. Hart moved, That the Question be amended, by the omission of the word "now," with a view to the insertion in its place of the words "this day six months."  
Debate continued.  
Question,—That the word proposed to be omitted stand part of the Question,—put and passed.

Original

Original Question put and passed.

And Bill read a second time.

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

The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Tuesday next.

5. Revenue derived from the Church and School Lands:—Mr. Wilson moved, pursuant to notice,—
- (1.) That the appropriation, by the Government, of the Revenue derived from the so-called Church and School Lands, without the sanction of this House, is unconstitutional.
  - (2.) That the Revenue derived from these lands ought to be paid into the Consolidated Fund, and be subjected to the Vote of this House.
  - (3.) That the above Resolutions be conveyed, by Address, to His Excellency the Governor.
- Debate ensued.

And the House continuing to sit till after Midnight,—

SATURDAY, 14 SEPTEMBER, 1861, A. M.

Question put.

The House divided.

Ayes, 22.		Noes, 14.		
Mr. Lucas,	Mr. Forster,	Mr. Cowper,	Mr. Redman,	
Mr. Raper,	Mr. Macleay,	Mr. Arnold,	Mr. Caldwell,	
Mr. Allen,	Mr. Dangar,	Mr. Weckes,	Mr. Daniel,	
Mr. Dalglish,	Mr. Gray,	Mr. Hay,	Mr. Wisdom,	
Mr. Sadleir,	Mr. Bell,	Mr. Egan,	Mr. Atkinson,	
Mr. Lewis,	Mr. Leary,	Mr. T. Garrett,	Mr. Rusden,	} Tellers.
Mr. Hoskins,	Mr. Piddington,	Mr. Hart,	Mr. Dick,	
Mr. Windeyer,	Mr. Driver,			
Mr. Love,	Mr. Buchanan,			
Mr. Harpur,	Mr. Dickson,			
Mr. Sutherland,	Mr. Wilson,			

The House adjourned, on motion of Mr. Cowper, at twenty-six minutes after Twelve o'clock, A.M., until Tuesday next, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, SEPTEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) All Correspondence of the Executive Government with any person or persons having reference to the Nominations, for life, to the Legislative Council.
  - (2.) All Minutes of the Executive Council having reference to the same subject.
  - (3.) All Despatches or Communications of the Imperial Government having reference to the same subject.
  - (4.) All Despatches or Minutes of the late Governor General, Sir William Denison, having reference to the same subject.
2. MR. ALLEN to move, That a copy of all Papers relating to the ordering of the Railway Plant that has arrived here since the 1st day of May last, be laid upon the Table of this House, including,—
  - (1.) A copy of any recommendation from whom such plant or any portion thereof should be purchased.
  - (2.) Copy of Invoices shewing the actual first cost at the place of purchase.
  - (3.) Statement of expenses attending each shipment, the name of each ship, the amount of freight per ton, and the total amount of freight and other charges accruing to each shipment.
  - (4.) Statement of expenses to be incurred here for putting such carriages and trucks on the line, finished and in proper working order, specifying the net cost of each article, and the total cost of all.
3. MR. SHEPHERD to move, That an 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 of the Population within the Electoral District of St. Leonard's, setting forth the number residing within the several portions of the District known respectively as Manly Beach and Pitt Water, St. Leonard's North Shore, Lane Cove, Hunter's Hill, and Ryde Kissing Point.

(2.)



- (2.) A Return, shewing the number of Acres under tillage, and the produce in each District respectively.
- (3.) The Amount of all Public Money expended, since January, 1856, for local purposes, shewing under separate heads the amount expended in the several portions of said District.
- (4.) All sums of money received on account of the General Revenue, shewing from which portion of the District it was received, since January, 1856.
- (5.) The number of Acres of Crown Land sold since the above date, distinguishing in what portion of the District the land sold was situated, and the price per acre.
4. MR. T. GARRETT to move, That an Address be presented to the Governor, praying that His Excellency may be pleased to cause to be laid upon the Table of this House,—
- (1.) A Return shewing the names of the Magistrates who sat on the Court of Revision, at Cooma, of the Electoral Roll for the Electorate of Monaro, for the year 1861-2.
- (2.) A Copy of all, if any, objections lodged with such Revision Court against any names inscribed on such Roll.
- (3.) A Copy of the Returning Officer's copy of the said Roll, shewing the erasures therefrom.
- (4.) A Copy of any Correspondence between the Government and other persons relative to this matter, and the Attorney-General's opinion thereon.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of the Commissions issued to the several gentlemen who were *Gazetted* on the 25th July last, as District Judges and Chairmen of Quarter Sessions; also, copies of any Special Commissions which may have been issued to any of the same Gentlemen, appointing them District Judges and Chairmen of Quarter Sessions, for Districts in which they were not so appointed on the said 25th day of July last.
6. MR. HOSKINS to move for leave to introduce a Bill to reduce the salary of every future Governor.
7. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled; if, in any case, cancelled or recalled.
8. MR. HOLT to move,—
- (1.) That henceforth a short Prayer, imploring the assistance and blessing of The Almighty on our deliberations, be read by the Honorable the Speaker, every day, before this House proceeds to business.
- (2.) That a Select Committee be appointed to prepare a form of prayer, and report the same to this House—such Committee to consist of The Speaker, Mr. Cowper, Mr. Smart, Mr. Shepherd, Mr. Caldwell, Mr. Sadleir, Mr. Lord, Mr. Wilson, Mr. Dickson, and the Mover.
9. MR. BELL to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.
10. MR. DRIVER to move,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, to enquire into and report to this House upon the distribution and relief to sufferers by the Flood at Windsor, as shewn in the Return from the Windsor Bench of Magistrates, ordered by the House to be printed on the 27th March last.
- (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Walker, Mr. Cunneen, Mr. Leary, Mr. T. Garrett, Mr. Stewart, and the Mover.
11. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the invoice prices of all goods and Railway plant or rolling stock imported by the Government, through the Agency of Messrs. Willis, Merry, and Co. Also copies of all bills of lading, specifying particulars of cost of freight, wharfage, carriage from the wharf to the Railway Station, and all other charges on each shipment; the Wharf at which such shipment was discharged, and the probable total cost of each carriage, when ready for work, specifying first, second, and third class carriages, horse-boxes, break-vans, trucks, &c. Also all Tenders received on the 7th and 11th days of October, 1859, from persons willing to undertake the conduct of all Commercial Business of the Government of this Colony in London, during the term of three years.
12. MR. LUCAS to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.
- (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.

13. MR. SHEPHERD to move,—  
 (1.) That a Select Committee be appointed to consider and report upon the Evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.  
 (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadleir, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
14. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.
15. MR. MACLEAY to move, That the 62nd Section of the Standing Orders be suspended, with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company.
16. MR. MACLEAY to move for leave to bring in a Bill to incorporate a Company, to be called "The Wagga Wagga Bridge Company."
17. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.
18. MR. BUCHANAN to move,—  
 (1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.  
 (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.

## ORDER OF THE DAY:—

1. Judicial and Other Offices Qualification Amendment Bill ; third reading.

## GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.
2. MR. COWPER to move for leave to bring in a Bill for regulating the Alienation of Crown Lands.
3. MR. COWPER to move for leave to bring in a Bill for regulating the Occupation of Crown Lands.

## ORDER OF THE DAY:—

1. Gold Fields Bill ; to be further considered in Committee.

## Questions:—

1. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) Are the Government proceeding with the Wollongong and Kiama Breakwater ;— if so, are the Works being performed by Contract, by Schedule of prices, or by day labour ?  
 (2.) If the Engineer of Rivers and Harbours has made an Estimate of the cost of the works ; if so, what is the amount of such Estimate ?  
 (3.) Have the Government appointed any persons to supervise the Works ; if so, how many, and how are they to be remunerated for their services ?
2. MR. DRIVER to ask THE COLONIAL SECRETARY,—If any and what steps have been taken by the Government towards obtaining from Mr. H. K. James the records of Births, Deaths, and Marriages in his possession, which have been the subject of correspondence with the Government ?
3. MR. DICK to ask THE COLONIAL SECRETARY,—  
 (1.) Whether the Government intend to proclaim Gunnedah and Warialda as Townships where District Courts ought to be holden ?  
 (2.) When the Government intend to proclaim the Tamworth Common ?

## WEDNESDAY, SEPTEMBER 18.

## GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.
2. MR. ARNOLD to move for leave to bring in a Bill for the better protection of Navigable Waters.

## ORDERS OF THE DAY:—

1. Police Regulation Bill ; second reading.
2. Sale of Liquors General Licensing Bill ; second reading.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of

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all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.

2. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.

*Question :—*

1. MR. WALKER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Is the Government aware of the daily increasing dilapidation and insecurity of the Windsor Gaol?
  - (2.) When will Tenders be called for the necessary Repairs and Alterations to same, for which money was voted last Session of Parliament?
  - (3.) What is the cause of delay in such repairs, &c., not having as yet been taken in hand?

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THURSDAY, SEPTEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.
2. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.

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FRIDAY, SEPTEMBER 20.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. T. GARRETT to move, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.
2. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

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TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadleir, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House :—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.

4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony
6. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
7. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates, for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
8. MR. HOLT to move,—
  - (1.) That the extension of Railroads into the Interior by locomotive or horse traction is a question of vital importance to the prosperity of the Colony, and that, in the opinion of this House, the Government should forthwith submit their plans (if they have formed any) for the approval of this House, and before the Estimates therefor are considered.
  - (2.) That the answer of the Secretary for Public Works, to Mr. Holt's question, yesterday, "If it is the intention of the Government to propose any measure to this House for the extension of Railroads, by horse or locomotive traction; and if so, on what day," which was to the effect, "That all particulars with regard to the contemplated Railway would be found in the Estimates, which would shortly be laid on the Table of the House," is not satisfactory.
9. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
10. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.

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FRIDAY, SEPTEMBER 27.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*

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No. 9.

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## VOTES AND PROCEEDINGS

OF THE

# LEGISLATIVE ASSEMBLY.

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TUESDAY, 17 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Ministerial Explanation:—Mr. Cowper addressed the House in explanation of the course intended to be taken by the Administration, in consequence of the vote come to by the House on the motion relative to Revenue derived from the Church and School Lands, on Friday last.
2. Paper:—Mr. Cowper laid upon the Table, Return to Address in reference to the Flock of Alpacas, and Claims of Mr. Ledger; adopted, on motion of Mr. Parkes, on the 7th June, 1860.  
 Ordered to be printed.
3. Proposed Prohibition of further Chinese Immigration, and withdrawal from the Gold Fields of Chinese already in the Colony:—Mr. Wisdom presented a Petition from certain Miners and other Inhabitants of Sofala, Western Gold Fields, praying that measures may be framed, during the present Session, for prohibiting further Chinese Immigration into the Colony, and for excluding from the Gold Fields such Chinese as are already thereon.  
 Petition received.
4. Alleged Aggression on Chinese at Lambing Flat:—Mr. Driver presented a Petition from Ah Sue, late of Burrangong (Lambing Flat), in the Colony of New South Wales, detailing certain aggressions alleged to have been made upon him, while following the occupation of a gold digger and storekeeper at Burrangong, by riotous and tumultuous diggers and others, on Sunday the 30th June last; and praying relief.  
 Petition received.
5. Chinese Immigration, Land, and Elective Upper House Bills:—Mr. Lucas presented a Petition from certain Inhabitants of the Electorate of Canterbury, praying that no Appropriation Act may be passed until a Chinese Immigration Restriction Bill, the Land Bill, and an Elective Upper House Bill be passed into law.  
 Petition received.
6. Nominations, for Life, to the Legislative Council:—Mr. Forster moved, pursuant to amended notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence of the Executive Government with any person or persons having reference to the Nominations, for life, to the Legislative Council.
  - (2.) Copies of all Minutes of the Executive Council having reference to the same subject.
  - (3.) Copies of all Despatches or Communications of the Imperial Government having reference to the same subject.
  - (4.) Copies of all Despatches or Minutes of the late Governor General, Sir William Denison, having reference to the same subject.
  - (5.) Copies of all Letters from the Governor, written with the concurrence of His Excellency's Responsible Advisers, to former Members of the Legislative Council, on the same subject.
 Debate ensued.  
 Question put and passed.
7. Postponement:—Mr. Allen postponed the motion standing in his name, No. 2 on the Notice Paper of Other Business for to-day, until a later period of the day.

8. Statistical Returns for the Electoral District of St. Leonard's :—Mr. Shepherd 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 of the Population within the Electoral District of St. Leonard's, setting forth the number residing within the several portions of the District known respectively as Manly Beach and Pitt Water, St. Leonard's North Shore, Lane Cove, Hunter's Hill, and Ryde Kissing Point.
- (2.) A Return, shewing the number of Acres under tillage, and the produce in each District respectively.
- (3.) The Amount of all Public Money expended, since January, 1856, for local purposes, shewing under separate heads the amount expended in the several portions of said District.
- (4.) All sums of money received on account of the General Revenue, shewing from which portion of the District it was received, since January, 1856.
- (5.) The number of Acres of Crown Land sold since the above date, distinguishing in what portion of the District the land sold was situated, and the price per acre.
- Question put.  
The House divided.

Ayes, 8.

Mr. Lackey,	} Tellers.
Mr. Forster,	
Mr. Piddington,	
Mr. Leary,	
Mr. Terry,	
Mr. Dickson,	
Mr. Lucas,	
Mr. Shepherd,	

Noes, 29.

Mr. Cowper,	Mr. Love,	} Tellers.
Mr. Weekes,	Mr. Stewart,	
Mr. Holt,	Mr. Dangar,	
Mr. Smart,	Mr. Lewis,	
Mr. T. Garrett,	Mr. Raper,	
Mr. Driver,	Mr. Flett,	
Mr. Dalgleish,	Mr. Hoskins,	
Mr. Rusden,	Mr. Alexander,	
Mr. Harpur,	Mr. Eckford,	
Mr. Allen,	Mr. J. T. Ryan,	
Mr. Haworth,	Mr. Bell,	
Mr. Hart,	Mr. Wisdom,	
Mr. Markham,	Mr. Buchanan,	
Mr. Sadleir,	Mr. Wilson,	
Mr. Hay,		

9. Revision of Electoral Roll for Monaro :—Mr. T. Garrett moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency may be pleased to cause to be laid upon the Table of this House,—
- (1.) A Return shewing the names of the Magistrates who sat on the Court of Revision, at Cooma, of the Electoral Roll for the Electorate of Monaro, for the year 1861-2.
- (2.) A Copy of all, if any, objections lodged with such Revision Court against any names inscribed on such Roll.
- (3.) A Copy of the Returning Officer's copy of the said Roll, shewing the erasures therefrom.
- (4.) A Copy of any Correspondence between the Government and other persons relative to this matter, and the Attorney-General's opinion thereon.
- Question put and passed.
10. Administration of Justice—Commissions to District Judges and Chairmen of Quarter Sessions :—Mr. Hart moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, copies of the Commissions issued to the several gentlemen who were *Gazetted* on the 25th July last, as District Judges and Chairmen of Quarter Sessions; also, copies of any Special Commissions which may have been issued to any of the same Gentlemen, appointing them District Judges and Chairmen of Quarter Sessions, for Districts in which they were not so appointed on the said 25th day of July last.
- Question put and passed.
11. Governor's Salary Bill :—Mr. Hoskins moved, pursuant to notice, for leave to introduce a Bill to reduce the salary of every future Governor.
- Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
12. Public Officers eligible for Election as Members of Assembly :—Mr. Forster moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all Public Officers who have been, at any time since the commencement of Responsible Government, declared eligible for Election to the Legislative Assembly under the 18th section of the Constitution Act, specifying in each case the date of the notice in the *Gazette* declaring such eligibility, and the date when such notice or declaration was cancelled or recalled; if, in any case, cancelled or recalled.
- Debate ensued.  
Question put and passed.
13. Prayer :—Mr. Holt moved, pursuant to *amended* notice,—
- (1.) That henceforth a short Prayer, imploring the assistance and blessing of The Almighty on our deliberations, be read by the Honorable the Speaker, every day, before this House proceeds to business.

(2.)

(2.) That a Select Committee be appointed to prepare a form of prayer, and report the same to this House—such Committee to consist of The Speaker, Mr. Cowper, Mr. Smart, Mr. Shepherd, Mr. Caldwell, Mr. Sadleir, Mr. Lord, Mr. Hart, Mr. Dickson, and the Mover.

Debate ensued.

Question put.

The House divided.

Ayes, 16.

Mr. Cowper,	Mr. Terry,	} Tellers.
Mr. Weekes,	Mr. Lackey,	
Mr. Dick,	Capt. Moriarty,	
Mr. Love,	Mr. Lewis,	
Mr. Sadleir,	Mr. Holt,	
Mr. Allen,	Mr. Dangar,	
Mr. Shepherd,	Mr. Alexander,	
Mr. Hannell,	Mr. Hart,	

Noes, 23.

Mr. Arnold,	Mr. Flett,	} Tellers.
Mr. Haworth,	Mr. Forster,	
Mr. T. Garrett,	Mr. Bell,	
Mr. Hay,	Mr. Gray,	
Mr. Rusden,	Mr. Buchanan,	
Mr. Dalgleish,	Mr. Eckford,	
Mr. J. T. Ryan,	Mr. Hoskins,	
Mr. Markham,	Mr. Mackay,	
Mr. Leary,	Mr. Wisdom,	
Mr. Harpur,	Mr. Wilson,	
Mr. Driver,	Mr. Windeyer,	
Mr. Lucas,		

14. Governor's Salary Bill:—Mr. Hoskins having presented this Bill, intituled, "*A Bill to amend the Law relating to the Salary of every future Governor,*" read a first time.  
Ordered to be printed, and read a second time on Friday next.
15. Motion Withdrawn:—Mr. Bell withdrew the motion standing in his name, No. 9, on the Notice Paper for to-day.
16. Distribution of Relief to Sufferers by last Flood at Windsor:—Mr. Driver moved, pursuant to notice,—  
(1.) That a Select Committee be appointed, with power to send for persons and papers, to enquire into and report to this House upon the distribution and relief to sufferers by the Flood at Windsor, as shewn in the Return from the Windsor Bench of Magistrates, ordered by the House to be printed on the 27th March last.  
(2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Walker, Mr. Cunneen, Mr. Leary, Mr. T. Garrett, Mr. Stewart, and the Mover.  
Debate ensued.  
Question put and passed.
17. Paper:—Mr. Arnold laid upon the Table, Report from the Engineer-in-Chief for Railways, relative to Railway Extension, together with Appendices.  
Ordered to be printed.
18. Commercial Agency in London,—Imported Railway Plant:—Mr. Lucas moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return shewing the invoice prices of all goods and Railway plant or rolling stock imported by the Government, through the Agency of Messrs. Willis, Merry, and Co. Also copies of all bills of lading, specifying particulars of cost of freight, wharfage, carriage from the wharf to the Railway Station, and all other charges on each shipment; the Wharf at which such shipment was discharged, and the probable total cost of each carriage, when ready for work, specifying first, second, and third class carriages, horse-boxes, break-vans, trucks, &c. Also all Tenders received on the 7th and 11th days of October, 1859, from persons willing to undertake the conduct of all Commercial Business of the Government of this Colony in London, during the term of three years.  
Debate ensued.  
Question put and passed.  
The House adjourned, on motion of Mr. Cowper, at twenty-five minutes before Twelve o'clock, until To-morrow at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 18.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.
2. MR. ARNOLD to move for leave to bring in a Bill for the better protection of Navigable Waters.
3. MR. COWPER to move for leave to bring in a Bill to regulate and restrict Chinese Immigration.
4. MR. COWPER to move for leave to bring in a Bill for regulating the Alienation of Crown Lands.
5. MR. COWPER to move for leave to bring in a Bill for regulating the Occupation of Crown Lands.

ORDERS

## ORDERS OF THE DAY :—

1. Police Regulation Bill ; second reading.
2. Sale of Liquors General Licensing Bill ; second reading.
3. Gold Fields Bill ; to be further considered in Committee.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony ; their present salaries and emoluments, describing each, and dates of appointments ; whether in business and of what kind—the number of mails received and despatched on each day and night ; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress ; and the dates of increase of salary, and amounts, since appointed.
2. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.
3. MR. FORSTER to move, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.
4. MR. LEWIS to move,—
  - (1.) That, in the opinion of this House, the money voted last Session of Parliament, for the purpose of Assisted Immigration, cannot, in accordance with the object of the above vote, be properly given to assist public companies, for the purpose of securing the importation of labourers, miners, or mechanics, to supplant those at present in the Colony.
  - (2.) That all moneys deposited by any such Company be returned.
  - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
5. MR. WISDOM to move, That the Petition presented by him on the 17th September, from certain residents of Sofala, against the further continuance of Chinese Immigration, be printed.
6. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
7. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.
8. MR. ALLEN to move, That a copy of all Papers relating to the ordering of the Railway Plant that has arrived here since the 1st day of May last, be laid upon the Table of this House, including,—
  - (1.) A copy of any recommendation from whom such plant or any portion thereof should be purchased.
  - (2.) Copy of Invoices shewing the actual first cost at the place of purchase.
  - (3.) Statement of expenses attending each shipment, the name of each ship, the amount of freight per ton, and the total amount of freight and other charges accruing to each shipment.
  - (4.) Statement of expenses to be incurred here for putting such carriages and trucks on the line, finished and in proper working order, specifying the net cost of each article, and the total cost of all.

## ORDER OF THE DAY :—

1. Judicial and Other Offices Qualification Amendment Bill ; third reading.

## Questions :—

1. MR. WALKER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Is the Government aware of the daily increasing dilapidation and insecurity of the Windsor Gaol ?
  - (2.) When will Tenders be called for the necessary Repairs and Alterations to same, for which money was voted last Session of Parliament ?
  - (3.) What is the cause of delay in such repairs, &c., not having as yet been taken in hand ?
2. MR. RUSDEN to ask THE COLONIAL SECRETARY,—If any enquiry has been made respecting the attempt to arrest, for debt, the Captain of the French Frigate, in the case of "Rice," when the Sheriff's Officer, Mr. Brown, was refused admittance on board in the execution of his duty ; and, if so, what decision has the Government come to in the matter ?
3. MR. ALEXANDER to ask THE SECRETARY FOR PUBLIC WORKS,—When tenders will be called for the erection of the Bridge at Baw Baw, between Goulburn and Mummell, for which £500 was voted last Session ?
4. MR. DANGAR to ask THE COLONIAL SECRETARY,—Are Chief Constables allowed to act as Sheriff's Bailiffs, Bailiffs to Small Debts Courts, and Collectors of the Electoral Rolls, in the Settled, Intermediate, and Unsettled Districts ? Are they allowed to use the Police horses for this duty, and what additional pay for the latter ?

5. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—Have all the Crown Lands Sale Agents, and Clerks of Petty Sessions, given the necessary Bonds, for the faithful discharge of their duty, in the Settled, Intermediate, and Unsettled Districts; and have any of the Land Agents been defaulters to Government; if so, their names and Districts?
6. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—If it is the intention of the Government to place on the Estimates, this Session, a sum of money for a Police Establishment at Fort Bourke, on the River Darling, and at the Narrabri, Namoi River?
7. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—If the Government intend to place Mounted or Foot Police at the Culgoa, (in the Warrego District) near the Borders of Queensland, to assist in suppressing the numerous gang of Cattle Stealers, and crime generally.

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THURSDAY, SEPTEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DANGAR *to move*, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.
2. MR. STEWART *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
3. MR. MACLEAY *to move*, That the 62nd Section of the Standing Orders be suspended, with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company.
4. MR. MACLEAY *to move* for leave to bring in a Bill to incorporate a Company, to be called "The Wagga Wagga Bridge Company."

Questions:—

1. MR. LOVE *to ask* THE COLONIAL SECRETARY,—If the Government have permitted the Australian Agricultural Company to send to England for Coal Miners, under the Assisted Immigration System,—and, if so, under what circumstances?
2. MR. WISDOM *to ask* THE COLONIAL SECRETARY,—
  - (1.) Whether the Government are aware that a "Commissioner's Notice," to the effect that no Aliens will be allowed to work on the Lachlan Gold Fields, has been recently posted at Sofala?
  - (2.) Has such notice been issued under the instructions of the Government or on the Commissioner's own responsibility; and can the Government state whether the prohibition contained in the notice referred to is intended to extend to all Aliens indiscriminately, or to the Chinese only?

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FRIDAY, SEPTEMBER 20.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Governor's Salary Bill; second reading.

NOTICES OF MOTION:—

1. MR. T. GARRETT *to move*, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.
2. MR. HART *to move*,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

3. MR. BUCHANAN to move,—
  - (1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
4. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
5. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £3,000, to be expended in removing the obstruction to the navigation of that part of the Parramatta River above Redbank, and near to the Town of Parramatta.
6. MR. RUSDEN to move,—That there be laid upon the Table of this House,—
  - (1.) Return of all new Runs tendered for, from 1st of January, 1861, to 30th September, 1861, shewing the date of tender, name of tenderer, name of Run, where situated, and in what District.
  - (2.) Return shewing all Runs reported upon by Mr. Commissioner Huthwaite, in the Warrego District; the date when referred to him for report, date of report and nature of such, during the time he has held office.
7. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all the Papers having reference to the late arrest, imprisonment, and release of Mr. J. E. Carnegie, on Cockatoo Island; including the opinion of the Attorney General on the same.
8. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Return, shewing the names of the Magistrates and Clerk of Petty Sessions who sat on the Court of Revision, at Warialda, of the Electoral Roll for the Police Districts in the Electorate of the Gwydir, for the year 1861–2.
  - (2.) The names of the Collectors of the Electoral Roll, whether Police Constables, and the amount paid for collection.
  - (3.) That the original Roll, so revised, for the Police District of Warialda, be laid on the Table of this House.
9. MR. PIDDINGTON to move, That there be a Call of the House on Friday, the 11th of October next.
10. MR. SHEPHERD to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.
  - (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadleir, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
11. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.

*Questions :—*

1. MR. HARPUR to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to give compensation for lands resumed for Railway purposes in the extension of the Great Northern Line, between Maitland and Singleton?
2. MR. HARPUR to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to place on the Estimates for the year 1862, a sum of money towards furnishing the new Benevolent Asylum at Singleton?
3. MR. HARPUR to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to proclaim and open the New Line of Road from Singleton to Jerry's Plains, which was *Gazetted* some months back; and, whether the sum of Three Hundred Pounds, voted by the House two years ago, for the purpose of making and repairing the road between these townships, would be still available, and if not, whether there will be any objection to placing a similar amount on the Estimates for the year 1862?
4. MR. HART to ask THE COLONIAL SECRETARY,—When the Correspondence relative to General Cemeteries, ordered by the House on the 29th January last, will be laid upon the Table?
5. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) The amount per cent. (upon the expenditure) to be paid to Mr. Gibbons for his services at the Wollongong and Kiama Breakwaters?
  - (2.) Has Mr. Gibbons any other perquisites; if so, what are they?



TUESDAY, SEPTEMBER 24.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadleir, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
7. MR. WILSON to move for leave to bring in a Bill, to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
8. MR. HOLT to move,—
  - (1.) That the extension of Railroads into the Interior by locomotive or horse traction is a question of vital importance to the prosperity of the Colony, and that, in the opinion of this House, the Government should forthwith submit their plans (if they have formed any) for the approval of this House, and before the Estimates therefor are considered.
  - (2.) That the answer of the Secretary for Public Works, to Mr. Holt's question, on the 12th September, "If it is the intention of the Government to propose any measure to this House for the extension of Railroads, by horse or locomotive traction; and if so, on what day," which was to the effect, "That all particulars with regard to the contemplated Railway would be found in the Estimates, which would shortly be laid on the Table of the House," is not satisfactory.
9. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
10. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.
11. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.
12. MR. LUCAS to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.
  - (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.

FRIDAY,

FRIDAY, SEPTEMBER 27.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.

TUESDAY, OCTOBER 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.

TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*

No. 10.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 18 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Papers:—Mr. Cowper laid upon the Table the undermentioned Papers,—
  - (1.) Statistical Register of New South Wales, for the year 1860.
  - (2.) Return to Address, in reference to Public Officers eligible for Election as Members of Assembly, adopted, on motion of Mr. Forster, on the 17th instaut.
  - (3.) Sydney University Building Fund Account, for the year 1860.
 Ordered to be printed.
2. The Chinese:—Mr. Windeyer presented a Petition from certain Inhabitants of Sydney, recommending the prohibition of the Chinese from Digging for Gold, and the imposition of a Tax upon their landing in the Colony.  
Petition received.
3. Member of Committee of Elections and Qualifications sworn:—John Hay, Esquire, sworn at the Table by the Clerk, as a Member of the Committee of Elections and Qualifications for the present Session, pursuant to the requirements of the 70th Section of the Electoral Act of 1858.
4. Customs Bill:—
  - (1.) Mr. Weekes moved, pursuant to notice, for leave to bring in a Bill to consolidate and amend the Laws relating to the Customs of New South Wales.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
  - (2.) Mr. Weekes having presented this Bill, Bill, intituled, "*A Bill to consolidate and amend the Laws relating to the Customs,*" read a first time.  
Ordered to be printed, and read a second time this day fortnight.
5. Motion Withdrawn:—Mr. Arnold withdrew the motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day.
6. Chinese Immigrants Regulation and Restriction Bill:—
  - (1.) The Speaker, stating that in his opinion, this Bill related to Trade, and ought, therefore, to originate in a Committee of the Whole,—Mr. Cowper, with the concurrence of the House, moved, *without notice*, that this House do now resolve itself into a Committee of the Whole, to consider whether it be desirable to introduce a Bill to regulate Chinese Immigration by Impost or other Restriction.  
Question put and passed.  
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into the said Committee.  
The Chairman reported the following Resolution:—  
Resolved, That it is the opinion of this Committee, that a Bill be introduced to regulate and restrict Chinese Immigration.  
Mr. Cowper then moved, that this House do now adopt this Resolution.  
Question put and passed.
  - (2.) Mr. Cowper thereupon moved, pursuant to notice, for leave to bring in a Bill to regulate and restrict Chinese Immigration.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
  - (3.) Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill to regulate and restrict the Immigration of Chinese,*" read a first time.  
Ordered to be printed, and read a second time to-morrow.

## 7. Crown Lands Alienation Bill :—

(1.) The Speaker, considering this to be of the class of Bills which should be initiated by a Committee of the whole House,—Mr. Cowper, with the concurrence of the House, moved, *without notice*, That this House do now resolve itself into a Committee of the Whole, to consider whether it be desirable to introduce this Bill.

Question put and passed.

Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported the following Resolution :—

Resolved, That it is the opinion of this Committee that a Bill be introduced to regulate the Alienation of Crown Lands.

Mr. Cowper then moved, That this House do now adopt this Resolution.

Question put and passed.

(2.) Mr. Cowper thereupon moved, pursuant to notice, for leave to bring in a Bill for regulating the Alienation of Crown Lands.

Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.

(3.) Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill for regulating the Alienation of Crown Lands,*" read a first time.

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

## 8. Crown Lands Occupation Bill :—

(1.) This being a Bill of the same class as that recorded in entry No. 7, above, Mr. Cowper, with the concurrence of the House, moved, *without notice*, That this House do now resolve itself into a Committee of the Whole, to consider whether it be desirable to introduce this Bill.

Question put and passed.

Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported the following Resolution :—

Resolved, That it is the opinion of this Committee that a Bill be introduced to regulate the Occupation of Crown Lands.

Mr. Cowper then moved, That this House do now adopt this Resolution.

Question put and passed.

(2.) Mr. Cowper thereupon moved, pursuant to notice, for leave to bring in a Bill for regulating the Occupation of Crown Lands.

Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.

(3.) Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill for regulating the Occupation of Crown Lands,*" read a first time.

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

## 9. Postponements :—

(1.) The Second Reading of the Police Regulation Bill postponed, on motion of Mr. Cowper, until the Order of the Day for the further consideration in Committee of the Gold Fields Bill shall have been disposed of.

(2.) The Second Reading of the Sale of Liquors Licensing Bill postponed, on motion of Mr. Cowper, until the Order of the Day for the Second Reading of the Police Regulation Bill shall have been disposed of.

## 10. Gold Fields Bill :—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.

The Chairman having reported the Bill with amendments,

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

## 11. Postponement :—The Order of the Day for the Second Reading of the Police Regulation Bill postponed, on motion of Mr. Cowper, until to-morrow.

## 12. Sale of Liquors General Licensing Bill :—Mr. Cowper moved, that the Second Reading of this Bill stand an Order of the Day for to-morrow.

Debate ensued.

Question put.

The House divided.

Ayes, 33.

Mr. Cowper,	Mr. Harpur,	
Mr. Wisdom,	Mr. Redman,	
Mr. Arnold,	Mr. Dick,	
Mr. Weekes,	Mr. Dangar,	
Mr. Lucas,	Mr. Leary,	
Mr. Egan,	Mr. Wilson,	
Mr. Markham,	Mr. Gray,	
Mr. Lewis,	Mr. Hay,	
Mr. Sadleir,	Mr. J. T. Ryan,	
Mr. Caldwell,	Mr. Lackey,	
Mr. Alexander,	Mr. Daniel,	
Mr. Sutherland,	Mr. Hoskins,	
Mr. Love,	Mr. Hart,	
Mr. Flett,	Mr. T. Garrett,	
Mr. Piddington,	Capt. Moriarty,	} Tellers.
Mr. Stewart,	Mr. Walker,	
Mr. Windeycr,		

Noes, 7.

Mr. Dalgleish,	
Mr. Terry,	
Mr. Cunneen,	
Mr. Rusden,	
Mr. Buchanan,	
Mr. Forster,	} Tellers.
Mr. Driver,	

13. Motion Withdrawn :—Mr. Dangar withdrew the motion standing in his name, No. 1, on the Notice Paper of Other Business for to-day.
14. Adjournment :—Mr. Buchanan moved, that this House do now adjourn until Three o'clock To-morrow.  
Question put.  
The House divided.

Ayes, 24.		Noes, 6.
Mr. Cowper,	Mr. Dick,	Mr. Lewis,
Mr. Weekes,	Mr. Flett,	Mr. Harpur,
Mr. Wisdom,	Mr. Dangar,	Mr. Cunneen,
Mr. Driver,	Mr. Markham,	Mr. Windeyer,
Mr. Alexander,	Mr. Hay,	Mr. Rusden,
Mr. Hoskins,	Mr. J. T. Ryan,	Mr. Wilson, } Tellers.
Mr. Daniel,	Mr. Lackey,	
Mr. Forster,	Mr. Buchanan,	
Mr. Dalgleish,	Mr. T. Garrett,	
Mr. Terry,	Mr. Walker,	
Mr. Stewart,	Mr. Lucas,	
Mr. Leary,	Mr. Egan, } Tellers.	

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 19.

### GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Chinese Immigrants Regulation and Restriction Bill ; second reading.
2. Crown Lands Alienation Bill ; second reading.
3. Crown Lands Occupation Bill ; second reading.
4. Police Regulation Bill ; second reading.
5. Sale of Liquors General Licensing Bill ; second reading.

### OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials ; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.
2. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
3. MR. MACLEAY to move, That the 62nd Section of the Standing Orders be suspended, with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company.
4. MR. MACLEAY to move for leave to bring in a Bill to incorporate a Company, to be called "The Wagga Wagga Bridge Company."
5. MR. WINDEYER to move, That the Petition relative to Chinese Immigration, presented by him on the 18th September, be printed.
6. MR. DICK to move, That so much of the Standing Orders be suspended, as will admit of a Bill for the regulation of the Alienation of Crown Lands, and a Bill for regulating the Occupation of Crown Lands, passing through all their stages in one day.
7. MR. HOLT to move, That the Bill for the Alienation of Crown Lands take precedence of all other business, except Questions or Notices of Motion, until it has passed through the whole of its stages.
8. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.
9. MR. FORSTER to move, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.
10. MR. LEWIS to move,—
  - (1.) That, in the opinion of this House, the money voted last Session of Parliament, for the purpose of Assisted Immigration, cannot, in accordance with the object of the above vote, be properly given to assist public companies, for the purpose of securing the importation of labourers, miners, or mechanics, to supplant those at present in the Colony.
  - (2.) That all moneys deposited by any such Company be returned.
  - (3.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.
11. MR. WISDOM to move, That the Petition presented by him on the 17th September, from certain residents of Sofala, against the further continuance of Chinese Immigration, be printed.

12. MR. DALGLEISH to move,—  
 (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.  
 (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
13. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.
14. MR. ALLEN to move, That a copy of all Papers relating to the ordering of the Railway Plant that has arrived here since the 1st day of May last, be laid upon the Table of this House, including,—  
 (1.) A copy of any recommendation from whom such plant or any portion thereof should be purchased.  
 (2.) Copy of Invoices shewing the actual first cost at the place of purchase.  
 (3.) Statement of expenses attending each shipment, the name of each ship, the amount of freight per ton, and the total amount of freight and other charges accruing to each shipment.  
 (4.) Statement of expenses to be incurred here for putting such carriages and trucks on the line, finished and in proper working order, specifying the net cost of each article, and the total cost of all.

## ORDER OF THE DAY:—

1. Judicial and Other Offices Qualification Amendment Bill ; third reading.

*Questions:—*

1. MR. LOVE to ask THE COLONIAL SECRETARY,—If the Government have permitted the Australian Agricultural Company to send to England for Coal Miners, under the Assisted Immigration System,—and, if so, under what circumstances?
2. MR. WISDOM to ask THE COLONIAL SECRETARY,—  
 (1.) Whether the Government are aware that a "Commissioner's Notice," to the effect that no Aliens will be allowed to work on the Lachlan Gold Fields, has been recently posted at Sofala?  
 (2.) Has such notice been issued under the instructions of the Government or on the Commissioner's own responsibility; and can the Government state whether the prohibition contained in the notice referred to is intended to extend to all Aliens indiscriminately, or to the Chinese only?
3. MR. FORSTER to ask THE COLONIAL TREASURER,—  
 (1.) For what reason has the Circular Wharf been let for the extended period of three years, instead of one year, as at one time intended?  
 (2.) Was the period so extended at the instance of any private individual; if so, at whose instance?  
 (3.) Are the Government aware of, or are they consenting parties to, any arrangement by which a number of owners of private wharfs may be, in fact, though not nominally, lessees of the Circular Quay?
4. MR. FORSTER to ask THE COLONIAL TREASURER,—  
 (1.) What rates of wharfage have been paid by the Government on the packages containing carriages and trucks recently imported?  
 (2.) Were the rates paid, or which the Government have agreed to pay, those demanded in the first instance by the Agents?  
 (3.) Are the rates paid, or which the Government have agreed to pay, in excess of those fixed by law, as payable at the Government Wharf by private individuals?

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FRIDAY, SEPTEMBER 20.

## OTHER BUSINESS—ORDER OF THE DAY:—

1. Governor's Salary Bill ; second reading.

## NOTICES OF MOTION:—

1. MR. T. GARRETT to move, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.
2. MR. HART to move,—  
 (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.  
 (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

3. **MR. BUCHANAN** to move,—  
 (1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.  
 (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
4. **MR. SHEPHERD** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
5. **MR. SHEPHERD** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £3,000, to be expended in removing the obstruction to the navigation of that part of the Parramatta River above Redbank, and near to the Town of Parramatta.
6. **MR. RUSDEN** to move,—That there be laid upon the Table of this House,—  
 (1.) Return of all new Runs tendered for, from 1st of January, 1861, to 30th September, 1861, shewing the date of tender, name of tenderer, name of Run, where situated, and in what District.  
 (2.) Return shewing all Runs reported upon by Mr. Commissioner Huthwaite, in the Warrego District; the date when referred to him for report, date of report and nature of such, during the time he has held office.
7. **MR. RUSDEN** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all the Papers having reference to the late arrest, imprisonment, and release of Mr. J. E. Carnegie, on Cockatoo Island; including the opinion of the Attorney General on the same.
8. **MR. DANGAR** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
 (1.) A Return, shewing the names of the Magistrates and Clerk of Petty Sessions who sat on the Court of Revision, at Warialda, of the Electoral Roll for the Police Districts in the Electorate of the Gwydir, for the year 1861-2.  
 (2.) The names of the Collectors of the Electoral Roll, whether Police Constables, and the amount paid for collection.  
 (3.) That the original Roll, so revised, for the Police District of Warialda, be laid on the Table of this House.
9. **MR. PIDDINGTON** to move, That there be a Call of the House on Friday, the 11th of October next.
10. **MR. SHEPHERD** to move,—  
 (1.) That a Select Committee be appointed to consider and report upon the Evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.  
 (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadleir, Mr. Walker, Mr. Laeky, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
11. **MR. SHEPHERD** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.
12. **MR. DRIVER** to move, That the Petition of Tu Lim Pow, presented by him on the 16th April last, be printed.
13. **MR. DRIVER** to move, That the Petition of Ah Sue, presented by him on the 17th September, be printed.
14. **MR. DANGAR** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.

*Questions :—*

1. **MR. HARPUR** to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to give compensation for lands resumed for Railway purposes in the extension of the Great Northern Line, between Maitland and Singleton?
2. **MR. HARPUR** to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to place on the Estimates for the year 1862, a sum of money towards furnishing the new Benevolent Asylum at Singleton?
3. **MR. HARPUR** to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to proclaim and open the New Line of Road from Singleton to Jerry's Plains, which was *Gazetted* some months back; and, whether the sum of Three Hundred Pounds,

- Pounds, voted by the House two years ago, for the purpose of making and repairing the road between these townships, would be still available, and if not, whether there will be any objection to placing a similar amount on the Estimates for the year 1862?
4. MR. HART to ask THE COLONIAL SECRETARY,—When the Correspondence relative to General Cemeteries, ordered by the House on the 29th January last, will be laid upon the Table?
  5. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
    - (1.) The amount per cent. (upon the expenditure) to be paid to Mr. Gibbons for his services at the Wollongong and Kiama Breakwaters?
    - (2.) Has Mr. Gibbons any other perquisites; if so, what are they?
  6. MR. SUTHERLAND to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce a Bill, this Session, for amending the Municipalities Act of 1858?
  7. MR. SUTHERLAND to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to sell that portion of the Sydney Common, now being surveyed and marked out into allotments, between Dowling-street and the Randwick road; if so, by what authority?

TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadleir, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
7. MR. WILSON to move for leave to bring in a Bill, to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
8. MR. HOLT to move,—
  - (1.) That the extension of Railroads into the Interior by locomotive or horse traction is a question of vital importance to the prosperity of the Colony, and that, in the opinion of this House, the Government should forthwith submit their plans (if they have formed any) for the approval of this House, and before the Estimates therefor are considered.
  - (2.) That the answer of the Secretary for Public Works, to Mr. Holt's question, on the 12th September, "If it is the intention of the Government to propose any measure to this House for the extension of Railroads, by horse or locomotive traction; and if so, on what day," which was to the effect, "That all particulars with regard to the contemplated Railway would be found in the Estimates, which would shortly be laid on the Table of the House," is not satisfactory.
9. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
10. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.



11. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.
12. MR. LUCAS to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.
  - (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.
13. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House,—
  - (1.) Copies of all Correspondence of the Executive Government with any person or persons, having reference to the appointment of Twenty-one Members to the Legislative Council in May last, none of whom have since been appointed.
  - (2.) All Minutes of the Executive Council having reference to the same subject.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Gold Fields Bill reported; adoption of the Report.

*Question:—*

1. MR. ALEXANDER to ask THE SECRETARY FOR PUBLIC WORKS,—When tenders will be called for the erection of the Bridge at Baw Baw, between Goulburn and Mummell, for which £500 was voted last Session?

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WEDNESDAY, SEPTEMBER 25.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

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FRIDAY, SEPTEMBER 27.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.

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TUESDAY, OCTOBER 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.

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WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Customs Bill; second reading-

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*



No. 11.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

THURSDAY, 19 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Arnold laid upon the Table, Extract from letter, dated 20 May, 1861, from Captain Ward to His Excellency Sir John Young, *being Appendix A. to the Report from the Engineer-in-Chief for Railways, relative to Railway Extension, laid upon the Table on the 17th instant, and accidentally omitted on the presentation of the Report.*  
Ordered to be printed with the Report.
2. The Chinese:—Mr. Hoskins presented a Petition from the Miners and Residents on the Peel River and Hanging Rock Gold Fields, praying for the adoption of measures to prevent the further Immigration of Chinese, or such modification of the Gold Fields Regulations as will preserve the predomination of the European element.  
Petition received.
3. Richmond Bridge Company's Act Amendment Bill:—Mr. Cunneen presented a Petition from the Chairman, Treasurer, and Secretary of the Richmond Bridge Company, praying, on behalf of the said Company, for leave to introduce a Bill to amend the Act of Incorporation of the said Company, (*stating, at the same time, that, owing to circumstances not within the control of the Petitioners or himself, the presentation of the Petition had been delayed, until the first three insertions in the Newspapers of the notice prescribed by the Standing Orders, had ceased to be within the prescribed period of three months.*)  
And Mr. Cunneen having produced the *Government Gazette* and the *Sydney Morning Herald* newspaper, containing notices for four consecutive weeks, in the month of June, 1861, of the intention to apply for such Bill,—  
Petition received (*with the understanding that Mr. Cunneen will, under the circumstances, move, on due notice, for the suspension of the 62nd Standing Order, with a view to the introduction of the Bill.*)
4. Motion of Adjournment:—Mr. Dalglish moved, That this House do now adjourn.  
Debate ensued.  
Question put and Negatived.
5. Postponement:—The Order of the Day for the second reading of the Chinese Immigrants Regulation and Restriction Bill postponed, on motion of Mr. Cowper, until the Order of the Day for the second reading of the Sale of Liquors General Licensing Bill shall have been disposed of.
6. Crown Lands Alienation Bill:—Mr. Cowper moved, That this Bill be now read a second time.  
Debate ensued.  
Question put and passed,—  
And Bill read a second time.  
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time To-morrow.
7. Crown Lands Occupation Bill, on motion of Mr. Cowper, read a second time.  
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time To-morrow.

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8. Postponement :—The Order of the Day for the second reading of the Police Regulation Bill postponed, on motion of Mr. Cowper, until Wednesday next.
9. Sale of Liquors General Licensing Bill :—Mr. Cowper moved, That this Bill be now read a second time.  
Debate ensued.  
Question put and passed,—  
And Bill read a second time.  
Ordered, on motion of Mr. Cowper, that the consideration in Committee of this Bill stand an Order of the Day for Wednesday next.
10. Postponement :—The Order of the Day for the second reading of the Chinese Immigrants Regulation and Restriction Bill postponed, on motion of Mr. Cowper, until Wednesday next.  
The House adjourned, on motion of Mr. Cowper, at twenty-six minutes after Eleven o'clock, until To-morrow at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, SEPTEMBER 20.

### OTHER BUSINESS—ORDERS OF THE DAY :—

1. Governor's Salary Bill ; second reading.
2. Judicial and other Offices Qualification Amendment Bill ; third reading.

### NOTICES OF MOTION :—

1. MR. T. GARRETT to move, That a Copy of any or all reports from Mr. Surveyor Gordon, relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House.
2. MR. HART to move,—  
(1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.  
(2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
3. MR. BUCHANAN to move,—  
(1.) That, in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions,—that perfect Religious Equality should be observed.  
(2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
4. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
5. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £3,000, to be expended in removing the obstruction to the navigation of that part of the Parramatta River above Redbank, and near to the Town of Parramatta.
6. MR. RUSDEN to move,—That there be laid upon the Table of this House,—  
(1.) Return of all new Runs tendered for, from 1st of January, 1861, to 30th September, 1861, shewing the date of tender, name of tenderer, name of Run, where situated, and in what District.  
(2.) Return shewing all Runs reported upon by Mr. Commissioner Huthwaite, in the Warrego District; the date when referred to him for report, date of report and nature of such, during the time he has held office.
7. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all the Papers having reference to the late arrest, imprisonment, and release of Mr. J. E. Carnegie, on Cockatoo Island; including the opinion of the Attorney General on the same.

8. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) A Return, shewing the names of the Magistrates and Clerk of Petty Sessions who sat on the Court of Revision, at Warialda, of the Electoral Roll for the Police Districts in the Electorate of the Gwydir, for the year 1861-2.
- (2.) The names of the Collectors of the Electoral Roll, whether Police Constables, and the amount paid for collection.
- (3.) That the original Roll, so revised, for the Police District of Warialda, be laid on the Table of this House.
9. MR. PIDDINGTON to move, That there be a Call of the House on Friday, the 11th of October next.
10. MR. SHEPHERD to move,—
- (1.) That a Select Committee be appointed to consider and report upon the Evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.
- (2.) That such Committee consist of the following Members, Mr. Mate, Mr. Forster, Mr. Sadleir, Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.
11. MR. SHEPHERD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.
12. MR. DRIVER to move, That the Petition of Tu Lim Pow, presented by him on the 16th April last, be printed.
13. MR. DRIVER to move, That the Petition of Ah Sue, presented by him on the 17th September, be printed.
14. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.
15. MR. CUNNEEN to move, That the 62nd Standing Order be suspended, with a view to enable him to bring in "A Bill to amend the Richmond Bridge Company's Act of 1857."
16. MR. CUNNEEN to move for leave to bring in a Bill to amend the Richmond Bridge Company's Act of 1857.
17. MR. HOSKINS to move, That the Petition, presented by him on the 19th September, from the Residents and Miners of the Hanging Rock and Peel River Gold Fields, with reference to Chinese Immigration, be printed.
18. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
19. MR. MACLEAY to move, That the 62nd Section of the Standing Orders be suspended, with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company.
20. MR. MACLEAY to move for leave to bring in a Bill to incorporate a Company, to be called "The Wagga Wagga Bridge Company."
21. MR. WINDEYER to move, That the Petition relative to Chinese Immigration, presented by him on the 18th September, be printed.
22. MR. WISDOM to move, That the Petition presented by him on the 17th September, from certain residents of Sofala, against the further continuance of Chinese Immigration, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Crown Lands Alienation Bill; third reading.
2. Crown Lands Occupation Bill; third reading.

Questions :—

1. MR. HARPUR to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to give compensation for lands resumed for Railway purposes in the extension of the Great Northern Line, between Maitland and Singleton?
2. MR. HARPUR to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to place on the Estimates for the year 1862, a sum of money towards furnishing the new Benevolent Asylum at Singleton?
3. MR. HARPUR to ask THE SECRETARY FOR PUBLIC WORKS,—When the Government intend to proclaim and open the New Line of Road from Singleton to Jerry's Plains, which was *Gazetted* some months back; and whether the sum of Three Hundred Pounds, voted by the House two years ago, for the purpose of making and repairing the road between these townships, would be still available, and if not, whether there will be any objection to placing a similar amount on the Estimates for the year 1862?

4. MR. HART to ask THE COLONIAL SECRETARY,—When the Correspondence relative to General Cemeteries, ordered by the House on the 29th January last, will be laid upon the Table?
5. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) The amount per cent. (upon the expenditure) to be paid to Mr. Gibbons for his services at the Wollongong and Kiama Breakwaters?
  - (2.) Has Mr. Gibbons any other perquisites; if so, what are they?
6. MR. SUTHERLAND to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to introduce a Bill, this Session, for amending the Municipalities Act of 1858?
7. MR. SUTHERLAND to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to sell that portion of the Sydney Common, now being surveyed and marked out into allotments, between Dowling-street and the Randwick road; if so, by what authority?
8. MR. HANNELL to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Is the Government aware of the inconvenient and dangerous character of the Bridge across Hunter-street, in the City of Newcastle, used by the A. A. Company for the shipment of coals?
  - (2.) Is it the intention of the Executive to take any steps to have the structure removed?
9. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—What are the intentions of the Government with regard to awarding the reward for the discovery of the Gold Field of Kiandra, by James Pollack?

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TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadleir, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
7. MR. WILSON to move for leave to bring in a Bill, to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.
8. MR. HOLT to move,—
  - (1.) That the extension of Railroads into the Interior by locomotive or horse traction is a question of vital importance to the prosperity of the Colony, and that, in the opinion of this House, the Government should forthwith submit their plans (if they have formed any) for the approval of this House, and before the Estimates therefor are considered.
  - (2.) That the answer of the Secretary for Public Works, to Mr. Holt's question, on the 12th September, "If it is the intention of the Government to propose any measure to this House for the extension of Railroads, by horse or locomotive traction; and if so, on what day," which was to the effect, "That all particulars with regard to the contemplated Railway would be found in the Estimates, which would shortly be laid on the Table of the House," is not satisfactory.
9. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Scamen of New South Wales.

(2.)

- (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
- (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
10. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.
11. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.
12. MR. LUCAS to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.
- (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.
13. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House,—
- (1.) Copies of all Correspondence of the Executive Government with any person or persons, having reference to the appointment of Twenty-one Members to the Legislative Council in May last, none of whom have since been appointed.
- (2.) All Minutes of the Executive Council having reference to the same subject.
14. MR. LUCAS to move, That the Petition presented by him on the 17th September, from 825 residents in the Electorate of Canterbury, be printed.
15. MR. ATKINSON to move for leave to bring in a Bill to authorise the Government to dispose of the flock of Alpacas, Llamas, &c., now depasturing at Arthursleigh.
16. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.
17. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Gold Fields Bill reported; adoption of the Report.

Question:—

1. MR. ALEXANDER, to ask THE SECRETARY FOR PUBLIC WORKS,—When tenders will be called for the erection of the Bridge at Baw Baw, between Goulburn and Mummell, for which £500 was voted last Session?

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WEDNESDAY, SEPTEMBER 25.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

ORDERS OF THE DAY:—

1. Police Regulation Bill; second reading.  
 2. Sale of Liquors General Licensing Bill; to be considered in Committee.  
 3. Chinese Immigrants Regulation and Restriction Bill; second reading.

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THURSDAY, SEPTEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.

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FRIDAY,

FRIDAY, SEPTEMBER 27.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.

NOTICE OF MOTION:—

1. MR. FORSTER to move, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.

TUESDAY, OCTOBER 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.

WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Customs Bill; second reading.

TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.
2. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.

TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*



No. 12.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

FRIDAY, 20 SEPTEMBER, 1861.

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

The Chinese:—Mr. Dalgleish presented a Petition from certain Inhabitants of the Glebe and Balmain, representing that, in their opinion, the Immigration of the Chinese is impolitic and injurious; suggesting that they be prevented from digging for Gold, and that a tax be imposed upon their landing in this Colony; and praying consideration of the subject.

Petition received.

2. Governor's Salary Bill:—Mr. Hoskins moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed,—

And Bill read a second time.

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

The Chairman having reported the Bill with amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time this day week.

3. Judicial and other Offices Qualification Amendment Bill, on motion of Mr. Windeyer, read a third time, and passed.

Mr. Windeyer then moved, That the Title of this Bill be, "*An Act to amend the Law as to the Qualification for certain Judicial and other Offices.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the law as to the Qualification for certain Judicial and other Offices,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,  
Sydney, 20th September, 1861.

Speaker.

Question put and passed.

4. Road from Monaro to the Coast:—Mr. T. Garrett moved, pursuant to amended notice, That a Copy of all Correspondence relative to the best line of road from the Monaro Table Land to the Coast, upon which to expend the £2,000 granted, for special works on such line, by the House last Session, be laid upon the Table of this House. Question put and passed.

5. Motion Withdrawn:—Mr. Hart withdrew the motion standing in his name, No. 2 on the Notice Paper for to-day.

6. Religious Equality:—Mr. Buchanan moved, pursuant to amended notice,—

(1.) "That," in the opinion of this House, it is undesirable that precedence should be given to any Religious Sect on State occasions—that perfect Religious Equality should be observed.

(2.) That the above Resolution be embodied in an Address to the Governor, with a request that His Excellency will be pleased to transmit the same to the Principal Secretary of State for the Colonies, for presentation to Her Majesty.

Debate ensued.

Mr.

Mr. Sadleir moved, That the Question be amended by the omission of all the words of Section (1.) after the word "That," with a view to the insertion in their place of the words, "it is the opinion of this House, that precedence should not be given to any Religious Denomination in the Colony."

Debate continued.

Mr. Wilson moved,—That the proposed amendment be amended by the addition, at the end, of the words "or to the Dignitaries of any Church, on State occasions."

Debate continued.

Question,—That the words proposed to be added stand part of the proposed amendment,—put and passed.

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

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

Whereupon, Question,—

(1.) That it is the opinion of this House that precedence should not be given to any Religious Denomination in the Colony, or to the Dignitaries of any Church, on State occasions.

(2.) That the above Resolution be embodied in an Address to the Governor, with a request that His Excellency will be pleased to transmit the same to the Principal Secretary of State for the Colonies, for presentation to Her Majesty,—

Put and passed.

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

8. Obstruction to Navigation of Parramatta River:—Mr. Shepherd moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £3,000, to be expended in removing the obstruction to the navigation of that part of the Parramatta River above Redbank; and near to the Town of Parramatta.

Debate ensued:

Question put.

The House divided:

Ayes, 6.

Mr. Rusden,	} Tellers.
Mr. Forster,	
Mr. Macleay,	
Mr. Lackey,	
Mr. Shepherd,	
Mr. Hart,	

Noes, 18.

Mr. Cowper,	Mr. Caldwell,	} Tellers.
Mr. Weekes,	Mr. Lewis,	
Mr. Arnold,	Mr. Stewart,	
Mr. Buchanan,	Mr. Harpur,	
Mr. Lucas,	Mr. Hoskins,	
Mr. Dangar,	Mr. Wisdom,	
Mr. Love,	Mr. Cunneen,	
Mr. Bell,	Mr. Sadleir,	
Mr. Burns,	Mr. T. Garrett,	

9. Tenders for Runs:—Mr. Rusden moved, pursuant to notice, That there be laid upon the table of this House,—

(1.) Return of all new Runs tendered for, from 1st of January, 1861, to 30th September, 1861, shewing the date of tender, name of tenderer, name of Run, where situated, and in what District.

(2.) Return shewing all Runs reported upon by Mr. Commissioner Huthwaite, in the Warrego District; the date when referred to him for report, date of report and nature of such, during the time he has held office.

Question put and passed.

10. Mr. J. E. Carnegie:—Mr. Rusden moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all the Papers having reference to the late arrest, imprisonment, and release of Mr. J. E. Carnegie, on Cockatoo Island; including the opinion of the Attorney General on the same.

Debate ensued.

Motion by leave withdrawn.

11. Revision of Electoral Roll for The Gwydir:—Mr. Dangar moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—

(1.) A Return, shewing the names of the Magistrates and Clerk of Petty Sessions who sat on the Court of Revision, at Warialda, of the Electoral Roll for the Police Districts in the Electorate of The Gwydir, for the year 1861-2.

(2.) The names of the Collectors of the Electoral Roll, whether Police Constables, and the amount paid for collection.

(3.) That the original Roll, so revised, for the Police District of Warialda, be laid on the Table of this House.

Debate ensued.

Question put and passed.

12. Call of the House:—Mr. Piddington moved, pursuant to notice, That there be a Call of the House on Friday, the 11th of October next.

Debate ensued.

Question put and passed.

13. Reverend W. B. Clarke:—Mr. Shepherd moved, pursuant to *amended* notice,—  
 (1.) That a Select Committee be appointed to consider and report upon the Evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th of March last, having reference to the services of the Reverend W. B. Clarke, in developing the great mineral resources of this Colony.  
 (2.) That such Committee consist of the following Members, Mr. Matc, Mr. Forster, Mr. Sadleir, Mr. Cowper Mr. Walker, Mr. Lackey, Mr. Holt, Mr. Wilson, Mr. Hoskins, and the Mover.  
 Question put and passed.
14. Field of Mars Common:—Mr. Shepherd moved, pursuant to *amended* notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Correspondence between the Executive Government and any person or persons, and of all applications, memorials, or petitions, with the names of the persons attached, made since January, 1860, having reference to the Field of Mars and Hunter's Hill Common.  
 Question put and passed.
15. Alleged Aggression on a Chinese Merchant at Lambing Flat:—Mr. Wisdom moved, pursuant to notice standing in the name of Mr. Driver, That the Petition of Tu Lim Pow, presented by Mr. Driver on the 16th April last, be printed.  
 Question put and passed.  
 Ordered to be printed.
16. Alleged Aggression on Chinese at Lambing Flat:—Mr. Wisdom moved, pursuant to notice standing in the name of Mr. Driver, That the Petition of Ah Sue, presented by Mr. Driver on the 17th September, be printed.  
 Question put and passed.  
 Ordered to be printed.
17. Post Office Returns:—Mr. Dangar moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.  
 Debate ensued.  
 Motion by leave withdrawn.
18. Richmond Bridge Company's Act Amendment Bill:—  
 (1.) Mr. Cunneen moved, pursuant to notice, That the 62nd Standing Order be suspended, with a view to enable him to bring in a Bill to amend the Richmond Bridge Company's Act of 1857, (*see Votes and Proceedings, No. 11, of 19th September, 1861, Entry 3*).  
 Question put and passed.  
 (2.) Mr. Cunneen moved, pursuant to notice, for leave to bring in a Bill to amend the Richmond Bridge Company's Act of 1857.  
 Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.
19. The Chinese:—Mr. Hoskins moved, pursuant to notice, That the Petition, presented by him on the 19th September, from the Residents and Miners of the Hanging Rock and Peel River Gold Fields, with reference to Chinese Immigration, be printed.  
 Question put and passed.  
 Ordered to be printed.
20. Richmond Bridge Company's Act Amendment Bill:—Mr. Cunneen having presented this Bill, and produced a certificate that the sum of twenty-five pounds had been paid to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to amend the Richmond Bridge Company's Act of 1857*"; read a first time.
21. Motion withdrawn:—Mr. Stewart withdrew the motion standing in his name, No. 18 on the Notice Paper for to-day.
22. Wagga Wagga Bridge Company's Bill:—  
 (1.) Mr. Macleay moved, pursuant to notice, That the 62nd Section of the Standing Orders be suspended, with a view to enable him to bring in a Bill to incorporate the Wagga Wagga Bridge Company, (*see Votes and Proceedings, No. 5, of 10th September, 1861, Entry 4*).  
 Question put and passed.  
 (2.) Mr. Macleay moved, pursuant to notice, for leave to bring in a Bill to incorporate a Company, to be called "*The Wagga Wagga Bridge Company*."  
 Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.
23. The Chinese:—Mr. Harpur moved, pursuant to notice standing in the name of Mr. Windeyer, That the Petition relative to Chinese Immigration, presented by Mr. Windeyer on the 18th September, be printed.  
 Question put and passed.  
 Ordered to be printed.

24. Wagga Wagga Bridge Company's Bill:—Mr. Macleay, having presented this Bill, and produced a certificate that the sum of twenty-five pounds had been paid to the credit of the Consolidated Revenue of the Colony, Bill, intituled, "*A Bill to Incorporate the Wagga Wagga Bridge Company,*" read a first time.
25. Proposed Prohibition of further Chinese Immigration, and withdrawal from the Gold Fields of Chinese already in the Colony:—Mr. Wisdom moved, pursuant to notice, That the Petition presented by him on the 17th September, from certain residents of Sofala, against the further continuance of Chinese Immigration, be printed. Question put and passed. Ordered to be printed.
26. Crown Lands Alienation Bill, on motion of Mr. Cowper, read a third time and passed. Mr. Cowper then moved, That the Title of this Bill be, "*An Act for Regulating the Alienation of Crown Lands.*" Question put and passed. Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council, with the following Message:—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled "*An Act for regulating the Alienation of Crown Lands,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
*Sydney 20th September, 1861.* Speaker.  
Question put and passed.
27. Crown Lands Occupation Bill, on motion of Mr. Cowper, read a third time and passed. Mr. Cowper then moved, That the Title of this Bill be, "*An Act for regulating the Occupation of Crown Lands.*" Question put and passed. Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council, with the following Message:—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled "*An Act for regulating the Occupation of Crown Lands,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
*Sydney, 20th September, 1861.* Speaker.  
Question put and passed.
- The House adjourned at eight minutes before Eleven o'clock, until Tuesday next at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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TUESDAY, SEPTEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Forster, Mr. Allen, Mr. Dickson, Mr. Windeyer, Mr. Burns, Mr. Leary, Mr. Sadleir, and the Mover.
2. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
7. MR. WILSON to move for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.

8. MR. HOLT to move,—  
 (1.) That the extension of Railroads into the Interior by locomotive or horse traction is a question of vital importance to the prosperity of the Colony, and that, in the opinion of this House, the Government should forthwith submit their plans (if they have formed any) for the approval of this House, and before the Estimates therefor are considered.  
 (2.) That the answer of the Secretary for Public Works, to Mr. Holt's question, on the 12th September, "If it is the intention of the Government to propose any measure to this House for the extension of Railroads, by horse or locomotive traction; and if so, on what day," which was to the effect, "That all particulars with regard to the contemplated Railway would be found in the Estimates, which would shortly be laid on the Table of the House," is not satisfactory.
9. MR. DALGLEISH to move,—  
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.  
 (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.  
 (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
10. MR. DALGLEISH to move, That it is the opinion of this House, that, as the material advancement and prosperity of this Colony is in a great measure dependent on the progress and extension of the means of Internal Communication, it is desirable that the Secretary for Public Works shall make known the intentions of the Government on this matter, by laying on the Table of this House a scheme for Railway or Tramway Extension.
11. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.
12. MR. LUCAS to move,—  
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.  
 (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.
13. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House,—  
 (1.) Copies of all Correspondence of the Executive Government with any person or persons, having reference to the appointment of Twenty-one Members to the Legislative Council in May last, none of whom have since been appointed.  
 (2.) All Minutes of the Executive Council having reference to the same subject.
14. MR. LUCAS to move, That the Petition presented by him on the 17th September, from 825 residents in the Electorate of Canterbury, be printed.
15. MR. ATKINSON to move for leave to bring in a Bill to authorise the Government to dispose of the flock of Alpacas, Llamas, &c., now depasturing at Arthursleigh.
16. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.
17. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.
18. MR. DALGLEISH to move, That the Petition presented by him, on the 20th September, from certain Residents of the Glebe and Balmain, against the continuance of Chinese Immigration to this Colony, be printed.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Gold Fields Bill reported; adoption of the Report.

Questions:—

1. MR. ALEXANDER to ask THE SECRETARY FOR PUBLIC WORKS,—When tenders will be called for the erection of the Bridge at Baw Baw, between Goulburn and Mummell, for which £500 were voted last Session?
2. MR. SADLEIR to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) In what way—whether by salary or by commission—Captain Galton, the Agent for Railways in England, is paid?  
 (2.) What are the instructions he acts under as to contracts, shipping railway plant, and the general business of his Agency?

(3.)

- (3.) Whether any security has been taken for the performance of these duties; and what it may be, if any?
3. MR. SADLEIR to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) What has been the total cost of the Abattoir Works at Glebe Island, including the Bridge and Punts?
  - (2.) What will be the entire expense to complete the Works there, if any further be required?
  - (3.) What is the present revenue derived from thence, and the length of leases and terms of same?
  - (4.) What is the expense to the Government of the management, clerical and otherwise?
4. MR. HART to ask THE COLONIAL SECRETARY,—When the Correspondence relative to general Cemeteries, ordered by the House on the 29th January last, will be laid upon the Table?
5. MR. DRIVER to ask THE COLONIAL TREASURER,—When the Estimates for the ensuing year will be laid upon the Table of this House?

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WEDNESDAY, SEPTEMBER 25.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

ORDERS OF THE DAY:—

1. Police Regulation Bill; second reading.
2. Sale of Liquors General Licensing Bill; to be considered in Committee.
3. Chinese Immigrants Regulation and Restriction Bill; second reading.

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THURSDAY, SEPTEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.

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FRIDAY, SEPTEMBER 27.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.
2. Governor's Salary Bill; third reading.

NOTICES OF MOTION:—

1. MR. FORSTER to move, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.
2. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Return of the number of Blankets issued annually by the Government for the use of the Aborigines of this Colony, for the last five years.
  - (2.) The names of the Police Districts, the number of Blankets annually distributed in each for five years, giving dates, and when despatched from Sydney each year, with date of arrival at their destination.
  - (3.) Return of the Blankets purchased in the Colony, or imported, for the Aborigines, for the last five years, stating the cost in each case.
3. MR. ALLEN to move,—
  - (1.) That a copy of the Specifications issued for making the Steam Crane at Newcastle, dated 18th July, 1860, be laid upon the Table of this House.
  - (2.) Also copies of all Correspondence between Mr. Moriarty and Messrs. P. N. Russell and Co., relating thereto.
4. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.

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TUESDAY, OCTOBER 1.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of

of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.

- (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.

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WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—  
 . Customs Bill; second reading.

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FRIDAY, OCTOBER 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.

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TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

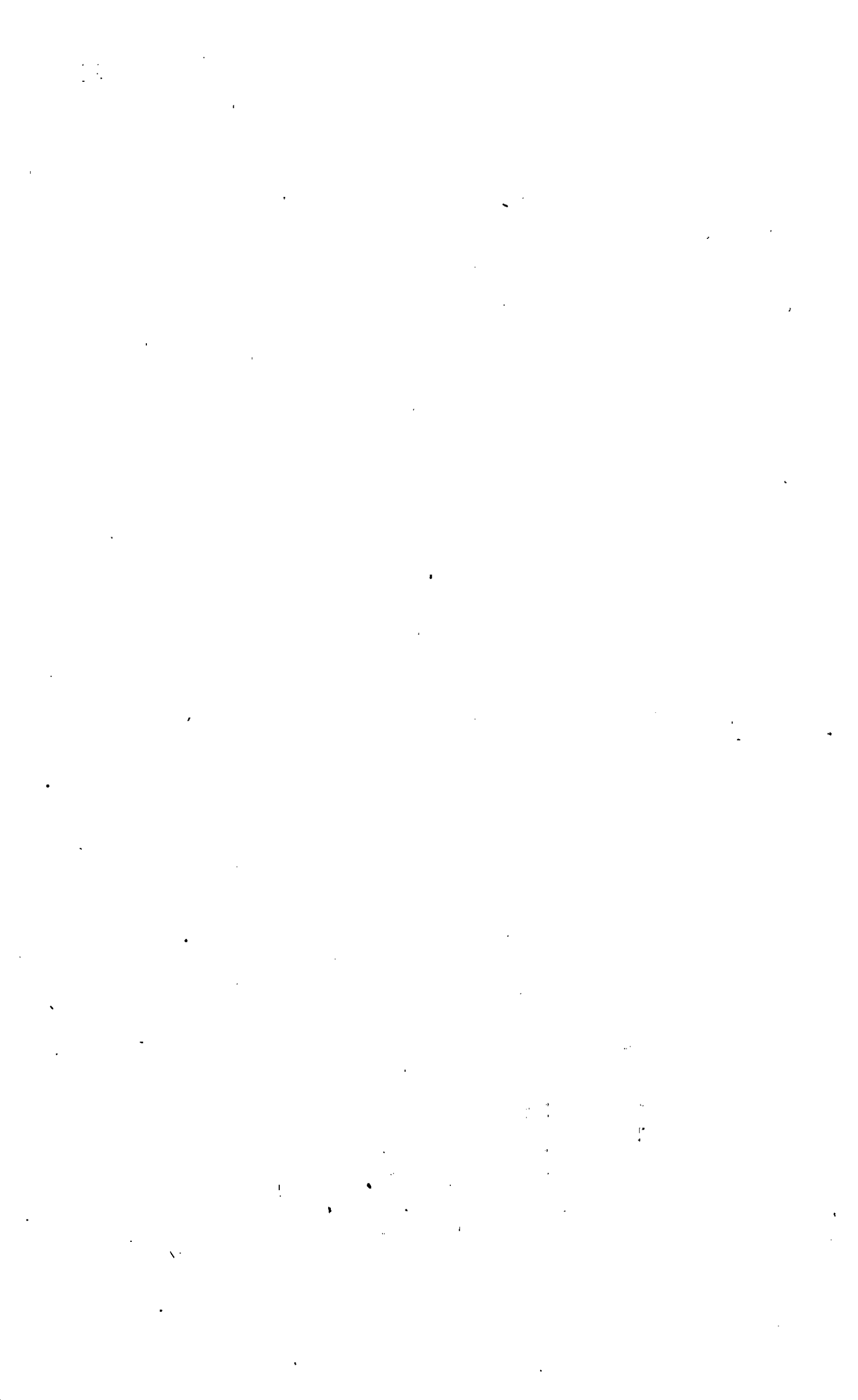
1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.
2. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—  
 1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*





No. 13

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

TUESDAY, 24 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 The late Disturbances at Burrangong Gold Fields:—Mr. Wilson moved, pursuant to amended notice, That a Select Committee, with power to send for persons and papers, be appointed to inquire into and report upon the late Disturbances at the Burrangong Gold Field—such Committee to be appointed by Ballot.  
 Debate ensued.  
 Question put.  
 The House divided.

Ayes, 14.

Mr. Sadleir,	Mr. Harpur,	} Tellers.
Mr. Wilson,	Mr. Sutherland,	
Mr. Burns,	Mr. Forster,	
Mr. Driver,	Mr. Hart,	
Mr. Lewis,	Mr. Wisdom,	
Mr. Allen,	Mr. Dalgleish,	
Mr. Lucas,	Mr. Hoskins,	

Noes, 20.

Mr. Cowper,	Mr. Morrice,	} Tellers.
Mr. Weekes,	Mr. Dangar,	
Mr. Raper,	Mr. Alexander,	
Mr. Daniel,	Mr. Hannell,	
Mr. Lackey,	Mr. Smart,	
Mr. Piddington,	Mr. Holt,	
Mr. Egan,	Mr. Dickson,	
Mr. Redman,	Mr. Buchanan,	
Mr. Markham,	Mr. T. Garrett,	
Mr. Mate,	Mr. Morris,	

2. Mr. N. L. Kentish:—Mr. Hart presented a Petition from Mr. N. L. Kentish, praying further enquiry into the circumstances of his case, as set forth in his former Petition, which was presented to the Assembly on the 3rd May, 1860, and reported upon by a Select Committee during the last Session; and that he may be heard personally at the Bar of the House on the subject.  
 Petition received.
3. Telegrams and Correspondence between the Government and its Officers at Burrangong Gold Fields:—Mr. Wilson moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, Copies of all Telegrams and Correspondence that have passed between the Government and any of its Officers at Burrangong since the Proclamation of that Gold Field.  
 Debate ensued.  
 Question put.  
 The House divided.

Ayes 17.

Mr. Wilson,	Mr. Hoskins,	} Tellers.
Mr. Allen,	Mr. Hay,	
Mr. Lewis,	Mr. Hart,	
Mr. Harpur,	Mr. Driver,	
Mr. Lucas,	Mr. Burns,	
Mr. Sutherland,	Mr. Wisdom,	
Mr. Macleay,	Mr. Sadleir,	
Mr. Stewart,	Mr. Dalgleish,	
Mr. Forster,		

Noes 25.

Mr. Cowper,	Mr. Morrice,	} Tellers.
Mr. Weekes,	Mr. Piddington,	
Mr. Arnold,	Capt. Moriarty,	
Mr. Walker,	Mr. Markham,	
Mr. Alexander,	Mr. Flett,	
Mr. Daniel,	Mr. Dangar,	
Mr. Lackey,	Mr. Egan,	
Mr. Dickson,	Mr. Smart,	
Mr. Rusden,	Mr. Hannell,	
Mr. Raper,	Mr. Morris,	
Mr. Redman,	Mr. Buchanan,	
Mr. Holt,	Mr. T. Garrett,	
Mr. Mate,		

4. Bridge over the Namoi River :—Mr. Rusden presented a Petition from certain Residents on the Namoi River, praying for the Erection of a Bridge over that River.  
Petition received.
5. The Chinese :—Mr. Sutherland presented a Petition from certain Inhabitants of Paddington Electorate, against the Immigration of Chinese, and their admission to the Gold Fields.  
Petition received.
6. Mr. James Torpy :—Mr. Wilson moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House :—
  - (1.) A Copy of the Warrant for the apprehension of James Torpy.
  - (2.) A Copy of the sworn Testimony upon which said Warrant was granted.
  - (3.) Copies of all Communications either by Letter or Telegram that have passed between the Government and any of its Officers concerning the apprehension of the said James Torpy.
 Debate ensued.  
Question put and passed.
7. Motions Withdrawn :—
  - (1.) Mr. Hart, on behalf of Mr. Holroyd, withdrew the motions standing in the name of Mr. Holroyd, Nos. 4 and 5 on the Notice Paper for to-day.
  - (2.) Mr. T. Garrett, on behalf of Mr. J. Garrett, withdrew the motion standing in the name of Mr. J. Garrett, No. 6 on the Notice Paper for to-day.
8. Church and School Lands Bill :—Mr. Wilson moved, pursuant to notice, for leave to bring in a Bill to remove any doubts that may exist as to the so-called Church and School Lands being Waste Lands of the Crown.  
Debate ensued.  
Question put and passed ; Ordered, that the Mover and Seconder prepare and bring in the Bill.
9. Extension of Railroads :—Mr. Holt moved, pursuant to notice,—
  - (1.) That the extension of Railroads into the Interior by locomotive or horse traction is a question of vital importance to the prosperity of the Colony, and that, in the opinion of this House, the Government should forthwith submit their plans (if they have formed any) for the approval of this House, and before the Estimates therefor are considered.
  - (2.) That the answer of the Secretary for Public Works, to Mr. Holt's question, on the 12th September, If it is the intention of the Government to propose any measure to "this House for the extension of Railroads, by horse or locomotive traction ; and if so, on what day," which was to the effect, "That all particulars with regard to the contemplated Railway would be found in the Estimates, which would shortly be laid on the Table of the House," is not satisfactory.
 Debate ensued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 25 SEPTEMBER, 1861. A.M.

Motion by leave withdrawn.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, SEPTEMBER 25.

### GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

### ORDERS OF THE DAY :—

1. Police Regulation Bill ; second reading.
2. Sale of Liquors General Licensing Bill ; to be considered in Committee.
3. Chinese Immigrants Regulation and Restriction Bill ; second reading.
4. Gold Fields Bill reported ; adoption of Report.

OTHER

## OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LEWIS to move, That a copy of the Report of the Marine Surveyor, on the state of the Entrance into Lake Macquarie, be laid upon the Table of this House.

## Questions:—

1. MR. DRIVER to ask THE COLONIAL SECRETARY,—  
(1.) If the Government are aware that a number of persons were, on Monday last, prevented by the Bailiff, acting under the orders of Mr. Moore, from playing at Cricket in the Outer Domain?  
(2.) Has Mr. Moore received any, and what instructions from the Government upon this subject?  
(3.) Do the Government intend to prevent the game of Cricket being played in the Domain?
2. MR. HOSKINS to ask THE COLONIAL TREASURER,—Whether the Government intend to charge the duty of 2s. 6d. per ounce upon New Zealand Gold, when exported from this Colony?
3. MR. LEARY to ask THE COLONIAL SECRETARY,—When will the Statutes of the Colony be published?
4. MR. BURNS to ask THE COLONIAL SECRETARY,—Whether any, and if any, what objections now exist to the immediate issue to the Maitland Road Trust, of all the sums granted by Parliament for the repair of Roads connected with that Trust?
5. MR. RUSDEN to ask THE COLONIAL SECRETARY,—  
(1.) What amount of Fees was paid to each of the Barristers prosecuting for the Crown during the late Criminal Courts in the Northern, Southern, and Western Circuits?  
(2.) In what way, or on what particular business, has the Attorney General been engaged that prevented him from acting as Crown Prosecutor at one of these Circuits?  
(3.) Under what head in the Estimates is provision made for Fees to prosecuting Barristers doing the work which more properly belongs to the Attorney and Solicitor General?  
(4.) When do the Government intend to appoint a Solicitor General?

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THURSDAY, SEPTEMBER 26.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.
2. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House,—  
(1.) Copies of all Correspondence of the Executive Government with any person or persons, having reference to the appointment of Twenty-one Members to the Legislative Council in May last, none of whom have since been appointed.  
(2.) All Minutes of the Executive Council having reference to the same subject.

## Questions:—

1. MR. DANGAR to ask THE COLONIAL SECRETARY,—Have the District Surveyors on the Namoi and Barwin Rivers reported on the Crossing-place at Queen Polly and other Creeks from the Willow Tree to Fort Bourke; and if a reply will be given by the Secretary for Lands to an application made by Mr. Dangar in 1860?
2. MR. DANGAR to ask THE COLONIAL SECRETARY,—If it is the intention of the Government to place on the Estimates for 1862, a sum of money for the Repairs of the Breeza Crossing-place, Liverpool Plains; or whether the sum applied for will be granted this year, and expended as suggested?
3. MR. BURNS to ask THE COLONIAL SECRETARY,—  
(1.) Whether the Government are aware that the Court-house at West Maitland is too small to afford proper accommodation either for the ordinary Police business of the Town, or for the District Court; and that the last Sittings of the latter Court were held in the Hall of the School of Arts?  
(2.) Whether it is the intention of the Government to erect, at West Maitland, a Court adequate to the requirements of the Town and District; and if so, when?

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FRIDAY, SEPTEMBER 27.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.
2. Governor's Salary Bill; third reading.

## NOTICES OF MOTION:—

1. MR. FORSTER to move, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.
2. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
(1.) A Return of the number of Blankets issued annually by the Government for the use of the Aborigines of this Colony, for the last five years.

(2.)

- (2.) The names of the Police Districts, the number of Blankets annually distributed in each for five years, giving dates, and when despatched from Sydney each year, with date of arrival at their destination.
- (3.) Return of the Blankets purchased in the Colony, or imported, for the Aborigines, for the last five years, stating the cost in each case.
3. MR. ALLEN to move,—
- (1.) That a copy of the Specifications issued for making the Steam Crane at Newcastle, dated 18th July, 1860, be laid upon the Table of this House.
- (2.) Also copies of all Correspondence between Mr. Moriarty and Messrs. P. N. Russell and Co., relating thereto.
4. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
5. MR. MACLEAY to move, That the Wagga Wagga Bridge Company's Bill be referred to a Select Committee; such Committee to consist of Messrs. Hay, Mate, Morris, Lord, Egan, Wilson, and the Mover.
6. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.
7. MR. DALGLEISH to move, That the Papers laid upon the Table, on the 12th September instant, by the Colonial Treasurer, in reference to the Pilot Board, be printed.
8. MR. SUTHERLAND to move, That the Petition presented by him, on the 24th instant, from about 500 of the Inhabitants of the Electorate of Paddington, praying that this House would pass such measures as would restrict the Immigration of Chinese to this Colony, and prevent their digging for Gold on our Gold Fields, be printed.
9. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.
10. MR. LUCAS to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.
- (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.
11. MR. LUCAS to move, That the Petition presented by him on the 17th September, from 825 residents in the Electorate of Canterbury, be printed.
12. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.

*Questions :—*

1. MR. ALLEN to ask THE COLONIAL TREASURER,—
- (1.) If the Duties payable in this Colony, on goods coming into it, are charged on goods coming overland from Victoria?
- (2.) Have any steps been taken to collect the £49,000, said to have been due to the Government on the 1st of January last, from the Corporation of Sydney?
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) Have the Government sent out of the Colony for the manufacture or supply of Steam Cranes?
- (2.) Did the Government take any steps to obtain the relative cost of Colonial-made and Imported Steam Cranes by advertising for Tenders for such work, or otherwise?

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TUESDAY, OCTOBER 1.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.

2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping, discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
7. MR. ATKINSON to move for leave to bring in a Bill to authorise the Government to dispose of the flock of Alpacas, Llamas, &c., now depasturing at Arthursleigh.
8. MR. DALGLEISH to move, That the Petition presented by him, on the 20th September, from certain Residents of the Glebe and Balmain, against the continuance of Chinese Immigration to this Colony, be printed.

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WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.

ORDER OF THE DAY:—

1. Customs Bill; second reading.

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FRIDAY, OCTOBER 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
2. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.

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TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.

2. MR. DALGLEISH to move,—
- (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—
- (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
5. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*

No. 14.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 25 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Sale of Liquors General Licensing Bill :—Mr. Holroyd presented the undermentioned Petitions, praying that, in the consideration of this Bill, provision may be made for the unrestricted Sale of Wines made in the Colony :—  
(1.) From the Members of the Hunter River Vineyard Association.  
(2.) From certain Farmers, Winegrowers, Storekeepers, and others, in the Hunter River District.  
Petitions received.
2. Maitland and Morpeth Railway Company's Bill :—Mr. Windeyer presented a Petition from the Chairman and Vice-Chairman of the Provisional Committee of the Maitland and Morpeth Railway Company, for leave to introduce a Bill to Incorporate the said Company.  
(*The said Petition recited, in accordance with the 62nd Standing Order, that the prescribed Notice had been given of the general objects of, and the intention to apply for, such Bill; but the Government Gazette and Newspapers, referred to as containing such notice, were not produced.*)  
Petition received.
3. Motion withdrawn :—Mr. Arnold withdrew the motion standing in his name, No. 1, on the Notice Paper of Government Business for to-day.
4. Postponements :—  
(1.) The Order of the Day for the second reading of the Police Regulation Bill postponed, on motion of Mr. Cowper, until this day week.  
(2.) The Order of the Day for the consideration in Committee of the Sale of Liquors General Licensing Bill postponed, on motion of Mr. Cowper, until the Order of the Day for the adoption of the Report on the Gold Fields Bill shall have been disposed of.
5. Chinese Immigrants Regulation and Restriction Bill, on motion of Mr. Cowper, read a second time.  
Whereupon, on motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill with amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time to-morrow.
6. Adjournment :—Mr. Cowper moved, That this House do now adjourn until " Three " o'clock to-morrow.  
Mr. Morris moved, That the Question be amended by the omission of the word " Three," with a view to the insertion in its place of the word " Seven."  
Question put,—That the word proposed to be omitted stand part of the Question.  
The House divided.

Ayes, 12.

Mr. Cowper,	Mr. Laycock,	} Tellers.
Mr. Hoskins,	Mr. Dangar,	
Mr. Morrice,	Mr. Rusden,	
Mr. Lucas,	Mr. Forster,	
Mr. Sadleir,	Mr. Burns,	
Mr. Love,	Mr. T. Garrett,	

Noes, 14.

Mr. Weekes,	Mr. Lewis,	} Tellers.
Mr. Arnold,	Mr. Walker,	
Mr. Harpur,	Mr. Hay,	
Mr. Wilson,	Mr. Driver,	
Mr. Sutherland,	Mr. Wisdom,	
Mr. Caldwell,	Mr. Bell,	
Mr. Dalgleish,	Mr. Morris,	

Question

Question put,—That the word proposed to be inserted in the place of the word omitted, be so inserted.

The House divided.

Ayes, 19.

Mr. Cowper,	Mr. Lewis,	} Tellers.
Mr. Arnold,	Mr. Harpur,	
Mr. Weekes,	Mr. Sutherland,	
Mr. Morrice,	Mr. Hay,	
Mr. Wilson,	Mr. Bell,	
Mr. Caldwell,	Mr. Driver,	
Mr. Love,	Mr. Wisdom,	
Mr. Laycock,	Mr. T. Garrett,	
Mr. Dalgleish,	Mr. Morris,	
Mr. Walker,		

Noes, 7.

Mr. Forster,	} Tellers.
Mr. Hoskins,	
Mr. Rusden,	
Mr. Sadleir,	
Mr. Dangar,	
Mr. Lucas,	
Mr. Burns,	

Question then put,—That this House do now adjourn until Seven o'clock To-morrow.

The House divided.

Ayes 19.

Mr. Cowper,	Mr. Harpur,	} Tellers.
Mr. Weekes,	Mr. Sutherland,	
Mr. Arnold,	Mr. Morris,	
Mr. T. Garrett,	Mr. Hay,	
Mr. Caldwell,	Mr. Bell,	
Mr. Love,	Mr. Driver,	
Mr. Laycock,	Mr. Wisdom,	
Mr. Dalgleish,	Mr. Morrice,	
Mr. Walker,	Mr. Wilson,	
Mr. Lewis,		

Noes 7.

Mr. Forster,	} Tellers.
Mr. Hoskins,	
Mr. Rusden,	
Mr. Sadleir,	
Mr. Dangar,	
Mr. Burns,	
Mr. Lucas,	

Whereupon, the Speaker left the Chair, and the House stood adjourned, at one minute before Twelve o'clock, until To-morrow at Seven o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, SEPTEMBER 26.

### GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Chinese Immigrants Regulation and Restriction Bill; third reading.
2. Gold Fields Bill reported; adoption of Report.
3. Sale of Liquors General Licensing Bill; to be considered in Committee.

### OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.
2. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House,—
  - (1.) Copies of all Correspondence of the Executive Government with any person or persons, having reference to the appointment of Twenty-one Members to the Legislative Council in May last, none of whom have since been appointed.
  - (2.) All Minutes of the Executive Council having reference to the same subject.
3. MR. FORSTER to move, That the Petition of the Farmers, Winegrowers, Storekeepers, and others, in the Hunter River District, presented by Mr. Holroyd, on the 25th September, be printed.
4. MR. FORSTER to move, That the Petition of the Members of the Hunter River Vineyard Association, presented by Mr. Holroyd, on the 25th September, be printed.
5. MR. WINDEYER to move for leave to bring in a Bill to incorporate a Company to be called the Maitland and Morpeth Railway Company.

### Questions:—

1. MR. DANGAR to ask THE COLONIAL SECRETARY,—Have the District Surveyors on the Namoi and Barwin Rivers reported on the Crossing-place at Queer Polly and other Creeks from the Willow Tree to Fort Bourke; and if a reply will be given by the Secretary for Lands to an application made by Mr. Dangar in 1860?
2. MR. DANGAR to ask THE COLONIAL SECRETARY,—If it is the intention of the Government to place on the Estimates for 1862, a sum of money for the Repairs of the Breeza Crossing-place, Liverpool Plains; or whether the sum applied for will be granted this year, and expended as suggested?
3. MR. BURNS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Government are aware that the Court-house at West Maitland is too small to afford proper accommodation either for the ordinary Police business of the Town, or for the District Court; and that the last Sittings of the latter Court were held in the Hall of the School of Arts?
  - (2.) Whether it is the intention of the Government to erect, at West Maitland, a Court adequate to the requirements of the Town and District; and if so, when?



4. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—When will the remainder of the Returns relating to schools under the Denominational Board of Education, ordered, on the motion of Mr. Plunkett, on November 24, 1858, be laid upon the Table of this House?
5. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—When will the Returns relating to Official Boards of Enquiry, ordered, on the motion of Mr. Cape, on April 10, 1860, be laid upon the Table of this House?
6. MR. FORSTER *to ask* THE COLONIAL SECRETARY,—When will the Return of Properties held by any person or persons in Trust for the use of Denominational Schools, ordered, on the motion of Dr. Lang, on October 16, 1860, be laid upon the Table of this House?
7. MR. MARKHAM *to ask* THE SECRETARY FOR PUBLIC WORKS,—If Mr. Chowne, the Contractor for the woodwork of the Bridge at Bendemeer, has declined to proceed with his contract, in consequence of the damage which the stone piers have sustained during the recent floods?
8. MR. MARKHAM *to ask* THE COLONIAL TREASURER,—If it is the intention of the Government to cause the business of the Telegraph and Post Office respectively to be conducted in the same building, in such towns in the interior as have Telegraphic and Postal communication?
9. MR. HARPUR *to ask* THE COLONIAL TREASURER,—What is the total amount paid by the Government to the Commercial Agents, Messrs. Willis, Merry, and Co., since the 26th October, 1860, for the purchase of Railway Plant and other articles for the Government?

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FRIDAY, SEPTEMBER 27.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.
2. Governor's Salary Bill; third reading.

NOTICES OF MOTION:—

1. MR. FORSTER to move, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.
2. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Return of the number of Blankets issued annually by the Government for the use of the Aborigines of this Colony, for the last five years.
  - (2.) The names of the Police Districts, the number of Blankets annually distributed in each for five years, giving dates, and when despatched from Sydney each year, with date of arrival at their destination.
  - (3.) Return of the Blankets purchased in the Colony, or imported, for the Aborigines, for the last five years, stating the cost in each case.
3. MR. ALLEN to move,—
  - (1.) That a copy of the Specifications issued for making the Steam Crane at Newcastle, dated 18th July, 1860, be laid upon the Table of this House.
  - (2.) Also copies of all Correspondence between Mr. Moriarty and Messrs. P. N. Russell and Co., relating thereto.
4. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
5. Mr. MACLEAY to move, That the Wagga Wagga Bridge Company's Bill be referred to a Select Committee; such Committee to consist of Messrs. Hay, Mate, Morris, Lord, Egan, Wilson, and the Mover.
6. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.
7. MR. DALGLEISH to move, That the Papers laid upon the Table, on the 12th September instant, by the Colonial Treasurer, in reference to the Pilot Board, be printed.
8. MR. SUTHERLAND to move, That the Petition presented by him, on the 24th instant, from about 500 of the Inhabitants of the Electorate of Paddington, praying that this House would pass such measures as would restrict the Immigration of Chinese to this Colony, and prevent their digging for Gold on our Gold Fields, be printed.
9. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.

10. MR. LUCAS to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.
  - (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.
11. MR. LUCAS to move, That the Petition presented by him on the 17th September, from 825 residents in the Electorate of Canterbury, be printed.
12. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.
13. MR. FORSTER to move, That there be laid upon the Table of this House,—
  - (1.) A Copy of any Agreement, Letter, or Memorandum, by virtue of which Messrs. W. Dean and Co. have been appointed Agents to the Government for the Sale of Public Lands.
  - (2.) A Return, showing the Terms upon which Messrs. W. Dean and Co. have undertaken the Agency in question.

*Questions :—*

1. MR. ALLEN to ask THE COLONIAL TREASURER,—
  - (1.) If the Duties payable in this Colony, on goods coming into it, are charged on goods coming overland from Victoria?
  - (2.) Have any steps been taken to collect the £49,000, said to have been due to the Government on the 1st of January last, from the Corporation of Sydney?
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Have the Government sent out of the Colony for the manufacture or supply of Steam Cranes?
  - (2.) Did the Government take any steps to obtain the relative cost of Colonial-made and Imported Steam Cranes by advertising for Tenders for such work, or otherwise?

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TUESDAY, OCTOBER 1.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
7. MR. ATKINSON to move for leave to bring in a Bill to authorise the Government to dispose of the flock of Alpacas, Llamas, &c., now depasturing at Arthursleigh.

8. MR. DALGLEISH to move, That the Petition presented by him, on the 20th September, from certain Residents of the Glebe and Balmain, against the continuance of Chinese Immigration to this Colony, be printed.
9. MR. HART to move, That the Petition, presented by him on the 24th September, from Mr. N. L. Kentish, be printed.
10. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Copy of all the Correspondence which has taken place between the Secretary for Public Works and Mr. Edward Bell, Civil Engineer, relative to his Inventions and Improvements in Railways and Tramways.
  - (2.) Also, a Copy of the Reports, if any, of the Engineer-in-Chief for Railways upon the same.

*Question :—*

1. MR. EGAN to ask THE COLONIAL TREASURER,—In the event of the Government determining that wharfage should be charged at Eden, will wharfage be charged on Colonial produce shipped to this port, or on supplies shipped from the port of Sydney for consumption in the interior?

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WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.
3. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

ORDERS OF THE DAY :—

1. Customs Bill; second reading.
2. Police Regulation Bill; second reading.

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THURSDAY, OCTOBER 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

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FRIDAY, OCTOBER 4.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
2. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.

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TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.
2. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.

3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—
- (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
5. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*

No. 15.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

THURSDAY, 26 SEPTEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Cowper laid upon the Table the Governor's Commission and Instructions.  
Ordered to be printed.
  2. Chinese Immigrants Regulation and Restriction Bill:—Mr. Cowper moved, That this Bill be now read a third time.  
Debate ensued.  
Question put and passed,—  
And Bill read a third time and passed.  
Mr. Cowper then moved, That the title of this Bill be "*An Act to regulate and restrict the Immigration of Chinese.*"  
Question put and passed.  
Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council with the following Message:—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to regulate and restrict the Immigration of Chinese,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,  
Sydney, 26th September, 1861.* Speaker.
- Question put and passed.
3. Gold Fields Bill:—Mr. Cowper moved, "That" the Report from the Committee of the Whole House, on this Bill, be now adopted.  
Mr. Weekes moved, That the question be amended by the omission of all the words following the word "That," with a view to the insertion in their place of the words, "the Bill be re-committed, in order to the further consideration of Clause 16."  
Debate ensued.  
Question put, That the words proposed to be omitted stand part of the question.  
The House divided.
- | Ayes 11.     | Noes 25.        |
|--------------|-----------------|
| Mr. Sadleir, | Mr. Cowper,     |
| Mr. Lucas,   | Mr. Stewart,    |
| Mr. Redman,  | Mr. Weekes,     |
| Mr. Terry,   | Mr. Sutherland, |
| Mr. Harpur,  | Mr. Burns,      |
| Mr. Rusden,  | Mr. Caldwell,   |
| Mr. Mate,    | Mr. Bell,       |
| Mr. Hoskins, | Mr. Allen,      |
| Mr. Forster, | Mr. Dalglish,   |
| Mr. Lewis,   | Mr. Piddington, |
| Mr. Wilson,  | Mr. Hart,       |
| } Tellers.   | Mr. Dickson,    |
|              | Mr. Markham,    |
|              | Mr. Lackey,     |
|              | Mr. Driver,     |
|              | Mr. Buchanan,   |
|              | Mr. Dangar,     |
|              | Mr. Hannell,    |
|              | Mr. Morrice,    |
|              | Mr. Wisdom,     |
|              | Mr. Laycock,    |
|              | Mr. Love,       |
|              | Mr. Cunneen,    |
|              | Mr. T. Garrett, |
|              | Mr. Walker,     |
|              | } Tellers.      |

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

Question, then,—That the Bill be now recommitted, in order to the further consideration of Clause 16,—put and passed.

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

The

The Chairman having reported the Bill, with further amendments, Mr. Cowper moved, "That" this Report be now adopted.

Mr. Weekes moved, That the Question be amended by the omission of all the words following the word "That," with a view to the insertion in their place of the words, "the Bill be recommitted, in order to the further consideration of Clause 2, and the insertion of a new clause."

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

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

Question, then,—That the Bill be recommitted, in order to the further consideration of Clause 2, and the insertion of a new clause,—put and passed.

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

The Chairman having reported the Bill, with further amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time to-morrow.

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

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, SEPTEMBER 27.

### OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.
2. Governor's Salary Bill; third reading.

### NOTICES OF MOTION:—

1. MR. FORSTER to move, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.
2. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Return of the number of Blankets issued annually by the Government for the use of the Aborigines of this Colony, for the last five years.
  - (2.) The names of the Police Districts, the number of Blankets annually distributed in each for five years, giving dates, and when despatched from Sydney each year, with date of arrival at their destination.
  - (3.) Return of the Blankets purchased in the Colony, or imported, for the Aborigines, for the last five years, stating the cost in each case.
3. MR. ALLEN to move,—
  - (1.) That a copy of the Specifications issued for making the Steam Crane at Newcastle, dated 18th July, 1860, be laid upon the Table of this House.
  - (2.) Also copies of all Correspondence between Mr. Moriarty and Messrs. P. N. Russell and Co., relating thereto.
4. MR. STEWART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.
5. MR. MACLEAY to move, That the Wagga Wagga Bridge Company's Bill be referred to a Select Committee; such Committee to consist of Messrs. Hay, Mate, Morris, Lord, Egan, Wilson, and the Mover.
6. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sabbath duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.
7. MR. DALGLEISH to move, That the Papers laid upon the Table, on the 12th September instant, by the Colonial Treasurer, in reference to the Pilot Board, be printed.
8. MR. SUTHERLAND to move, That the Petition presented by him, on the 24th instant, from about 500 of the Inhabitants of the Electorate of Paddington, praying that this House would pass such measures as would restrict the Immigration of Chinese to this Colony, and prevent their digging for Gold on our Gold Fields, be printed.

9. MR. LUCAS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.
10. MR. LUCAS to move,—  
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the State and Management of the Sydney Benevolent Society.  
 (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Weekes, Mr. Dickson, and the Mover.
11. MR. LUCAS to move, That the Petition presented by him on the 17th September, from 825 residents in the Electorate of Canterbury, be printed.
12. MR. DANGAR to move, That for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.
13. MR. FORSTER to move, That there be laid upon the Table of this House,—  
 (1.) A Copy of any Agreement, Letter, or Memorandum, by virtue of which Messrs. W. Dean and Co. have been appointed Agents to the Government for the Sale of Public Lands.  
 (2.) A Return, showing the Terms upon which Messrs. W. Dean and Co. have undertaken the Agency in question.
14. MR. CUNNEEN to move,—  
 (1.) That a Select Committee be appointed to take evidence and report upon the "Bill to amend the Richmond Bridge Company's Act of 1857."  
 (2.) That such Committee consist of the following Members:—Mr. Hay, Mr. Wilson, Mr. Gray, Mr. Dangar, Mr. Piddington, Mr. Hannell, Mr. Burns, Mr. Driver, Mr. Terry, and the Mover.
15. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.
16. MR. FORSTER to move, That the Petition of the Farmers, Winegrowers, Storekeepers, and others, in the Hunter River District, presented by Mr. Holroyd, on the 25th September, be printed.
17. MR. FORSTER to move, That the Petition of the Members of the Hunter River Vineyard Association, presented by Mr. Holroyd, on the 25th September, be printed.
18. MR. WINDEYER to move for leave to bring in a Bill to incorporate a Company to be called the Maitland and Morpeth Railway Company.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Gold Fields Bill; third reading.
2. Sale of Liquors General Licensing Bill; to be considered in Committee.

Questions:—

1. MR. ALLEN to ask THE COLONIAL TREASURER,—  
 (1.) If the Duties payable in this Colony, on goods coming into it, are charged on goods coming overland from Victoria?  
 (2.) Have any steps been taken to collect the £49,000, said to have been due to the Government on the 1st of January last, from the Corporation of Sydney?
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) Have the Government sent out of the Colony for the manufacture or supply of Steam Cranes?  
 (2.) Did the Government take any steps to obtain the relative cost of Colonial-made and Imported Steam Cranes by advertising for Tenders for such work, or otherwise?
3. MR. HARPUR to ask THE COLONIAL TREASURER,—What is the total amount paid by the Government to the Commercial Agents, Messrs. Willis, Merry, and Co., since the 26th October, 1860, for the purchase of Railway Plant and other articles for the Government?
4. MR. DICKSON to ask THE COLONIAL TREASURER,—  
 (1.) What progress has been made in preparing the following Returns, ordered by this House on 7th February, 1860; shewing,—  
 (1.) The way in which all sums of money voted by this House, under the heads of Allowances, Contingencies, Incidental Expenses, Special and Miscellaneous Services, since the introduction of Responsible Government, have been expended.  
 (2.) That such Return shall show, in detail, the manner in which each vote, under the above heads, has been expended.  
 (3.) When the expenditure has been more or less than the sum voted, how the balance has been appropriated or provided?  
 (2.) Will the Government lay them on the Table of this House, as far as they are prepared; and if so, when?

TUESDAY,

TUESDAY, OCTOBER 1.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.
  - (2.) That such Committee consist of the following Members :—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
  - (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
7. MR. ATKINSON to move for leave to bring in a Bill to authorise the Government to dispose of the flock of Alpacas, Llamas, &c., now depasturing at Arthursleigh.
8. MR. DALGLEISH to move, That the Petition presented by him, on the 20th September, from certain Residents of the Glebe and Balmain, against the continuance of Chinese Immigration to this Colony, be printed.
9. MR. HART to move, That the Petition, presented by him on the 24th September, from Mr. N. L. Kentish, be printed.
10. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Copy of all the Correspondence which has taken place between the Secretary for Public Works and Mr. Edward Bell, Civil Engineer, relative to his Inventions and Improvements in Railways and Tramways.
  - (2.) Also, a Copy of the Reports, if any, of the Engineer-in-Chief for Railways upon the same.
11. MR. LEWIS to move, That the Report of the Marine Surveyor, on the state of the entrance into Lake Macquarie, be laid upon the Table of this House.
12. MR. LACKEY to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. F. W. Birmingham, Surveyor, for compensation for breach of contract by the Government.
  - (2.) That such Committee consist of the following Members :—Messrs. Rusden, Cunneen, Shepherd, Hay, Forster, Hoskins, Walker, Bell, and the Mover.

## Questions :—

1. MR. EGAN to ask THE COLONIAL TREASURER,—In the event of the Government determining that wharfage should be charged at Eden, will wharfage be charged on Colonial produce shipped to this port, or on supplies shipped from the port of Sydney for consumption in the interior?
2. MR. MORRICE to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Why a Toll-gate is now being erected for the purpose of levying Tolls on the Southern Road, within the boundary of the Town of Berrima; and why was not a Site selected outside of the Town, as has been adopted in every other case on the Southern Road?
  - (2.) Why was not the Petition of the Inhabitants of the Town of Berrima, and its neighbourhood, against the Site upon which the Gate is now being erected, complied with?
  - (3.) Is it the intention of the Government to alter the Site, and place the Gate in the position petitioned for by the Inhabitants; by which course, a much larger traffic and revenue would be secured?



3. MR. LACKEY to ask THE COLONIAL SECRETARY,—If any and what steps will be taken by the Government relative to the Petitions received by them, for and against the Incorporation of the Town of Parramatta?
4. MR. LACKEY to ask THE COLONIAL SECRETARY,—If the Government lay it down as a rule, that all persons, through whose enclosed lands public roads may be proclaimed, will be remunerated for the expense incurred in fencing off said road?

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WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.
3. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

ORDERS OF THE DAY:—

1. Customs Bill; second reading.
2. Police Regulation Bill; second reading.

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THURSDAY, OCTOBER 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

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FRIDAY, OCTOBER 4.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
2. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.

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TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.
2. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush, since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the

the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.

- (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
5. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.
6. MR. HOSKINS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of all the Correspondence which has taken place between the Executive Government and Messrs. Parkes and Dalley, and any other persons, relative to the appointment of Emigration Lecturers.
- (2.) Copies of any and all Correspondence between the Governor and the Executive relative to the same.
- (3.) Copies of all Letters of Instruction from the Government to these Gentlemen; and also copies of any Letters of Introduction, if any, with which these Gentlemen have been furnished.

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FRIDAY, OCTOBER 11.

*Ordered*, That there be a Call of the House to-day.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

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TUESDAY, NOVEMBER 12.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. RUSDEN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House,—
- (1.) Copies of all Correspondence of the Executive Government with any person or persons, having reference to the appointment of Twenty-one Members to the Legislative Council in May last, none of whom have since been appointed.
- (2.) All Minutes of the Executive Council having reference to the same subject.

T. A. MURRAY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 27 SEPTEMBER, 1861.

- 1. The House met pursuant to adjournment; the Speaker took the Chair.  
Drainage Promotion Bill :—Mr. Sadleir presented a Petition from certain Inhabitants of Miller's Forest, in the District of Raymond Terrace, praying for the introduction of certain amendments into this Bill.  
Petition received.
- 2. Postponement :—The Order of the Day for the consideration in Committee of the Drainage Promotion Bill postponed, on motion of Mr. Buchanan, until this day week.
- 3. Governor's Salary Bill :—Mr. Hoskins moved, That this Bill be now read a third time.  
Debate ensued.  
Question put.  
The House divided.

Ayes, 34.		Noes, 7.	
Capt. Moriarty,	Mr. Redman,	Mr. Cowper,	} Tellers.
Mr. Rusden,	Mr. Allen,	Mr. Smart,	
Mr. Weekes,	Mr. Burns,	Mr. Morrice,	
Mr. Alexander,	Mr. Dangar,	Mr. Hay,	
Mr. Dalgleish,	Mr. Gray,	Mr. Bell,	
Mr. Sadleir,	Mr. Dick,	Mr. T. Garrett,	
Mr. Lewis,	Mr. Hoskins,	Mr. Morris,	
Mr. Sutherland,	Mr. Leary,		
Mr. Cunneen,	Mr. Piddington,		
Mr. Stewart,	Mr. Driver,		
Mr. Wilson,	Mr. Buchanan,		
Mr. Harpur,	Mr. Dickson,		
Mr. Shepherd,	Mr. Forster,		
Mr. Markham,	Mr. Daniel,		
Mr. Terry,	Mr. Wisdom,		
Mr. Macleay,	Mr. Lucas,		
Mr. Holt,	Mr. Hannell,		

Bill read a third time, and passed.  
Mr. Hoskins then moved, That the Title of this Bill be, " *An Act to amend the Law relating to the Salary of every future Governor.*"  
Question put and passed.  
Whereupon, Mr. Hoskins moved, That this Bill be carried to the Legislative Council, with the following Message :—

MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, " *An Act to amend the Law relating to the Salary of every future Governor,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
*Sydney, 27th September, 1861.* Speaker.

Question put and passed.  
4. Tanners and Carriers :—Mr. Forster moved, pursuant to notice, That the Petition from Mary Louisa Watt, presented by him on the 13th September, be printed.  
Question put and passed.  
Ordered to be printed.

5. Blankets for the Aborigines:—Mr. Dangar moved, pursuant to *amended* notice, That there be laid upon the Table of this House,—
- (1.) A Return of the number of Blankets issued annually by the Government for the use of the Aborigines of this Colony, for the last five years.
  - (2.) The names of the Police Districts, the number of Blankets annually distributed in each for five years, giving dates, and when despatched from Sydney each year, with date of arrival at their destination.
  - (3.) Return of the Blankets purchased in the Colony, or imported, for the Aborigines, for the last five years, stating the cost in each case.
- Debate ensued.  
Question put and passed.
6. Steam Crane at Newcastle:—Mr. Allen moved, pursuant to notice,—
- (1.) That a copy of the Specifications issued for making the Steam Crane at Newcastle, dated 18th July, 1860, be laid upon the Table of this House.
  - (2.) Also copies of all Correspondence between Mr. Moriarty and Messrs. P. N. Russell and Co., relating thereto.
- Debate ensued.  
Question put and passed.
7. Mrs. Mary Jones:—Mr. Stewart moved, pursuant to *amended* notice, That there be laid upon the Table of this House, Copies of all correspondence having reference to the Contract of J. H. Jones, for carrying the Mails between Sydney and Melbourne during the year 1851.  
Question put and passed.
8. Wagga Wagga Bridge Company's Bill:—Mr. Macleay moved, pursuant to notice, That the Wagga Wagga Bridge Company's Bill be referred to a Select Committee; such Committee to consist of Messrs. Hay, Mate, Morris, Lord, Egan, Wilson, and the Mover.  
Question put and passed.
9. Post Office Returns:—Mr. Dangar moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Return of all the Deputy Postmasters and Postmistresses in the Colony; their present salaries and emoluments, describing each, and dates of appointments; whether in business and of what kind—the number of mails received and despatched on each day and night; describing also the hours of attendance, including Sunday duty—the amount of bonds required and entered into by each Deputy Postmaster and Mistress; and the dates of increase of salary, and amounts, since appointed.  
Debate ensued.  
Question put and passed.
10. Pilot Board:—Mr. Dalgleish moved, pursuant to *amended* notice, That the manuscript Papers laid upon the Table, on the 12th September instant, by the Colonial Treasurer, in reference to the Pilot Board, be printed.  
Question put and passed.  
Ordered to be printed.
11. The Chinese:—Mr. Sutherland moved, pursuant to notice, That the Petition presented by him, on the 24th September, from about 500 of the Inhabitants of the Electorate of Paddington, praying that this House would pass such measures as would restrict the Immigration of Chinese to this Colony, and prevent their digging for Gold on our Gold Fields, be printed.  
Question put and passed.  
Ordered to be printed.
12. Western Road:—Mr. Lucas moved, pursuant to *amended* notice, That there be laid upon the Table of this House, a Return of the average cost per mile in forming, draining, ballasting, and Macadamizing, the Main Western Road, between Penrith, Bathurst, and Mudgee; also, the number of persons employed in surveying or superintending the works on the Great Western Road, between Penrith, Bathurst, and Mudgee; and the salary given to each individual.  
Question put and passed.
13. Benevolent Asylum, Sydney:—Mr. Lucas moved, pursuant to *amended* notice,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into and "report upon the" State and Management of the Sydney Benevolent Asylum.
  - (2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Hay, and the Mover.
- Debate ensued.  
Mr. Wilson moved, That the Question be amended, by the omission of all the words of section (1) after the words "report upon the," with a view to the insertion in their place of the words "adequacy of the provision made for the Destitute, through the "instrumentality of the Sydney Benevolent Society."  
Debate continued.  
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.  
Question,—That the words proposed to be inserted in the place of the words omitted be so inserted,—put and passed.

Question,

Question, then,—

(1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon the adequacy of the provision made for the Destitute through the instrumentality of the Sydney Benevolent Society.

(2.) That such Committee consist of Mr. Sutherland, Mr. Caldwell, Mr. Alexander, Mr. Holt, Mr. Harpur, Mr. Sadleir, Mr. Love, Mr. Driver, Mr. Hay, and the Mover,—

put and passed.

14. Chinese Immigration, Land, and Upper House Bills:—Mr. Lucas moved, pursuant to notice, That the Petition presented by him on the 17th September, from 825 residents in the Electorate of Canterbury, be printed.

Question put and passed.

Ordered to be printed.

15. Government Work in Country Districts:—Mr. Dangar moved, pursuant to notice, "That" for all Government work required to be performed for the Country Districts, Tenders be invited, and notice given in the nearest local newspaper to the respective localities, at least fourteen days before being privately let by the Government Officials; and notice be sent to the Benches of Magistrates for circulation in their districts, so as to give fair competition to parties interested in Government expenditure.

Debate ensued.

Mr. Redman 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,—“for all Government works exceeding Thirty Pounds, and not requiring immediate performance, Tenders shall be invited and notice thereof given, in one or more local public newspapers, for a reasonable time previous to the final acceptance of the most eligible Tender,—and, failing suitable Tender, the Government to use their own discretion.”

Debate continued.

Proposed Amendment by leave withdrawn.

Original Question by leave withdrawn.

The House adjourned, at three minutes before Twelve o'clock, until Tuesday next, at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 1.

### OTHER BUSINESS—NOTICES OF MOTION —

1. MR. MACLEAY to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.
2. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
3. MR. BELL to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.
4. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
5. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
6. MR. DALGLEISH to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.

(2.)

- (2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.
- (3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.
7. Mr. ATKINSON to move for leave to bring in a Bill to authorise the Government to dispose of the flock of Alpacas, Llamas, &c., now depasturing at Arthursleigh.
8. Mr. DALGLEISH to move, That the Petition presented by him, on the 20th September, from certain Residents of the Glebe and Balmain, against the continuance of Chinese Immigration to this Colony, be printed.
9. Mr. HART to move, That the Petition, presented by him on the 24th September, from Mr. N. L. Kentish, be printed.
10. Mr. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) A Copy of all the Correspondence which has taken place between the Secretary for Public Works and Mr. Edward Bell, Civil Engineer, relative to his Inventions and Improvements in Railways and Tramways.
- (2.) Also, a Copy of the Reports, if any, of the Engineer-in-Chief for Railways upon the same.
11. Mr. WINDEYER to move for leave to bring in a Bill to incorporate a Company to be called the Maitland and Morpeth Railway Company.
12. Mr. LEWIS to move, That the Report of the Marine Surveyor, on the state of the entrance into Lake Macquarie, be laid upon the Table of this House.
13. Mr. LACKEY to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. F. W. Birmingham, Surveyor, for compensation for breach of contract by the Government.
- (2.) That such Committee consist of the following Members:—Messrs. Rusden, Cunneen, Shepherd, Hay, Forster, Hoskins, Walker, Bell, and the Mover.
14. Mr. SADLEIR to move,—
- (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the most advantageous mode of extending the means of Internal Communication through the Colony, and to inquire into the present Railway Management.
- (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Alexander, Mr. Burns, Mr. Wilson, Mr. Hay, Mr. Lucas, Mr. Stewart, Mr. Hart, Mr. Sutherland, and the Mover.
15. Mr. FORSTER to move, That there be laid upon the Table of this House,—
- (1.) A Copy of any Agreement, Letter, or Memorandum, by virtue of which Messrs. W. Dean and Co. have been appointed Agents to the Government for the Sale of Public Lands.
- (2.) A Return, showing the Terms upon which Messrs. W. Dean and Co. have undertaken the Agency in question.
16. Mr. CUNNEEN to move,—
- (1.) That a Select Committee be appointed to take evidence and report upon the "Bill to amend the Richmond Bridge Company's Act of 1857."
- (2.) That such Committee consist of the following Members:—Mr. Hay, Mr. Wilson, Mr. Gray, Mr. Dangar, Mr. Piddington, Mr. Hannell, Mr. Burns, Mr. Driver, Mr. Terry, and the Mover.
17. Mr. FORSTER to move, That the Petition of the Farmers, Winegrowers, Storekeepers, and others, in the Hunter River District, presented by Mr. Holroyd, on the 25th September, be printed.
18. Mr. FORSTER to move, That the Petition of the Members of the Hunter River Vineyard Association, presented by Mr. Holroyd, on the 25th September, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Gold Fields Bill; third reading.
2. Sale of Liquors General Licensing Bill; to be considered in Committee.

Questions:—

1. Mr. EGAN to ask THE COLONIAL TREASURER,—In the event of the Government determining that wharfage should be charged at Eden, will wharfage be charged on Colonial produce shipped to this port, or on supplies shipped from the port of Sydney for consumption in the interior?
2. Mr. MORRICE to ask THE SECRETARY FOR PUBLIC WORKS,—

  - (1.) Why a Toll-gate is now being erected for the purpose of levying Tolls on the Southern Road, within the boundary of the Town of Berrima; and why was not a Site selected outside of the Town, as has been adopted in every other case on the Southern Road?
  - (2.) Why was not the Petition of the Inhabitants of the Town of Berrima, and its neighbourhood, against the Site upon which the Gate is now being erected, complied with?
  - (3.) Is it the intention of the Government to alter the Site, and place the Gate in the position petitioned for by the Inhabitants; by which course, a much larger traffic and revenue would be secured?

3. MR. LACKEY to ask THE COLONIAL SECRETARY,—If any and what steps will be taken by the Government relative to the Petitions received by them, for and against the Incorporation of the Town of Parramatta?
4. MR. LACKEY to ask THE COLONIAL SECRETARY,—If the Government lay it down as a rule, that all persons, through whose enclosed lands public roads may be proclaimed, will be remunerated for the expense incurred in fencing off said road?
5. MR. MARKHAM to ask THE SECRETARY FOR PUBLIC WORKS,—If Mr. Chowne, the Contractor for the woodwork of the Bridge at Bendemeer, has declined to proceed with his contract, in consequence of the damage which the stone piers have sustained during the recent floods?

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WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.
3. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

ORDERS OF THE DAY:—

1. Customs Bill; second reading
2. Police Regulation Bill; second reading.

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THURSDAY, OCTOBER 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WREKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

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FRIDAY, OCTOBER 4.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.

NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
2. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
3. MR. FORSTER to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all correspondence between the Executive Government and any person or persons having reference to the contract with Mr. Heritage for clearing the New Line of Road at Liverpool Plains, and of all advertisements or letters inviting Tenders for the same.
  - (2.) A copy of the Accepted Tender for the work aforesaid.
  - (3.) A Return shewing the date of receipt and acceptance of the Tender aforesaid, and specifying all particulars of contract made with Mr. Heritage.
  - (4.) A Return of Tenders rejected for the work aforesaid, specifying in each case the date of receipt and rejection, and all particulars of terms offered.
4. MR. DRIVER to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence that portion of the Sydney Domain lately used as a Cricket Ground.
5. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September, from certain Inhabitants of Major's Creek, be printed.

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TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.

2. MR. DALGLEISH to move,—  
 (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.  
 (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
 (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush, since 1850.  
 (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.  
 (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—  
 (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.  
 (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
5. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.
6. MR. HOSKINS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
 (1.) Copies of all the Correspondence which has taken place between the Executive Government and Messrs. Parkes and Dalley, and any other persons, relative to the appointment of Emigration Lecturers.  
 (2.) Copies of any and all Correspondence between the Governor and the Executive relative to the same.  
 (3.) Copies of all Letters of Instruction from the Government to these Gentlemen; and also copies of any Letters of Introduction, if any, with which these Gentlemen have been furnished.

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FRIDAY, OCTOBER 11.

*Ordered*, That there be a Call of the House to-day.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY

*Speaker.*



No. 17.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY



TUESDAY, 1 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Bridge at Gundagai:—Mr. Macleay presented a Petition from certain Inhabitants of Gundagai, Tumut, Adelong, and the surrounding Districts, representing the great want of and expediency of erecting a Bridge over the Murrumbidgee River at Gundagai.  
 Petition received.
2. Wagga Wagga Bridge Company's Bill:—Mr. Macleay presented a Petition from certain Inhabitants of Gundagai, Tumut, Adelong and the surrounding Districts, against the passing of this Bill without certain provisions set forth in the said Petition.  
 Petition received, and referred to the Select Committee on the Bill.
3. Road between Bark Huts and Bankstown:—Mr. Atkinson presented a Petition from certain landholders, householders, and others, in the vicinity of Bankstown, representing the bad state of the Great South Road between the Bark Huts and Bankstown.  
 Petition received.
4. Bridge at Gundagai:—Mr. Macleay moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause a sum of money not exceeding £10,000 to be placed on the Estimates for the year 1862, for the erection of a Bridge over the Murrumbidgee at Gundagai.  
 Debate ensued.  
 (*Interruption.*)
5. Nominations for Life to the Legislative Council:—The following Message from His Excellency the Governor received and read:—  

JOHN YOUNG,  
Governor.

*Message, No. 1.*

His Excellency the Governor will have the honor to lay before the Legislative Assembly, in reply to the Address of the 17th ultimo, the documents with reference to the Nominations for life to the Legislative Council, with the exception of such as, in view to the public interest and the confidence which should subsist on similar occasions, it is deemed inexpedient to make public.

*Government House,  
Sydney, 1st October, 1861.*

Ordered to be printed.
6. Bridge at Gundagai:—The Debate on this Question, interrupted by the Message recorded in entry 5 above, resumed.  
 Motion by leave withdrawn.
7. Church and School Lands Bill:—Mr. Wilson having presented this Bill, Bill, intituled, "A Bill to remove any doubts that may exist as to the Church and School Lands being Waste Lands of the Crown," read a first time.  
 Ordered to be printed, and read a second time on Friday, 11th October.
8. Motion Withdrawn:—Mr. Lucas withdrew the motion standing in his name, No. 2 on the Notice Paper for to-day.

9. Queen's Plate:—Mr. Bell moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.  
Debate ensued.  
Question put.  
The House divided.

Ayes, 20.

Capt. Moriarty,	Mr. Faucett,	} Tellers.
Mr. J. T. Ryan,	Mr. Macleay,	
Mr. Markham,	Mr. T. Garrett,	
Mr. Raper,	Mr. Driver,	
Mr. Cunneen,	Mr. Bell,	
Mr. Mate,	Mr. Lackey,	
Mr. Wilson,	Mr. Smart,	
Mr. Alexander,	Mr. Wisdom,	
Mr. Harpur,	Mr. Atkinson,	
Mr. Shepherd,	Mr. Morris,	

Noes, 12.

Mr. Cowper,	Mr. Dickson,	} Tellers.
Mr. Weekes,	Mr. Dalgleish,	
Mr. Holt,	Mr. Windeyer,	
Mr. Forster,		
Mr. Hart,		
Mr. Lewis,		
Mr. Sadleir,		
Mr. Dangar,		
Mr. Caldwell,		

10. Motions Withdrawn:—Mr. Hart, on behalf of Mr. Holroyd, withdrew the motions standing in the name of Mr. Holroyd, Nos. 4 and 5 on the Notice Paper for to-day.
11. Seamen:—Mr. Dalgleish moved, pursuant to notice,—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed to enquire into and report upon those Acts which regulate the shipping discharging, and lodging of Seamen, and the general condition and management of the Seamen of New South Wales.  
(2.) That such Committee consist of the following Members:—Mr. Sadleir, Mr. Burns, Mr. T. Garrett, Mr. Driver, Mr. Stewart, Mr. Love, Mr. Lewis, Capt. Moriarty, and the Mover.  
(3.) That the Minutes of Evidence and Progress Report of the Committee on Seamen, laid on the Table of this House last Session, be referred to this Committee.  
Debate ensued.  
Question put and passed.
12. The Alpacas:—Mr. Atkinson moved, pursuant to notice, for leave to bring in a Bill to authorize the Government to dispose of the flock of Alpacas, Llamas, &c., now depasturing at Arthursleigh.  
Debate ensued.  
Mr. Forster moved the Previous Question.  
Debate ensued.  
Previous Question put,—That this Question be now put.  
The House divided.

Ayes, 16.

Mr. Morrice,	Mr. Holt,	} Tellers.
Mr. Dickson,	Mr. Daniel,	
Mr. Sadleir,	Mr. Hart,	
Mr. Sutherland,	Mr. Driver,	
Mr. Windeyer,	Mr. Bell,	
Mr. J. T. Ryan,	Mr. Wisdom,	
Mr. Atkinson,	Capt. Moriarty,	
Mr. Hay,	Mr. T. Garrett,	

Noes, 24.

Mr. Cowper,	Mr. Stewart,	} Tellers.
Mr. Weekes,	Mr. Markham,	
Mr. Arnold,	Mr. Dangar,	
Mr. Smart,	Mr. Allen,	
Mr. Raper,	Mr. Caldwell,	
Mr. Terry,	Mr. Cunneen,	
Mr. Mate,	Mr. Lackey,	
Mr. Shepherd,	Mr. Macleay,	
Mr. Dalgleish,	Mr. Hoskins,	
Mr. Love,	Mr. Buchanan,	
Mr. Lewis,	Mr. Forster,	
Mr. Harpur,	Mr. Wilson,	

13. The Chinese:—Mr. Dalgleish moved, pursuant to notice, That the Petition, presented by him on the 20th September, from certain Residents of the Glebe and Balmain, against the continuance of Chinese Immigration to this Colony, be printed.  
Question put and passed.  
Ordered to be printed.
14. Mr. N. L. Kentish:—Mr. Hart moved, pursuant to notice, That the Petition, presented by him on the 24th September, from Mr. N. L. Kentish, be printed.  
Question put and passed.  
Ordered to be printed.
15. Inventions and Improvements in Railways and Tramways:—Mr. Wilson moved, pursuant to amended notice, That there be laid upon the Table of this House,—  
(1.) A Copy of all the Correspondence which has taken place between the Secretary for Public Works and Mr. Edward Bell, Civil Engineer, relative to his Inventions and Improvements in Railways and Tramways.  
(2.) Also, a Copy of the Reports, if any, of the Engineer-in-Chief for Railways upon the same.  
Question put and passed.
16. Maitland and Morpeth Railway Company's Bill:—Mr. Windeyer,—*having now produced the Government Gazette, and the Sydney Morning Herald, and Maitland Ensign, Newspapers, containing notices, for four consecutive weeks in the past month of September, of the intention to apply for this Bill, (See Votes and Proceedings of*  
25th

- 25th ultimo, Entry 2),—moved, pursuant to notice, for leave to bring in a Bill to incorporate a Company to be called the Maitland and Morpeth Railway Company.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
17. Lake Macquarie :—Mr. Lewis moved, pursuant to amended notice, That the Report of the Engineer for Harbors, on the state of the entrance into Lake Macquarie, be laid upon the Table of this House.  
Question put and passed.
18. Maitland and Morpeth Railway Company's Bill :—Mr. Windeyer having presented this Bill, and the Certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue of the Colony, (handed in by Mr. Parkes on the 24th April, 1861, during the late Session of Parliament, when this Bill was originally introduced,) having been produced by the Clerk, Bill intituled, "A Bill to Establish and Incorporate a Company to be called 'The Maitland and Morpeth Railway Company' and to enable the said Company to Construct and Work a Line of Railway between the Port of Morpeth in the Colony of New South Wales and the Great Northern Railway at or near to the Town of Maitland in the said Colony" read a first time.
19. Mr. F. W. Birmingham :—Mr. Lackey moved, pursuant to notice,—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. F. W. Birmingham, Surveyor, for compensation for breach of contract by the Government.  
(2.) That such Committee consist of the following Members :—Messrs. Rusden, Cunneen, Shepherd, Hay, Forster, Hoskins, Walker, Bell, and the Mover.  
Question put and passed.
20. Extension of Internal Communication, and present Railway Management :—Mr. Sadleir moved, pursuant to notice,—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the most advantageous mode of extending the means of Internal Communication through the Colony, and to inquire into the present Railway Management.  
(2.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Alexander, Mr. Burns, Mr. Wilson, Mr. Hay, Mr. Lucas, Mr. Stewart, Mr. Hart, Mr. Sutherland, and the Mover.  
Captain Moriarty moved the previous question.  
Debate ensued.  
Previous question,—That this question be now put,—put and negatived.
21. Appointment of Messrs. W. Dean and Co. as Land Agents :—Mr. Forster moved, pursuant to notice, That there be laid upon the Table of this House,—  
(1.) A Copy of any Agreement, Letter, or Memorandum, by virtue of which Messrs. W. Dean and Co. have been appointed Agents to the Government for the Sale of Public Lands.  
(2.) A Return, showing the Terms upon which Messrs. W. Dean and Co. have undertaken the Agency in question.  
Question put and passed.
22. Richmond Bridge Company's Act Amendment Bill :—Mr. Cunneen moved, pursuant to notice,—  
(1.) That a Select Committee be appointed to take evidence and report upon the "Bill to amend the Richmond Bridge Company's Act of 1857."  
(2.) That such Committee consist of the following Members :—Mr. Hay, Mr. Wilson, Mr. Gray, Mr. Dangar, Mr. Piddington, Mr. Hannell, Mr. Burns, Mr. Driver, Mr. Terry, and the Mover.  
Question put and passed.
23. Sale of Liquors General Licensing Bill :—  
(1.) Mr. Forster moved, pursuant to notice, That the Petition of the Farmers, Winegrowers, Storekeepers, and others, in the Hunter River District, presented by Mr. Holroyd, on the 25th September, be printed.  
Question put and passed.  
Ordered to be printed.  
(2.) Mr. Forster moved, pursuant to notice, That the Petition of the Members of the Hunter River Vineyard Association, presented by Mr. Holroyd, on the 25th September, be printed.  
Question put and passed.  
Ordered to be printed.
24. Gold Fields Bill, on motion of Mr. Cowper, read a third time and passed.  
Mr. Cowper then moved, That the Title of this Bill be "An Act to amend the Laws relating to the Gold Fields."  
Question put and passed.  
Whereupon, Mr. Cowper moved, That this Bill be carried to the Legislative Council, with the following message :—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "An Act to amend the Laws relating to the Gold Fields," presents the same to the Legislative Council for its concurrence.  
Legislative Assembly Chamber,  
Sydney, 1st October, 1861.
- SPEAKER.
- Question put and passed.

25. Postponement:—The Order of the Day for the consideration in Committee of the Sale of Liquors General Licensing Bill postponed, on motion of Mr. Cowper, until To-morrow.  
The House adjourned at Eleven o'clock, until To-morrow, at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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WEDNESDAY, OCTOBER 2.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.
3. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

ORDERS OF THE DAY:—

1. Customs Bill; second reading.
2. Police Regulation Bill; second reading.
3. Sale of Liquors General Licensing Bill; to be considered in Committee.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WINDEYER to move,—
  - (1.) That the Bill to incorporate the Maitland and Morpeth Railway Company be referred to a Select Committee, for their consideration and report.
  - (2.) That such Committee consist of Mr. Wilson, Mr. Morris, Mr. Hoskins, Mr. Hannell, Mr. Arnold, Mr. Lucas, Mr. Buchanan, and the Mover.
  - (3.) That the Minutes of Evidence, taken before the same Committee last Session, be referred to this Committee.

Questions:—

1. MR. DANIEL to ask THE COLONIAL SECRETARY,—
  - (1.) If the office of Surveyor General of the Colony of New South Wales is abolished; if not, is it the intention of the Government to fill up the same?
  - (2.) Whether the duties are performed by the Acting Surveyor General?
2. MR. DANIEL to ask THE COLONIAL SECRETARY,—When will the Tenders for the New Ruus, applied for previous to the month of February, 1858, and which remain unreported upon by the Commissioners of Crown Lands for the Districts wherein situated, be disposed of; has the attention of the Government been called to the same, and what steps have been taken for the completion of the same?
3. MR. DANIEL to ask THE COLONIAL SECRETARY,—From the Return to an Order made by this House, dated 18th January, 1861, of all Tenders for Ruus remaining undisposed of to that date, numbering three thousand; how many have been reported upon up to this date, and called upon to pay the Kent and Assessment thereon?

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THURSDAY, OCTOBER 3.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

Questions:—

1. MR. LORD to ask THE COLONIAL SECRETARY,—
  - (1.) What sum of money has been placed on the Estimates of this year, for the erection of a Court House and Gaol at Dubbo?
  - (2.) Is it the intention of the Government to place a sum of money on the Estimates for the construction of a punt across the Macquarie River, at Dubbo?
2. MR. LEARY to ask THE SECRETARY FOR PUBLIC WORKS,—If the Railway Department were justified in making a charge of 14s. to Mr. M'Curtayne, for the storage of two tons of salt, from Saturday to the Wednesday following, at Railway Stores, in Campbelltown?
3. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Why the Toll-house and Gate, now erecting at Blandford, were placed there, instead of at or near Button's Inn?
  - (2.) Did the erection take place after a remonstrance was made to the Minister of Public Works, and Commissioner of Roads; and were Tenders advertised for in the Murrurundi District?

(3.)

- (3.) Has not the Government sustained a loss through this mistake,—notwithstanding the Toll-gate realized the upset price on the 19th ultimo; and cannot this Toll-gate be altogether avoided in passing to and from the Great Northern Road; and in flood time, can it be approached?
- (4.) Was the Superintendent of Roads' recommendation to erect the Toll-gate near Button's Inn, rejected by the Commissioner; if so, why?
4. MR. DANGAR *to ask* THE SECRETARY FOR PUBLIC WORKS,—
- (1.) If the Bridge, now being erected over Kingdon Pond Creek, near Jack Shea's Tree, on the Great Northern Road, is performed by contract; if so, the name of the Contractor, and whether advertised and tendered for?
- (2.) Has the Commissioner of Roads, or his Superintendent, specially employed an overseer to superintend this Bridge, and before the materials were prepared and on the ground?

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FRIDAY, OCTOBER 4.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.
2. Queen's Plate; consideration in Committee of Address for funds for.

NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
2. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
3. MR. FORSTER to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all correspondence between the Executive Government and any person or persons having reference to the contract with Mr. Heritage for clearing the New Line of Road at Liverpool Plains, and of all advertisements or letters inviting Tenders for the same.
  - (2.) A copy of the Accepted Tender for the work aforesaid.
  - (3.) A Return shewing the date of receipt and acceptance of the Tender aforesaid, and specifying all particulars of contract made with Mr. Heritage.
  - (4.) A Return of Tenders rejected for the work aforesaid, specifying in each case the date of receipt and rejection, and all particulars of terms offered.
4. MR. DRIVER to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence that portion of the Sydney Domain lately used as a Cricket Ground.
5. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September last, from certain Inhabitants of Major's Creek, be printed.

Questions:—

1. MR. DANGAR *to ask* THE COLONIAL SECRETARY,—
  - (1.) If the Road grants for the Police Districts of Merriwa and Cassilis were expended, for the years 1858, 1859, 1860, and 1861, under the Tender system; the amount granted in each of the above years, for these Districts?
  - (2.) The names of the parties who performed the work, and the names of the Magistrates who let same; as also, who inspected the work before payment to the Contractor or Contractors.
2. MR. J. T. RYAN *to ask* THE SECRETARY FOR PUBLIC WORKS,—If the Government has decided on the site for the Station House, Penrith; if so, where; if not, when is it likely they will be able to do so?

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TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.

2. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush, since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
5. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.
6. MR. HOSKINS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) Copies of all the Correspondence which has taken place between the Executive Government and Messrs. Parkes and Dalley, and any other persons, relative to the appointment of Emigration Lecturers.
  - (2.) Copies of any and all Correspondence between the Governor and the Executive relative to the same.
  - (3.) Copies of all Letters of Instruction from the Government to these Gentlemen; and also copies of any Letters of Introduction, if any, with which these Gentlemen have been furnished.
7. MR. BUCHANAN to move, That it is the opinion of this House, that in all cases where a new Parish Road, or new deviation of a Parish Road, passes through enclosed land, the road should be fenced at the expense of the Government.
8. MR. ATKINSON to move, That the Petition presented by him on the 1st October from the Inhabitants of Bankstown, be printed.
9. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House—
  - (1.) A Return, shewing all Government Work Let, without Tender, by Mr. Commissioner Collett, his Superintendents or Overseers, since his appointment as Commissioner of the Main Roads of the Colony.
  - (2.) The names of the Contractors—without Tender—describing the sums paid, the Police District and localities, and the scale of prices for cutting, clearing, or forming roads; as also, the Amount Expended on Bridges and Culverts, describing each.
  - (3.) The Amount Expended in the South, West, and North Districts, by the present Commissioner of Roads since his appointment, on his own authority, apart from the Minister of Public Works.
  - (4.) The Names and Salaries of the Overseers employed on the South, West, and Northern Roads, and their duty.
10. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
11. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.

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FRIDAY, OCTOBER 11.

*Ordered*, That there be a Call of the House to-day.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Bill; second reading.

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TUESDAY,

TUESDAY, OCTOBER 15.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS to move,—

- (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
- (2.) That the Railway should be constructed on the most economical principles.
- (3.) That the Tramways should be laid on the present Main Road levels when practicable.
- (4.) That the public should find their own vehicles and power.

ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

T. A. MURRAY,  
*Speaker.*





No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

WEDNESDAY, 2 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Mr. N. L. Kentish:—The Speaker, drawing attention to the Petition of Mr. N. L. Kentish, presented to this House and ordered to be printed yesterday (*see Entry 14 in the Votes and Proceedings*), stated that, although there was nothing irregular in its presentation, or disrespectful, in its language as regarded the House, he had discovered, after the passing of the Order for printing, that it contained certain strong reflections on the characters of individuals unconnected with Parliament, which raised in his mind a doubt as to the propriety of printing it.  
 Whereupon, Mr. Cowper moved, *without notice*, That the Order for printing the said Petition be rescinded.  
 But objection being taken to this course,—Mr. Cowper, by leave, withdrew the motion, with a view to giving notice of a similar one in the usual way.
2. Motions Withdrawn:—  
 (1.) Mr. Cowper withdrew the motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.  
 (2.) Mr. Arnold withdrew the motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.
3. Postponements:—  
 (1.) The Order of the Day for the Second Reading of the Customs Bill postponed, on motion of Mr. Weekes, until to-morrow.  
 (2.) The Order of the Day for the Second Reading of the Police Regulation Bill, postponed, on motion of Mr. Cowper, until this day fortnight.
4. Sale of Liquors General Licensing Bill:—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.  
 The House adjourned, on motion of Mr. Cowper, at one minute before Twelve o'clock, until To-morrow at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 3.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.
2. MR. COWPER to move, That the Order made by this House, on the 1st instant, for Printing the Petition of Mr. N. L. Kentish, be rescinded.

ORDERS OF THE DAY:—

1. Customs Bill; second reading.
2. Sale of Liquors General Licensing Bill; to be further considered in Committee.

OTHER

## OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WINDEYER to move,—
  - (1.) That the Bill to incorporate the Maitland and Morpeth Railway Company be referred to a Select Committee, for their consideration and report.
  - (2.) That such Committee consist of Mr. Wilson, Mr. Morris, Mr. Hoskins, Mr. Hannell, Mr. Arnold, Mr. Lucas, Mr. Buchanan, and the Mover.
  - (3.) That the Minutes of Evidence, taken before the same Committee last Session, be referred to this Committee.

## Questions:—

1. MR. LORD to ask THE COLONIAL SECRETARY,—
  - (1.) What sum of money has been placed on the Estimates of this year, for the erection of a Court House and Gaol at Dubbo?
  - (2.) Is it the intention of the Government to place a sum of money on the Estimates for the construction of a punt across the Macquarie River, at Dubbo?
2. MR. LEARY to ask THE SECRETARY FOR PUBLIC WORKS,—If the Railway Department were justified in making a charge of 14s. to Mr. M'Curdayne, for the storage of two tons of salt, from Saturday to the Wednesday following, at Railway Stores, in Campbelltown?
3. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Why the Toll-house and Gate, now erecting at Blandford, were placed there, instead of at or near Button's Inn?
  - (2.) Did the erection take place after a remonstrance was made to the Minister of Public Works, and Commissioner of Roads; and were Tenders advertised for in the Murrurundi District?
  - (3.) Has not the Government sustained a loss through this mistake,—notwithstanding the Toll-gate realized the upset price on the 19th ultimo; and cannot this Toll-gate be altogether avoided in passing to and from the Great Northern Road; and in flood time, can it be approached?
  - (4.) Was the Superintendent of Roads' recommendation to erect the Toll-gate near Button's Inn, rejected by the Commissioner; if so, why?
4. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) If the Bridge, now being erected over Kingdon Pond Creek, near Jack Shea's Tree, on the Great Northern Road, is performed by contract; if so, the name of the Contractor, and whether advertised and tendered for?
  - (2.) Has the Commissioner of Roads, or his Superintendent, specially employed an overseer to superintend this Bridge, and before the materials were prepared and on the ground?
5. MR. PIDDINGTON to ask THE SECRETARY FOR PUBLIC WORKS,—When will the plans of the proposed line of Railway from Picton to Goulburn, and from Penrith to Bathurst, (described by Mr. Whitton in his report, dated 31st July, 1861) be laid upon the Table of this House?
6. MR. WILSON to ask THE COLONIAL SECRETARY,—If the Government have received any Report from Mr. Black, as to the adaptability of the Southern Rivers for the propagation of Salmon; if so, have the Government any objection to lay the Report on the Table of this House?
7. MR. DANGAR to ask THE COLONIAL SECRETARY,—If the late Clerk of Petty Sessions for Coonabarabran, is a defaulter to the Government; if so, the amount?

## FRIDAY, OCTOBER 4.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.
2. Queen's Plate; consideration in Committee of Address for funds for.

## NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
2. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
3. MR. FORSTER to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all correspondence between the Executive Government and any person or persons having reference to the contract with Mr. Heritage for clearing the New Line of Road at Liverpool Plains, and of all advertisements or letters inviting Tenders for the same.
  - (2.) A copy of the Accepted Tender for the work aforesaid.
  - (3.) A Return shewing the date of receipt and acceptance of the Tender aforesaid, and specifying all particulars of contract made with Mr. Heritage.
  - (4.) A Return of Tenders rejected for the work aforesaid, specifying in each case the date of receipt and rejection, and all particulars of terms offered.

4. MR. DRIVER to move, That th House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence that portion of the Sydney Domain lately used as a Cricket Ground.
5. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September last, from certain Inhabitants of Major's Creek, be printed.

Questions:—

1. MR. DANGAR to ask THE COLONIAL SECRETARY,—
  - (1.) If the Road grants for the Police Districts of Merriwa and Cassilis were expended, for the years 1858, 1859, 1860, and 1861, under the Tender system; the amount granted in each of the above years, for these Districts?
  - (2.) The names of the parties who performed the work, and the names of the Magistrates who let same; as also, who inspected the work before payment to the Contractor or Contractors.
2. MR. J. T. RYAN to ask THE SECRETARY FOR PUBLIC WORKS,—If the Government has decided on the site for the Station House, Penrith; if so, where; if not, when is it likely they will be able to do so?
3. MR. DRIVER to ask THE COLONIAL SECRETARY,—
  - (1.) If the Contractor for making the road between Bathurst and Tuena has deviated from the line marked by the Government Surveyor, and made the same through or near to land of the Contractor?
  - (2.) Do the Government intend taking any and what steps in the matter?
4. MR. DRIVER to ask THE COLONIAL SECRETARY,—If the Government intend to establish a Court of Petty Sessions at Rockly, and if so, when?
5. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Government intend introducing a Bill, (during the present Session,) to authorize the sale of the Alpacas, at present depasturing at Arthursleigh, to Mr. Charles Ledger?
  - (2.) If not, whether the Government intend placing a sum of money on the Estimates, or otherwise compensating Mr. Ledger, for the losses he sustained in importing the Alpacas to this Country?

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TUESDAY, OCTOBER 8.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.
2. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush, since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

5.

5. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.
6. MR. HOSKINS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) Copies of all the Correspondence which has taken place between the Executive Government and Messrs. Parkes and Dalley, and any other persons, relative to the appointment of Emigration Lecturers.
  - (2.) Copies of any and all Correspondence between the Governor and the Executive relative to the same.
  - (3.) Copies of all Letters of Instruction from the Government to these Gentlemen; and also copies of any Letters of Introduction, if any, with which these Gentlemen have been furnished.
7. MR. BUCHANAN to move, That it is the opinion of this House, that in all cases where a new Parish Road, or new deviation of a Parish Road, passes through enclosed land, the road should be fenced at the expense of the Government.
8. MR. ATKINSON to move, That the Petition presented by him on the 1st October from the Inhabitants of Bankstown, be printed.
9. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House—
  - (1.) A Return, shewing all Government Work Let, without Tender, by Mr. Commissioner Collett, his Superintendents or Overseers, since his appointment as Commissioner of the Main Roads of the Colony.
  - (2.) The names of the Contractors—without Tender—describing the sums paid, the Police District and localities, and the scale of prices for cutting, clearing, or forming roads; as also, the Amount Expended on Bridges and Culverts, describing each.
  - (3.) The Amount Expended in the South, West, and North Districts, by the present Commissioner of Roads since his appointment, on his own authority, apart from the Minister of Public Works.
  - (4.) The Names and Salaries of the Overseers employed on the South, West, and Northern Roads, and their duty.
10. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
11. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.

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WEDNESDAY, OCTOBER 9.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

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THURSDAY, OCTOBER 10.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.

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FRIDAY, OCTOBER 11.

*Ordered,* That there be a Call of the House to-day.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Bill; second reading.

NOTICE OF MOTION :—

1. MR. DANIEL to move, That there be laid upon the Table of this House, a Return of all Waste Lands of the Crown, held under lease or license beyond the settled Districts of the Colony, from the date of the motion of Mr. W. R. Piddington, of the 2nd December, 1857, and ordered by this House to be printed, 21st September, 1859, to the present time; shewing in alphabetical order, the names of all the applicants for leases or licenses in each year; and the names of the parties to whom leases or licenses have been issued; the names of all the Runs; the District in which the Run is situated; the supposed extent of the Run; the total number respectively of Sheep and Cattle assessed thereon by the Commissioner; the amount of Assessment Money received from each Run since the enactment 20 Vict., cap. 39; the amount of annual rent payable on each Run at the present time.

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TUESDAY,

TUESDAY, OCTOBER 15.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.

ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.
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WEDNESDAY, OCTOBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Police Regulation Bill; second reading.
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TUESDAY, OCTOBER 22.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move the following resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing resolution be forwarded by Address to His Excellency the Governor.

T. A. MURRAY,  
*Speaker.*

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No. 19.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 3 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
*Point of Order*—Questions put to Ministers:—The Speaker, calling attention to the Question standing in the name of Mr. Dangar, No. 7 on the Notice Paper for to-day, stated, as his opinion, that no Question reflecting on the character of any individual should be put to a Minister of the Crown, or other Member of the House, and that no such Question should be offered by any Member for insertion on the Business Paper.
2. Motion Withdrawn:—Mr. Weekes withdrew the motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
3. Mr. N. L. Kentish:—  
 (1.) Mr. Cowper, before making the motion standing in his name relative to Mr. Kentish's Petition, moved,—That that Petition be read by the Clerk.  
 Question put and passed,—  
 And Petition read, at length, by the Clerk accordingly.  
 (2.) Mr. Cowper then moved, pursuant to notice, That the Order made by this House, on the 1st instant, for Printing the Petition of Mr. N. L. Kentish, be rescinded. Debate ensued.  
 Mr. Hart 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 "Petition of Mr. N. L. Kentish be referred to the Standing Orders Committee, to "consider and report as to the expediency of Printing it; and that, in the mean- "time, the Order of the House for Printing it be suspended."  
 Question,—That the words proposed to be omitted, stand part of the Question,—put and negatived.  
 Question,—That the words proposed to be inserted, in the place of the words omitted, be so inserted,—put and passed.  
 Question then put,—That the Petition of Mr. N. L. Kentish be referred to the Standing Orders Committee, to consider and report as to the expediency of Printing it; and that, in the meantime, the Order of the House for Printing it, be suspended. The House divided.

Ayes, 29.

Mr. Cowper,	Mr. Lackey,
Mr. Weekes,	Mr. Bell,
Mr. Arnold,	Mr. Dangar,
Capt. Moriarty,	Mr. Daniel,
Mr. Dick,	Mr. Hay,
Mr. Hannell,	Mr. Cunneen,
Mr. Love,	Mr. J. T. Ryan,
Mr. Lewis,	Mr. Piddington,
Mr. Smart,	Mr. Hart,
Mr. Gray,	Mr. Buchanan,
Mr. Wilson,	Mr. Driver,
Mr. Lord,	Mr. Wisdom,
Mr. Morris,	Mr. Allen,
Mr. Mate,	Mr. T. Garrett,
Mr. Raper,	

} Tellers.

Noes, 7.

Mr. Leary,
Mr. Dalgleish,
Mr. Terry,
Mr. Hoskins,
Mr. Sadleir,
Mr. Harpur,
Mr. Forster,

} Tellers.

4. Customs Bill:—Mr. Weekes moved, That this Bill be now read a second time.  
Debate ensued.  
Mr. Allen moved, That this Debate be now adjourned until this day month.  
Debate ensued.  
Question, for the Adjournment of the Debate until this day month, put and passed.
5. Sale of Liquors General Licensing Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.  
The Chairman reported progress, and asked leave to sit again on Wednesday next.  
Question put,—that the Committee have leave to sit again on Wednesday next.  
The House divided.

## Ayes, 19.

Mr. Cowper,	Mr. Allen,	} Tellers.
Mr. Weekes,	Mr. Driver,	
Mr. Arnold,	Mr. Forster,	
Mr. Haworth,	Mr. J. T. Ryan,	
Mr. Love,	Mr. Raper,	
Mr. Caldwell,	Mr. Buchanan,	
Mr. Redman,	Mr. Wisdom,	
Mr. Sutherland,	Mr. Morrice,	
Mr. Hannell,	Capt. Moriarty,	
Mr. Dalgleish,		

## Noes, 21.

Mr. Wilson,	Mr. Mate,	} Tellers.
Mr. Leary,	Mr. T. Garrett,	
Mr. Bell,	Mr. Cunneen,	
Mr. Morris,	Mr. Hart,	
Mr. Harpur,	Mr. Lackey,	
Mr. Terry,	Mr. Piddington,	
Mr. Dangar,	Mr. Hay,	
Mr. Markham,	Mr. Hoskins,	
Mr. Sadleir,	Mr. Egan,	
Mr. Stewart,	Mr. Lucas,	
Mr. Alexander,		

6. Question of Adjournment:—Mr. Leary moved, That this House do now adjourn.  
Debate ensued.  
Question put and *negatived*.
7. Maitland and Morpeth Railway Company's Bill:—Mr. Wilson, on behalf of Mr. Windeyer, moved, pursuant to notice standing in the name of Mr. Windeyer,—  
(1.) That the Bill to incorporate the Maitland and Morpeth Railway Company be referred to a Select Committee, for their consideration and report.  
(2.) That such Committee consist of Mr. Wilson, Mr. Morris, Mr. Hoskins, Mr. Hannell, Mr. Arnold, Mr. Lucas, Mr. Buchanan, and the Mover.  
(3.) That the Minutes of Evidence, taken before the same Committee last Session, be referred to this Committee.  
And Mr. Dalgleish requiring that the said Committee be appointed by ballot,—  
Question,—  
(1.) That the Bill to incorporate the Maitland and Morpeth Railway Company be referred to a Select Committee, for their consideration and report.  
(2.) That the Minutes of Evidence, taken before the same Committee last Session, be referred to this Committee,—  
put and passed.  
Whereupon the House proceeded to the Ballot, and the Speaker declared the following Members to be the Committee duly appointed:—Mr. Windeyer, Mr. Hoskins, Mr. Lucas, Mr. Hannell, Mr. Arnold, Mr. Piddington, Mr. Buchanan, and Mr. Dalgleish.
8. Adjournment:—Mr. Cowper moved, That this House do now adjourn until Three o'clock "on Tuesday next."  
Debate ensued.  
Mr. Dalgleish 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 put,—That the words proposed to be omitted, stand part of the Question.  
The House divided.

## Ayes, 27.

Mr. Cowper,	Mr. J. T. Ryan,	} Tellers.
Mr. Arnold,	Mr. Leary,	
Mr. Weekes,	Mr. Watt,	
Mr. Haworth,	Mr. Mate,	
Mr. Caldwell,	Mr. Lackey,	
Mr. Alexander,	Mr. Piddington,	
Mr. Love,	Mr. Dick,	
Mr. Egan,	Mr. Cunneen,	
Mr. Morris,	Mr. Hart,	
Mr. Raper,	Mr. Wilson,	
Mr. Allen,	Mr. Bell,	
Mr. Harpur,	Mr. Hannell,	
Mr. Driver,	Mr. Morrice,	
Mr. Sutherland,		

## Noes, 11.

Mr. Forster,	} Tellers.
Mr. Sadleir,	
Mr. Redman,	
Mr. Markham,	
Mr. Dangar,	
Mr. Terry,	
Mr. Stewart,	
Mr. Buchanan,	
Mr. Hoskins,	
Mr. Lucas,	
Mr. Dalgleish,	

Original Question then put and passed.

Whereupon, the Speaker left the Chair, and the House stood adjourned, at seventeen minutes after Ten o'clock, until *Tuesday* next, at Three o'clock.



## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 8.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Mr. Rusden, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.
2. MR. DALGLEISH to move,—
  - (1.) That there be laid on the Table of this House, a Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush, since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
4. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
5. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.
6. MR. HOSKINS to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) Copies of all the Correspondence which has taken place between the Executive Government and Messrs. Parkes and Dalley, and any other persons, relative to the appointment of Emigration Lecturers.
  - (2.) Copies of any and all Correspondence between the Governor and the Executive relative to the same.
  - (3.) Copies of all Letters of Instruction from the Government to these Gentlemen; and also copies of any Letters of Introduction, if any, with which these Gentlemen have been furnished.
7. MR. BUCHANAN to move, That it is the opinion of this House, that in all cases where a new Parish Road, or new deviation of a Parish Road, passes through enclosed land, the road should be fenced at the expense of the Government.
8. MR. ATKINSON to move, That the Petition presented by him on the 1st October from the Inhabitants of Bankstown, be printed.
9. MR. DANGAR to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House—
  - (1.) A Return, shewing all Government Work Let, without Tender, by Mr. Commissioner Collett, his Superintendents or Overseers, since his appointment as Commissioner of the Main Roads of the Colony.
  - (2.) The names of the Contractors—without Tender—describing the sums paid, the Police District and localities, and the scale of prices for cutting, clearing, or forming roads; as also, the Amount Expended on Bridges and Culverts, describing each.
  - (3.) The Amount Expended in the South, West, and North Districts, by the present Commissioner of Roads since his appointment, on his own authority, apart from the Minister of Public Works.
  - (4.) The Names and Salaries of the Overseers employed on the South, West, and Northern Roads, and their duty.

10. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
11. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
12. MR. BUCHANAN to move,—
  - (1.) That a Select Committee be appointed to enquire into the conduct of Mr. Justice Wise, at the late Trials of the Burrangong Rioters at Goulburn.
  - (2.) That such Committee consist of Mr. Garrett, Mr. Hoskins, Mr. Dalgleish, Mr. Allen, Mr. Wilson, Mr. Forster, Mr. Driver, and the Mover.
13. MR. SHEPHERD to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £10,000, to be applied towards giving some permanent public means of Transit to and from the City of Sydney and the North Shore, St. Leonard's, and the approach to the landing on the North Shore side of the Harbour.
14. MR. J. GARRETT to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill for the Payment of Members of this House.
15. MR. FORSTER to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all correspondence between the Executive Government and any person or persons having reference to the contract with Mr. Heritage for clearing the New Line of Road at Liverpool Plains, and of all advertisements or letters inviting Tenders for the same.
  - (2.) A copy of the Accepted Tender for the work aforesaid.
  - (3.) A Return showing the date of receipt and acceptance of the Tender aforesaid, and specifying all particulars of contract made with Mr. Heritage.
  - (4.) A Return of Tenders rejected for the work aforesaid, specifying in each case the date of receipt and rejection, and all particulars of terms offered.
16. MR. DRIVER to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence that portion of the Sydney Domain lately used as a Cricket Ground.
17. MR. WILSON to move, That the Anti-Chinese Petition, presented by him on 11th September last, from certain Inhabitants of Major's Creek, be printed.

ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be considered in Committee.
2. Queen's Plate; consideration in Committee of Address for funds for.

Questions:—

1. MR. T. GARRETT to ask THE COLONIAL SECRETARY,—
  - (1.) What Surveyor examined and reported upon the pre-emptive purchase, by Ronald Campbell, of 161 acres, at Cambalery, Monaro District, *Gazetted* as approved of, on the 6th September, 1861?
  - (2.) Have the Government any objection to place a copy of said report, if any, upon the table of the House?
2. MR. DICK to ask THE COLONIAL SECRETARY,—Whether the Government intend to appoint a Coroner for the District of Tamworth; if so, when?
3. MR. DICK to ask THE COLONIAL SECRETARY,—Whether the Government intend to set apart any Land for a Public Cemetery at Tamworth?
4. MR. DICK to ask THE SECRETARY FOR PUBLIC WORKS,—What portion of the amount voted for the erection of Courts and Gaols for District Courts has been expended for the erection of a Court-House and Gaol at Tamworth?
5. MR. DANGAR to ask THE COLONIAL SECRETARY,—
  - (1.) If the Road grants for the Police Districts of Merriwa and Cassilis were expended, for the years 1858, 1859, 1860, and 1861, under the Tender system; the amount granted in each of the above years, for these Districts?
  - (2.) The names of the parties who performed the work, and the names of the Magistrates who let same; as also, who inspected the work before payment to the Contractor or Contractors.
6. MR. J. T. RYAN to ask THE SECRETARY FOR PUBLIC WORKS,—If the Government has decided on the site for the Station House, Penrith; if so, where; if not, when is it likely they will be able to do so?
7. MR. DRIVER to ask THE COLONIAL SECRETARY,—
  - (1.) If the Contractor for making the road between Bathurst and Tuena has deviated from the line marked by the Government Surveyor, and made the same through or near to land of the Contractor?
  - (2.) Do the Government intend taking any and what steps in the matter?
8. MR. DRIVER to ask THE COLONIAL SECRETARY,—If the Government intend to establish a Court of Petty Sessions at Rockly, and if so, when?
9. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Government intend introducing a Bill, (during the present Session,) to authorize the sale of the Alpacas, at present depasturing at Arthursleigh, to Mr. Charles Ledger?
  - (2.) If not, whether the Government intend placing a sum of money on the Estimates, or otherwise compensating Mr. Ledger, for the losses he sustained in importing the Alpacas to this Country?

10. MR. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—Is the line of Railway from Picton to Goulburn, described by Mr. Whitton in his latest report, the same line as was formerly surveyed by Mr. Woore?
11. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Whether the Government intend introducing a Bill to amend the Impounding Law, during the present Session?

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WEDNESDAY, OCTOBER 9.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

Question:—

1. MR. LACKEY to ask THE COLONIAL SECRETARY,—
  - (1.) If the Government intend disposing of the unsold portions of the Parramatta Domain; if so, when?
  - (2.) In what way are the said lands at present appropriated—whether let or otherwise?
  - (3.) What remuneration is being derived therefrom?

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THURSDAY, OCTOBER 10.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.

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FRIDAY, OCTOBER 11.

*Ordered,* That there be a Call of the House to-day.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Bill; second reading.

NOTICE OF MOTION:—

1. MR. DANIEL to move, That there be laid upon the Table of this House, a Return of all Waste Lands of the Crown, held under lease or license beyond the settled Districts of the Colony, from the date of the motion of Mr. W. R. Piddington, of the 2nd December, 1857, and ordered by this House to be printed, 21st September, 1859, to the present time; shewing in alphabetical order, the names of all the applicants for leases or licenses in each year; and the names of the parties to whom leases or licenses have been issued; the names of all the Runs; the District in which the Run is situated, the supposed extent of the Run; the total number respectively of Sheep and Cattle assessed thereon by the Commissioner; the amount of Assessment Money received from each Run since the enactment 20 Vict., cap. 39; the amount of annual rent payable on each Run at the present time.

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.

ORDER OF THE DAY:—

1. Matrimonial Causes Bill; second reading.

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WEDNESDAY, OCTOBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Police Regulation Bill; second reading.

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THURSDAY,

THURSDAY, OCTOBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

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TUESDAY, OCTOBER 22.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move the following resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing resolution be forwarded by Address to His Excellency the Governor.

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THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

T. A. MURRAY,  
*Speaker.*

No. 20.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

TUESDAY, 8 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Special Roman Catholic Education:—Mr. Gray presented the following Petitions, praying respectively that a sum, in proportion to the Roman Catholic Section of the Population, may be deducted from the amount voted for Public Education, and specially set apart for Roman Catholic Education:—
  - (1.) From certain Roman Catholics of the Parish and District of Shoalhaven.
  - (2.) From certain Roman Catholics of the Parish and District of Kiama.
 Petitions received.
2. Constitution Act Amendment Bill:—Mr. Sadleir having presented this Bill, Bill, intituled "*A Bill to amend the 18th and 19th Sections of the Constitution Act,*" read a first time.  
Ordered to be printed, and read a second time on Tuesday next.
3. Mr. A. E. Bush:—Mr. Wilson moved, pursuant to *amended* notice,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to consider and report upon the claims of Mr. A. E. Bush, for compensation for services performed on the Gold Fields of the Colony, in the year 1851.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Hay, Mr. Smart, Capt. Moriarty, Mr. Piddington, Mr. Dickson, Mr. Windeyer, Mr. Gray, Mr. Leary, and the Mover.
 Question put and passed.
4. Assisted Immigration:—Mr. Dalglish moved, pursuant to notice, That there be laid on the Table of this House,—
  - (1.) A Return shewing the names of all depositors of money, and the names of the persons sent for by such depositors, the amount of each deposit by a single individual or Trading Firm, for the purpose of assisting immigration to this Colony since the appropriation of the sum of £50,000, voted last Session.
  - (2.) The names of all Trading Firms that have made deposits at the Emigration Office, without giving the names of the persons sent for by the depositors.
 Question put and passed.
5. Mr. A. E. Bush:—Mr. Wilson moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A copy of all the Correspondence that has passed between the Government and Mr. A. E. Bush, since 1850.
  - (2.) A copy of all Mr. Bush's Memoranda to the Government, relative to the Gold Fields, or the management of the Gold Fields.
  - (3.) A copy of any of Mr. Hardy's Despatches, in which Mr. Bush's services are alluded to.
 Question put and passed.
6. Motions Withdrawn:—
  - (1.) Mr. Hart withdrew the motion standing in his name, No. 4 on the Notice Paper for to-day.
  - (2.) Mr. Dalglish withdrew the motion standing in his name, No. 5 on the Notice Paper for to-day.

7. **Emigration Lecturers** :—Mr. Hoskins moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of all the Correspondence which has taken place between the Executive Government and Messrs. Parkes and Dalley, and any other persons, relative to the appointment of Emigration Lecturers.
  - (2.) Copies of any and all Correspondence between the Governor and the Executive relative to the same.
  - (3.) Copies of all Letters of Instruction from the Government to these Gentlemen; and also copies of any Letters of Introduction, if any, with which these Gentlemen have been furnished.
- Debate ensued.  
Question put and passed.
8. **Parish Roads** :—Mr. Buchanan moved, pursuant to notice, That it is the opinion of this House, that in all cases where a new Parish Road, or new deviation of a Parish Road, passes through enclosed land, the road should be fenced at the expense of the Government.
- Debate ensued.  
Mr. Forster moved the Previous Question.  
Debate ensued.  
Question put,—That this Question be now put.  
The House divided.

## Ayes 5.

Mr. Driver,  
Mr. Cummings,  
Mr. Terry,  
Mr. Buchanan, } Tellers.  
Mr. Dalglish, }

## Noes 35.

Mr. Cowper,	Mr. Caldwell,	
Mr. Arnold,	Mr. Dangar,	
Mr. Weekes,	Mr. Bell,	
Mr. Raper,	Mr. Lucas,	
Mr. Irving,	Mr. Allen,	
Mr. Windeyer,	Mr. T. Garrett,	
Mr. Forster,	Mr. J. T. Ryan,	
Mr. Wilson,	Mr. Laycock,	
Mr. Hoskins,	Mr. Mate,	
Mr. Leary,	Mr. Markham,	
Mr. Lackey,	Mr. Gray,	
Mr. Daniel,	Mr. Wisdom,	
Mr. Piddington,	Mr. Smart,	
Mr. Hay,	Mr. Dickson,	
Mr. Love,	Mr. Dick,	
Mr. Harpur,	Mr. Morris,	} Tellers.
Mr. Peisley,	Capt. Moriarty,	
Mr. Eckford,		

9. **Road between Bark Huts and Bankstown** :—Mr. Laycock moved, pursuant to notice, standing in the name of Mr. Atkinson, That the Petition presented by Mr. Atkinson on the 1st October from the Inhabitants of Bankstown, be printed.
- Question put and passed.  
Ordered to be printed.
10. **Road Statistics** :—Mr. Dangar moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House—
- (1.) A Return, shewing all Government Work Let, without Tender, by Mr. Commissioner Collett, his Superintendents or Overseers, since his appointment as Commissioner of the Main Roads of the Colony.
  - (2.) The names of the Contractors—without Tender—describing the sums paid, the Police District and localities, and the scale of prices for cutting, clearing, or forming roads; as also, the Amount Expended on Bridges and Culverts, describing each.
  - (3.) The Amount Expended in the South, West, and North Districts, by the present Commissioner of Roads since his appointment, on his own authority, apart from the Minister of Public Works.
  - (4.) The Names and Salaries of the Overseers employed on the South, West, and Northern Roads, and their duty.
- Question put and passed.
11. **Motions Withdrawn** :—
- (1.) Mr. Windeyer, on behalf of Mr. Holroyd, withdrew the motions standing in the name of Mr. Holroyd, Nos. 10 and 11 on the Notice Paper for to-day.
  - (2.) Mr. Buchanan withdrew the motion standing in his name, No. 12 on the Notice Paper for to-day.
12. **Motions Dropped** :—
- (1.) Mr. Shepherd not making the motion standing in his name, No. 13 on the Notice Paper for to-day, it dropped.
  - (2.) Mr. J. Garrett not making the motion standing in his name, No. 14 on the Notice Paper for to-day, it dropped.
13. **Contract with Mr. Heritage** :—Mr. Forster moved, pursuant to notice, That there be laid upon the Table of this House,—
- (1.) Copies of all correspondence between the Executive Government and any person or persons having reference to the contract with Mr. Heritage for clearing the New Line of Road at Liverpool Plains, and of all advertisements or letters inviting Tenders for the same.
  - (2.) A copy of the Accepted Tender for the work aforesaid.

- (3.) A Return shewing the date of receipt and acceptance of the Tender aforesaid, and specifying all particulars of contract made with Mr. Heritage.
- (4.) A Return of Tenders rejected for the work aforesaid, specifying in each case the date of receipt and rejection, and all particulars of terms offered.
- Question put and passed.
14. Motion Withdrawn:—Mr. Driver withdrew the motion standing in his name, No. 16 on the Notice Paper for to-day.
15. Proposed prohibition of further Chinese Immigration, and withdrawal, from the Gold Fields, of Chinese already in the Colony:—Mr. Wilson moved, pursuant to notice, That the Anti-Chinese Petition, presented by him on 11th September last, from certain Inhabitants of Major's Creck, be printed.
- Question put and passed.
- Ordered to be printed.
16. Member Sworn:—Charles Cowper, Junior, Esquire, having taken the Oath and Subscribed the Roll, took his seat as Member for the Electoral District of The Tumut.
17. Postponement:—The Order of the Day for the consideration in Committee of the Drainage Promotion Bill postponed, on motion of Mr. Buchanan, until the Order of the Day next following on the paper shall have been disposed of.
18. Queen's Plate:—Mr. Bell moved, That the 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 for funds for a Queen's Plate.
- Question put.
- The House divided.

## Ayes, 28.

Mr. Cowper,	Mr. Dick,
Mr. Arnold,	Mr. Lucas,
Mr. Weekes,	Mr. Hay,
Mr. Smart,	Mr. Terry,
Capt. Moriarty,	Mr. Harpur,
Mr. Faucett,	Mr. Mate,
Mr. Morrice,	Mr. Wilson,
Mr. Laycock,	Mr. Driver,
Mr. Morris,	Mr. Bell,
Mr. Raper,	Mr. Lackey,
Mr. Markham,	Mr. Wisdom,
Mr. J. T. Ryan,	Mr. C. Cowper,
Mr. Daniel,	junr.,
Mr. Leary,	Mr. T. Garrett,
Mr. Peisley,	

} Tellers.

## Noes, 11.

Mr. Dangar,
Mr. Piddington,
Mr. Caldwell,
Mr. Sadleir,
Mr. Eckford,
Mr. Buchanan,
Mr. Love,
Mr. Allen,
Mr. Dickson,
Mr. Dalgleish,
Mr. Forster,

} Tellers.

Whereupon, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported the following Resolution:—

Resolved, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates, a sum not exceeding £200, to provide for a Queen's Plate, to be run for annually, on Randwick Race Course, under the auspices of the Australian Jockey Club.

Mr. Bell then moved, That this House do now adopt this Resolution.

Question put and passed.

19. Drainage Promotion Bill:—On motion of Mr. Buchanan, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman having reported that there was not a Quorum present in the Committee, the House was counted; and, there being twenty Members present, exclusive of the Speaker, the Committee resumed.

The Chairman reported progress, and obtained leave to sit again this day six weeks.

The House adjourned, at seventeen minutes before Nine o'clock, until To-morrow at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 9.

### GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. COWPER to move for leave to bring in a Bill to amend the Laws relating to Insolvency.
2. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

3. MR. COWPER to move, That leave be granted to the Committee of the Whole House, to whom was referred, on the 2nd Instant, the Sale of Liquors General Licensing Bill, to sit again to-morrow for the further consideration of the said Bill.
4. MR. COWPER to move, for leave to bring in a Bill to Consolidate and Amend the Laws relating to the City of Sydney.
5. MR. COWPER to move, for leave to bring in a Bill to Amend the Law relating to Municipal Institutions.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WINDEYER to move,—
  - (1.) That the Members of the Select Committee on the Maitland and Morpeth Railway Company's Bill, appointed by ballot on Thursday, the 3rd instant, be discharged from attendance, and that a fresh Committee be appointed.
  - (2.) That such fresh Committee consist of Mr. Wilson, Mr. Morris, Mr. Lucas, Mr. Hannell, Mr. Hoskins, Mr. Hay, Mr. Arnold, Mr. Buchanan, Mr. Bell and the Mover.
2. MR. BUCHANAN to move,—
  - (1.) That a Select Committee be appointed to enquire into the conduct of Mr. Justice Wise, at the late Trials of the Burrangong Rioters at Goulburn.
  - (2.) That such Committee consist of Mr. Garrett, Mr. Hoskins, Mr. Dalgleish, Mr. Allen, Mr. Wilson, Mr. Forster, Mr. Driver, and the Mover.

## Questions :—

1. MR. LACKEY to ask THE COLONIAL SECRETARY,—
  - (1.) If the Government intend disposing of the unsold portions of the Parramatta Domain; if so, when?
  - (2.) In what way are the said lands at present appropriated—whether let or otherwise?
  - (3.) What remuneration is being derived therefrom?
2. MR. FORSTER to ask THE COLONIAL SECRETARY,—with reference to His Excellency the Governor's Message, No. 1, dated October 1, 1861, acquainting this House that His Excellency would cause to be laid before the House "the documents with reference to the Nominations for life to the Legislative Council, with the exception of such as in view to the public interest and the confidence which should subsist on similar occasions, it is deemed inexpedient to make public,"—Are any of the documents which it is thus "deemed inexpedient to make public" public documents, or in the nature of public documents?
3. MR. DICKSON to ask THE COLONIAL SECRETARY,—
  - (1.) If it is the intention of the Government to allow Interments to take place in the Parramatta Cemetery Reserve?
  - (2.) If so, are the Government aware that it is within about two hundred yards of the water course, into which the drainage falls, that supplies the inhabitants of Parramatta with water?
4. MR. WINDEYER to ask THE COLONIAL SECRETARY,—
  - (1.) Have the Government received a Petition from the Municipality of Orange, respecting the case of *Nichols v. Peisley*?
  - (2.) If so, what course do the Government intend taking respecting the subject matter of such Petition?

## THURSDAY, OCTOBER 10.

## GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.

## Questions :—

1. MR. ALLEN to ask THE SECRETARY FOR PUBLIC WORKS,—When the Correspondence between Mr. Moriarty and Messrs. P. N. Russell and Co. relative to the erection of the Steam Crane at Newcastle, ordered by this House on the 27th of last month, will be laid on the Table of this House?
2. MR. RAPER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) How many Lodging Houses do the Government intend building on Glebe Island?
  - (2.) What size are they to be, and what is to be their estimated cost per house?
  - (3.) Who applied for, or recommended the Government to build these houses?
3. MR. DANIEL to ask THE COLONIAL SECRETARY,—If the Leases, promised under the Orders in Council of the 9th March, 1847, to licensed occupation of Crown Lands beyond the Settled Districts of the Colony, will be issued during the present year; if not, what steps have been taken to complete the same; and when is it probable such general issue will take place?
4. MR. DALGLEISH to ask THE COLONIAL TREASURER,—If there is any intention on the part of the Government to provide a Floating Fire Engine for the Harbour of Port Jackson?
5. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—Will the Government place a sum of money on the Estimates for 1862, for the purpose of establishing prizes to be competed for by the Volunteer Rifles of this Colony?



FRIDAY, OCTOBER 11.

Ordered, That there be a Call of the House to-day.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Bill; second reading.

NOTICE OF MOTION :—

1. MR. DANIEL to move, That there be laid upon the Table of this House, a Return of all Waste Lands of the Crown, held under lease or license beyond the settled Districts of the Colony, from the date of the motion of Mr. W. R. Piddington, of the 2nd December, 1857, and ordered by this House to be printed, 21st September, 1859, to the present time; shewing in alphabetical order, the names of all the applicants for leases or licenses in each year; and the names of the parties to whom leases or licenses have been issued; the names of all the Runs; the District in which the Run is situated; the supposed extent of the Run; the total number respectively of Sheep and Cattle assessed thereon by the Commissioner; the amount of Assessment Money received from each Run since the enactment 20 Vict., cap. 39; the amount of annual rent payable on each Run at the present time.
2. MR. GRAY to move, That the Petition presented by him, on the 8th October, from the Roman Catholics of Kiama, be printed.
3. MR. GRAY to move, That the Petition presented by him, on the 8th October, from the Roman Catholics of Shoalhaven, be printed.
4. MR. DRIVER to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence that portion of the Sydney Domain lately used as a Cricket Ground.
5. MR. SADDLEIR to move, for leave to bring in a Bill, intituled "The District Trust Bill."

TUESDAY, OCTOBER 15.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. SADDLEIR to move,—
  - (1.) That in the opinion of this House, it is incompatible with the duties of Government to compete with private enterprise by the use of Public funds.
  - (2.) That the outlay of £64,000 on the buildings of the Abattoirs, Glebe Island, and other works there constructed, and now leased as slaughter-houses, is of this character, and that this House considers the continuance of such undertakings should, as soon as possible, be abandoned, and measures be taken to free the Government from the charge of the same.
5. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

6. MR. HOSKINS to move for leave to introduce a bill to amend the law for the prevention of vagrancy and crime.
7. MR. HOLBOYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
8. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.

ORDERS OF THE DAY:—

1. Matrimonial Causes Bill; second reading.
2. Constitution Act Amendment Bill; second reading.

WEDNESDAY, OCTOBER 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Police Regulation Bill; second reading.

THURSDAY, OCTOBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

TUESDAY, OCTOBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing resolution be forwarded by Address to His Excellency the Governor.
2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.

THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*

No. 21.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY

WEDNESDAY, 9 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper :—Mr. Cowper laid upon the Table, Census Return, 1861.  
Ordered to be printed.
2. George Mulhall :—Mr. Forster presented a Petition from George Mulhall, stating that, notwithstanding certain claims, as therein set forth, to the office of Lighthouse Keeper at Port Stephens, he was not appointed to that office,—and praying redress.  
Petition received.
3. Petition of Mr. N. L. Kentish :—Mr. Hart, on behalf of the Chairman, brought up the Report from the Standing Orders Committee, in reference to the Petition of Mr. N. L. Kentish,—which was read by the Clerk, by direction of the Speaker, as follows :—  
THE Standing Orders Committee, to whom it was referred on the 3rd instant, “ to consider and report as to the expediency of Printing the Petition of Mr. “ N. L. Kentish,” presented to your Honorable House on the 24th September last, have agreed to the following Report :—  
Your Committee, in accordance with the reference above recited, having carefully considered the subject referred to them, have the honor to report to your Honorable House, that they consider it Inexpedient that the said Petition should be printed.  
*Legislative Assembly Chamber,*  
*Sydney, 9th October, 1861.*  
T. A. MURRAY,  
Chairman.  
Whereupon, Mr. Hart, with the concurrence of the House, moved, *without notice* :—  
(1.) That the said Report from the Standing Orders Committee, in reference to the Petition of Mr. N. L. Kentish, as read by the Clerk, be now adopted by this House.  
(2.) That the Order made by this House on the 1st instant, for printing the said Petition, be rescinded.  
Question put and passed.
4. Sale of Liquors General Licensing Bill :—Mr. Holroyd presented a Petition from certain Stockholders, Farmers, Storekeepers, and others, in the District of Byron and Inverell, praying that, in the consideration of the said Bill, facilities may be given for the production and consumption of Colonial Wines.  
Petition received.
5. Seamen :—Mr. Dagleish presented a Petition from certain Shipowners, Captains, Seamen, and others, interested in the Inter-Colonial and Coasting Trade of the Port of Sydney, representing the desirability of exempting Coasting and Inter-Colonial Traders from the operations of the Shipping Office.  
Petition received.
6. Pymont Bridge Company's Supplementary Bill :—Mr. Forster presented a Petition from the Pymont Bridge Company, praying for leave to introduce a Bill for renewing the power of the said Company to Borrow Money by Mortgage or by the issue of Debentures,—  
And Mr. Forster having produced the *Government Gazette*, and the *Sydney Morning Herald*, and *The Empire* newspapers, containing notices, for four consecutive weeks in the month of September last, of the intention to apply for such Bill,—  
Petition received.

7. Insolvency Laws Amendment Bill:—Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to amend the Laws relating to Insolvency.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
8. Motion Withdrawn:—Mr. Arnold withdrew the motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day.
9. Sale of Liquors General Licensing Bill:—Mr. Cowper moved, pursuant to notice, That leave be granted to the Committee of the Whole House, to whom was referred on the 2nd instant the Sale of Liquors General Licensing Bill, to sit again to-morrow for the further consideration of the said Bill.  
Question put and passed.
10. Insolvency Laws Amendment Bill:—Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill to Amend the Laws relating to Insolvency*," read a first time.  
Ordered to be printed, and read a second time this day week.
11. Metropolitan Corporation Bill:—Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to Consolidate and Amend the Laws relating to the City of Sydney.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
12. Motion Withdrawn:—Mr. Cowper withdrew the motion standing in his name, No. 5 on the Notice Paper of Government Business for to day.
13. Metropolitan Corporation Bill:—Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill to Consolidate and Amend the Laws relating to the City of Sydney*," read a first time.  
Ordered to be printed, and read a second time to-morrow week.
14. Maitland and Morpeth Railway Company's Bill:—Mr. Windeyer moved, pursuant to notice,—  
(1.) That the Members of the Select Committee on the Maitland and Morpeth Railway Company's Bill, appointed by ballot on Thursday, the 3rd instant, be discharged from attendance, and that a fresh Committee be appointed.  
(2.) That such fresh Committee consist of Mr. Wilson, Mr. Morris, Mr. Lucas, Mr. Hannell, Mr. Hoskins, Mr. Hay, Mr. Arnold, Mr. Buchanan, Mr. Bell and the Mover.  
Debate ensued.  
(Points of Order:—)  
(1.) Mr. Piddington objecting to the Motion, as not containing a proposition for the rescission of the Order of the House by which the existing Committee had been appointed,—  
The Speaker overruled the objection, by reference to the 227th Standing Order of the House of Commons, which declares that Members may be discharged from attending a Select Committee and other Members appointed, after previous notice, given in the Votes.  
(2.) Mr. Buchanan then objected to the validity of the motion, whereby the existing Committee was appointed, on the ground that it had been made by a Member other than Mr. Windeyer, in whose name the notice of it stood upon the paper, and without his authority or consent.  
The Speaker ruled, that as the House made no objection at the time to the manner in which the motion alluded to was placed before it, and actually affirmed the question by its Vote, there could be no doubt of the validity of the decision arrived at.  
Debate continued.  
Mr. Hay moved, That the Question be amended by the omission of all the words of Section (1.) after the word "That," with a view to the insertion in their place of the words, "the Select Committee on the Maitland and Morpeth Railway Bill be enlarged by the addition of two Members to be appointed by ballot."  
Debate continued.  
Question put, That the words proposed to be omitted stand part of the question.  
The House divided.

Ayes, 33.

Mr. Cowper,	Mr. Caldwell,
Mr. Burns,	Mr. Allen,
Mr. Arnold,	Mr. Egan,
Mr. Weckes,	Mr. Faucett,
Capt. Moriarty,	Mr. Watt,
Mr. T. Garrett,	Mr. J. T. Ryan,
Mr. Dickson,	Mr. Peisley,
Mr. C. Cowper,	Mr. Harpur,
junr.,	Mr. Wilson,
Mr. Driver,	Mr. Gray,
Mr. Markham,	Mr. Irving,
Mr. Dick,	Mr. Hart,
Mr. Saddleir,	Mr. Buchanan,
Mr. Love,	Mr. Alexander,
Mr. Holt,	Mr. Wisdom,
Mr. Dangar,	Mr. Bell,
Mr. Daniel,	Mr. Windeyer,

} Tellers.

Noes, 16.

Mr. Morris,
Mr. Lucas,
Mr. Forster,
Mr. Mate,
Mr. Morrice,
Mr. Hannell,
Mr. Dalgleish,
Mr. Terry,
Mr. Redman,
Mr. Eckford,
Mr. Lewis,
Mr. Stewart,
Mr. Hoskins,
Mr. Hay,
Mr. Leary,
Mr. Piddington,

} Tellers.

Question

Question then,—

(1.) That the Members of the Select Committee on the Maitland and Morpeth Railway Company's Bill, appointed by ballot on Thursday, the 3rd instant, be discharged from attendance, and that a fresh Committee be appointed,—  
put and passed.

And Mr. Redman requiring that the said fresh Committee be appointed by Ballot,—  
The House proceeded to the Ballot, and the Speaker declared the following Members to be the fresh Committee duly appointed :—Mr. Windeyer, Mr. Arnold, Mr. Morris, Mr. Bell, Mr. Buchanan, Mr. Wilson, Mr. Hay, Mr. T. Garrett, Mr. Piddington, and Mr. Dalgleish.

15. Mr. Justice Wise (Riots at Burrangong Gold Fields):—

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Motion made and Question put, That all the proceedings connected with the motion respecting Mr. Justice Wise, be expunged from the Papers of the House.  
(*Mr. Windeyer.*)

The House divided.

Ayes, 25.

Mr. Cowper,	Mr. Dangar,	
Mr. Arnold,	Mr. Holt,	
Mr. Weekes,	Mr. Mate,	
Mr. Dickson,	Mr. Harpur,	
Mr. Sadleir,	Mr. Hart,	
Mr. Burns,	Mr. Piddington,	
Capt. Moriarty,	Mr. Hay,	
Mr. Caldwell,	Mr. Driver,	
Mr. Wilson,	Mr. Markham,	
Mr. Faucett,	Mr. Wisdom,	
Mr. Morris,	Mr. Alexander,	} Tellers.
Mr. Morrice,	Mr. Windeyer,	
Mr. Terry,		

Noes, 5.

Mr. Buchanan,	
Mr. Forster,	
Mr. Leary,	} Tellers.
Mr. Hoskins,	
Mr. Dalgleish,	

The House adjourned at twenty-five minutes after One o'clock A.M., until Three o'clock P.M., this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 10.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.
2. MR. COWPER to move for leave to bring in a Bill to amend the Law relating to Municipal Institutions.

ORDER

## ORDER OF THE DAY:—

1. Sale of Liquors General Licensing Bill; to be further considered in Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move for leave to bring in a bill to extend the powers of the Pymont Bridge Company.
2. MR. BURNS to move, That there be laid upon the Table of this House, Copies of all Correspondence which may have passed between the Government and the Warden or Secretary of the Maitland Road Trust, in reference to the accounts of the expenditure of Moneys issued to the Trust, since the 1st January, 1858.
3. MR. BURNS to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence in the possession of the Government in relation to the Construction of the Railway Embankment at Wallis Creek, and the cutting of the Channel from the Creek to the Hunter.
  - (2.) Also, Copies of any Correspondence, Plans, Surveys, and Reports it may possess in respect to the levels of Wallis Creek, Fishery Creek, the Channel in question, and of the River Hunter at its junction with Wallis Creek, together with Copies of any other Memoranda which may exist in the Public offices in reference to the matters herein referred to.

## Questions:—

1. MR. ALLEN to ask THE SECRETARY FOR PUBLIC WORKS,—When the Correspondence between Mr. Moriarty and Messrs. P. N. Russell and Co. relative to the erection of the Steam Crane at Newcastle, ordered by this House on the 27th of last month, will be laid on the Table of this House?
2. MR. RAPER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) How many Lodging Houses do the Government intend building on Glebe Island?
  - (2.) What size are they to be, and what is to be their estimated cost per house?
  - (3.) Who applied for, or recommended the Government to build these houses?
3. MR. DANIEL to ask THE COLONIAL SECRETARY,—If the Leases, promised under the Orders in Council of the 9th March, 1847, to licensed occupation of Crown Lands beyond the Settled Districts of the Colony, will be issued during the present year; if not, what steps have been taken to complete the same; and when is it probable such general issue will take place?
4. MR. DALGLEISH to ask THE COLONIAL TREASURER,—If there is any intention on the part of the Government to provide a Floating Fire Engine for the Harbour of Port Jackson?
5. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—Will the Government place a sum of money on the Estimates for 1862, for the purpose of establishing prizes to be competed for by the Volunteer Rifles of this Colony?
6. MR. BURNS to ask THE COLONIAL SECRETARY,—When the Road between Maitland and Buchanan, or Mulbring Creek, for which a Petition was presented to the Minister for Lands, in the year 1857, will be proclaimed?
7. MR. HOLROYD to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) If the money set apart for the road from Bowenfells to Mudgee has been forwarded to any parties for expenditure?
  - (2.) If so, when, to whom, and what sums? And why the Cudgegong Municipality has not received the allowance per mile for the main road within such Municipality, in the same way as has been done with the Goulburn and other Municipalities?
8. MR. HOLROYD to ask THE SECRETARY FOR PUBLIC WORKS,—If a Railway Survey has been made; and if not, is it contemplated to make any survey from the Great Northern Railway to Mudgee and the Western Districts, and whether the Government are aware that there is a large quantity of available agricultural land between the Northern line and Mudgee?
9. MR. BURNS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to erect Gates at the Railway-crossing, Elgin-street, West Maitland, as prayed for in a Memorial forwarded to his office in the month of July last, signed by about seventy of the inhabitants of that place?
10. MR. LEWIS to ask THE COLONIAL SECRETARY,—When will the Government bring in the Bill for the better Regulation of Coal Fields and Coal Mines in this Colony?
11. MR. HART to ask THE COLONIAL SECRETARY,—When the copies of Commissions to the District Judges, ordered by the House on the 17th ultimo, will be produced?

FRIDAY, OCTOBER 11.

*Ordered*, That there be a Call of the House to-day.

## OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Bill; second reading.

## NOTICES OF MOTION:—

1. MR. DANIEL to move, That there be laid upon the Table of this House, a Return of all Waste Lands of the Crown, held under lease or license beyond the settled Districts of the Colony, from the date of the motion of Mr. W. R. Piddington, of the 2nd December, 1857, and ordered by this House to be printed, 21st September, 1859, to the present time; shewing in alphabetical order, the names of all the applicants for leases or licenses in each year; and the names of the parties to whom leases or licenses have been

been issued; the names of all the Runs; the District in which the Run is situated; the supposed extent of the Run; the total number respectively of Sheep and Cattle assessed thereon by the Commissioner; the amount of Assessment Money received from each Run since the enactment 20 Vict., cap. 39; the amount of annual rent payable on each Run at the present time.

2. MR. GRAY to move, That the Petition presented by him, on the 8th October, from the Roman Catholics of Kiama, be printed.
3. MR. GRAY to move, That the Petition presented by him, on the 8th October, from the Roman Catholics of Shoalhaven, be printed.
4. MR. DRIVER to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence that portion of the Sydney Domain lately used as a Cricket Ground.
5. MR. SADLEIR to move for leave to bring in a Bill, intituled "The District Trust " Bill."
6. MR. HOLROYD to move, That the Petition presented by him on the 9th October from the Inhabitants of Byron and Inverell, be printed.
7. MR. DALGLEISH to move, That the Petition presented by him on the 9th October from the Owners, Captains, and Seamen of the Port of Sydney, praying for exemption from the action of the Shipping Office, be printed.

Question:—

1. MR. SHEPHERD to ask THE COLONIAL SECRETARY,—
  - (1.) Was the question for making Ryde a place for holding Petty Sessions, referred to the Bench of Magistrates, Parramatta?
  - (2.) Did the Bench report on the matter?
  - (3.) Was their suggestion or recommendation attended to; if not, why not?

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TUESDAY, OCTOBER 15.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. SADLEIR to move,—
  - (1.) That in the opinion of this House, it is incompatible with the duties of Government to compete with private enterprise by the use of Public funds.
  - (2.) That the outlay of £64,000 on the buildings of the Abattoirs, Glebe Island, and other works there constructed, and now leased as slaughter-houses, is of this character, and that this House considers the continuance of such undertakings should, as soon as possible, be abandoned, and measures be taken to free the Government from the charge of the same.
5. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.

6. MR. HOSKINS to move for leave to introduce a bill to amend the law for the prevention of vagrancy and crime.
7. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
8. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
9. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House :—
  - (1.) Copies of all correspondence between the Government and any person or persons, having reference to the new line of road between Kempsey and Armidale, including any Report or communication from any Surveyor relative to the said line of road ; also, of any Petitions to the Government on the subject.
  - (2.) Any Report from the Engineer of Harbours, or other person, on the improvement of the Macleay River and the entrance thereto.
  - (3.) Any Minute of the Executive Council having reference to the above.
10. MR. REDMAN to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the justice of defraying the actual expenses incurred by the Master of the American Ship "Tropic," Captain Smith, for damage done to such ship while under the pilotage of Mr. Levien, who ran such ship aground on Garden Island.
  - (2.) That such Committee consist of Mr. Holt, Mr. Hoskins, Mr. Cunneen, Mr. Allen, Capt. Moriarty, Mr. Dalgleish, Mr. Gray, Mr. Markham, Mr. Lucas, and the Mover.
11. MR. REDMAN to move, That in the opinion of this House, all Government Works should be open to Public Tender, except where the Public interest otherwise requires.
12. MR. LEWIS to move, That there be laid upon the Table of this House,—
  - (1.) A Copy of all the Telegrams officially and otherwise received by the Government, concerning the conduct of the Coal Miners at Newcastle, since the 2nd of October instant.
  - (2.) A Copy of all Correspondence, if any, received by the Government, on the same subject, up to the 8th instant.

## ORDERS OF THE DAY:—

1. Matrimonial Causes Bill ; second reading.
2. Constitution Act Amendment Bill ; second reading.

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 WEDNESDAY, OCTOBER 16.

## GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.

## ORDERS OF THE DAY :—

1. Police Regulation Bill ; second reading.
2. Insolvency Laws Amendment Bill ; second reading.

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 THURSDAY, OCTOBER 17.

## GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

## ORDER OF THE DAY :—

1. Metropolitan Corporation Bill ; second reading.

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 TUESDAY, OCTOBER 22.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move the following resolutions :—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing resolution be forwarded by Address to His Excellency the Governor.
2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.
3. CAPTAIN MORIARTY to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.
  - (2.) That such Committee consist of the following Members :—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, and the Mover.

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 THURSDAY,



THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs " Bill be now read a second time."
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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*

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[Price, 2d.]

THE UNIVERSITY OF CHICAGO

PHILIP H. FRANK

No. 22.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 10 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Question of Adjournment:—Mr. Buchanan moved,—That this House do now adjourn.  
Debate ensued.  
Question put and negatived.
2. Railway to Goulburn:—Mr. Alexander presented a Petition from certain Inhabitants of the District of Goulburn, and County of Argyle, praying for the Extension and Completion of the Southern Line of Railway to Goulburn, with all possible dispatch.  
Petition received.
3. David Blair:—Mr. Forster presented a Petition from David Blair, complaining of his dismissal from his alleged "situation of Front Door Keeper and Messenger to the "Legislative Assembly," and praying redress.  
Petition received.
4. Felix Swainston:—Mr. Morrice presented a Petition from Felix Swainston, Carrier, Sutton Forest, Camden, representing that he sustained considerable loss in consequence of his Team falling over the old Bridge at Picton—the new one not being completed in accordance with a notice given by the Contractor; and praying relief.  
Petition received.
5. Fines Charitable Application Bill:—Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to regulate the Charitable application of certain Fines and Penalties.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
6. Municipalities Bill:—Mr. Cowper moved, pursuant to notice, for leave to bring in a Bill to amend the Law relating to Municipal Institutions.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
7. Fines Charitable Application Bill:—Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill to regulate the Charitable application of certain Fines and Penalties,*" read a first time.  
Ordered to be printed, and read a second time this day week.
8. Municipalities Bill:—Mr. Cowper having presented this Bill, Bill, intituled, "*A Bill to Amend the Law relating to Municipal Institutions,*" read a first time.  
Ordered to be printed, and read a second time this day week.
9. Sale of Liquors General Licensing Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill:—  
The Chairman reported progress, and obtained leave to sit again on Tuesday next.  
The House adjourned, at twenty-five minutes after Eleven o'clock, until To-morrow at Three o'clock.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 11.

*Ordered*, That there be a Call of the House to-day.

## OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Bill; second reading.

## NOTICES OF MOTION :—

1. MR. DANIEL to move, That there be laid upon the Table of this House, a Return of all Waste Lands of the Crown, held under lease or license beyond the settled Districts of the Colony, from the date of the motion of Mr. W. R. Piddington, of the 2nd December, 1857, and ordered by this House to be printed, 21st September, 1859, to the present time; shewing in alphabetical order, the names of all the applicants for leases or licenses in each year; and the names of the parties to whom leases or licenses have been issued; the names of all the Runs; the District in which the Run is situated; the supposed extent of the Run; the total number respectively of Sheep and Cattle assessed thereon by the Commissioner; the amount of Assessment Money received from each Run since the enactment 20 Vict., cap. 39; the amount of annual rent payable on each Run at the present time.
2. MR. GRAY to move, That the Petition presented by him, on the 8th October, from the Roman Catholics of Kiama, be printed.
3. MR. GRAY to move, That the Petition presented by him, on the 8th October, from the Roman Catholics of Shoalhaven, be printed.
4. MR. DRIVER to move, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence that portion of the Sydney Domain lately used as a Cricket Ground.
5. MR. SADLER to move for leave to bring in a Bill, intituled "The District Trust Bill."
6. MR. HOLROYD to move, That the Petition presented by him on the 9th October from the Inhabitants of Byron and Inverell, be printed.
7. MR. DALGLEISH to move, That the Petition presented by him on the 9th October from the Shipowners, Captains, and Seamen of the Port of Sydney, praying for exemption from the action of the Shipping Office, be printed.
8. MR. DALGLEISH to move, That this House will, on Tuesday 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 Estimates for the ensuing year, the sum of £300, for the purpose of providing prizes to be competed for by the Volunteers of this Colony.
9. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) A Return shewing in detail the whole cost of construction of that portion of the Western Railway, from the Junction Station to the point where the Railway enters the Parramatta Park, including the cost of the Parramatta Station, Stores, Bridges, payment for Land, Houses, &c.
  - (2.) The claims, (if any), for the Land taken, which still remain unliquidated.
  - (3.) All letters and correspondence with the Government, relative to the Railway being brought into the Town of Parramatta.
10. MR. ALEXANDER to move, That the Petition presented by him, on the 10th October, for the extension of Railways to Goulburn, be printed.
11. MR. MORRICE to move, That the Petition presented by him on the 10th October, from Felix Swainston, be printed.
12. MR. FORSTER to move for leave to bring in a Bill to extend the powers of the Pyrmont Bridge Company.
13. MR. BURNS to move, That there be laid upon the Table of this House, Copies of all Correspondence which may have passed between the Government and the Warden or Secretary of the Maitland Road Trust, in reference to the accounts of the expenditure of Moneys issued to the Trust, since the 1st January, 1858.
14. MR. BURNS to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence in the possession of the Government in relation to the Construction of the Railway Embankment at Wallis Creek, and the cutting of the Channel from the Creek to the Hunter.
  - (2.) Also, Copies of any Correspondence, Plans, Surveys, and Reports it may possess in respect to the levels of Wallis Creek, Fishery Creek, the Channel in question; and of the River Hunter at its junction with Wallis Creek, together with Copies of any other Memoranda which may exist in the Public offices in reference to the matters herein referred to.

Questions:—

1. MR. SHEPHERD to ask THE COLONIAL SECRETARY,—
  - (1.) Was the question for making Ryde a place for holding Petty Sessions, referred to the Bench of Magistrates, Parramatta?
  - (2.) Did the Bench report on the matter?
  - (3.) Was their suggestion or recommendation attended to; if not, why not?
2. MR. TERRY to ask THE COLONIAL SECRETARY,—Whether the Government have received the Report of Mr. Surveyor Coombs in reference to the Road from Mudgee to Wellington, passing through the Diggings, as petitioned for by the Inhabitants of Mudgee; and if so, is it favourable to the views of the petitioners; and if not, what is the intention of the Government in respect to such Road?
3. MR. HOLROYD to ask THE COLONIAL SECRETARY,—Upon whose recommendation Nicholas Paget Bayley, Robert Lowe, George Henry Cox, and George Rouse, Esquires, were lately re-appointed Magistrates of the Territory; and why, and upon whose suggestion, Henry Bayley, W. W. Lowe, Charles B. Lowe, Archibald Bell Cox, and William R. Blackman, Esquires, who resigned as Magistrates at the same time as the first-named gentlemen, were not also re-appointed?
4. MR. BURNS to ask THE COLONIAL SECRETARY,—Whether a sum has been placed on the Estimates for next year to meet the cost of erecting a Lock-up at Lochinvar?
5. MR. TERRY to ask THE COLONIAL SECRETARY,—Have the communications between the Government and the Municipality of Mudgee, in reference to the Alignment of the Public Streets of Mudgee, come to a conclusion, and if so, when will such alignment be proclaimed.
6. MR. DICKSON to ask THE SECRETARY FOR PUBLIC WORKS,—When will the Government fulfil their intention of placing a Telegraph Apparatus at the East Maitland Station, as promised by the Honorable the Secretary for Works, on the 23rd October last.
7. MR. DRIVER to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Government intend to cause any enquiry into the claims made by certain Chinese, whether by Petition to this House or to the Executive Government, for compensation on account of losses sustained by the destruction of their property at Lambing Flat?
  - (2.) Will any proposal be submitted to this House, during the present Session, from the Government, for the compensation of the Petitioners?
8. MR. WATT to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) If the Government intends placing on the Estimates a sum of money for a Telegraph Line from Bathurst to Lambing Flat *via* Carcoar and Cowra; and, if the Government intends establishing Telegraph Offices in the Towns of Carcoar and Cowra; if not, why not?
  - (2.) Also, if the Government intends that the Road from Bathurst to Cowra shall be classed as a Main Road, for the purpose of granting a larger amount for the repairs of that Road; and, if so, will an Officer of the Government superintend the repairs of the said Road?
  - (3.) Also, if the Government intend placing any sum on the Estimates for the purpose of improving the Road from Cowra to Lambing Flat?
9. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—How many Road Superintendents and Overseers there are for the Southern Road, from Camden to Albury; also, for the Western and for the Northern Roads; the nature of their employment, how they employ themselves; also, the distance of Road allotted to each, and their respective salaries and travelling expenses?
10. MR. DANGAR to ask THE COLONIAL SECRETARY,—
  - (1.) If it is the intention of the Government to make Clerks of Petty Sessions Police Magistrates, who are now in the Commission of the Peace?
  - (2.) Do the Police Magistrates, and Clerks of Petty Sessions, combined in one office, give satisfaction; and does the system work well at the Country Benches?
11. MR. BURNS to ask THE COLONIAL SECRETARY,—When the Road between Maitland and Buchanan, or Mulbring Creek, for which a Petition was presented to the Minister for Lands, in the year 1857, will be proclaimed?

TUESDAY, OCTOBER 15.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.

2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. SADLEIR to move,—
  - (1.) That in the opinion of this House, it is incompatible with the duties of Government to compete with private enterprize by the use of Public funds.
  - (2.) That the outlay of £64,000 on the buildings of the Abattoirs, Glebe Island, and other works there constructed, and now leased as slaughter-houses, is of this character, and that this House considers the continuance of such undertakings should, as soon as possible, be abandoned, and measures be taken to free the Government from the charge of the same.
5. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
6. MR. HOSKINS to move for leave to introduce a Bill to amend the law for the prevention of vagrancy and crime.
7. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
8. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
9. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House:—
  - (1.) Copies of all correspondence between the Government and any person or persons, having reference to the new line of road between Kempsey and Armidale, including any Report or communication from any Surveyor relative to the said line of road; also, of any Petitions to the Government on the subject.
  - (2.) Any Report from the Engineer of Harbours, or other person, on the improvement of the Macleay River and the entrance thereto.
  - (3.) Any Minute of the Executive Council having reference to the above.
10. MR. REDMAN to move,—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the justice of defraying the actual expenses incurred by the Master of the American Ship "Tropic," Captain Smith, for damage done to such ship while under the pilotage of Mr. Levien, who ran such ship aground on Garden Island.
  - (2.) That such Committee consist of Mr. Holt, Mr. Hoskins, Mr. Cunneen, Mr. Allen, Capt. Moriarty, Mr. Dalgleish, Mr. Gray, Mr. Markham, Mr. Lucas, and the Mover.
11. MR. REDMAN to move, That in the opinion of this House, all Government Works should be open to Public Tender, except where the Public interest otherwise requires.
12. MR. LEWIS to move, That there be laid upon the Table of this House,—
  - (1.) A Copy of all the Telegrams officially and otherwise received by the Government, concerning the conduct of the Coal Miners at Newcastle, since the 2nd of October instant.
  - (2.) A Copy of all Correspondence, if any, received by the Government, on the same subject, up to the 8th instant.
13. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia; during the same period.

14. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Correspondence between Mr. Superintendent Brown, his Overseers, or any person or persons, and the Commissioner of Roads, having reference to the Contracting, Letting, and Placing of the Toll Houses and Gates at Camberwell, Scone, and Blandford, on the Great Northern Road.
  - (2.) A copy of the Contracts made with Mr. Matthew Miller and another person, for the Erection of the Camberwell, Scone, and Blandford Toll Houses and Gates, with Copies and dates of Notices calling for Tenders in the respective Police Districts.

ORDERS OF THE DAY:—

1. Matrimonial Causes Bill; second reading.
2. Constitution Act Amendment Bill; second reading.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Sale of Liquors General Licensing Bill; to be further considered in Committee.

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WEDNESDAY, OCTOBER 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.
2. MR. ARNOLD to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Wollongong Harbour.
3. MR. ARNOLD to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Kiama Harbour.

ORDERS OF THE DAY:—

1. Police Regulation Bill; second reading.
2. Insolvency Laws Amendment Bill; second reading.

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THURSDAY, OCTOBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.

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TUESDAY, OCTOBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing resolution be forwarded by Address to His Excellency the Governor.
2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name, who was shot by the Police at Burrangong.
3. CAPTAIN MORIARTY to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.
  - (2.) That such Committee consist of the following Members:—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, and the Mover.

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THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

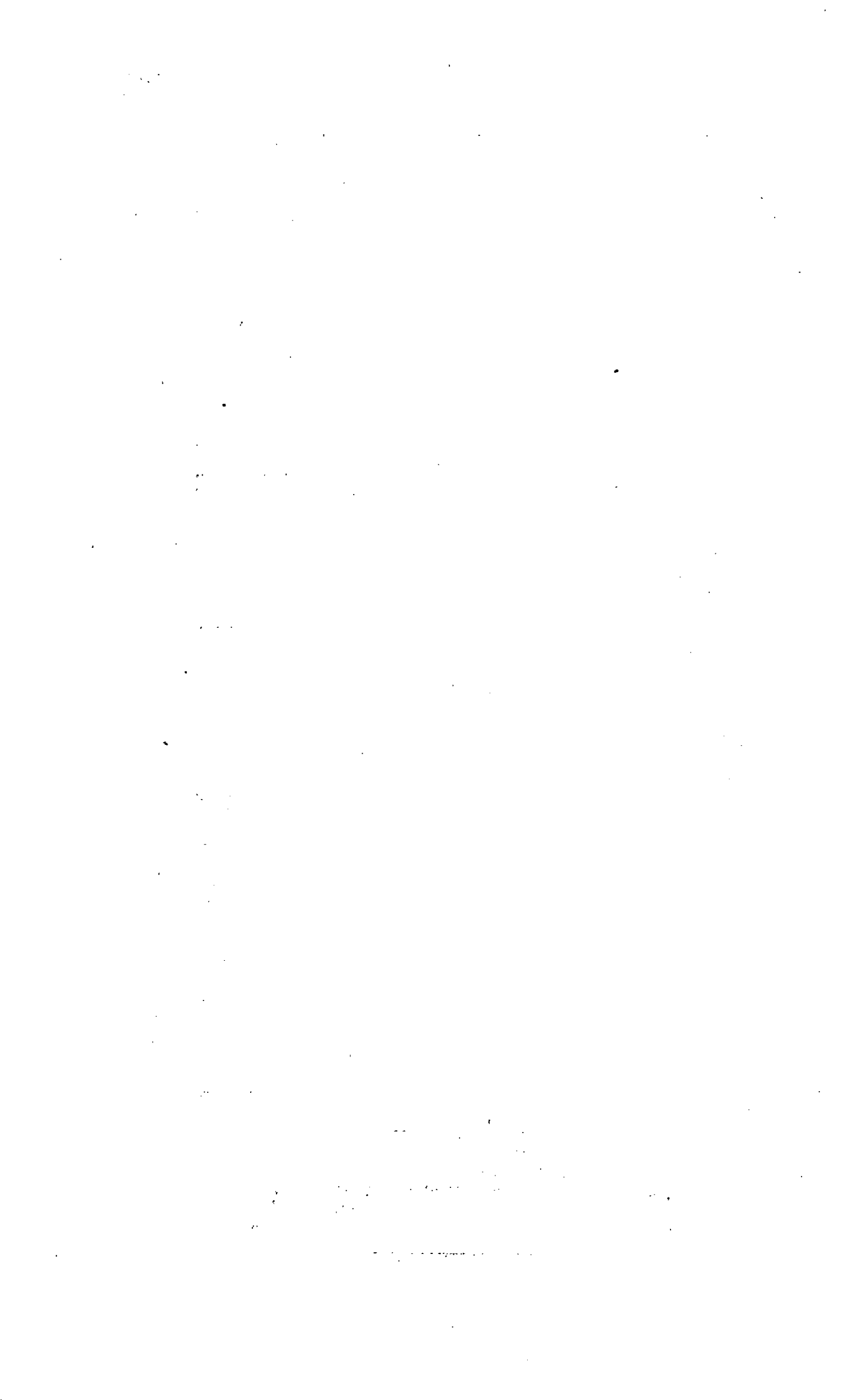
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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
Speaker.





No. 23.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

FRIDAY, 11 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Member Sworn:—The Reverend John Dunmore Lang having taken the Oath and subscribed the Roll, took his Seat as a Member for the Electoral District of West Sydney.
2. Sale of Liquors General Licensing Bill:—Mr. Holroyd presented a Petition from certain Inhabitants of Sydney and its neighbourhood, praying that, in the consideration of the said Bill, facilities may be given for the production and consumption of Colonial Wines.  
Petition received.
3. Paper:—Mr. Cowper laid upon the Table, Return to Address in reference to Administration of Justice, Commissions to District Judges and Chairmen of Quarter Sessions, adopted, on motion of Mr. Hart, on the 17th September, 1861.  
Ordered to be printed.
4. Call of the House:—The Speaker having reported that he had received a letter from Henry Flett, Esquire, excusing his attendance upon the Call of the House, ordered for to-day, on the ground of business of urgent necessity requiring his presence at his residence on the Manning River; and a letter from Francis Townsend Rusden, Esquire, excusing his attendance upon the same occasion, on the ground of urgent business requiring his presence elsewhere; and a letter from William Henry Suttor, Esquire, excusing his attendance upon the same occasion, on the ground of the very serious illness of a member of his family,—  
The Clerk, by direction of the Speaker, and pursuant to the Order in that behalf, made on the 20th ultimo, called over the names of the Members of the Assembly.  
And all the Members having answered in their places, except Henry Flett, Esquire, Francis Townsend Rusden, Esquire, and William Henry Suttor, Esquire, who had severally offered their excuses by letter to the Speaker,—  
And Daniel Egan, Esquire, John Garrett, Esquire, Robert Haworth, Esquire, Robert Meston, Esquire, Merion Marshall Moriarty, Esquire, and William Walker, Esquire, who had offered no excuse,—  
Ordered, on motion of Mr. Cowper, that the names of the Members absent, without excuse offered, be again called over at a later hour of the day.
5. Church and School Lands Bill:—Mr. Wilson moved, That this Bill be now read a second time.  
Debate ensued.  
Question put and passed.  
And Bill read a second time.  
Ordered, on motion of Mr. Wilson, that the consideration in Committee of this Bill stand an Order of the Day for this day week.
6. Members of the Legislative Council as Witnesses:—  
(1.) Mr. Wilson moved, That the following Message be carried to the Legislative Council:—  
MR. PRESIDENT,  
The Legislative Assembly having appointed a Select Committee "to consider and report upon the Claims of Mr. A. E. Bush," and that Committee being desirous to examine the Honorable Edward Deas Thomson, Esquire, C.B., and the Honorable Francis Lewis Shaw Merewether, Esquire, Members of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Members to attend accordingly, on such day and days as shall be arranged between them and the said Committee.  
*Legislative Assembly Chamber,*  
Sydney, 11 October, 1861.  
Question put and passed.

Speaker.

(2.)

(2.) Mr. Lucas moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee "to inquire into and report upon the adequacy of the provision made for the Destitute through the instrumentality of the Sydney Benevolent Society," and that Committee being desirous to examine the Honorable George Allen, Esquire, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend accordingly, on such day and days as shall be arranged between him and the said Committee.

Legislative Assembly Chamber,

Sydney, 11th October, 1861.

Speaker.

Question put and passed.

7. Call of the House:—The Clerk, by direction of the Speaker, called over the names of those Members who were absent, without excuse offered, when the names of the Members of the Assembly were called over earlier to-day.

And Daniel Egan, Esquire, Merion Marshall Moriarty, Esquire, and William Walker, Esquire, having severally answered in their places,—and John Garrett, Esquire, Robert Haworth, Esquire, and Robert Meston, Esquire, not having so answered,—

And Mr. Egan having stated, by way of excuse for the absence of Robert Meston, Esquire, that he had received a letter from that Honorable Member, stating that he was on his way down the Country, for the purpose of being present at the Call of the House to day, and that he felt assured that some circumstance, over which he had no control, had detained the Honorable Member,—

Mr. Weckes moved,—

(1.) That the excuses severally offered by Henry Flett, Esquire, Francis Townsend Rusden, Esquire, and William Henry Suttor, Esquire, and for Robert Meston, Esquire, be accepted by this House

Question put and passed.

(2.) That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House on Friday, the 25th October instant.

Question put and passed.

8. Runs beyond the Settled Districts:—Mr. Daniel moved, pursuant to notice, That there be laid upon the Table of this House, a Return of all Waste Lands of the Crown, held under lease or license beyond the settled Districts of the Colony, from the date of the motion of Mr. W. R. Piddington, of the 2nd December, 1857, and ordered by this House to be printed, 21st September, 1859, to the present time; shewing, in alphabetical order, the names of all the applicants for leases or licenses in each year; and the names of the parties to whom leases or licenses have been issued; the names of all the Runs; the District in which the Run is situated; the supposed extent of the Run; the total number respectively of Sheep and Cattle assessed thereon by the Commissioner; the amount of Assessment Money received from each Run since the enactment 20 Vict., cap. 39; the amount of annual rent payable on each Run at the present time.

Question put and passed.

9. Special Roman Catholic Education:—

(1.) Mr. Gray moved, pursuant to notice, That the Petition presented by him, on the 8th October, from the Roman Catholics of Kiama, be printed.

Question put and passed.

Ordered to be printed.

(2.) Mr. Gray moved, pursuant to notice, That the Petition presented by him, on the 8th October, from the Roman Catholics of Shoalhaven, be printed.

Question put and passed.

Ordered to be printed.

10. Sydney Domain:—Mr. Driver moved, pursuant to amended notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole, for the purpose of considering an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for the ensuing year, the sum of £500, for the purpose of enclosing with an ornamental fence a portion of the Sydney Domain.

Debate ensued.

Question put.

The House divided.

Ayes, 7.

Mr. Wisdom,  
Mr. Holroyd,  
Mr. Leary,  
Mr. Lackey,  
Mr. Alexander,  
Mr. Lucas,  
Mr. Driver, } Tellers.

Noes, 32.

Mr. Arnold, Mr. Windeyer,  
Capt. Moriarty, Mr. Holt,  
Mr. Egan, Mr. Sutherland,  
Mr. Rotton, Mr. Love,  
Mr. Sadleir, Mr. Harpur,  
Mr. Forster, Mr. Markham,  
Mr. Dangar, Mr. Gray,  
Mr. Raper, Mr. Caldwell,  
Mr. Dalgleish, Mr. Hoskins,  
Mr. Terry, Mr. Irving,  
Mr. Stewart, Mr. Allen,  
Mr. Redman, Mr. Piddington,  
Mr. Morrice, Mr. Dickson,  
Mr. Cummings, Mr. Dick,  
Mr. Laycock, Mr. Daniel, } Tellers.  
Mr. J. N. Ryan, Mr. Burns,

11. Members of Legislative Council as Witnesses:—The Speaker reported the following Messages from the Legislative Council:—

(1.) MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 11th instant, requesting leave for the Honorable George Allen, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly "to inquire into and report upon the adequacy of the provision made "for the Destitute through the instrumentality of the Sydney Benevolent Society," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

*Legislative Council Chamber,  
Sydney, 11th October, 1861.*

W. C. WENTWORTH,  
President.

(2.) MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 11th instant, requesting leave for the Honorable Edward Deas Thomson, C.B., and the Honorable Francis Lewis Shaw Merewether, Members of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly "to consider and report upon the claims of Mr. A. E. Bush," the Council acquaints the Assembly that leave has been granted to its said Members to attend and be examined by the said Committee, if they think fit.

*Legislative Council Chamber,  
Sydney, 11th October, 1861.*

W. C. WENTWORTH,  
President.

12. Motion Withdrawn:—Mr. Sadleir withdrew the motion standing in his name, No. 5 on the Notice Paper for to day.
13. Sale of Liquors General Licensing Bill:—Mr. Holroyd moved, pursuant to notice, That the Petition presented by him on the 9th October from the Inhabitants of Byron and Inverell, be printed.  
Question put and passed.  
Ordered to be printed.
14. Seamen:—Mr. Dalgleish moved, pursuant to notice, That the Petition presented by him on the 9th October from the Shipowners, Captains, and Seamen of the Port of Sydney, praying for exemption from the action of the Shipping Office, be printed.  
Question put and passed.  
Ordered to be printed.
15. Motion Withdrawn:—Mr. Dalgleish withdrew the motion standing in his name, No. 8 on the Notice Paper for to day.
16. Cost of Railway Constructions at Parramatta:—Mr. Holroyd moved, pursuant to amended notice, That there be laid upon the Table of this House,—  
(1.) A Return shewing in detail the whole cost of construction of that portion of the Western Railway, from the Junction Station to the point where the Railway enters the Parramatta Park, including the cost of the Parramatta Station, Stores, Bridges, payment for Land, Houses, &c.  
(2.) The claims, (if any), for the Land taken, which still remain unliquidated.  
(3.) All letters and correspondence with the Government, relative to the Railway being brought into the Town of Parramatta.  
Question put and passed.
17. Railway to Goulburn:—Mr. Alexander moved, pursuant to notice, That the Petition presented by him on the 10th October, for the extension of Railways to Goulburn, be printed.  
Question put and passed.  
Ordered to be printed.
18. Felix Swainston:—Mr. Morrice moved, pursuant to notice, That the Petition presented by him on the 10th October, from Felix Swainston, be printed.  
Question put and passed.  
Ordered to be printed.
19. Pymont Bridge Company's Supplementary Bill:—Mr. Forster moved, pursuant to notice, for leave to bring in a Bill to extend the powers of the Pymont Bridge Company.  
Question put and passed;—Ordered, That the Mover and Seconder prepare and bring in the Bill.
20. Maitland Road Trust:—Mr. Burns moved, pursuant to notice, That there be laid upon the Table of this House, Copies of all Correspondence which may have passed between the Government and the Warden or Secretary of the Maitland Road Trust, in reference to the accounts of the expenditure of Moneys issued to the Trust, since the 1st January, 1858.  
Question put and passed.
21. Pymont Bridge Company's Supplementary Bill:—Mr. Forster having presented this Bill, and produced a Certificate of the payment of Twenty-five Pounds to the Credit of the Consolidated Revenue of the Colony, Bill, intituled, "A Bill to continue the Powers of the Pymont Bridge Company to raise Money by the issue of Debentures and by Mortgage," read a first time.
22. Railway Embankment at Wallis Creek:—Mr. Burns moved, pursuant to notice, That there be laid upon the Table of this House,—  
(1.) Copies of all Correspondence in the possession of the Government in relation to the Construction of the Railway Embankment at Wallis Creek, and the cutting of the Channel from the Creek to the Hunter.  
(2.)

(2.) Also, Copies of any Correspondence, Plans, Surveys, and Reports it may possess in respect to the levels of Wallis Creek, Fishery Creek, the Channel in question, and of the River Hunter at its junction with Wallis Creek, together with Copies of any other Memoranda which may exist in the Public offices in reference to the matters herein referred to.

Question put and passed.

The House adjourned, at twenty minutes before Eleven o'clock, until Tuesday next, at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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TUESDAY, OCTOBER 15.

### OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. SADLEIR to move,—
  - (1.) That in the opinion of this House, it is incompatible with the duties of Government to compete with private enterprise by the use of Public funds.
  - (2.) That the outlay of £64,000 on the buildings of the Abattoirs, Glebe Island, and other works there constructed, and now leased as slaughter-houses, is of this character, and that this House considers the continuance of such undertakings should, as soon as possible, be abandoned, and measures be taken to free the Government from the charge of the same.
5. MR. HART to move,—
  - (1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.
  - (2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.
6. MR. HOSKINS to move for leave to introduce a Bill to amend the law for the prevention of vagrancy and crime.
7. MR. HOLROYD to move for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.
8. MR. HOLROYD to move for leave to bring in a Bill to regulate the Sale of Wines produced in the Colony.
9. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) Copies of all correspondence between the Government and any person or persons, having reference to the new line of road between Kempsey and Armidale, including any Report or communication from any Surveyor relative to the said line of road; also, of any Petitions to the Government on the subject.
  - (2.) Any Report from the Engineer of Harbours, or other person, on the improvement of the Macleay River and the entrance thereto.
  - (3.) Any Minute of the Executive Council having reference to the above.

10. MR. REDMAN to move,—  
 (1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the justice of defraying the actual expenses incurred by the Master of the American Ship "Tropic," Captain Smith, for damage done to such ship while under the pilotage of Mr. Levien, who ran such ship aground on Garden Island.  
 (2.) That such Committee consist of Mr. Holt, Mr. Hoskins, Mr. Cunneen, Mr. Allen, Capt. Moriarty, Mr. Dalglish, Mr. Gray, Mr. Markham, Mr. Lucas, and the Mover.
11. MR. REDMAN to move, That in the opinion of this House, all Government Works should be open to Public Tender, except where the Public interest otherwise requires.
12. MR. LEWIS to move, That there be laid upon the Table of this House,—  
 (1.) A Copy of all the Telegrams officially and otherwise received by the Government, concerning the conduct of the Coal Miners at Newcastle, since the 2nd of October instant.  
 (2.) A Copy of all Correspondence, if any, received by the Government, on the same subject, up to the 8th instant.
13. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—  
 (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.  
 (2.) The quantity of Stock depastured in those Districts, during the year 1860.  
 (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.  
 (4.) The quantity of Crown Lands sold in those Districts, during the same period.  
 (5.) The amount received from such sales.  
 (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.  
 (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
14. MR. DANGAR to move, That there be laid upon the Table of this House,—  
 (1.) Copies of all Correspondence between Mr. Superintendent Brown, his Overseers, or any person or persons, and the Commissioner of Roads, having reference to the Contracting, Letting, and Placing of the Toll Houses and Gates at Camberwell, Scone, and Blandford, on the Great Northern Road.  
 (2.) A copy of the Contracts made with Mr. Matthew Miller and another person, for the Erection of the Camberwell, Scone, and Blandford Toll Houses and Gates, with Copies and dates of Notices calling for Tenders in the respective Police Districts.
15. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
 (1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.  
 (2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.
16. MR. FORSTER to move, That the Petition of George Mulhall, presented by him on 9th October, be printed.
17. MR. FORSTER to move, That the Petition of David Blair, presented by him on 10th October, be printed.
18. MR. HOLROYD to move, That the Petition presented by him, on the 11th October, from the Inhabitants of Sydney and its neighbourhood, be printed.
19. MR. WINDEYER to move, That this House will, on Tuesday 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 Estimates for the ensuing year, a sum not exceeding £500, for the purpose of providing Prizes to be competed for by the Volunteers of this Colony, on condition of an equal sum being contributed by the public.

*Question :—*

1. MR. SADLER to ask THE COLONIAL SECRETARY,—  
 (1.) What number of Detectives are and have been employed in the Police Force, each year, from 1857 to 1861?  
 (2.) What has been the expense of said Detectives, distinguishing between pay, gratuities, and rewards during such period?  
 (3.) Whether any of said Detectives have been, during the last five years, convicted of misdemeanors or other offences, and what punishments they have been subject to?  
 (4.) Whether any of said Detectives are engaged in business in the City? (No names required.)

ORDERS OF THE DAY:—

1. Matrimonial Causes Bill; second reading.  
 2. Constitution Act Amendment Bill; second reading.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Sale of Liquors General Licensing Bill; to be further considered in Committee.

WEDNESDAY, OCTOBER 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.
2. MR. ARNOLD to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Wollongong Harbour.
3. MR. ARNOLD to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Kiama Harbour.

ORDERS OF THE DAY :—

1. Police Regulation Bill; second reading.
2. Insolvency Laws Amendment Bill; second reading.

THURSDAY, OCTOBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDERS OF THE DAY :—

1. Metropolitan Corporation Bill; second reading.
2. Finés Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.

FRIDAY, OCTOBER 18.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Bill; to be considered in Committee.

TUESDAY, OCTOBER 22.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move the following Resolutions :—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name who was shot by the Police at Burrangong.
3. CAPTAIN MORLIARTY to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.
  - (2.) That such Committee consist of the following Members :—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, and the Mover.

FRIDAY, OCTOBER 25.

*Call of the House :—Ordered,* That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DICKSON to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve; and that such Committee have power to send for persons and papers.
  - (2.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. MR. SADLER to move for leave to bring in a Bill, intituled "The District Trust Bill."

TUESDAY,

TUESDAY, OCTOBER 29.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. BUCHANAN to move, That in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
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THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*

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[Price, 2d.]





No. 24.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY



TUESDAY, 15 OCTOBER, 1861.

1. The House met pursuant to adjournment ; the Speaker took the Chair.  
Paper :—Mr. Weckes laid upon the Table, Sixth Annual Report on the Post Office Department, being for 1860.  
Ordered to be printed.
2. Motion Withdrawn :—Mr. Lucas withdrew the motion standing in his name, No. 1 on the Notice Paper for to-day.
3. Paper :—Mr. Cowper laid upon the Table, Return to Address, in reference to Nominations for Life to the Legislative Council, adopted, on motion of Mr. Forster, on the 17th September, 1861.  
Ordered to be printed.
4. Motions Withdrawn :—Mr. Forster withdrew the motions standing in his name, Nos. 2 and 3 on the Notice Paper for to-day.
5. Government Competition with Private Enterprise,—Abattoirs :—Mr. Sadleir moved, pursuant to notice,—  
(1.) That, in the opinion of this House, it is incompatible with the duties of Government to compete with private enterprise by the use of Public funds.  
(2.) That the outlay of £64,000 on the buildings of the Abattoirs, Glebe Island, and other works there constructed, and now leased as slaughter-houses, is of this character, and that this House considers the continuance of such undertakings should, as soon as possible, be abandoned, and measures be taken to free the Government from the charge of the same.  
Debate ensued.  
Mr. Egan moved the Previous Question.  
Debate continued.  
Previous Question,—That this Question be now put,—put and negatived.
6. Railway Extension to Southern Districts :—Mr. Faucett presented a Petition from certain Inhabitants of the District of Yass, praying that Railway Communication between Sydney and the Southern Districts may be extended and completed with all possible despatch.  
Petition received.
7. Sale of Liquors General Licensing Bill :—Mr. Holroyd presented a Petition from certain Farmers, Winegrowers, Storekeepers, and others, in the Hunter, Williams, Paterson, and Allyn River Districts, praying, with reference to the said Bill, that facilities may be given for the production and consumption of Colonial Wines.  
Petition received.
8. Appointment of Members of Parliament to Offices of Profit :—Mr. Hart moved, pursuant to notice,—  
(1.) That, in order to secure the freedom and independence of Parliament, this House is of opinion that no Office of profit or emolument ought to be conferred by the Crown upon any person who is now, or hereafter may become a Member of either branch of the Legislature, until he shall have ceased to have been such Member for at least twelve months before his acceptance of Office: Provided that this Resolution shall not be deemed to apply to any of the Official Members of the Government, who, by the Constitution Act, are declared capable of sitting as Members of the Assembly, or to such additional Officers as may be declared capable of being Elected Members of the Assembly in pursuance of the provisions of the said Act.  
(2.) That an Address be presented to His Excellency the Governor, with the foregoing Resolution.  
Debate ensued.  
Mr. Walker moved the previous Question.  
Debate ensued.  
(Interruption.)

9. Estimates of Expenditure for 1862, and Supplementary Estimate for 1861 :—The following Message from His Excellency the Governor received and read :—

JOHN YOUNG,  
Governor.

Message No. 2.

In accordance with the provisions contained in the 54th Clause of the Constitution Act, His Excellency the Governor submits, for the consideration of the Legislative Assembly, Estimates of Expenditure for the year 1862.

His Excellency also submits for the consideration of the Assembly, a Supplementary Estimate of Expenditure for the present year.

Government House,

Sydney, 15th October, 1861.

Ordered, on motion of Mr. Weekes, to be printed, together with the accompanying Estimates, and taken into consideration on Wednesday, the 23rd instant.

10. Appointment of Members of Parliament to Offices of Profit :—The Debate on this Question, interrupted by the Message recorded in Entry No. 9 above, resumed.

Previous Question put,—That this Question be now put.

The House divided.

Ayes, 30.

Mr. Cowper,	Mr. Holt,	} Tellers.
Mr. Arnold,	Mr. Dangar,	
Mr. Weekes,	Mr. Piddington,	
Capt. Moriarty,	Mr. Hart,	
Mr. Morrice,	Mr. Gray,	
Mr. Sadleir,	Mr. Irving,	
Mr. Dalgleish,	Mr. Hoskins,	
Mr. Love,	Mr. Buchanan,	
Mr. Wilson,	Mr. T. Garrett,	
Mr. Caldwell,	Mr. Bell,	
Mr. Allen,	Mr. Atkinson,	
Mr. Raper,	Mr. Wisdom,	
Mr. Haworth,	Mr. C. Cowp	
Mr. Cummings,	junr.,	
Mr. Daniel,	Mr. Alexander,	
Mr. Smart,		

Noes, 11.

Mr. Rotton,	} Tellers.
Mr. Forster,	
Mr. Macleay,	
Mr. Lackey,	
Mr. Redman,	
Mr. Harpur,	
Mr. Walker,	
Mr. Terry,	
Mr. Sutherland,	
Mr. Mate,	
Mr. Holroyd,	

Original Question then put:  
The House divided.

Ayes, 7.

Mr. Harpur,	} Tellers.
Mr. Piddington,	
Mr. Dangar,	
Mr. Sutherland,	
Mr. Walker,	
Mr. Rotton,	
Mr. Hart,	

Noes, 37.

Mr. Cowper,	Mr. Peisley,	} Tellers..
Mr. Weekes,	Mr. Daniel,	
Mr. Arnold,	Mr. Lewis,	
Mr. Bell,	Mr. Cummings,	
Mr. C. Cowper,	Mr. Haworth,	
junr.,	Mr. Lackey,	
Mr. Holroyd,	Mr. Cunneen,	
Capt. Moriarty,	Mr. Raper,	
Mr. Alexander,	Mr. Irving,	
Mr. Holt,	Mr. Caldwell,	
Mr. Morrice,	Mr. Sadleir,	
Mr. Terry,	Mr. Hoskins,	
Mr. Dalgleish,	Mr. J. N. Ryan,	
Mr. Love,	Mr. Atkinson,	
Mr. Smart,	Mr. Forster,	
Mr. Redman,	Mr. Buchanan,	
Mr. Wilson,	Mr. Wisdom,	
Mr. Gray,	Mr. Mate,	
Mr. Allen,	Mr. T. Garrett,	

11. Wagga Wagga Bridge Company's Bill :—Mr. Macleay, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before the Committee, for whose consideration and report this Bill was referred on the 27 ultimo, together with Appendix.

Ordered to be printed.

Whereupon, on motion of Mr. Macleay, Ordered, that this Bill be read a second time on Friday week.

12. Sale of Field of Mars Common :—Mr. Cowper presented a Petition from certain Inhabitants of Sydney, Pyrmont, Glebe, Balmain, and Five Dock, praying that a Bill may be passed, authorising the sale of the Field of Mars Common, and appropriating the proceeds to the construction of Roads and Bridges, so as to connect the lands on the North side of the Parramatta River, by the shortest route with the Metropolis.

Petition received.

13. Paper :—Mr. Arnold laid upon the Table, Return to Order, in reference to Steam Crane at Newcastle, made by this House, on motion of Mr. Allen, on the 27th ultimo.
14. Vagrancy Prevention Bill :—Mr. Hoskins moved, pursuant to notice, for leave to introduce a Bill to amend the law for the Prevention of Vagrancy and Crime.  
Question put and passed ; Ordered, that the Mover and Seconder prepare and bring in the Bill.
15. Steam Crane at Newcastle :—Mr. Allen moved, That the Return to Order, relative to the Steam Crane at Newcastle, laid upon the Table this day by Mr. Arnold, be printed.  
Question put and passed.  
Ordered to be printed.

16. Vagrancy Prevention Bill:—Mr. Hoskins having presented this Bill, Bill, intituled, "*A Bill for the more effectual Prevention of Vagrancy and Crime, and for the Punishment of Rogues and Vagabonds and Incurable Rogues in the Colony of New South Wales,*"—read a first time.  
Ordered to be printed, and read a second time on Friday fortnight.
17. Pawnbrokers' Bill:—Mr. Holroyd moved, pursuant to notice, for leave to bring in a Bill to amend the Act for regulating the trade or business of Pawnbrokers in New South Wales.  
Question put and passed;—Ordered, that the Mover and Seconder prepare and bring in the Bill.
18. Sale of Colonial Wines Regulation Bill:—  
(1.) Mr. Holroyd withdrawing the motion standing in his name, No. 8 on the Notice Paper for to-day, moved, with the concurrence of the House, *without notice*,—That this House do now resolve itself into a Committee of the Whole, to consider whether it is desirable to introduce a Bill to regulate the Sale, by Retail, of Wine, Cider, and Perry, produced in the Colony.  
Question put and passed.  
Whereupon, on motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into the said Committee.  
The Chairman reported the following Resolution:—  
Resolved,—That it is expedient to introduce a Bill to regulate the Sale, by Retail, of Wines, Cider, and Perry, produced in the Colony.  
Mr. Holroyd then moved, That this House do now adopt this Resolution.  
Question put and passed.  
(2.) Mr. Holroyd thereupon moved for leave to bring in a Bill to regulate the Sale, by Retail, of Wines, Cider, and Perry, produced in the Colony.  
Question put and passed; *Ordered*, that the Mover and Seconder prepare and bring in the Bill.
19. Pawnbrokers' Bill:—Mr. Holroyd having presented this Bill, Bill, intituled, "*A Bill to amend an Act intituled 'An Act for Regulating the Trade or Business of Pawnbrokers in New South Wales,'*"—read a first time.  
Ordered to be printed, and read a second time on Friday the 25 instant.
20. Motion withdrawn:—Mr. Hart withdrew the Motion standing in his name, No. 9 on the Notice Paper for to-day.
21. American ship "Tropic":—Mr. Redman moved, pursuant to notice,—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed, to consider and report upon the justice of defraying the actual expenses incurred by the Master of the American Ship "Tropic," Captain Smith, for damage done to such ship while under the pilotage of Mr. Levien, who ran such ship aground on Garden Island.  
(2.) That such Committee consist of Mr. Holt, Mr. Hoskins, Mr. Cunneen, Mr. Holt, Capt. Moriarty, Mr. Dalgleish, Mr. Gray, Mr. Markham, Mr. Lucas, and the Mover.  
Debate ensued.  
Question put.  
The House divided.  
Ayes, 17.  
Noes, 25.
- |                 |                |                 |                 |
|-----------------|----------------|-----------------|-----------------|
| Mr. Lucas,      | Mr. Lewis,     | Mr. Cowper,     | Mr. Piddington, |
| Mr. Sutherland, | Mr. Buchanan,  | Mr. Arnold,     | Mr. Laycock,    |
| Mr. Redman,     | Mr. Dalgleish, | Mr. Weckes,     | Mr. Atkinson,   |
| Mr. Forster,    | Mr. Windeyer,  | Mr. Bell,       | Mr. Haworth,    |
| Mr. Dangar,     |                | Mr. Holt,       | Mr. Lackey,     |
| Mr. Terry,      |                | Mr. C. Cowper,  | Mr. Raper,      |
| Mr. Holroyd,    |                | junr.,          | Mr. Caldwell,   |
| Mr. Sadleir,    |                | Capt. Moriarty, | Mr. J. N. Ryan, |
| Mr. Harpur,     |                | Mr. Hoskins,    | Mr. Faucett,    |
| Mr. Mate,       |                | Mr. Love,       | Mr. Rotton,     |
| Mr. Allen,      |                | Mr. Alexander,  | Mr. Wisdom,     |
| Mr. Wilson,     |                | Mr. Irving,     | Mr. Cummings,   |
| Mr. Smart,      |                | Mr. Hart,       | Mr. T. Garrett, |
22. Government Works:—Mr. Redman moved, pursuant to Notice, That, in the opinion of this House, all Government Works should be open to Public Tender, except where the Public interest otherwise requires.  
Debate ensued.  
Mr. Forster moved the previous Question.  
Debate ensued.  
Previous Question,—That this Question be now put,—put and negatived.
23. Sale of Colonial Wines Regulation Bill:—Mr. Holroyd having presented this Bill, Bill, intituled, "*A Bill to regulate the Sale, by Retail, of Wine, Cider, and Perry, produced in the Colony,*"—read a first time.  
Ordered to be printed, and read a second time on Tuesday, the 5 November, next.
24. Coal Miners at Newcastle:—Mr. Lewis moved, pursuant to notice, That there be laid upon the Table of this House,—  
(1.) A Copy of all the Telegrams officially and otherwise received by the Government, concerning the conduct of the Coal Miners at Newcastle, since the 2nd of October instant.  
(2.) A Copy of all Correspondence, if any, received by the Government, on the same subject, up to the 8th instant.  
Debate ensued.  
Question put and passed.  
The House adjourned, on motion of Mr. Cowper, at twenty minutes after Eleven o'clock, until to-morrow, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 16.

## GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. ARNOLD to move for leave to bring in a Bill for the better Protection of Navigable Waters.
2. MR. ARNOLD to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Wollongong Harbour.
3. MR. ARNOLD to move, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Kiama Harbour.
4. MR. COWPER to move, That the Petition in reference to the Field of Mars Common, presented by him on the 15th October, be printed.

## ORDERS OF THE DAY :—

1. Police Regulation Bill ; second reading.
2. Insolvency Laws Amendment Bill ; second reading.
3. Sale of Liquors General Licensing Bill ; to be further considered in Committee.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER to move,—
  - (1.) That the Pyrmont Bridge Company's Supplementary Bill be referred to a Select Committee.
  - (2.) That such Committee consist of Mr. Windeyer, Mr. Dalgleish, Mr. Holroyd, Mr. Lucas, Mr. Terry, Mr. Shepherd, Mr. Dick, Mr. Piddington, Mr. Hay, and the Mover.
2. MR. FAUCETT to move, That the Petition presented by him on the 15th October, in favor of Railway Extension to the South, be printed.
3. MR. HOLROYD to move, That the Petition presented by him on the 15th October, from the Inhabitants of the Hunter, Williams, and Allyn Rivers, be printed.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.
  - (2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.
5. MR. FORSTER to move, That the Petition of George Mulhall, presented by him on 9th October, be printed.
6. MR. FORSTER to move, That the Petition of David Blair, presented by him on 10th October, be printed.
7. MR. HOLROYD to move, That the Petition presented by him, on the 11th October, from the Inhabitants of Sydney and its neighbourhood, be printed.

## ORDERS OF THE DAY :—

1. Matrimonial Causes Bill ; second reading.
2. Constitution Act Amendment Bill ; second reading.

## Questions :—

1. MR. LEWIS to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government, during the present Session of Parliament, to pass into Law, the Bill for the better Regulation of Coal Fields and Coal Mines in this Colony ?
2. MR. LEWIS to ask THE COLONIAL TREASURER,—
  - (1.) Whether the Government are aware of the irregularity that has existed for the last six or eight weeks, in the conveyance of the Mail between Hexham and Minmi ?
  - (2.) If so, do the Government intend taking steps to prevent the recurrence of such irregularity ?
3. MR. DRIVER to ask THE COLONIAL SECRETARY,—Whether any arrangement has been made by the Government respecting the divisions of the Police Districts of Sydney, and if so, when will such arrangement be carried into effect ?
4. MR. DANGAR to ask THE COLONIAL SECRETARY,—
  - (1.) The amount of salary of the Acting Immigration Agent, his name, and date of appointment ?
  - (2.) If the late Acting Immigration Agent, Mr. Logan, has now any situation under Government, if so, his duty, and amount of salary ?
5. MR. PIDDINGTON to ask THE COLONIAL SECRETARY,—Whether (and if so, when) the Government intend to introduce a Bill to resume the Field of Mars Common, and apply the proceeds to the construction of Bridges, to connect the North side of the Parramatta River with Sydney ?
6. MR. DRIVER to ask THE COLONIAL SECRETARY,—Have the Government granted any, and what lease, for the grazing of Cattle in the Sydney Domain ?

THURSDAY,

THURSDAY, OCTOBER 17.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.

Questions:—

1. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce any Bill, during the present Session of Parliament, for the Discontinuance of all State Support of Religion?
2. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce a Bill, during the present Session of Parliament, for the establishment of a General System of Education?
3. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce a Bill, during the present Session of Parliament, to afford facilities for the establishment of Grammar Schools throughout the Colony?
4. DR. LANG to ask THE COLONIAL SECRETARY,—Whether the Government have it in contemplation to propose to Parliament during the present Session, any measure for the alteration or discontinuance of the system of Affiliated Colleges, in view of the entire failure of one of these Institutions, and the voluntary abandonment of another by its own professed friends and supporters?

FRIDAY, OCTOBER 18.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Church and School Lands Bill; to be considered in Committee.

NOTICES OF MOTION:—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
2. DR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—
  - (1.) The number of applications for enquiry into Patents or Improvements, the number of such cases actually enquired into, after applicants have been notified of the expense of such enquiry.
  - (2.) The name of each Government Officer who has acted on such commission, the hours of sitting on each occasion, and the gross payment received by each Commissioner, during the period of Responsible Government.
  - (3.) The amount of Money each applicant has paid for enquiry, specifying the nature of patent or improvements sought to be enquired into; and the number of enquiries which have been favourably reported upon.
3. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing the amount of Fees received by each Government Officer, when acting as a Commissioner in any enquiry, giving the name of such persons, and the amount of salary such persons are in receipt of, for their regular employment; such Return to include the term of responsible Government.

Question:—

1. MR. T. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) What portion of the Southern Road is under the superintendence of Mr. Moggridge?
  - (2.) What amount of the money voted for the repairs of the Southern Road from Goulburn to Yass, for the year 1861, has been expended?

TUESDAY, OCTOBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.

2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name who was shot by the Police at Burrangong.
3. CAPTAIN MORIARTY to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.
  - (2.) That such Committee consist of the following Members:—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, and the Mover.
4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a copy of the Petition from the Inhabitants of Rockley to the Executive Government, with reference to the Proclamation of a Road from Bathurst to Rockley; together with Copies of all Correspondence and Reports relating thereto.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) Copies of all correspondence between the Government and any person or persons, having reference to the new line of road between Kempsey and Armidale, including any Report or communication from any Surveyor relative to the said line of road; also, of any Petitions to the Government on the subject.
  - (2.) Any Report from the Engineer of Harbours, or other person, on the improvement of the Macleay River and the entrance thereto.
  - (3.) Any Minute of the Executive Council having reference to the above.
6. MR. DANGAR to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence between Mr. Superintendent Brown, his Overseers, or any person or persons, and the Commissioner of Roads, having reference to the Contracting, Letting, and Placing of the Toll Houses and Gates at Camberwell, Scone, and Blandford, on the Great Northern Road.
  - (2.) A copy of the Contracts made with Mr. Matthew Miller and another person, for the Erection of the Camberwell, Scone, and Blandford Toll Houses and Gates, with Copies and dates of Notices calling for Tenders in the respective Police Districts.
7. MR. WINDEYER to move, That this House will, on Tuesday 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 Estimates for the ensuing year, a sum not exceeding £500, for the purpose of providing Prizes to be competed for by the Volunteers of this Colony, on condition of an equal sum being contributed by the public.

*Questions:—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have paid the Reward for the apprehension of Stewart, the supposed Burrangong Rioter?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government intend to withdraw the rewards offered for Messrs. Spicer and Cameron?

WEDNESDAY, OCTOBER 23.

*Contingent Notice of Motion:—*

1. MR. WEEKES to move, (on the Order of the Day being read for the consideration of the Governor's Message, No. 2, with the Estimates of Expenditure for 1861-2,) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the service of the year 1861-2, and that the Estimates accompanying the Governor's Message, No. 2, be referred to such Committee.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Consideration of Governor's Message, No. 2, with Estimates of Expenditure, for 1861-2.

THURSDAY, OCTOBER 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the supply to be granted to Her Majesty, for the service of the year 1861-2.

FRIDAY, OCTOBER 25.

*Call of the House:—Ordered,* That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Wagga Wagga Bridge Company's Bill; second reading.
2. Pawnbrokers Bill; second reading.

NOTICES OF MOTION:—

1. MR. DICKSON to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve; and that such Committee have power to send for persons and papers.
  - (2.)

- (2.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. MR. SADLEIR to move for leave to bring in a Bill, intituled "The District Trust Bill."
  3. MR. HOLROYD to move, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.

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TUESDAY, OCTOBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.

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THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs " Bill be now read a second time."

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FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Vagrancy Prevention Bill ; second reading.

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TUESDAY, NOVEMBER 5.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill ; second reading.

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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Drainage Promotion Bill ; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*





No. 25.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.



WEDNESDAY, 16 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Navigable Waters Protection Bill:—Mr. Arnold moved, pursuant to notice, for leave to bring in a Bill for the better Protection of Navigable Waters.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
2. Wollongong Tonnage Duty Bill:—Mr. Arnold moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Wollongong Harbour.  
Question put and passed.
3. Navigable Waters Protection Bill:—Mr. Arnold having presented this Bill, Bill, intituled, "*A Bill for the better Protection of Navigable Waters,*" read a first time.  
Ordered to be printed, and read a second time on Wednesday next.
4. Kiama Tonnage Duty Bill:—Mr. Arnold moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to provide, by a Tonnage Duty, for repaying a Loan to Improve Kiama Harbour.  
Question put and passed.
5. Field of Mars Common:—Mr. Cowper moved, pursuant to notice, That the Petition in reference to the Field of Mars Common, presented by him on the 15th October, be printed.  
Question put and passed.  
Ordered to be printed.
6. Postponements:—  
(1.) The Order of the Day No. 1 postponed, on motion of Mr. Cowper, until the Order of the Day No. 3 shall have been disposed of.  
(2.) The Order of the Day No. 2 postponed, on motion of Mr. Cowper, until the Order of the Day last postponed shall have been disposed of.
7. Sale of Liquors General Licensing Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.

And the Committee having continued to sit till after Midnight,—

THURSDAY, 17 OCTOBER, 1861. A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The House adjourned, on motion of Mr. Cowper, at half-past Twelve o'clock, A.M., until Three o'clock, P.M., this day.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 17.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

## ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.
4. Wollongong Tonnage Duty; Bill Consideration in Committee of the expediency of introducing.
5. Kiama Tonnage Duty Bill; Consideration in Committee of the expediency of introducing.
6. Sale of Liquors General Licensing Bill; to be further considered in Committee.
7. Police Regulation Bill; second reading.
8. Insolvency Laws Amendment Bill; second reading.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move,—  
(1.) That the Pymont Bridge Company's Supplementary Bill be referred to a Select Committee.  
(2.) That such Committee consist of Mr. Windeyer, Mr. Dalgleish, Mr. Holroyd, Mr. Lucas, Mr. Terry, Mr. Shepherd, Mr. Dick, Mr. Piddington, Mr. Hay, and the Mover.
2. MR. FAUCETT to move, That the Petition presented by him on the 15th October, in favor of Railway Extension to the South, be printed.
3. MR. HOLROYD to move, That the Petition presented by him on the 15th October, from the Inhabitants of the Hunter, Williams, and Allyn Rivers, be printed.
4. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
(1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harto Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.  
(2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.
5. MR. FORSTER to move, That the Petition of George Mulhall, presented by him on 9th October, be printed.
6. MR. FORSTER to move, That the Petition of David Blair, presented by him on 10th October, be printed.
7. MR. HOLROYD to move, That the Petition presented by him, on the 11th October, from the Inhabitants of Sydney and its neighbourhood, be printed.

## ORDERS OF THE DAY:—

1. Matrimonial Causes Bill; second reading.
2. Constitution Act Amendment Bill; second reading.

## Questions:—

1. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce any Bill, during the present Session of Parliament, for the Discontinuance of all State Support of Religion?
2. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce a Bill, during the present Session of Parliament, for the establishment of a General System of Education?
3. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to introduce a Bill, during the present Session of Parliament, to afford facilities for the establishment of Grammar Schools throughout the Colony?
4. DR. LANG to ask THE COLONIAL SECRETARY,—Whether the Government have it in contemplation to propose to Parliament during the present Session, any measure for the alteration or discontinuance of the system of Affiliated Colleges, in view of the entire failure of one of these Institutions, and the voluntary abandonment of another by its own professed friends and supporters?
5. MR. FORSTER to ask THE COLONIAL SECRETARY,—  
(1.) Why have not the Papers and Return relative to the appointment of Messrs. W. Dean and Co., ordered by this House on October 1, been laid on the Table?  
(2.) When will the said Papers and Return be laid on the Table?
6. MR. TERRY to ask THE SECRETARY FOR PUBLIC WORKS,—  
(1.) Whether the Government intend to comply with the request of the Inhabitants of Mudgee, in reference to the removing of the present Telegraph Office, to a more convenient and central position; and if not, why not?  
(2.) Whether the Government intend to accept the offer of Mr. George McQuiggan, to allow the half of his new House to be used as a Telegraph Office, for a term of years, without the payment of Rent; the Post Office being at present in the other portion of the premises?

FRIDAY,

FRIDAY, OCTOBER 18.

## OTHER BUSINESS—ORDER OF THE DAY :—

1. Church and School Lands Bill ; to be considered in Committee.

## NOTICES OF MOTION :—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory ; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
2. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—
  - (1.) The number of applications for enquiry into Patents or Improvements, the number of such cases actually enquired into, after applicants have been notified of the expense of such enquiry.
  - (2.) The name of each Government Officer who has acted on such commission, the hours of sitting on each occasion, and the gross payment received by each Commissioner, during the period of Responsible Government.
  - (3.) The amount of Money each applicant has paid for enquiry, specifying the nature of patent or improvements sought to be enquired into ; and the number of enquiries which have been favourably reported upon.
3. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing the amount of Fees received by each Government Officer, when acting as a Commissioner in any enquiry, giving the name of such persons, and the amount of salary such persons are in receipt of, for their regular employment ; such Return to include the term of responsible Government.

## Question :—

1. MR. T. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) What portion of the Southern Road is under the superintendence of Mr. Moggridge ?
  - (2.) What amount of the money voted for the repairs of the Southern Road from Goulburn to Yass, for the year 1861, has been expended ?

TUESDAY, OCTOBER 22.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move the following Resolutions :—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name who was shot by the Police at Burrangong.
3. CAPTAIN MORIARTY to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.
  - (2.) That such Committee consist of the following Members :—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, and the Mover.
4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a copy of the Petition from the Inhabitants of Rockley to the Executive Government, with reference to the Proclamation of a Road from Bathurst to Rockley ; together with Copies of all Correspondence and Reports relating thereto.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House :—
  - (1.) Copies of all correspondence between the Government and any person or persons, having reference to the new line of road between Kempsey and Armidale, including any Report or communication from any Surveyor relative to the said line of road ; also, of any Petitions to the Government on the subject.
  - (2.) Any Report from the Engineer of Harbours, or other person, on the improvement of the Macleay River and the entrance thereto.
  - (3.) Any Minute of the Executive Council having reference to the above.

6. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Correspondence between Mr. Superintendent Brown, his Overseers, or any person or persons, and the Commissioner of Roads, having reference to the Contracting, Letting, and Placing of the Toll Houses and Gates at Camberwell, Scone, and Blandford, on the Great Northern Road.
  - (2.) A copy of the Contracts made with Mr. Matthew Miller and another person, for the Erection of the Camberwell, Scone, and Blandford Toll Houses and Gates, with Copies and dates of Notices calling for Tenders in the respective Police Districts.
7. MR. WINDEYER to move, That this House will, on Tuesday 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 Estimates for the ensuing year, a sum not exceeding £500, for the purpose of providing Prizes to be competed for by the Volunteers of this Colony, on condition of an equal sum being contributed by the public.

*Questions :—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have paid the Reward for the apprehension of Stewart, the supposed Burrangong Rioter ?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government intend to withdraw the rewards offered for Messrs. Spicer and Cameron ?

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WEDNESDAY, OCTOBER 23.

*Contingent Notice of Motion :—*

1. MR. WEEKES to move, (on the Order of the Day being read for the consideration of the Governor's Message, No. 2, with the Estimates of Expenditure for 1861-2,) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the service of the year 1861-2, and that the Estimates accompanying the Governor's Message, No. 2, be referred to such Committee.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 2, with Estimates of Expenditure, for 1861-2.
2. Navigable Waters Protection Bill ; second reading.

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THURSDAY, OCTOBER 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the supply to be granted to Her Majesty, for the service of the year 1861-2.

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FRIDAY, OCTOBER 25.

*Call of the House :—Ordered,* That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Wagga Wagga Bridge Company's Bill ; second reading.
2. Pawnbrokers Bill ; second reading.

NOTICES OF MOTION :—

1. MR. DICKSON to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve ; and that such Committee have power to send for persons and papers.
  - (2.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. MR. SADLEIR to move for leave to bring in a Bill, intituled "The District Trust Bill."
3. MR. HOLBOYD to move, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.
4. MR. J. GARRETT to move, That there be laid upon the Table of this House, a Copy of all the Correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other departments of the Public Service, and between those departments on the same subject—relative to a Letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which Letter the said District Constable is said to have opened and re-sealed before delivery to the Owner.

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TUESDAY,

TUESDAY, OCTOBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.

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THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs " Bill be now read a second time."

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FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Vagrancy Prevention Bill ; second reading.

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TUESDAY, NOVEMBER 5.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Sale of Colonial Wines Regulation Bill ; second reading.

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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*



No. 26.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

—

THURSDAY, 17 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Papers:—
  - (1.) Mr. Cowper laid upon the Table, Return to Order, in reference to Appointment of Messrs. Dean and Co., as Land Agents, made by this House, on motion of Mr. Forster, on the 1st instant.  
Ordered to be printed.
  - (2.) Mr. Arnold laid upon the Table, Return to Order, in reference to Inventions and Improvements in Railways and Tramways, made by this House, on motion of Mr. Wilson, on the 1st instant.  
Ordered to be printed.
2. Maitland and Morpeth Railway Company's Bill:—Mr. Piddington presented a Petition from certain Inhabitants of Morpeth, Hinton, Maitland, and the Hunter River District, adverse to the passing of the said Bill, unless with certain qualifications as therein set forth.  
Petition received, and referred to the Select Committee on the Bill.
3. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
  - (1.) Despatch from the Duke of Newcastle, dated 12 August, 1861, relative to the withdrawal of the Title of "Governor General," from the Officer Administering the Government of the Colony of New South Wales.
  - (2.) Letters, dated 24th August, 1861, from Messrs. Parkes and Dalley, Emigration Agents and Lecturers for this Colony in Great Britain and Ireland.
  - (3.) Further Return to Order, in reference to Charitable and Educational Institutions within the City of Sydney and County of Cumberland, made by this House, on motion of Dr. Lang, on the 24 April, 1860.
  - (4.) Report for 1860, from Denominational School Board.
  - (5.) Report for 1860, on National Education.  
Ordered to be printed.
4. Motion Withdrawn:—Mr. Weekes withdrew the motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
5. Postponement:—The Orders of the Day Nos. 1, 2, and 3 postponed, respectively, to follow consecutively the Order of the Day No. 8, on motion of Mr. Cowper.
6. Wollongong Tonnage Duty Bill (*Order No. 4*):—
  - (1.) On Motion of Mr. Arnold, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider as to the expediency of introducing this Bill.  
The Chairman having reported the following Resolution:—  
Resolved,—That it is expedient to introduce a Bill to provide by a Tonnage Duty for repaying a Loan to Improve Wollongong Harbour,—  
Mr. Arnold moved, That this House do now adopt this Resolution.  
Question put and passed.
  - (2.) Mr. Arnold thereupon moved for leave to bring in a Bill to provide by a Tonnage Duty for repaying a Loan to Improve Wollongong Harbour.  
Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.
7. Kiama Tonnage Duty Bill (*Order No. 5*):—
  - (1.) On Motion of Mr. Arnold, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider as to the expediency of introducing this Bill.  
The Chairman having reported the following Resolution:—  
Resolved,—That it is expedient to introduce a Bill to provide by a Tonnage Duty for repaying a Loan to Improve Kiama Harbour,—  
Mr. Arnold moved, That this House do now adopt this Resolution.  
Question put and passed.

(2.)

- (2.) Mr. Arnold thereupon moved for leave to bring in a Bill to provide by a Tonnage Duty for repaying a Loan to improve Kiama Harbour.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
8. Wollongong Tonnage Duty Bill :—Mr. Arnold having presented this Bill, Bill, intituled, "*A Bill to provide by a Tonnage Duty for repaying a Loan to improve Wollongong Harbour,*" read a first time.  
Ordered to be printed, and read a second time on Wednesday next.
9. Kiama Tonnage Duty Bill :—Mr. Arnold having presented this Bill, Bill, intituled, "*A Bill to provide by a Tonnage Duty for repaying a Loan to improve Kiama Harbour,*" read a first time.  
Ordered to be printed, and read a second time on Wednesday next.
10. Sale of Liquors General Licensing Bill (*Order No. 6*) :—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again at a later hour of this day.
11. Messages :—The Speaker reported the following Messages from the Legislative Council :—

## (1.) Crown Lands Alienation Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act for regulating the Alienation of Crown Lands,*" with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,*  
*Sydney, 17th October, 1861.*

W. C. WENTWORTH,  
President.

Ordered, on motion of Mr. Cowper, that the Amendments made in this Bill by the Legislative Council be taken into consideration in Committee at a later hour this day.

## (2.) Crown Lands Occupation Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act for regulating the Occupation of Crown Lands,*" with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,*  
*Sydney, 17th October, 1861.*

W. C. WENTWORTH,  
President.

Ordered, on motion of Mr. Cowper, that the Amendments made in this Bill by the Legislative Council be taken into consideration in Committee at a later hour this day.

## (8.) Tomago Coal Mining Company's Incorporation Bill :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to Incorporate the Tomago Coal Mining Company,*" 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, 17th October, 1861.*

W. C. WENTWORTH,  
President.

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

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

12. Crown Lands Alienation Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill.  
The Chairman reported that the Committee had agreed to the Amendments made in this Bill, by the Legislative Council.  
Mr. Cowper then moved, that this House do now adopt the said Amendments so agreed to.  
Question put and passed.  
Whereupon, Mr. Cowper moved, that the following Message be carried to the Legislative Council :—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled, "*An Act for regulating the Alienation of Crown Lands.*"

*Legislative Assembly Chamber,*  
*Sydney, 17 October, 1861.*

Speaker.

Question put and passed.



13. Crown Lands Occupation Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill.

The Chairman reported that the Committee had agreed to the Amendments made in this Bill by the Legislative Council.

Mr. Cowper then moved, That this House do now adopt the said Amendments so agreed to.

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled, "*An Act for regulating the Occupation of Crown Lands.*"

Legislative Assembly Chamber,  
Sydney, 17 October, 1861.

Speaker.

Question put and passed.

14. Sale of Liquors General Licensing Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

The Chairman reported progress and obtained leave to sit again to-morrow.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 18.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Church and School Lands Bill ; to be considered in Committee.
2. Tomago Coal Mining Company's Incorporation Bill ; second reading.
3. Matrimonial Causes Bill ; second reading.
4. Constitution Act Amendment Bill ; second reading.

NOTICES OF MOTION :—

1. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory ; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.
2. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—
  - (1.) The number of applications for enquiry into Patents or Improvements, the number of such cases actually enquired into, after applicants have been notified of the expense of such enquiry.
  - (2.) The name of each Government Officer who has acted on such commission, the hours of sitting on each occasion, and the gross payment received by each Commissioner, during the period of Responsible Government.
  - (3.) The amount of Money each applicant has paid for enquiry, specifying the nature of patent or improvements sought to be enquired into ; and the number of enquiries which have been favourably reported upon.
3. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing the amount of Fees received by each Government Officer, when acting as a Commissioner in any enquiry, giving the name of such persons, and the amount of salary such persons are in receipt of, for their regular employment ; such Return to include the term of responsible Government.
4. MR. FORSTER to move,—
  - (1.) That the Pymont Bridge Company's Supplementary Bill be referred to a Select Committee.
  - (2.) That such Committee consist of Mr. Windeyer, Mr. Dalgleish, Mr. Holroyd, Mr. Lucas, Mr. Terry, Mr. Shepherd, Mr. Dick, Mr. Piddington, Mr. Hay, and the Mover.
5. MR. FAUCETT to move, That the Petition presented by him on the 15th October, in favor of Railway Extension to the South, be printed.
6. MR. HOLROYD to move, That the Petition presented by him on the 15th October, from the Inhabitants of the Hunter, Williams, and Allyn Rivers, be printed.

7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.
  - (2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.
8. MR. FORSTER to move, That the Petition of George Mulhall, presented by him on 9th October, be printed.
9. MR. FORSTER to move, That the Petition of David Blair, presented by him on 10th October, be printed.
10. MR. HOLROYD to move, That the Petition presented by him, on the 11th October, from the Inhabitants of Sydney and its neighbourhood, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Sale of Liquors General Licensing Bill; to be further considered in Committee.
2. Metropolitan Corporation Bill; second reading.
3. Fines Charitable Application Bill; second reading.
4. Municipalities Bill; second reading.
5. Police Regulation Bill; second reading.
6. Insolvency Laws Amendment Bill; second reading.

Question:—

1. MR. T. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) What portion of the Southern Road is under the superintendence of Mr. Moggridge?
  - (2.) What amount of the money voted for the repairs of the Southern Road from Goulburn to Yass, for the year 1861, has been expended?
2. MR. DICK to ask THE COLONIAL SECRETARY,—Whether the Government intend to provide for the better payment of the District Court Bailiffs?
3. MR. DICK to ask THE COLONIAL SECRETARY,—Whether the attention of the Government has been directed to the practice of the Sheriff, selling Lands under Writs of Execution in Public Hotels; and if so, whether the Government sanction the practice?
4. MR. CUMMINGS to ask THE COLONIAL SECRETARY,—
  - (1.) If the Government are aware of the Mail Coach from Lambing Flat to Bathurst having been stopped by armed Bushrangers, on Saturday last, the passengers robbed, the mail bags and contents carried off?
  - (2.) If it is the intention of the Government to station a sufficient number of Mounted Troopers on the line of Road, for the protection of life and property; if not, why not?

TUESDAY, OCTOBER 22.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name who was shot by the Police at Burrangong.
3. CAPTAIN MORIARTY to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.
  - (2.) That such Committee consist of the following Members:—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, and the Mover.
4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a copy of the Petition from the Inhabitants of Rockley to the Executive Government, with reference to the Proclamation of a Road from Bathurst to Rockley; together with Copies of all Correspondence and Reports relating thereto.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) Copies of all correspondence between the Government and any person or persons, having reference to the new line of road between Kempsey and Armidale, including any Report or communication from any Surveyor relative to the said line of road; also, of any Petitions to the Government on the subject.

(2.)

- (2.) Any Report from the Engineer of Harbours, or other person, on the improvement of the Macleay River and the entrance thereto.
- (3.) Any Minute of the Executive Council having reference to the above.
6. MR. DANGAR to move, That there be laid upon the Table of this House,—
- (1.) Copies of all Correspondence between Mr. Superintendent Brown, his Overseers, or any person or persons, and the Commissioner of Roads, having reference to the Contracting, Letting, and Placing of the Toll Houses and Gates at Camberwell, Scone, and Blandford, on the Great Northern Road.
- (2.) A copy of the Contracts made with Mr. Matthew Miller and another person, for the Erection of the Camberwell, Scone, and Blandford Toll Houses and Gates, with Copies and dates of Notices calling for Tenders in the respective Police Districts.
7. MR. WINDEYER to move, That this House will, on Tuesday 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 Estimates for the ensuing year, a sum not exceeding £500, for the purpose of providing Prizes to be competed for by the Volunteers of this Colony, on condition of an equal sum being contributed by the public.
8. MR. DICK to move for leave to bring in a Bill to amend the Act 19 Vic., No. 2, relating to Secret Bills of Sale of Chattel Property.

*Questions :—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have paid the Reward for the apprehension of Stewart, the supposed Burrangong Rioter ?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government intend to withdraw the rewards offered for Messrs. Spicer and Cameron ?
3. MR. ROTTON to ask THE COLONIAL SECRETARY, Does the Government intend to offer any encouragement for the formation of Volunteer Corps in the Country Districts ?

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WEDNESDAY, OCTOBER 23.

*Contingent Notice of Motion :—*

1. MR. WEEKES to move, (*on the Order of the Day being read for the consideration of the Governor's Message, No. 2, with the Estimates of Expenditure for 1861-2,*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the service of the year 1861-2, and that the Estimates accompanying the Governor's Message, No. 2, be referred to such Committee.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 2, with Estimates of Expenditure, for 1861-2.
2. Navigable Waters Protection Bill ; second reading.
3. Wollongong Tonnage Duty Bill ; second reading.
4. Kiama Tonnage Duty Bill ; second reading.

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THURSDAY, OCTOBER 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the supply to be granted to Her Majesty, for the service of the year 1861-2.

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FRIDAY, OCTOBER 25.

*Call of the House :—Ordered,* That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Wagga Wagga Bridge Company's Bill ; second reading.
2. Pawnbrokers Bill ; second reading.

NOTICES OF MOTION :—

1. MR. DICKSON to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve ; and that such Committee have power to send for persons and papers.
  - (2.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. MR. SADLER to move for leave to bring in a Bill, intituled "The District Trust Bill."
3. MR. HOLBOYD to move, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.

4. MR. J. GARRETT to move, That there be laid upon the Table of this House, a Copy of all the Correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other departments of the Public Service, and between those departments on the same subject—relative to a Letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which Letter the said District Constable is said to have opened and re-sealed before delivery to the Owner.
5. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862 a sum not exceeding £75 as relief to Felix Swainston.

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TUESDAY, OCTOBER 29.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
6. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.

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THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.
- ORDER OF THE DAY :—
1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs " Bill be now read a second time."

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FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Vagrancy Prevention Bill ; second reading.

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TUESDAY, NOVEMBER 5.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill ; second reading.

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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Drainage Promotion Bill ; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*

No. 27.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 18 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Question of Order (*Select Committees*):—Mr. Piddington moved, without Notice, That it be referred to the Standing Orders Committee, to consider and report whether the 7th Standing Order of the House of Commons upon Private Bills ought to be applied, as a Rule of Voting in Select Committees of this House, upon Private Bills.  
Debate ensued.  
Question put and passed.
2. Mrs. Mary Brown:—Mr. Caldwell presented a Petition from Mary Brown, widow of Jeremiah Brown, formerly Assistant Superintendent of the Penal Establishment at Cockatoo Island, representing that, by the death of her husband, who was in receipt of a Pension, she has been left in very straitened and dependent circumstances, with a large family,—and praying a favorable consideration of her case.  
Petition received.
3. Reverend W. B. Clarke:—Mr. Shepherd, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, the Select Committee, to whom it was referred, on the 20th September last, to consider and report upon the Evidence taken before a Select Committee of the Legislative Assembly, appointed on the 12th March last, having reference to the Services of the Reverend W. B. Clarke, in developing the great Mineral resources of the Colony.  
Ordered to be printed.
4. Question of Order (*Select Committees*):—Mr. Windeyer, requesting the ruling of the Speaker as to whether, in the case of a Meeting of a Select Committee having lapsed for want of a Quorum, it be competent for the Chairman of that Committee to convoke the Committee again, without reference to the House,—  
Mr. Speaker stated that, although at variance with the course laid down in May, (4th Edition) page 701, he found the practice of the Legislative Assembly of this Colony to have been, that in such cases the Chairman re-convoked the Committee without reference to the House. And that, while the points which such a question involves might very properly form the subject of a reference to the Standing Orders Committee,—yet, in the absence of any motion for such a reference, it was, in his opinion, expedient to adhere to the ordinary practice of this House.
5. Church and School Lands Bill:—On motion of Mr. Wilson, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill, with an amendment, the House adopted the Report; and ordered the Bill, as so reported, to be read a third time this day week.
6. Tomago Coal Mining Company's Incorporation Bill, on motion of Mr. Hay, read a second time.  
Whereupon, on motion of Mr. Hay, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill, without amendment, the House adopted the Report; and ordered the Bill, as so reported, to be read a third time on Tuesday next.
7. Postponements:—  
(1.) The Order of the Day for the second reading of the Matrimonial Causes Bill postponed, on motion of Mr. Faucett, until this day week.  
(2.) The Order of the Day for the second reading of the Constitution Act Amendment Bill postponed, on motion of Mr. Cowper, until this day week.
8. Motion withdrawn:—Mr. Lucas withdrew the motion standing in his name, No. 1 on the Notice Paper for to-day.
9. Patents or Improvements:—Mr. Dalgleish moved, pursuant to notice, That a Return be laid upon the Table of this House, shewing,—  
(1.) The number of applications for enquiry into Patents or Improvements, the number of such cases actually enquired into, after applicants have been notified of the expense of such enquiry. (2.)

(2.) The name of each Government Officer who has acted on such commission, the hours of sitting on each occasion, and the gross payment received by each Commissioner, during the period of Responsible Government.

(3.) The amount of Money each applicant has paid for enquiry, specifying the nature of patent or improvements sought to be enquired into; and the number of enquiries which have been favourably reported upon.

Question put and passed.

10. Fees received by Government Officers when on Commissions of Enquiry :—Mr. Dalgleish moved, pursuant to notice, That a Return be laid upon the Table of this House, shewing the amount of Fees received by each Government Officer, when acting as a Commissioner in any enquiry, giving the name of such persons, and the amount of salary such persons are in receipt of, for their regular employment; such Return to include the term of responsible Government.  
Question put and passed.
11. Pyrmont Bridge Company's Supplementary Bill :—Mr. Forster moved, pursuant to notice,—  
(1.) That the Pyrmont Bridge Company's Supplementary Bill be referred to a Select Committee.  
(2.) That such Committee consist of Mr. Windeyer, Mr. Dalgleish, Mr. Holroyd, Mr. Lucas, Mr. Terry, Mr. Shepherd, Mr. Dick, Mr. Piddington, Mr. Hay, and the Mover.  
Question put and passed.
12. Railway Extension to Southern Districts :—Mr. Faucett moved, pursuant to notice, That the Petition presented by him on the 15th October, in favor of Railway Extension to the South, be printed.  
Question put and passed.  
Ordered to be printed.
13. Sale of Liquors General Licensing Bill :—Mr. Faucett moved, pursuant to notice standing in the name of Mr. Holroyd, and on his behalf, That the Petition presented by Mr. Holroyd on the 15th October, from the Inhabitants of the Hunter, Williams, and Allyn Rivers, be printed.  
Question put and passed.  
Ordered to be printed.
14. Motion withdrawn :—Mr. Faucett, on behalf of Mr. Holroyd, withdrew the motion standing in the name of Mr. Holroyd, No. 7 on the Notice Paper for to-day.
15. George Mulhall :—Mr. Forster moved, pursuant to notice, That the Petition of George Mulhall, presented by him on the 9th October, be printed.  
Question put and passed.  
Ordered to be printed.
16. David Blair :—Mr. Forster moved, pursuant to notice, That the Petition of David Blair, presented by him on the 10th October, be printed.  
Question put and passed.  
Ordered to be printed.
17. Sale of Liquors General Licensing Bill :—Mr. Faucett moved, pursuant to notice standing in the name of Mr. Holroyd, and on his behalf, That the Petition presented by Mr. Holroyd on the 11th October, from the Inhabitants of Sydney and its neighbourhood, be printed.  
Question put and passed.  
Ordered to be printed.
- The House adjourned, on motion of Mr. Cowper, at twenty minutes before Ten o'clock, until Tuesday next, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 22.

### OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move the following Resolutions :—  
(1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.  
(2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. DALGLEISH to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £ , as compensation to Mrs. Lupton, the widow of the man of that name who was shot by the Police at Burrangong.
3. CAPTAIN MORIARTY to move,—  
(1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.  
(2.) That such Committee consist of the following Members :—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, and the Mover. 4.

4. MR. DRIVER to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a copy of the Petition from the Inhabitants of Rockley to the Executive Government, with reference to the Proclamation of a Road from Bathurst to Rockley; together with Copies of all Correspondence and Reports relating thereto.
5. MR. HART to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House:—
  - (1.) Copies of all correspondence between the Government and any person or persons, having reference to the new line of road between Kempsey and Armidale, including any Report or communication from any Surveyor relative to the said line of road; also, of any Petitions to the Government on the subject.
  - (2.) Any Report from the Engineer of Harbours, or other person, on the improvement of the Macleay River and the entrance thereto.
  - (3.) Any Minute of the Executive Council having reference to the above.
6. MR. DANGAR to move, That there be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence between Mr. Superintendent Brown, his Overseers, or any person or persons, and the Commissioner of Roads, having reference to the Contracting, Letting, and Placing of the Toll Houses and Gates at Camberwell, Scone, and Blandford, on the Great Northern Road.
  - (2.) A copy of the Contracts made with Mr. Matthew Miller and another person, for the Erection of the Camberwell, Scone, and Blandford Toll Houses and Gates, with Copies and dates of Notices calling for Tenders in the respective Police Districts.
7. MR. WINDEYER to move, That this House will, on Tuesday 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 Estimates for the ensuing year, a sum not exceeding £500, for the purpose of providing Prizes to be competed for by the Volunteers of this Colony, on condition of an equal sum being contributed by the public.
8. MR. DICK to move for leave to bring in a Bill to amend the Act 19 Vic., No. 2, relating to Secret Bills of Sale of Chattel Property.
9. MR. LUCAS to move,—
  - (1.) That the Select Committee appointed to enquire into, and report as to the adequacy of the provision made for the destitute through the "instrumentality of the Sydney Benevolent Society," be authorised to make Visits of Inspection to the Institution in Sydney and Liverpool.
  - (2.) That the said Committee be authorised to require the services of a Short-hand Writer in such visits, and to receive any evidence that the majority of the Committee may deem necessary.
10. MR. CALDWELL to move, That the Petition of Mary Brown, presented by him on the 18th October, be printed.
11. MR. LUCAS to move,—
  - (1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.
  - (2.) That the Railway should be constructed on the most economical principles.
  - (3.) That the Tramways should be laid on the present Main Road levels when practicable.
  - (4.) That the public should find their own vehicles and power.

## ORDER OF THE DAY:—

1. Tomago Coal Mining Company's Incorporation Bill; third reading.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Sale of Liquors General Licensing Bill; to be further considered in Committee.
2. Metropolitan Corporation Bill; second reading.
3. Fines Charitable Application Bill; second reading.
4. Municipalities Bill; second reading.
5. Police Regulation Bill; second reading.
6. Insolvency Laws Amendment Bill; second reading.

## Questions:—

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have paid the Reward for the apprehension of Stewart, the supposed Burrangong Rioter?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government intend to withdraw the rewards offered for Messrs. Spicer and Cameron?
3. MR. RORTON to ask THE COLONIAL SECRETARY, Does the Government intend to offer any encouragement for the formation of Volunteer Corps in the Country Districts?
4. MR. FORSTER to ask THE COLONIAL SECRETARY,—
  - (1.) Is it true that the Artillery horses at Longbottom Stockade are in a starving condition, and that some of them have died in consequence?
  - (2.) In whose charge are these horses?
5. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether he received a letter from Captain Denham expressing his opinion that the Lighthouse erected in the vicinity of Jervis Bay, should be pulled down, and another erected on the proper site?

6. MR. TERRY to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) Whether the Government held a Survey of Inspection on Mr. M'Quiggan's premises, before they declined to accept the offer of that gentleman, to allow his House in Mudgee to be used as a Telegraph Office, without Rent; and if so, was the report favorable or not?  
 (2.) In what street will the Telegraph be?  
 (3.) Have the Government received any other Tender besides M'Quiggan's; and if so, have the Government accepted such Tender; and who is the party, and what are the terms of contract entered into by the Government with him?
7. MR. CALDWELL to ask THE COLONIAL SECRETARY,—What steps, if any, have been taken by the Government, with respect to the Opening of Yurong-street, from Liverpool-street, to the South Head Road.

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WEDNESDAY, OCTOBER 23.

*Contingent Notice of Motion :—*

1. MR. WEEKES to move, (on the Order of the Day being read for the consideration of the Governor's Message, No. 2, with the Estimates of Expenditure for 1861-2,) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the service of the year 1861-2, and that the Estimates accompanying the Governor's Message, No. 2, be referred to such Committee.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 2, with Estimates of Expenditure, for 1861-2.
2. Navigable Waters Protection Bill; second reading.
3. Wollongong Tonnage Duty Bill; second reading.
4. Kiama Tonnage Duty Bill; second reading.

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THURSDAY, OCTOBER 24.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the supply to be granted to Her Majesty, for the service of the year 1861-2.

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FRIDAY, OCTOBER 25.

*Call of the House :—Ordered,* That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Wagga Wagga Bridge Company's Bill; second reading.
2. Pawnbrokers Bill; second reading.
3. Church and School Lands Bill; third reading.
4. Matrimonial Causes Bill; second reading.
5. Constitution Act Amendment Bill; second reading.

NOTICES OF MOTION :—

1. MR. DICKSON to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve; and that such Committee have power to send for persons and papers.  
 (2.) That such Committee consist of the following Members :—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. MR. SADLER to move for leave to bring in a Bill, intituled "The District Trust Bill."
3. MR. HOLROYD to move, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.
4. MR. J. GARRETT to move, That there be laid upon the Table of this House, a Copy of all the Correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other departments of the Public Service, and between those departments on the same subject—relative to a Letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which Letter the said District Constable is said to have opened and re-sealed before delivery to the Owner.
5. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862 a sum not exceeding £75 as relief to Felix Swainston.
6. MR. FORSTER to move,—  
 (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled. (2.)



- (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above resolution, and praying that the same may be carried into effect.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
- (1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.
- (2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.

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TUESDAY, OCTOBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
6. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.

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THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

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FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Vagrancy Prevention Bill; second reading.

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TUESDAY, NOVEMBER 5.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Sale of Colonial Wines Regulation Bill; second reading.

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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*



No. 28.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

TUESDAY, 22 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
John Cockerell:—Mr. Driver presented a Petition from John Cockerell, late of Sydney, in the Colony of New South Wales, Pawnbroker, sometime a prisoner of the Crown, in the said Colony, and now of Brisbane, in the Colony of Queensland, Soda Water Manufacturer; representing that he was, in the year 1856, convicted of Felony, and sentenced to be worked upon the Roads for five years, since expired, and that thereupon his property was confiscated;—and praying an enquiry into his case, on the ground that he was so convicted upon insufficient evidence.  
Petition received.
2. Field of Mars Common:—Mr. Lackey presented a Petition from the Trustees of the Field of Mars and Hunter's Hill Common, against the Resumption and Sale of the said Common for the purpose of erecting certain Bridges.  
Petition received.
3. Paper:—Mr. Cowper laid upon the Table a Letter, dated the 7th ultimo, from the Honorable the Speaker of the Legislative Assembly, relative to the Allowances attached to that Office.  
Ordered to be printed.
4. Motion Withdrawn:—Mr. Wilson withdrew the Motion standing in his name, No. 1 on the Notice Paper for to-day.
5. Motion Dropped:—Mr. Dalgleish not making the Motion standing in his name, No. 2 on the Notice Paper for to-day, it dropped.
6. Dr. F. Beer:—Captain Moriarty moved, pursuant to amended notice,—  
(1.) That a Select Committee be appointed to inquire into and report upon the Petition of Dr. F. Beer, presented to this House on the 23rd April last, and ordered to be printed on the 24th April, 1861.  
(2.) That such Committee consist of the following Members:—Mr. Faucett, Mr. Dick, Mr. Markham, Mr. Lackey, Mr. Gray, Mr. Redman, Mr. Hart, Mr. Morrice, and the Mover.  
Mr. Holt moved the previous Question.  
Debate ensued.  
Previous Question put,—That this Question be now put.  
The House divided.

Ayes, 21.

Mr. Wisdom,	Mr. Terry,	} Tellers.
Mr. T. Garrett,	Mr. Lackey,	
Mr. Lucas,	Mr. Windeyer,	
Mr. Sadleir,	Mr. Dalgleish,	
Mr. Dick,	Mr. Buchanan,	
Mr. Hart,	Mr. Wilson,	
Mr. Markham,	Dr. Lang,	
Mr. Love,	Mr. Rotton,	
Mr. Cummings,	Mr. Driver,	
Mr. Harpur,	Capt. Moriarty,	
Mr. J. N. Ryan,		

Noes, 18.

Mr. Cowper,	Mr. Stewart,	} Tellers.
Mr. Weckes,	Mr. Lewis,	
Mr. C. Cowper,	Mr. Caldwell,	
junr.,	Mr. Shepherd,	
Mr. Forster,	Mr. Mate,	
Mr. Smart,	Mr. Hoskins,	
Mr. Piddington,	Mr. Allen,	
Mr. Dickson,	Mr. Holt,	
Mr. Dangar,	Mr. Morris,	
Mr. Haworth,		

Original Question then put.  
The House divided.

Ayes, 21.

Mr. Wisdom,	Mr. Lucas,	} Tellers.
Mr. T. Garrett,	Mr. Lackey,	
Mr. Sadleir,	Mr. Windeyer,	
Mr. Dick,	Mr. Dalgleish,	
Mr. Hart,	Mr. Buchanan,	
Mr. Markham,	Mr. Wilson,	
Mr. Love,	Dr. Lang,	
Mr. Cummings,	Mr. Rotton,	
Mr. Harpur,	Mr. Driver,	
Mr. J. N. Ryan,	Capt. Moriarty,	
Mr. Terry,		

Noes, 18.

Mr. Cowper,	Mr. Lewis,	} Tellers.
Mr. Weckes,	Mr. Caldwell,	
Mr. Morris,	Mr. Shepherd,	
Mr. Forster,	Mr. Mate,	
Mr. Smart,	Mr. Hoskins,	
Mr. Piddington,	Mr. Allen,	
Mr. Dickson,	Mr. C. Cowper,	
Mr. Dangar,	junr.,	
Mr. Haworth,	Mr. Holt,	
Mr. Stewart,		

7. Road from Bathurst to Rockley:—Mr. Driver moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a copy of the Petition from the Inhabitants of Rockley to the Executive Government, with reference to the Proclamation of a Road from Bathurst to Rockley; together with Copies of all Correspondence and Reports relating thereto.  
Question put and passed.
8. Miss Isabella Mary Kelly:—Dr. Lang presented a Petition from certain Inhabitants of the Manning River and its vicinity, praying that an enquiry may be made into the circumstances under which Miss Kelly was, in 1859, convicted of perjury (in the litigated case of Kelly and Skerrett) and afterwards liberated; and that, if her ownership of the property in dispute be satisfactorily established, she may be recompensed for her injuries and losses.  
Petition received.
9. Mr. John Kidd:—Dr. Lang presented a petition from John Kidd, late Landing Waiter in Her Majesty's Customs at the Port of Sydney, praying relief, under circumstances as therein set forth, connected with his unsuccessful request to be allowed to retire from the Public service on a pension.  
Petition received.
10. Motion withdrawn:—Mr. Hart withdrew the motion standing in his name, No. 5 on the Notice Paper for to-day.
11. Postponement:—Mr. Dangar postponed the motion standing in his name, No. 6, until the motion No. 11, on the Notice Paper for to-day shall have been disposed of.
12. Motion Withdrawn:—Mr. Windeyer withdrew the motion standing in his name, No. 7 on the Notice Paper for-day.
13. Amended Secret Bills of Sale Prevention Bill:—Mr. Dick moved, pursuant to notice, for leave to bring in a Bill to amend the Act 19 Vic., No. 2, relating to Secret Bills of Sale of Chattel Property.  
Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.
14. Benevolent Asylum, Sydney:—Mr. Lucas moved, pursuant to notice,—  
(1.) That the Select Committee appointed to enquire into, and report as to the adequacy of the provision made for the destitute through the "instrumentality of the Sydney Benevolent Society," be authorised to make Visits of Inspection to the Institution in Sydney and Liverpool.  
(2.) That the said Committee be authorised to require the services of a Short-hand Writer in such visits, and to receive any evidence that the majority of the Committee may deem necessary.  
Question put and passed.
15. Amended Secret Bills of Sale Prevention Bill:—Mr. Dick having presented this Bill, Bill, intitled, "*A Bill to Amend the Act 19 Victoria No. 2, relating to Secret Bills of Sale of Chattel Property,*" read a first time.  
Ordered to be printed, and read a second time on Friday next.
16. Mrs. Mary Brown:—Mr. Caldwell moved, pursuant to notice, That the Petition of Mary Brown, presented by him on the 18th October, be printed.  
Question put and passed.  
Ordered to be printed.
17. Railways and Tramways:—Mr. Lucas moved, pursuant to notice,—  
(1.) That the progress made in the construction of Railways in this country is most unsatisfactory; and as the prosperity of the Country depends upon an improved means of Internal Communication, the Government should use every means to extend (with all possible dispatch) the Great Southern Railway to Yass or Gundagai, and to construct Tramways from Penrith to Bathurst and Mudgee, also from Singleton to Murrurundi.  
(2.) That the Railway should be constructed on the most economical principles.  
(3.) That the Tramways should be laid on the present Main Road levels when practicable.  
(4.) That the public should find their own vehicles and power.  
Mr. Arnold moved the previous question.  
Debate ensued.  
Previous Question,—That this Question be now put,—put and negatived.
18. William Lane:—Mr. Walker presented a Petition from William Lane, of Windsor, formerly Sergeant of the Mounted Police, representing that he served the Public in the capacities of a Soldier and a Constable in the Mounted Police for many years, and that he has not received any pension, or any other acknowledgment than his ordinary pay, and praying relief.  
Petition received.
19. Toll Houses and Gates on the Great Northern Road:—Mr. Dangar moved, pursuant to notice, That there be laid upon the Table of this House,—  
(1.) Copies of all Correspondence between Mr. Superintendent Brown, his Overseers, or any person or persons, and the Commissioner of Roads, having reference to the Contracting, Letting, and Placing of the Toll Houses and Gates at Camberwell, Scone, and Blandford, on the Great Northern Road.  
(2.) A copy of the Contracts made with Mr. Matthew Miller and another person, for the Erection of the Camberwell, Scone, and Blandford Toll Houses and Gates, with Copies and dates of Notices calling for Tenders in the respective Police Districts.  
Question put and passed.

20. Paper :—Mr. Arnold laid upon the Table Return to Order, in reference to Toll Houses and Gates on the Great Northern Road, ordered by this House, on motion of Mr. Dangar, this day.
21. Tomago Coal Mining Company's Bill, on motion of Mr. Hay, read a third time and passed.  
Mr. Hay then moved, That the Title of this Bill be "*An Act to Incorporate the Tomago Coal Mining Company.*"  
Question put and passed.  
Whereupon, Mr. Hay moved, That this Bill be carried to the Legislative Council with the following Message :—  
MR. PRESIDENT,  
The Legislative Assembly having this day agreed to the Bill, intituled, "*An Act to Incorporate the Tomago Coal Mining Company,*" returns the same to the Legislative Council, without amendment.  
*Legislative Assembly Chamber,*  
*Sydney, 22 October, 1861.* Speaker.
22. Sale of Liquors General Licensing Bill :—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.  
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 Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 23.

### *Contingent Notice of Motion :—*

1. MR. WEEKES to move, (*on the Order of the Day being read for the consideration of the Governor's Message, No. 2, with the Estimates of Expenditure for 1861-2,*) That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the service of the year 1861-2, and that the Estimates accompanying the Governor's Message, No. 2, be referred to such Committee.

### GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Consideration of Governor's Message, No. 2, with Estimates of Expenditure, for 1861-2.
2. Navigable Waters Protection Bill ; second reading.
3. Wollongong Tonnage Duty Bill ; second reading.
4. Kiama Tonnage Duty Bill ; second reading.
5. Sale of Liquors General Licensing Bill ; to be further considered in Committee.
6. Metropolitan Corporation Bill ; second reading.
7. Pines Charitable Application Bill ; second reading.
8. Municipalities Bill ; second reading.
9. Police Regulation Bill ; second reading.
10. Insolvency Laws Amendment Bill ; second reading.

### OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LACKEY to move, That the Petition presented by him on the 22nd instant, on behalf of the Trustees of the Field of Mars Common, be printed.
2. DR. LANG to move, That the Petition presented by him on the 22nd October, from Mr. John Kidd, be printed.
3. DR. LANG to move, That the Petition presented by him on the 22nd October, from Miss Isabella Mary Kelly, be printed.

### *Questions :—*

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—  
(1.) If the Commissioner of Roads, his Superintendents, or Overseers, pay cash, or are allowed credit on Telegrams sent ?  
(2.) Is there any regulation to ascertain public from private Telegrams, and the mode adopted for checking same in their Accounts ?
2. MR. DANGAR to ask THE COLONIAL SECRETARY,—  
(1.) By whose authority Inspector Singleton and the Constables, on Saturday last, at the Volunteer Review in the Domain, prevented respectable persons from entering the Enclosure to witness the Presentation of Colours ?  
(2.) Who gave orders for such exclusion and the issuing of cards, and was the same made public ?

THURSDAY, OCTOBER 24.

### GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the supply to be granted to Her Majesty, for the service of the year 1861-2.

*Question :—*

*Question:—*

1. **MR. HARPUR** to ask **THE COLONIAL SECRETARY**,—Whether it is the intention of the Government, now that the Land Acts have passed, to issue a series of cheap Lithographic or other Maps, shewing what lands are open to free selection, and thus enabling the public to take advantage of the recent change in the Land Laws without danger of litigation and fear of incurring unnecessary trouble and expense?

FRIDAY, OCTOBER 25.

*Call of the House:—Ordered*, That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

**OTHER BUSINESS—ORDERS OF THE DAY:—**

1. Wagga Wagga Bridge Company's Bill ; second reading.
2. Pawnbrokers Bill ; second reading.
3. Church and School Lands Bill ; third reading.
4. Matrimonial Causes Bill ; second reading.
5. Constitution Act Amendment Bill ; second reading.
6. Amended Secret Bills of Sale Prevention Bill ; second reading.

**NOTICES OF MOTION:—**

1. **MR. DICKSON** to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve ; and that such Committee have power to send for persons and papers.
  - (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. **MR. SADDLER** to move for leave to bring in a Bill, intituled "The District Trust Bill."
3. **MR. HOLROYD** to move, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.
4. **MR. J. GARRETT** to move, That there be laid upon the Table of this House, a Copy of all the Correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other departments of the Public Service, and between those departments on the same subject—relative to a Letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which Letter the said District Constable is said to have opened and re-sealed before delivery to the Owner.
5. **MR. MORRICE** to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862 a sum not exceeding £75 as relief to Felix Swainston.
6. **MR. FORSTER** to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above resolution, and praying that the same may be carried into effect.
7. **MR. HOLROYD** to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
  - (1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.
  - (2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.
8. **MR. HARPUR** to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
9. **MR. WALKER** to move, That the Petition of William Lane, presented by him on the 22nd instant, be printed.

TUESDAY,

TUESDAY, OCTOBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
6. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.
8. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
9. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.

THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs " Bill be now read a second time."

FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Vagrancy Prevention Bill; second reading.

TUESDAY, NOVEMBER 5.

OTHER BUSINESS—ORDER OF THE DAY:—

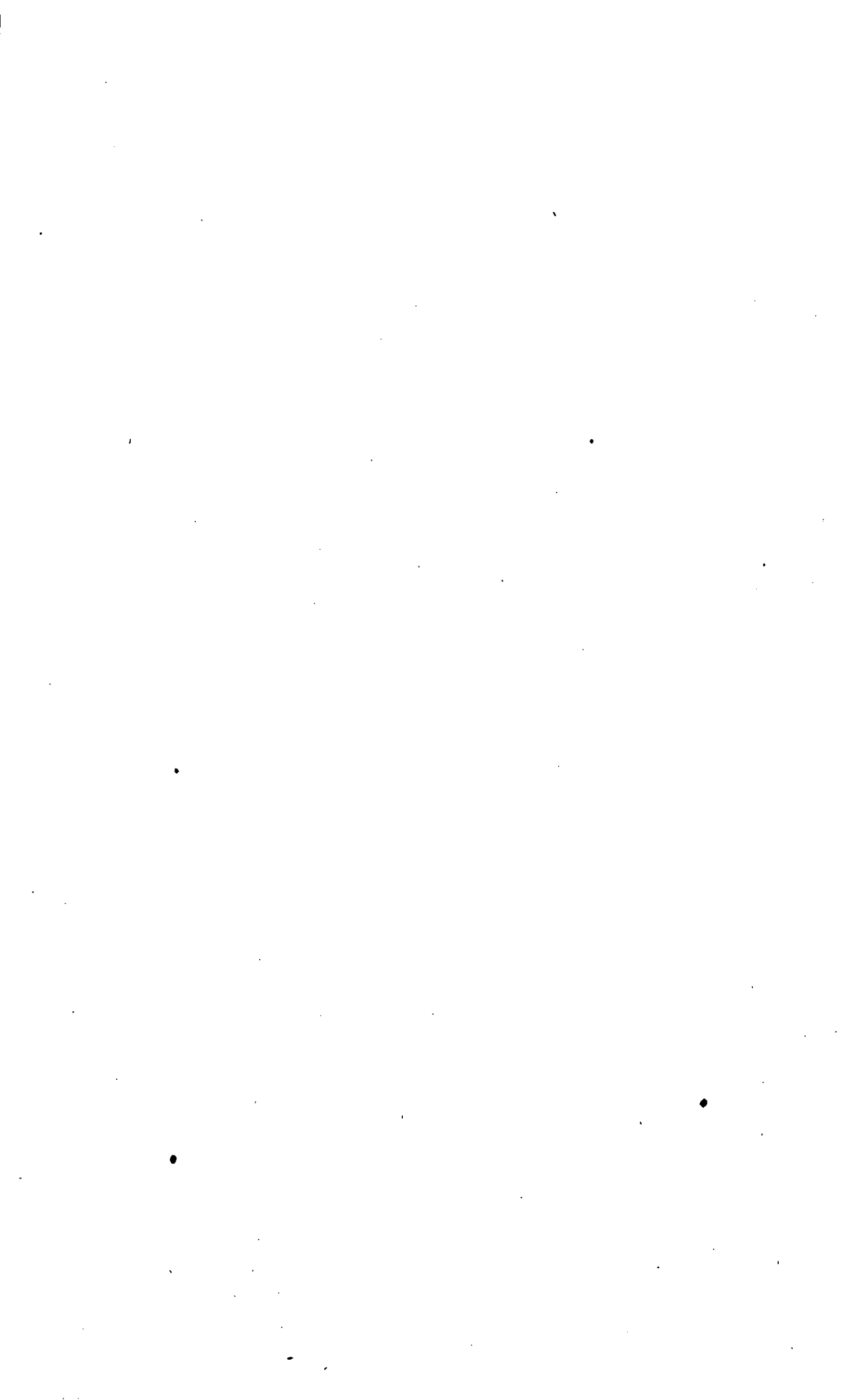
1. Sale of Colonial Wines Regulation Bill; second reading.

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*





No. 29.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 23 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Estimates for 1861-2:—On the Order of the Day being read for the consideration of the Governor's Message, No. 2, with the Estimates and Supplementary Estimate for the year 1861-2,—(the Clerk, by direction of the Speaker, having read the Message),—  
 Mr. Weekes moved, pursuant to *Contingent Notice*, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Supply to be granted to Her Majesty, for the service of the year 1861-2, and that the Estimates accompanying the Governor's Message, No. 2, be referred to such Committee.  
 Question put and passed.  
 Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of Supply accordingly.  
 The Chairman obtained leave to sit again on Wednesday next, and reported the following Resolutions:—  
 (1.) Resolved,—That there be granted to Her Majesty, a sum not exceeding £1,451, to defray the salaries and contingencies of the Establishment of His Excellency the Governor-in-Chief, for the year 1862.  
 (2.) Resolved,—That there be granted to Her Majesty, a sum not exceeding £1,069, to defray the salaries and contingencies of the Executive Council Department, for the year 1862.  
 Mr. Weekes then moved, That this House do now adopt these Resolutions.  
 Question put and passed.
2. Postponements:—  
 (1.) The Order of the Day for the second reading of the Navigable Waters Protection Bill postponed, on motion of Mr. Arnold, until to-morrow.  
 (2.) The Orders of the Day for the second reading of the Wollongong Tonnage Duty Bill, and the Kiama Tonnage Duty Bill, postponed, respectively, on motion of Mr. Arnold, until this day week.
3. Sale of Liquors General Licensing Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.
4. Chinese Immigrants Regulation and Restriction Bill:—The Speaker reported the following Message from the Legislative Council:—  
 MR. SPEAKER,  
 The Legislative Council has this day agreed to the Bill returned herewith, intituled "*An Act to Regulate and Restrict the Immigration of Chinese*," with the amendments indicated by the accompanying Schedule, in which amendments the Council request the concurrence of the Legislative Assembly.  
 Legislative Council Chamber, W. C. WENTWORTH,  
 Sydney, 23rd October, 1861. President.
- Ordered, on motion of Mr. Cowper, that the Amendments made in this Bill, by the Legislative Council, be taken into consideration in Committee, to-morrow.
5. Postponement:—The Order of the Day for the second reading of the Metropolitan Corporation Bill postponed, on motion of Mr. Cowper, until this day fortnight.

6.

6. Fines Charitable Application Bill :—Mr. Cowper moved, That this Bill be “now” read a second time.  
Mr. Dangar moved, That the Question be amended by the omission of the word “now,” with a view to the addition at the end; of the words “this day month.”  
Debate ensued.  
Proposed amendment by leave withdrawn.  
Original Question by leave withdrawn.  
And Bill, on motion of Mr. Cowper, ordered to be read a second time this day fortnight.
7. Postponements :—  
(1.) The Order of the Day for the second reading of the Municipalities Bill, postponed, on motion of Mr. Cowper, until this day fortnight.  
(2.) The Order of the Day for the second reading of the Police Regulation Bill postponed, on motion of Mr. Cowper, until this day week.
8. Insolvency Laws Amendment Bill :—Mr. Cowper moved, That this Bill be now read a second time.  
Mr. Dick moved, That the debate on this Question be adjourned until this day week.  
Debate ensued.  
Motion for the adjournment of the debate by leave withdrawn.  
Original question put and passed.  
Whereupon, Bill read a second time, and ordered, on motion of Mr. Cowper, to be considered in Committee on Friday next.  
The House adjourned, on motion of Mr. Cowper, at a quarter after Eleven o'clock, until To-morrow at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 24.

### GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move, That this House do now resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the supply to be granted to Her Majesty, for the service of the year 1861-2.

### ORDERS OF THE DAY :—

1. Navigable Waters Protection Bill ; second reading.  
2. Sale of Liquors General Licensing Bill ; to be further considered in Committee.  
3. Chinese Immigrants Regulation and Restriction Bill ; consideration in Committee of Legislative Council's Amendments.

### OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LACKEY to move, That the Petition presented by him on the 22nd instant, on behalf of the Trustees of the Field of Mars Common, be printed.  
2. DR. LANG to move, That the Petition presented by him on the 22nd October, from Mr. John Kidd, be printed.  
3. DR. LANG to move, That the Petition presented by him on the 22nd October, on behalf of Miss Isabella Mary Kelly, be printed.

### Questions :—

1. MR. HARPUR to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government, now that the Land Acts have passed, to issue a series of cheap Lithographic or other Maps, shewing what lands are open to free selection, and thus enabling the public to take advantage of the recent change in the Land Laws without danger of litigation and fear of incurring unnecessary trouble and expense?  
2. MR. DRIVER to ask THE COLONIAL SECRETARY,—Is it usual to place the services of the Police at the disposal of the Military Authorities?  
3. MR. DRIVER to ask THE COLONIAL SECRETARY,—  
(1.) Whether any and what members of the Police Force have been allowed to join the Volunteer Corps?  
(2.) Was Mr. McLerie, the Superintendent of Police, appointed Captain of the Volunteer Mounted Rifles at the request of the Members of that Corps, and if not, why was he so appointed?  
4. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—  
(1.) If he is aware of the imperfect manner the Contractor for clearing the Telegraph Line from Murrurundi to Tamworth and Tenterfield has performed his contract with the Government?  
(2.) Is the Contractor paid in full for such contract ; if not, the amount now due to him?  
(3.) Has the Contractor for clearing the Main Line of Road from Wallabadah to Tamworth, felled trees across the Telegraph Wire, and stopped Telegraph Communication from Tamworth some days last week?

(4.)

- (4.) Has not the Inspector or Station Master at Tamworth been necessitated to travel from Tamworth to Wallabadah and back three days last week, a distance of 100 miles each day, to repair the damage from the imperfect manner this contract for clearing has been carried out, and the superintendence of same?
5. MR. WILSON to ask THE COLONIAL SECRETARY,—Has the attention of the Government been drawn to the necessity of stationing a Mounted Police force at Jingery, between Braidwood and Queanbeyan?
6. MR. FORSTER to ask THE COLONIAL SECRETARY,—  
 (1.) Has the new garden, or any other late improvement at Government House, or on the premises, been made at the public cost?  
 (2.) If so, by what authority, and from what fund?
7. MR. STEWART to ask THE SECRETARY FOR PUBLIC WORKS,—Is it the intention of the Government to make arrangements for carrying Passengers by the Morning Train; if not, why not?

FRIDAY, OCTOBER 25.

*Call of the House:—Ordered,* That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Wagga Wagga Bridge Company's Bill; second reading.
2. Pawnbrokers Bill; second reading.
3. Church and School Lands Bill; third reading.
4. Matrimonial Causes Bill; second reading.
5. Constitution Act Amendment Bill; second reading.
6. Amended Secret Bills of Sale Prevention Bill; second reading.

NOTICES OF MOTION:—

1. MR. DICKSON to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve; and that such Committee have power to send for persons and papers.  
 (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. MR. SADLER to move for leave to bring in a Bill, intituled "The District Trust Bill."
3. MR. HOLROYD to move, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.
4. MR. J. GARRETT to move, That there be laid upon the Table of this House, a Copy of all the Correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other departments of the Public Service, and between those departments on the same subject—relative to a Letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which Letter the said District Constable is said to have opened and re-sealed before delivery to the Owner.
5. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862 a sum not exceeding £75 as relief to Felix Swainston.
6. MR. FORSTER to move,—  
 (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.  
 (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above resolution, and praying that the same may be carried into effect.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
 (1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.  
 (2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.
8. MR. HARPUR to move, That there be laid upon the Table of this House,—  
 (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.  
 (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.

(3.)

(3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.

(4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.

9. MR. WALKER to move, That the Petition of William Lane, presented by him on the 22nd instant, be printed.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Insolvency Laws Amendment Bill; to be considered in Committee.

Question:—

1. MR. HART to ask THE COLONIAL SECRETARY,—Have any, and what steps, been taken by the Government, to give effect to the recommendations of the Select Committee on Public Prisons in the County of Cumberland, particularly with respect to carrying out sentences upon prisoners, providing more commodious dormitories on Cockatoo Island, and erecting suitable buildings for the performance of Divine Service by the Chaplains?

TUESDAY, OCTOBER 29.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
6. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.
8. MR. DRIVER to move, That the Petition of John Cockcrell, presented by him on the 22nd October, be printed.
9. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.

WEDNESDAY, OCTOBER 30.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Wollongong Tonnage Duty Bill; second reading
3. Kiama Tonnage Duty Bill; second reading.
4. Police Regulation Bill; second reading.

THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Vagrancy Prevention Bill; second reading.

TUESDAY, NOVEMBER 5.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.

ORDER OF THE DAY:—

1. Sale of Colonial Wines Regulation Bill; second reading.

WEDNESDAY, NOVEMBER 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.



TUESDAY, NOVEMBER 19.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*



No. 30.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 24 OCTOBER, 1861.

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

Rule for Chairman's Vote in Select Committees on Private Bills:—Mr. Cowper, on behalf of the Chairman, brought up the following Report from the Standing Orders Committee, upon the Question of Order referred to the Committee on the 18th instant:—

THE Standing Orders Committee, to whom it was referred on the 18th instant, "to consider and report whether the 7th Standing Order of the House of Commons upon Private Bills ought to be applied, as a Rule of Voting in "Select Committees of this House, upon Private Bills," have agreed to the following Report:—

(1.) Your Committee find that the Standing Order of the House of Commons indicated, is not relevant to the question particularised by the Honorable Member on whose motion the present reference to your Committee is made;—that question being, as he, a Member of your Committee, states,—whether the Chairman of a Select Committee on a Private Bill ought to have both a deliberative and a casting Vote, or only a casting Vote.

(2.) Your Committee, having carefully considered this question, have the honor to recommend to your Honorable House the adoption of the following suggestion:—

That the Chairman of a Select Committee on a Private Bill ought to 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, should exercise a second or casting vote.

Legislative Assembly Chamber,  
Sydney, 24 October, 1861.

T. A. MURRAY,  
Chairman.

Ordered to be printed.

2. Question of Order, (*Petition*):—Mr. Buchanan,—referring to the Petition received by this House on presentation by Mr. Piddington on the 17th instant, adverse to the Maitland and Morpeth Railway Company's Bill, then and now under the consideration of a Select Committee,—drew attention to the apparent identity of handwriting of many of the signatures thereto; and requested the ruling of the Speaker on the question, whether such identity would not invalidate the Petition. The Speaker said that, while by the Rules of Parliament every Petition is required to be signed by the parties whose names are appended thereto; yet, supposing a Petition to bear some counterfeit signatures (which, however, it might be difficult to prove such), if it also bore, on the same skin or sheet, even one genuine signature, such Petition was not invalid. While, therefore, he agreed as to the apparent identity of handwriting of some of the signatures to the Petition in question, there was sufficient in the general appearance of others to warrant him in believing that the latter were genuine, and that the reception of the Petition had been entirely warranted.
3. Ways and Means:—Mr. Weekes moved, pursuant to *amended* notice, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the Ways and Means to meet the supply to be granted to Her Majesty, for the service of the year 1861-2.

Question put and passed.

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

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

4. Messages :—The following Messages from His Excellency the Governor, received and read :—

(1.) Assent to Bills :—

JOHN YOUNG,  
Governor.

*Message, No. 3.*

The undermentioned Bills having been passed by the Legislative Council and Assembly, and presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and transmitted them to the Legislative Council to be numbered and forwarded to the proper Officer for enrolment in the manner required by law, viz :—

1. An Act to enable Coroners to admit to Bail persons charged with Manslaughter.

2. An Act to make better provision for the custody and care of Criminal Lunatics.

3. An Act to fix the Salary and Tenure of Office of the Chief Commissioner of Insolvent Estates.

4. An Act to limit the liability of Mining Partnerships.

5. An Act to amend the Cattle Driving Act, 16 Victoria, No. 23.

6. 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 1860-1.

7. An Act to enable the Government to raise a loan for certain Public Works.

8. An Act to limit the power of Justices of the Peace in certain cases.

9. An Act to enable the Government to raise a loan for the purposes of Voluntary and Assisted Immigration.

10. An Act to enable the Lord Bishop of Newcastle, as Trustee of certain land at West Maitland, to sell the said land and to provide for the appropriation of the proceeds of such sale.

11. An Act to enable the Trustees of a settlement made by Mr. Joseph Wilson, of land at Balmain, to sell the said land, and to make provision for the investment of the proceeds of the sale thereof.

12. An Act to authorise the sale and exchange of property held in Trust for Mrs. Martha Foxlowe Hosking and her issue.

13. An Act to Incorporate the Proprietors of a certain Company called the "Clarence and Richmond Rivers Steam Navigation Company," and for other purposes therein mentioned.

14. An Act to confer powers to sell and grant building leases, upon the Trustees of the Marriage settlement of William Henry Mackenzie and Helen his Wife.

15. An Act to Amend the Minmi and Hexham Railway Act.

16. An Act to Incorporate a Company to be called the "Wahgunyah Murray Bridge Company," and to enable the said Company to erect and maintain a Bridge over the River Murray at the end of Ford Street in the Township of Wahgunyah, and to take Toll thereat, and for other purposes.

*Government House,*

*Sydney, 24th October, 1861.*

(2.) Reservation of Bill :—

JOHN YOUNG,  
Governor.

*Message No. 4.*

A Bill intituled "An Act for the amendment of the Law as to Claims against the Crown," having been passed by the Legislative Council and Assembly, and presented to the Governor for the Royal Assent, His Excellency has reserved the said Bill for the signification of Her Majesty's pleasure thereon.

2. The proper measures have been adopted for obtaining the Queen's decision accordingly, and, in the meantime, the Bill has been transmitted to the Legislative Council to await Her Majesty's pleasure.

*Government House,*

*Sydney, 24th October, 1861.*

(3.) Assent to Bills :—

JOHN YOUNG,  
Governor.

*Message No. 5.*

The undermentioned Bills having been passed by the Legislative Council and Assembly, and presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and transmitted them to the Legislative Council to be numbered and forwarded to the proper Officer for enrolment in the manner required by Law, viz :—

(1.) "An Act for regulating the Alienation of Crown Lands."

(2.) "An Act for regulating the Occupation of Crown Lands."

*Government House,*

*Sydney, 24th October, 1861.*

5. Ways and Means :—On motion of Mr. Wcekes, the Speaker left the Chair, and the Committee of Ways and Means resumed.

The Chairman reported progress, and obtained leave to sit again on Wednesday next.



6. Papers:—Mr. Weekes laid upon the Table the undermentioned Papers:—  
 (1.) Estimates of the Ways and Means of the Government of New South Wales for the year 1862.  
 (2.) Particulars of Savings on Votes and Balances of Votes of Parliament, &c., for the years 1857-8.  
 (3.) Particulars of Savings on Votes of Parliament, in continuation of Statement, dated 18 October, 1860.  
 Ordered to be printed.
7. Postponement:—The Order of the Day for the Second Reading of the Navigable Waters Protection Bill postponed, on motion of Mr. Arnold, until to-morrow.
8. Sale of Liquors General Licensing Bill:—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.  
 The Chairman having reported the Bill with amendments,—  
 Ordered, on motion of Mr. Cowper, that the Adoption of the Report stand an Order of the Day for Tuesday next.  
 The House adjourned, on motion of Mr. Cowper, at a quarter after Eleven o'clock, until To-morrow at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, OCTOBER 25.

*Call of the House:—Ordered,* That John Garrett, Esquire, and Robert Haworth, Esquire, do attend the Service of this House to-day.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Wagga Wagga Bridge Company's Bill; second reading.
2. Pawnbrokers Bill; second reading.
3. Church and School Lands Bill; third reading.
4. Matrimonial Causes Bill; second reading.
5. Constitution Act Amendment Bill; second reading.
6. Amended Secret Bills of Sale Prevention Bill; second reading.

NOTICES OF MOTION:—

1. MR. DICKSON to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve; and that such Committee have power to send for persons and papers.  
 (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Mcston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.
2. MR. SADLER to move for leave to bring in a Bill, intituled "The District Trust Bill".
3. MR. HOLROYD to move, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.
4. MR. J. GARRETT to move, That there be laid upon the Table of this House, a Copy of all the Correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other departments of the Public Service, and between those departments on the same subject—relative to a Letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which Letter the said District Constable is said to have opened and re-sealed before delivery to the Owner.
5. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862 a sum not exceeding £75 as relief to Felix Swainston.
6. MR. FORSTER to move,—  
 (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.  
 (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above resolution, and praying that the same may be carried into effect.
7. MR. HOLROYD to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
 (1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.  
 (2.)

- (2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.
8. MR. HARPUR to move, That there be laid upon the Table of this House,—
- (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
- (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
- (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
- (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
9. MR. WALKER to move, That the Petition of William Lane, presented by him on the 22nd instant, be printed.
10. MR. LACKEY to move, That the Petition presented by him on the 22nd instant, on behalf of the Trustees of the Field of Mars Common, be printed.
11. DR. LANG to move, That the Petition presented by him on the 22nd October, from Mr. John Kidd, be printed.
12. DR. LANG to move, That the Petition presented by him on the 22nd October, on behalf of Miss Isabella Mary Kelly, be printed.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move,—
- (1.) That the Report from the Standing Orders Committee, on the proposed Rule for Chairman's Vote in Select Committees on Private Bills, brought up by him on the 24th instant, be now adopted by this House.
- (2.) That the following suggestion, therein contained, be a Sessional Order of this House for the present Session:—
- “ That the Chairman of a Select Committee on a Private Bill, be entitled to vote  
 “ on all questions in the same way as other Members of such Committee; and, in  
 “ case of an equality of votes, exercise a second or casting vote.”

ORDERS OF THE DAY:—

1. Insolvency Laws Amendment Bill; to be considered in Committee.
2. Navigable Waters Protection Bill; second reading.
3. Chinese Immigrants Regulation and Restriction Bill; consideration in Committee of Legislative Council's Amendments.

Questions:—

1. MR. HART to ask THE COLONIAL SECRETARY,—Have any, and what steps, been taken by the Government, to give effect to the recommendations of the Select Committee on Public Prisons in the County of Cumberland, particularly with respect to carrying out sentences upon prisoners, providing more commodious dormitories on Cockatoo Island, and erecting suitable buildings for the performance of Divine Service by the Chaplains?
2. MR. HOLROYD to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Is the Railway from Blacktown to Crawford's complete?
  - (2.) If not, when will it be finished, and when Proclaimed?
  - (3.) Is it the intention of the Government to place a Station at Crawford's temporarily or permanently?
3. MR. HOLROYD to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Has the Railway Bridge recently placed over Rope's Creek, been reported fit for traffic?
  - (2.) Has the Contractor been requested recently to pull it down, with a view to putting up a fresh bridge?
4. MR. J. GARRETT to ask THE SECRETARY FOR PUBLIC WORKS,—If any tender has been accepted for the Construction of a Dredge to be employed in clearing the Shoalhaven River; if not, why not?
5. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Is the gauge of the Pitt-street Tramway, now in progress, the same as that of the Southern Railway?
  - (2.) Can the Carriages of the Southern Line travel on the Pitt-street Tramway, as originally proposed?

TUESDAY, OCTOBER 29.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
6. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.
8. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
9. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
10. DR. LANG to move, That there be laid upon the Table of this House a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any number of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
11. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
12. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
13. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
14. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Minister of Works, on the 22nd instant, in reference to the Toll-houses and Gates on the Great Northern Road, be printed.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Sale of Liquors Licensing Bill Reported; Adoption of Report.

WEDNESDAY,

WEDNESDAY, OCTOBER 30.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Wollongong Tonnage Duty Bill; second reading
3. Kiama Tonnage Duty Bill; second reading.
4. Police Regulation Bill; second reading.
5. Ways and Means; Resumption of the Committee.

THURSDAY, OCTOBER 31.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Vagrancy Prevention Bill; second reading.

NOTICE OF MOTION:—

1. DR. LANG to move,—
  - (1.) That a Select Committee be appointed to ascertain the circumstances in which the Presbyterian Church Temporalities Act of this Colony was originally passed by the late Legislative Council, in the year 1837, and to suggest such measures as may be deemed expedient and necessary, in the way of legislation, to heal the divisions to which that Act has given rise among the Presbyterians of the Colony for upwards of twenty years past.
  - (2.) That such Committee consist of the following Members, viz.:—Mr. Dickson, Mr. Hay, Mr. Holt, Mr. Sadleir, Mr. Smart, Mr. Wilson and the Mover.

TUESDAY, NOVEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
2. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.

ORDER OF THE DAY:—

1. Sale of Colonial Wines Regulation Bill; second reading.

WEDNESDAY, NOVEMBER 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICE OF MOTION:—

1. DR. LANG to move,—
  - (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.

(2)

(2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.

(3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.

ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*



No. 31.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

FRIDAY, 25 OCTOBER, 1861.

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

Question of Order, (*Petition*):—Mr. Buchanan,—adverting to the *Petition* presented by Mr. Piddington on the 17th instant, adverse to the Maitland and Morpeth Railway Company's Bill, referred to in Entry 2 of the Votes and Proceedings of yesterday,—moved, That it be referred to the Standing Orders Committee, to examine the *Petition* against the Maitland and Morpeth Railway, with a view to expunge all those signatures which, from being in the same handwriting, may be deemed spurious.

Debate ensued.

Question put and passed.

2. Railway from Sydney to Bathurst:—Mr. Hart presented a *Petition* from certain stockholders, merchants, storekeepers, tradesmen, agriculturists, miners, and others, Inhabitants of the District of Bathurst, praying for the establishment of speedy steam locomotion between Sydney and Bathurst.  
*Petition* received.
3. Railway to Western Districts:—Mr. Hart presented a *Petition*, signed "William Lee," as Chairman, on behalf of certain professional men, stockholders, merchants, storekeepers, tradesmen, agriculturists, miners, and Inhabitants generally of the Town and District of Bathurst, in Public Meeting assembled, praying that in the prosecution of the Railway Policy the Western Districts may be considered, "mile by mile" with the other great districts of the Colony.  
*Petition* received.
4. Maitland and Morpeth Railway Company's Bill:—Mr. Piddington presented a *Petition* from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, adverse to the passing of this Bill, unless with certain qualifications, as therein set forth.  
*Petition* received.
5. Paper:—Mr. Cowper laid upon the Table, Despatch from the Duke of Newcastle, dated 26 August, 1861, respecting the proposed Transfer to the Colony of South Australia of the Land lying between the Western Boundary of that Colony and the Eastern Boundary of Western Australia, together with a copy of the Act of the Imperial Parliament (24 and 25 Vic., Cap. 44,) for effecting this object.  
 Ordered, That the Despatch and Accompanying Document be printed.
6. Call of the House:—The Clerk, by direction of the Speaker, and pursuant to the Order in that behalf made on the 11th instant, called over the names of John Garrett, Esquire, and Robert Haworth, Esquire, who were absent without excuse offered, on the occasion of the Call of the House on that day.  
 And those Honorable Members having now severally answered in their places, and offered their excuses to the House for their former absence,—  
 Mr. Cowper moved, That the excuses so offered by the said Honorable Members be accepted by this House.  
 Debate ensued.  
 Question put and passed.
7. Wagga Wagga Bridge Company's Bill, on motion of Mr. Macleay, read a second time.  
 Whereupon, on motion of Mr. Macleay, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.  
 The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Friday next.
8. Pawnbrokers' Bill, on motion of Mr. Holroyd, read a second time.  
 Whereupon, on motion of Mr. Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.  
 The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Tuesday next.

9. Church and School Lands Bill :—Mr. Wilson moved, That this Bill be now read a third time.

Question put.

The House divided.

Ayes, 23.

Mr. Weekes,	Mr. Holroyd,
Mr. Wisdom,	Mr. Forster,
Mr. Lucas,	Mr. Sutherland,
Mr. Dalgleish,	Mr. Atkinson,
Mr. J. Garrett,	Mr. Harpur,
Mr. T. Garrett,	Mr. Hoskins,
Mr. Caldwell,	Mr. Piddington,
Mr. Sadleir,	Mr. Buchanan,
Mr. Hannell,	Mr. Rotton,
Mr. Wilson,	Mr. Bell,
Mr. J. T. Ryan,	Mr. Driver.

} Tellers.

Mr. Dangar,

Noes, 5.

Mr Cowper,	} Tellers
Mr. Hay,	
Mr. Hart,	
Mr. Mate,	
Mr. Dick,	

And Bill read a third time and passed.

Mr. Wilson then moved, That the Title of this Bill be "*An Act to remove any doubts that may exist as to the Church and School Lands being Waste Lands of the Crown.*"

Question put and passed;—

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to remove any doubts that may exist as to the Church and School Lands being Waste Lands of the Crown,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,*

*Sydney, 25 October, 1861.*

Speaker.

Question put and passed.

10. Matrimonial Causes Bill :—Mr. Holroyd moved, That this Bill be "now read a second time."

Mr. Cowper moved, That the Question be amended, by the omission of the words "now read a second time," with a view to the insertion in their place of the words "referred to a Select Committee for its consideration and report."

Debate ensued.

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

The House divided.

Ayes, 25.

Mr. Lucas,	Mr. Terry,
Mr. Holroyd,	Mr. Piddington,
Mr. Dalgleish,	Mr. Driver,
Mr. Sadleir,	Mr. Hoskins,
Mr. Harpur,	Mr. J. T. Ryan,
Mr. Wilson,	Mr. Buchanan,
Mr. Allen,	Mr. Bell,
Mr. Mate,	Mr. Atkinson,
Mr. Redman,	Mr. Wisdom,
Mr. Dangar,	Mr. Rotton,
Mr. Dickson,	Mr. T. Garrett,
Mr. Forster,	Mr. Dick,

} Tellers.

Original Question then put.

The House divided.

Ayes, 25.

Mr. Lucas,	Mr. Forster,
Mr. Dick,	Mr. Hay,
Mr. T. Garrett,	Mr. Atkinson
Mr. Holroyd,	Mr. Terry,
Mr. Dalgleish,	Mr. Piddington,
Mr. Sadleir,	Mr. Driver,
Mr. Harpur,	Mr. Hoskins,
Mr. Wilson,	Mr. J. T. Ryan,
Mr. Allen,	Mr. Buchanan,
Mr. Mate,	Mr. Wisdom,
Mr. Redman,	Mr. Rotton,
Mr. Dangar,	Mr. Bell,

} Tellers

Noes, 14.

Mr. Cowper,	Mr. Caldwell,	} Tellers.
Mr. Weekes,	Mr. J. N. Ryan,	
Mr. Love,	Mr. Faucett,	
Mr. Egan,	Capt. Moriarty,	
Mr. Lewis,		
Mr. Macleay,		
Mr. Cunneen,		
Mr. Cummings,		
Mr. Sutherland,		
Mr. Hart,		

Whereupon, Bill read a second time, and, on motion of Mr. Holroyd, ordered to be considered in Committee of the Whole on Friday next.

11. Postponements :—

(1.) The Order of the Day for the second reading of the Constitution Act Amendment Bill postponed, on motion of Mr. Sadleir, until Tuesday next.

(2.) The Order of the day for the second reading of the Amended Secret Bills of Sale Prevention Bill postponed, on motion of Mr. Dick, until this day week.

12. Railway obstruction to Gaol and Court House Reserve in the Town of Maitland :—Mr.

Dickson moved, pursuant to notice,—

(1.) That a Select Committee be appointed to inquire into and report upon the allegations contained in the Petition of the Inhabitants of Maitland and its vicinity, presented to this House on 12th March last, having reference to the Railway obstruction to the Gaol and Court House Reserve; and that such Committee have power to send for persons and papers.



- (2.) That such Committee consist of the following Members:—Mr. Arnold, Mr. Gray, Mr. Piddington, Mr. Rusden, Mr. Meston, Mr. Eckford, Mr. Faucett, Mr. Cummings, and the Mover.  
Question put and passed.
13. District Trust Bill:—Mr. Sadleir moved, pursuant to notice, for leave to bring in a Bill, intituled "The District Trust Bill."  
Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.
14. Trustees and Mortgagees Powers Extension Bill:—Mr. Holroyd moved, pursuant to notice, for leave to introduce a Bill to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in settlements, mortgages, and wills.  
Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.
15. Motions Dropped:—  
(1.) Mr. J. Garrett not making the motion standing in his name, No. 4 on the Notice Paper for to-day, it dropped.  
(2.) Mr. Morrice not making the motion standing in his name, No. 5 on the Notice Paper for to-day, it dropped.
16. Motion Withdrawn:—Mr. Forster withdrew the motion standing in his name, No. 6 on the Notice Paper for to-day.
17. Mr. Myles Harte Lyons—Magistrates of Mudgee Bench:—Mr. Holroyd moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—  
(1.) Copies of all Correspondence, Papers, and Minutes of the Executive Council, referring in any way to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, since the return laid upon the Table on the Motion of Mr. Walker, and ordered by the Legislative Assembly to be printed on the 19th October, 1860.  
(2.) Copies of all Correspondence, if any, between the Bench of Magistrates at Mudgee, or any one Magistrate and the Government, and of all Minutes of the Executive Council, in reference to the recent appointments of Magistrates to the Mudgee Bench.  
Question put and passed.
18. Trustees and Mortgagees Powers Extension Bill:—Mr. Holroyd having presented this Bill, Bill, intituled, "*A Bill to give to Trustees, Mortgagees, and others certain powers now commonly inserted in Settlements, Mortgages, and Wills,*" read a first time.  
Ordered to be printed, and read a second time on Friday next.
19. Motion Withdrawn:—Mr. Harpur withdrew the motion standing in his name, No. 8 on the Notice Paper for to-day.
20. William Lane:—Mr. Cunneen moved, pursuant to notice standing in the name of Mr. Walker, and on his behalf, That the Petition of William Lane, presented by Mr. Walker on the 22nd instant, be printed.  
Question put and passed.  
Ordered to be printed.
21. Field of Mars Common:—Mr. Bell moved, pursuant to notice standing in the name of Mr. Lackey, and on his behalf, That the Petition presented by Mr. Lackey on the 22nd instant, on behalf of the Trustees of the Field of Mars Common, be printed.  
Question put and passed.  
Ordered to be printed.
22. Motions dropped:—Dr. Lang not making the motions standing in his name, Nos. 11 and 12 on the Notice Paper for to-day, they dropped.
23. Rule for Chairman's vote in Select Committees on Private Bills (*Sessional Order*):—  
Mr. Cowper moved, pursuant to notice:—  
(1.) That the Report from the Standing Orders Committee, on the proposed Rule for Chairman's Vote in Select Committees on Private Bills, brought up by him on the 24th instant, be now adopted by this House.  
(2.) That the following suggestion, therein contained, be a Sessional Order of this House for the present Session:—  
"That the Chairman of a Select Committee on a Private Bill be entitled to  
"vote on all questions in the same way as other Members of such Committee;  
"and, in case of an equality of votes, exercise a second or casting vote."  
Debate ensued.  
Question put.  
The House divided.
- | Ayes, 20.      |                 |            | Noes, 10.       |            |
|----------------|-----------------|------------|-----------------|------------|
| Mr. Cowper,    | Mr. Dangar,     |            | Mr. Piddington, |            |
| Mr. C. Cowper, | Mr. Harpur,     |            | Mr. Macleay,    |            |
| junior,        | Mr. Driver,     |            | Mr. Cummings,   |            |
| Mr. Weekes,    | Mr. Atkinson,   |            | Mr. Egan,       |            |
| Mr. Arnold,    | Mr. J. T. Ryan, |            | Mr. Lewis,      |            |
| Mr. Redman,    | Mr. Buchanan,   |            | Mr. Hoskins,    |            |
| Mr. Dick,      | Mr. Bell,       |            | Mr. Rotton,     |            |
| Mr. Faucett,   | Capt. Moriarty, |            | Mr. Mate,       |            |
| Mr. Hay,       | Mr. Caldwell,   |            | Mr. Forster,    |            |
| Mr. Wilson,    | Mr. T. Garrett, | } Tellers. | Mr. Dalgleish,  | } Tellers. |
| Mr. Hart,      |                 |            |                 |            |

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 29.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will cause the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.
2. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
3. MR. FORSTER to move, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.
4. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
5. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
6. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. FERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.
8. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
9. MR. WILSON to move the following Resolutions :—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
10. DR. LANG to move, That there be laid upon the Table of this House a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
11. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
12. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
13. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
14. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Minister of Works, on the 22nd instant, in reference to the Toll-houses and Gates on the Great Northern Road, be printed.
15. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
16. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.

ORDERS

## ORDERS OF THE DAY:—

1. Pawnbrokers Bill; third reading.
2. Constitution Act Amendment Bill; second reading.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Sale of Liquors Licensing Bill Reported; Adoption of Report.
2. Insolvency Laws Amendment Bill; to be considered in Committee.
3. Navigable Waters Protection Bill; second reading.
4. Chinese Immigrants Regulation and Restriction Bill; consideration in Committee of Legislative Council's Amendments.

## Questions:—

1. MR. WILSON to ask THE COLONIAL SECRETARY,—
  - (1.) Is it intended by the Government to give an answer to the Address to His Excellency carried by a large majority of this House on the 13th ultimo, on the appropriation of the revenue derived from the so-called Church and School Lands?
  - (2.) If so, when?
2. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Whether the Government has charged the damages for repairing the Telegraph Wires from Tamworth and Murrurundi to the Contractor, who imperfectly performed his contract?
  - (2.) Was not the Telegraph Battery at Tamworth prevented from working for three days through this Contractor not clearing the line, as stipulated by his contract?
  - (3.) Is not the Telegraph Master at Tamworth also Line Inspector, and was he not three days absent from his office through the breaking down of the Wires?

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WEDNESDAY, OCTOBER 30.

## Contingent Notice of Motion:—

1. MR. ROTTON to move, (on the motion being made for the Resumption of the Committee of Supply),—
  - (1.) That the Railway policy of the Government, as indicated by the Estimates submitted to the Assembly, does not meet the approval of this House, inasmuch as it does not provide for Railway Extension to Bathurst and Armidale, as well as to Goulburn.
  - (2.) That before proceeding with the consideration of the Estimates for Public Works, provision should be made by the Government for such extensions.
  - (3.) That this House do therefore now 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 withdraw that portion of the Estimates which relates to Railway Extension, and substitute others which shall provide for the extension of the Three Main Trunk Lines of Railroad to Bathurst, Goulburn, and Armidale respectively.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to introduce a Bill for determining the portions of the Public Debt of New South Wales to be borne by the Colony of Queensland.

## ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Wollongong Tonnage Duty Bill; second reading
3. Kiama Tonnage Duty Bill; second reading.
4. Police Regulation Bill; second reading.
5. Ways and Means; Resumption of the Committee.

## Questions:—

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—If Mr. Richard U. Townshend's (of Albury) Tenders for Roads, Bridges, and Culverts were rejected, although the lowest on several occasions; if so, state why?
2. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—Is Mr. Wm. S. Chauncey residing in Victoria, and now in the employ of the Government; and if so, his present duties, and is he allowed to make Government Contracts in the district of Albury without Tender?

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THURSDAY, OCTOBER 31.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

## ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

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FRIDAY,

FRIDAY, NOVEMBER 1.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Vagrancy Prevention Bill ; second reading.
2. Wagga Wagga Bridge Company's Bill ; third reading.
3. Matrimonial Causes Bill ; to be considered in Committee.
4. Amended Secret Bills of Sale Prevention Bill ; second reading.

NOTICES OF MOTION :—

1. DR. LANG to move,—
  - (1.) That a Select Committee be appointed to ascertain the circumstances in which the Presbyterian Church Temporalities Act of this Colony was originally passed by the late Legislative Council, in the year 1837, and to suggest such measures as may be deemed expedient and necessary, in the way of legislation, to heal the divisions to which that Act has given rise among the Presbyterians of the Colony for upwards of twenty years past.
  - (2.) That such Committee consist of the following Members, viz. :—Mr. Dickson, Mr. Hay, Mr. Holt, Mr. Sadleir, Mr. Smart, Mr. Wilson and the Mover.
2. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.

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TUESDAY, NOVEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
2. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
3. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above resolution, and praying that the same may be carried into effect.

ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill ; second reading.

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FRIDAY, NOVEMBER 8.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Trustees and Mortgagees powers Extension Bill ; second reading.

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WEDNESDAY,

WEDNESDAY, NOVEMBER 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICE OF MOTION:—

1. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.

(2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.

(3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.

ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*

1910

1911

1912

1913

1914

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1916

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1918

1919

1920

No. 32.

—

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

—

TUESDAY, 29 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Signatures to Petition against Maitland and Morpeth Railway Company's Bill:—Mr. Wisdom, on behalf of the Chairman, brought up a Report from the Standing Orders Committee, to whom was referred, on the 25th instant, the Petition presented by Mr. Piddington, on the 17th instant, against the Maitland and Morpeth Railway Company's Bill,—  
 And the same having been read by the Clerk, by direction of the Speaker, as follows:—  
 THE Standing Orders Committee, to whom it was referred, on the 25th instant, "to examine the Petition (*presented by Mr. Piddington on the 17th instant*) against the Maitland and Morpeth Railway, with a view to expunge all those Signatures which, from being in the same handwriting, may be deemed spurious," have agreed to the following Report:—  
 Your Committee have examined the Signatures attached to the Petition; and it appearing to them that several of those Signatures are in the same handwriting,—they think it advisable that evidence on this point should be taken, and recommend that your Honorable House will give them power to examine witnesses on the subject.  
*Legislative Assembly Chamber,* T. A. MURRAY,  
*Sydney 26 October, 1861.* Chairman.  
 Ordered to be printed.
2. Dr. F. Beer:—Captain Moriarty moved, without notice, That the Select Committee, upon the Petition on behalf of Dr. F. Beer, have leave to send for persons and papers.  
 Question put and passed.
3. Signatures to Petition against Maitland and Morpeth Railway Company's Bill (*Sessional Order*):—Mr. Wisdom moved, without notice, That the Standing Orders Committee for the present Session have power to send for persons, papers, and records, and to examine witnesses, in any matter or thing referred to or pending before the said Committee.  
 Question put and passed.
4. Papers:—  
 (1.) Mr. Cowper laid upon the Table the undermentioned Papers:—  
 (1.) Return to Address, in reference to Field of Mars Common, adopted by this House, on motion of Mr. Shepherd, on the 20th September, 1861.  
 Ordered to be printed.  
 (2.) Return to Order, in reference to Road Funds, Carcoar, made by this House, on motion of Mr. Watt, on 26th February, 1861.  
 (2.) Mr. Arnold laid upon the Table, Further Return to Order, in reference to Toll Houses and Gates on the Great Northern Road, made by this House, on motion of Mr. Dangar, on the 22nd instant.
5. Pawnbrokers Bill:—Mr. Leary presented a Petition from certain Licensed Pawnbrokers of the City of Sydney and the neighbourhood, praying that either this Bill may be referred to a Committee, or that its third reading may be postponed for a month.  
 Petition received.
6. Papers:—Mr. Arnold laid upon the Table the undermentioned Papers:—  
 (1.) Sydney Road Trust Accounts, from 1st January, 1857, to 30th October, 1858.  
 (2.) Return to Order, in reference to the Western Road, made by this House, on motion of Mr. Lucas, on the 27th September, 1861.  
 Ordered to be printed.  
 (3.) Return to Order, in reference to Contract with Mr. Heritage, made by this House, on motion of Mr. Forster, on the 8th instant.

7. **Pymont Bridge Company's Supplementary Bill** :—Mr. Forster, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee, for whose consideration and report this Bill was referred on the 18th instant.  
Ordered to be printed.  
Whereupon, on motion of Mr. Forster, Ordered, That this Bill be read a second time on Friday next.
8. **Maitland and Morpeth Railway Company's Bill** :—Mr. Windeyer, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee, for whose consideration and report this Bill was referred on the 3rd instant.  
Ordered to be printed.  
Whereupon, on motion of Mr. Windeyer, Ordered, That this Bill be read a second time on Friday week.
9. **Mr. Justice Wise—Riots at Burrangong Gold Fields** :—Mr. Buchanan moved, pursuant to notice, That, in the opinion of this House, an Address be presented to the Governor, praying that His Excellency will "cause" the immediate removal of Mr. Justice Wise from the Judicial Bench of New South Wales.  
Mr. Allen moved, that the Question be amended, by the omission of all the words after the word "cause," with a view to the insertion in their place of the words "inquiry into the whole conduct of Mr. Justice Wise, at the Trial of the Burrangong "Rioters."  
Debate ensued.  
Question put,—That the words proposed to be omitted stand part of the Question.  
The House divided.

Ayes, 33.

Mr. Cowper,	Mr. Laycock,
Mr. Weekes,	Mr. Hoskins,
Capt. Moriarty,	Mr. Mate,
Mr. Alexander,	Mr. Suttor,
Mr. Sadleir,	Mr. Macleay,
Mr. Morrice,	Mr. Hay,
Mr. Holroyd,	Mr. Dangar,
Mr. Morris,	Mr. Atkinson,
Mr. Egan,	Mr. Wilson,
Mr. Flett,	Mr. Hart,
Mr. Stewart,	Mr. Windeyer,
Mr. Daniel,	Mr. Lackey,
Mr. Cummings,	Mr. Piddington,
Mr. Leary,	Mr. Smart,
Mr. Forster,	Mr. Hannell,
Mr. Redman,	Mr. Walker,
Mr. Holt,	

} Tellers.

Noes, 19.

Mr. Arnold,	Mr. Allen,
Mr. Lewis,	Mr. Bell,
Mr. Lucas,	Mr. Dalglish,
Mr. T. Garrett,	
Mr. Gray,	
Mr. Dickson,	
Mr. Terry,	
Mr. Harpur,	
Mr. Peasley,	
Mr. Raper,	
Mr. Eckford,	
Mr. Wisdom,	
Mr. Markham,	
Mr. Caldwell,	
Mr. Driver,	
Mr. Buchanan,	

} Tellers.

Original Question then put and negatived.

10. **Motion Withdrawn** :—Mr. Forster withdrew the motion standing in his name, No. 2 on the Notice Paper for to-day.
11. **Sale of Liquors Licensing Bill** :—Mr. Holroyd presented a Petition from certain farmers, winegrowers, storekeepers, and others, in the District of Smithfield and its neighbourhood, praying that, in the consideration of the said Bill, facilities will be given for the production and consumption of Colonial Wines.  
Petition received.
12. **Nominations for Life to the Legislative Council** :—Mr. Forster moved, pursuant to notice, That this House do now resolve itself into a Committee of the Whole, to take into consideration His Excellency the Governor's Message No. 1, dated October 1, 1861, as also the propriety of framing another Address, in answer to the said Message.  
Debate ensued.  
Mr. Allen moved the Previous Question.  
Debate ensued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 30 OCTOBER, 1861. A. M.

Previous Question put,—That this Question be now put.  
The House divided.

Ayes, 22.

Mr. Driver,	Mr. Faucett,
Mr. Piddington,	Mr. Walker,
Mr. Harpur,	Mr. Lackey,
Mr. Dalglish,	Mr. Daniel,
Mr. Cummings,	Mr. Hart,
Mr. Terry,	Mr. Dangar,
Mr. Leary,	Mr. Macleay,
Mr. Morris,	Mr. Hoskins,
Mr. Egan,	Mr. Bell,
Mr. Forster,	Mr. Lucas,
Mr. Rotton,	Mr. Wilson,

} Tellers.

Noes, 21.

Mr. Cowper,	Mr. Caldwell,
Mr. Weekes,	Mr. Eckford,
Mr. Arnold,	Mr. Morrice,
Mr. O. Cowper,	Mr. Allen,
junr.,	Mr. Markham,
Mr. Love,	Mr. Gray,
Mr. Sadleir,	Mr. Buchanan,
Mr. Holt,	Mr. Lewis,
Mr. Raper,	Mr. J. N. Ryan,
Dr. Lang,	Mr. Alexander,
Mr. T. Garrett,	Mr. Redman,

} Tellers.

Original



Original Question then put.  
The House divided.

Ayes, 24.

Mr. Wilson,	Mr. Allen,
Mr. Lucas,	Mr. Faucett,
Mr. Harpur,	Mr. Walker,
Mr. Dalgleish,	Mr. Lackey,
Mr. Cummings,	Mr. Daniel,
Mr. Terry,	Mr. Hart,
Mr. Leary,	Mr. Dangar,
Mr. Morris,	Mr. Macleay,
Mr. Egan,	Mr. Hoskins,
Mr. Forster,	Mr. Bell,
Mr. Rotton,	Mr. Piddington,
Mr. Raper,	Mr. Driver,

} Tellers.

Noes, 19.

Mr. Cowper,	Mr. Morrice,
Mr. Weekes,	Mr. Caldwell,
Mr. Arnold,	Mr. Eckford,
Mr. Alexander,	Mr. T. Garrett,
Mr. Love,	Dr. Lang,
Mr. Sadleir,	Mr. Redman,
Mr. Holt,	Mr. C. Cowper,
Mr. J. N. Ryan,	junr.,
Mr. Buchanan,	
Mr. Lewis,	
Mr. Gray,	
Mr. Markham,	

} Tellers.

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

The Chairman reported that the Committee had agreed to the following Resolution:—

The Legislative Assembly having taken into consideration His Excellency the Governor's Message, No. 1, dated the 1st instant, cannot avoid expressing its regret that the Executive Government should deem it inexpedient to lay before this House any documents of a public nature, having reference to a matter of such vast public interest and importance as the late Nominations for Life to the Legislative Council, particularly upon the grounds set forth in the Message, namely, "in view to the public interest, and the confidence which should subsist on similar occasions."

On the contrary, it appears to the Assembly that the public interest, and the confidence which should subsist on all occasions between the Executive Government and this House, require all the documents specified in the Address of the 17th ultimo to be laid before the House.

The Assembly had no intention in that Address to make any claim for copies of private correspondence, but it feels compelled, in the performance of its duty to the Country, respectfully to pray that His Excellency the Governor will cause all documents of a public nature, specified in the said Address, which are now withheld, to be laid before the House.

Whereupon, Mr. Forster moved, That this Resolution be now adopted by this House.  
Question put.

The House divided.

Ayes, 22.

Mr. Lucas,	Mr. Harpur,
Mr. Dalgleish,	Mr. Rotton,
Mr. Wilson,	Mr. Jackey,
Mr. Terry,	Mr. Morris,
Mr. Faucett,	Mr. Dangar,
Mr. Cummings,	Mr. Piddington,
Mr. Raper,	Mr. Macleay,
Mr. Egan,	Mr. Hoskins,
Mr. Daniel,	Mr. Hart,
Mr. Leary,	Mr. Driver,
Mr. Forster,	Mr. Bell,

} Tellers.

Noes, 18.

Mr. Cowper,	Mr. Morrice,
Mr. Weekes,	Mr. Eckford,
Mr. Arnold,	Mr. T. Garrett,
Mr. Redman,	Mr. Wisdom,
Mr. Love,	Dr. Lang,
Mr. Gray,	Mr. Alexander,
Mr. Buchanan,	Mr. C. Cowper,
Mr. J. N. Ryan,	junr.,
Mr. Caldwell,	
Mr. Lewis,	
Mr. Markham,	

} Tellers.

The House adjourned, on motion of Mr. Cowper, at Ten minutes before One o'clock, A.M., until Three o'clock, P.M., this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 30.

*Contingent Notice of Motion:—*

1. MR. ROTTON to move, (on the motion being made for the Resumption of the Committee of Supply),—

(1.) That the Railway policy of the Government, as indicated by the Estimates submitted to the Assembly, does not meet the approval of this House, inasmuch as it does not provide for Railway Extension to Bathurst and Armidale, as well as to Goulburn.

(2.) That before proceeding with the consideration of the Estimates for Public Works, provision should be made by the Government for such extensions.

(3.) That this House do therefore now 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 withdraw that portion of the Estimates which relates to Railway Extension, and substitute others which shall provide for the extension of the Three Main Trunk Lines of Railroad to Bathurst, Goulburn, and Armidale respectively.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to introduce a Bill for determining the portions of the Public Debt of New South Wales to be borne by the Colony of Queensland.

ORDERS

## ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Wollongong Tonnage Duty Bill; second reading
3. Kiama Tonnage Duty Bill; second reading.
4. Police Regulation Bill; second reading.
5. Ways and Means; Resumption of the Committee
6. Sale of Liquors Licensing Bill Reported; Adoption of Report.
7. Insolvency Laws Amendment Bill; to be considered in Committee.
8. Navigable Waters Protection Bill; second reading.
9. Chinese Immigrants Regulation and Restriction Bill; consideration in Committee of Legislative Council's Amendments.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. CAPT. MORIARTY to move, That an 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.) Copy of the information, depositions, and other papers, relating to the case of Frederick Beer, convicted of having illegally administered Belladonna to one Phyllis Brown, in April, 1856.  
(2.) Copy of the Notes taken by Mr. Justice Therry, upon the trial of the said Frederick Beer.
2. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
3. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
4. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
5. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.
6. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
7. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.

## ORDERS OF THE DAY:—

1. Pawnbrokers Bill; third reading.
2. Constitution Act Amendment Bill; second reading.

*Questions:—*

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—If Mr. Richard U. Townshend's (of Albury) Tenders for Roads, Bridges, and Culverts were rejected, although the lowest on several occasions; if so, state why?
2. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—Is Mr. Wm. S. Chauncy residing in Victoria, and now in the employ of the Government; and if so, his present duties, and is he allowed to make Government Contracts in the district of Albury without Tender?
3. MR. LACKEY to ask THE COLONIAL SECRETARY,—Whether the Government intend proclaiming the town of Parramatta to be incorporated; and if so, when?
4. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
5. MR. HOLT to ask THE SECRETARY FOR PUBLIC WORKS,—If two of the six Designs for the Houses of Parliament, selected by the Commissioners as the most eligible, are not in direct violation of the conditions of competition, which stipulates that "the plans and sections only are to be tinted and shaded," and "the geometrical and perspective elevations to be plain line drawings, without colour or shading of any kind;" whereas the Design submitted under the motto "*Palladio*" is tinted and shaded with *Sepia*; and the Design marked "*I. Bide*" is accompanied by a highly-coloured and shaded perspective view?

## THURSDAY, OCTOBER 31.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorise the establishment of Bonded Distilleries and Bonded Sugar Houses.

## ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

FRIDAY,

FRIDAY, NOVEMBER 1.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Vagrancy Prevention Bill ; second reading.
2. Wagga Wagga Bridge Company's Bill ; third reading.
3. Matrimonial Causes Bill ; to be considered in Committee.
4. Amended Secret Bills of Sale Prevention Bill ; second reading.
5. Pyrmont Bridge Company's Supplementary Bill ; second reading.

## NOTICES OF MOTION:—

1. DR. LANG to move,—
  - (1.) That a Select Committee be appointed to ascertain the circumstances in which the Presbyterian Church Temporalities Act of this Colony was originally passed by the late Legislative Council, in the year 1837, and to suggest such measures as may be deemed expedient and necessary, in the way of legislation, to heal the divisions to which that Act has given rise among the Presbyterians of the Colony for upwards of twenty years past.
  - (2.) That such Committee consist of the following Members, viz. :—Mr. Dickson, Mr. Hay, Mr. Holt, Mr. Sadleir, Mr. Smart, Mr. Wilson and the Mover.
2. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situated, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
3. MR. DALGLEISH to move, That a Return be laid upon the Table of this House shewing,—
  - (1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860 ; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.
  - (2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...	...
Repair of Stations per mile	...	...	...	...
Locomotive Power—				
Mileage—Passengers	...	...	Goods	...
Total Train miles	...	Piloting	Ballasting	...
Total Engine mileage	...	...	...	...
Enginemen and firemen's wages	...	...	Per Train mile.	...
Labourers' wages	...	...	...	...
Repairing and renewing engines	...	...	...	...
Superintendence	...	...	...	...
Fuel and Water	...	...	...	...
Oil, tallow, and "waste" (for cleaning)	...	...	...	...
Locomotive total cost	...	...	...	...
General Expenditure—				
Maintenance of way	...	...	...	...
Locomotive expenses	...	...	...	...
Repairs and renewals to carriages and waggons	...	...	...	...
Coaching charges	...	...	...	...
Goods charges	...	...	...	...
Telegraphic expenses on account of working lines	...	...	...	...
Interest on cost of construction	...	...	...	...
Incidental expenses	...	...	...	...
Total Expenditure...	...	...	...	...
4. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.)

- (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
5. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
  6. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
    - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
    - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
    - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
    - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
    - (5.) The amount received from such sales.
    - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
    - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
  7. DR. LANG to move, That there be laid upon the Table of this House a Return shewing,—
    - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
    - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
  8. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
  9. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd instant, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
  10. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.

TUESDAY, NOVEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
2. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clark, be adopted by this House.
3. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
5. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
6. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
7. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
8. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.

9. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.

ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill ; second reading.

WEDNESDAY, NOVEMBER 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Metropolitan Corporation Bill ; second reading.  
2. Fines Charitable Application Bill ; second reading.  
3. Municipalities Bill ; second reading.

FRIDAY, NOVEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Trustees and Mortgagees powers Extension Bill ; second reading.  
2. Maitland and Morpeth Railway Company's Bill ; second reading.

TUESDAY, NOVEMBER 12.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. WILSON to move the following Resolutions :—  
(1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.  
(2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICE OF MOTION :—

1. DR. LANG to move,—  
(1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe ; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.  
(2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony ; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age : provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.  
(3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years ; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.

ORDER OF THE DAY :—

1. Drainage Promotion Bill ; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*

1870

1871

1872

1873

1874

1875

No. 34.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

THURSDAY, 31 OCTOBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Supply:—The adjourned Debate of the Question, "That the Speaker do now leave the Chair," upon which Mr. Rotton had moved by way of Amendment, the omission of all the words after the word "That," with a view to the insertion in their place of the words:—"The Railway policy of the Government, as indicated by the Estimates submitted to the Assembly, does not meet the approval of this House, inasmuch as it does not provide for Railway Extension to Bathurst and Armidale, as well as to Goulburn."  
" (2.) That before proceeding with the consideration of the Estimates for Public Works, provision should be made by the Government for such extensions.  
" (3.) That this House do therefore now 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 withdraw that portion of the Estimates which relates to Railway Extension, and substitute others which shall provide for the extension of the Three Main Trunk Lines of Railroad to Bathurst, Goulburn, and Armidale respectively,"—with the understanding that the Question be put on the Resolutions *seriatim*.—Resumed.  
Mr. Hart moved, That this Debate be now adjourned until "Tuesday next," to take precedence of all other business on the Paper for that day.  
Mr. Gray moved, That the Question for the adjournment of the Debate be amended, by the omission of the words "Tuesday next," with a view to the insertion in their place of the word "To-morrow."  
Debate ensued on the Question for the proposed adjournment.  
Question,—That the words ("Tuesday next") proposed to be omitted stand part of the Question,—put and negatived.  
Question,—That the word ("To-morrow") proposed to be inserted in the place of the words omitted be there inserted,—put and passed.  
Whereupon, Question,—That this Debate be now adjourned until To-morrow, to take precedence of all other business on the Paper for that day,—put and passed.  
The House adjourned, on motion of Mr. Cowper, at eighteen minutes after Eleven o'clock, until To-morrow at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 1.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Supply—Resumption of the Committee:—  
" (1.) Resumption of the adjourned Debate of the Question, "That the Speaker do now leave the Chair," upon which Mr. Rotton had moved by way of Amendment, the omission of all the words after the word "That," with a view to the insertion in their place of the words:—"The Railway policy of the Government, as directed by the Estimates submitted to the Assembly, does not meet the approval of this House, inasmuch as it does not provide for Railway Extension to Bathurst and Armidale, as well as to Goulburn."  
" (2.) That before proceeding with the consideration of the Estimates for Public Works, provision should be made by the Government for such extensions.  
" (3.)

“(3.) That this House do therefore now 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 withdraw that portion of the Estimates which relates to “Railway Extension, and substitute others which shall provide for the extension of “the Three Main Trunk Lines of Railroad to Bathurst, Goulburn, and Armidale “respectively;”—with the understanding that the Question be put on the Resolutions *seriatim*.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Vagrancy Prevention Bill ; second reading.
2. Wagga Wagga Bridge Company's Bill ; third reading.
3. Matrimonial Causes Bill ; to be considered in Committee.
4. Amended Secret Bills of Sale Prevention Bill ; second reading.
5. Pymont Bridge Company's Supplementary Bill ; second reading.
6. Pawubrokers Bill ; third reading.
7. Constitution Act Amendment Bill ; second reading.

## NOTICES OF MOTION:—

1. DR. LANG to move,—
  - (1.) That a Select Committee be appointed to ascertain the circumstances in which the Presbyterian Church Temporalities Act of this Colony was originally passed by the late Legislative Council, in the year 1837, and to suggest such measures as may be deemed expedient and necessary, in the way of legislation, to heal the divisions to which that Act has given rise among the Presbyterians of the Colony for upwards of twenty years past.
  - (2.) That such Committee consist of the following Members, viz.:—Mr. Dickson, Mr. Hay, Mr. Holt, Mr. Sadleir, Mr. Smart, Mr. Wilson and the Mover.
2. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
3. MR. DALGLEISH to move, That a Return be laid upon the Table of this House shewing,—
  - (1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860 ; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.
  - (2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...	...			
Repair of Stations per mile	...	...	...	...			
Locomotive Power—							
Mileage—Passengers					, Goods	;	
Total Train miles					, Piloting	,	Ballasting ;
Total Engine mileage							
							Per Train mile.
Enginemen and firemen's wages	...	...	...	...			
Labourers' wages	...	...	...	...			
Repairing and renewing engines	...	...	...	...			
Superintendence	...	...	...	...			
Fuel and Water	...	...	...	...			
Oil, tallow, and “waste” (for cleaning)	...	...	...	...			
Locomotive total cost	...	...	...	...			
General Expenditure—							
Maintenance of way	...	...	...	...			
Locomotive expenses	...	...	...	...			
Repairs and renewals to carriages and waggons	...	...	...	...			
Coaching charges	...	...	...	...			
Goods charges	...	...	...	...			
Telegraphic expenses on account of working lines	...	...	...	...			
Interest on cost of construction	...	...	...	...			
Incidental expenses	...	...	...	...			
Total Expenditure...	...	...	...	...			



4. MR. HOLROYD to move, That there be laid upon the Table of this House,—
- (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
5. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
6. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
7. MR. DANEAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd instant, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
8. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
9. MR. CUMMINGS to move, That it will be an instruction of this House to the Government, to carry out the Resolution of the previous Parliament, of the 8th of May last, relative to Railroad Extensions to Goulburn, Bathurst, and Singleton; and said extensions to be carried out simultaneously; the Government and the House reserving the right to construct short lines as feeders to main trunk lines.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
11. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.
12. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
13. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDERS OF THE DAY:—

1. Insolvency Laws Amendment Bill Reported; adoption of the Report.
2. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
3. Wollongong Tonnage Duty Bill; second reading.
4. Kiama Tonnage Duty Bill; second reading.
5. Police Regulation Bill; second reading.
6. Sale of Liquors Licensing Bill Reported; adoption of Report.
7. Navigable Waters Protection Bill; second reading.

Questions:—

1. MR. RAPER to ask THE SECRETARY FOR PUBLIC WORKS,—If it be the intention of the Government to provide a plentiful supply of wholesome water for the requirements of the people employed on Glebe Island, as, at present, the only well of drinkable water on the island is kept under lock and key by an officer of the Government, with their sanction; the people being subject to his will and caprice for a bucket of wholesome water?
2. MR. WINDEYER to ask THE COLONIAL SECRETARY,—Have the Government made any survey with a view to selling, or do they intend to sell, the piece of land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus?

3. MR. J. T. RYAN to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) If the Government intend to open the Western Line of Railway to Rooty Hill intended station, as soon as the line is completed thereto?
  - (2.) Are the Government aware that the contractors would give up that portion of the line almost immediately, if required by the Government?
  - (3.) Are the Government aware, that if the line were opened to there, it would save eighteen miles per day to several coaches travelling daily to Parramatta station?
  - (4.) Are the Government aware that the western highway could be approached within one mile, and would, if that station were opened, add to the railway revenue?
4. MR. J. T. RYAN to ask THE SECRETARY FOR PUBLIC WORKS,—Are the Government aware that one of the Punts at Emu Ford is now under water; if so, what steps the Government intend to take therein?
5. MR. HANNELL to ask THE COLONIAL SECRETARY,—Has the Government resumed possession of the land, promised and marked on the official maps as a site for an Exchange at Newcastle?
6. MR. HANNELL to ask THE COLONIAL SECRETARY,—Is it the intention of the Executive to vest all reserves of land for public purposes within the various Municipalities, in the Municipal Councils thereof; and if so, when?
7. MR. FORSTER to ask THE COLONIAL SECRETARY,—What course do the Government intend pursuing with reference to the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October, having reference to His Excellency the Governor's Message, No. 1, dated the 1st October last.
8. MR. HOLROYD to ask THE COLONIAL SECRETARY,—If it be the intention of the Government during the present Session to introduce a Bill to Amend the District Court Act?
9. MR. HOLT to ask THE SECRETARY FOR PUBLIC WORKS,—If two of the six Designs for the Houses of Parliament, selected by the Commissioners as the most eligible, are not in direct violation of the conditions of competition, which stipulates that "the plans and sections only are to be tinted and shaded," and "the geometrical and perspective elevations to be plain line drawings, without colour or shading of any kind;" whereas the Design submitted under the motto of "*Palladio*" is tinted and shaded with *Sepia*; and the Design marked "*I Bide*" is accompanied by a highly-coloured and shaded perspective view?

TUESDAY, NOVEMBER 5.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
2. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
3. MR. WILSON to move the following Resolutions:—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
5. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
6. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
7. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
8. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.

9. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
10. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
11. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
12. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
13. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
14. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.
15. CAPT. MORIARTY to move, That an 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.) Copy of the information, depositions, and other papers, relating to the case of Frederick Beer, convicted of having illegally administered Belladonna to one Phyllis Brown, in April, 1856.
  - (2.) Copy of the Notes taken by Mr. Justice Therry, upon the trial of the said Frederick Beer.
16. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
17. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
18. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
19. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.

ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill; second reading.

Questions :—

1. MR. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Under what circumstances has Mr. Quodling, late Inspector of Roads in the Northern Districts, resigned his situation?
  - (2.) Is it true that Mr. Quodling at any time condemned or reported against certain works, which were afterwards, in opposition to Mr. Quodling's judgment or report, approved or passed by the Superintendent of Roads?
  - (3.) If so, in what case or cases?
  - (4.) Has Mr. Quodling at any time reported upon the unsatisfactory manner in which the Deughboy diversion works were being carried out?
  - (5.) If so, has his report been acted on; and if not, why not?
  - (6.) Is it true that payment has been made at any time to any public Contractor in the Northern Districts, without vouchers, and before the money became due?
  - (7.) If so, in what case or cases?
  - (8.) Has Mr. Quodling at any time addressed a remonstrance or remonstrances to the Government on any of the subjects above specified?
  - (9.) If so, what course has been taken in regard to such remonstrance or remonstrances?
2. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention to shut up the road between the two Gardens in the Government Domain, which has been in use by the public of Sydney since the time of the late Governor Macquarie, or for upwards of forty years past?
3. MR. MATE to ask THE COLONIAL SECRETARY,—Has the Government any objection to lay on the Table of this House, copies of all Correspondence relative to the Resignation of Heyward Atkins, Esq., Police Magistrate of Albury; also, copy of the Letter containing that Gentleman's Resignation?

WEDNESDAY, NOVEMBER 6.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; resumption of the Committee.

NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to introduce a Bill for determining the portions of the Public Debt of New South Wales to be borne by the Colony of Queensland.

ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.

Question:—

1. CAPT MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

FRIDAY, NOVEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Trustees and Mortgagees powers Extension Bill; second reading.
2. Maitland and Morpeth Railway Company's Bill; second reading.

NOTICE OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.

TUESDAY, NOVEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. WILSON to move,—
  - (1.) That this House disapproves of the conduct of the Government, in not having carried into effect the Resolution of this House, passed on 13th September, with reference to the revenue derived from the so-called Church and School Lands.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.

TUESDAY,

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICE OF MOTION:—

DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.

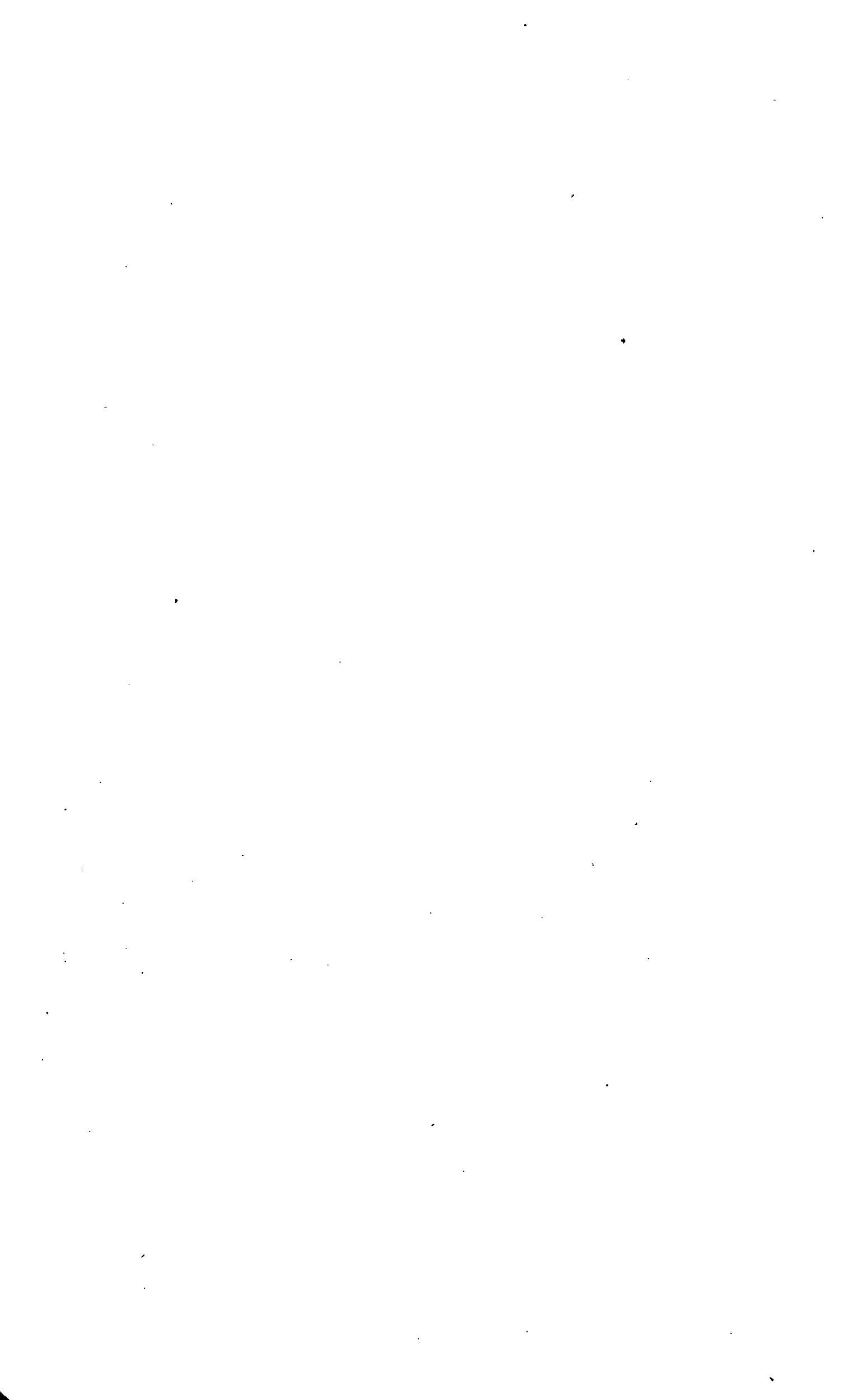
(2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.

(3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.

ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*



No. 35.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

FRIDAY, 1 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Chinese Immigrants Regulation and Restriction Bill:—The Speaker reported that the following Message had been received, yesterday, from the Legislative Council:—

MR. SPEAKER,

The Legislative Council, having had under consideration the Legislative Assembly's Message, dated 30th instant, disagreeing to the Amendments made by the Council in Clause 14 of the Chinese Immigrants Regulation and Restriction Bill, and agreeing to all the other Amendments made by the Council in the said Bill, does not insist upon its said Amendments so disagreed to.

*Legislative Council Chamber,*

W. C. WENTWORTH,

*Sydney, 31 October, 1861.*

President.

2. Alleged Aggression on Chinese at Back Creek and Lambing Flat:—Mr. Forster presented a Petition from certain Chinese Gold Diggers, Miners, Storekeepers, and other Chinese Residents, at and in the neighbourhood of Back Creek and Lambing Flat, in the Colony of New South Wales, complaining that certain aggressions, as therein set forth, were made upon them by Gold Diggers and others at those places, on the 30th June last, and praying redress.  
Petition received.

3. Supply:—The adjourned Debate of the Question, "That" the Speaker do now leave "the Chair," upon which Mr. Rotton had moved by way of Amendment, the omission of all the words after the word "That," with a view to the insertion in their place of the words:—"The Railway policy of the Government, as indicated by the "Estimates submitted to the Assembly, does not meet the approval of this House, "inasmuch as it does not provide for Railway Extension to Bathurst and Armidale, "as well as to Goulburn.

"(2.) That before proceeding with the consideration of the Estimates for Public Works, provision should be made by the Government for such extensions.

"(3.) That this House do therefore now 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 withdraw that portion of the Estimates which relates "to Railway Extension, and substitute others which shall provide for the extension of "the Three Main Trunk Lines of Railroad to Bathurst, Goulburn, and Armidale "respectively,"—with the understanding that the Question be put on the Resolutions *seriatim*,—Resumed.

Mr. Lucas moved, That this Debate be now adjourned until Tuesday next, to take precedence of all other business on the Paper for that day.

Debate ensued on the Question for the proposed Adjournment.

Question,—For the adjournment of the Debate until Tuesday next, to take precedence of all other business on the Paper for that day,—put and passed.

4. Postponement:—The Order of the Day for the second reading of the Vagrancy Prevention Bill postponed, on motion of Mr. Hoskins, until Friday next.
5. Wagga Wagga Bridge Company's Bill, on motion of Mr. Macleay, read a third time and passed.

Mr. Macleay then moved, That the Title of this Bill be, "*An Act to Incorporate the "Wagga Wagga Bridge Company."*

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to Incorporate the Wagga Wagga Bridge Company,*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,**Sydney, 1 November, 1861.*

Speaker.

Question put and passed.

6.

## 6. Postponements:—

(1.) The Order of the Day for the consideration in Committee of the Matrimonial Causes Bill postponed, on motion of Mr. Holroyd, until Friday next.

(2.) The Second reading of the Amended Secret Bills of Sale Prevention Bill postponed, on motion of Mr. Holroyd, until Friday next.

## 7. Pymont Bridge Company's Supplementary Bill, on motion of Mr. Forster, read a second time.

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

The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Friday next.

## 8. Postponements:—

(1.) The Order of the Day for the third reading of the Pawubrokers Bill postponed, on motion of Mr. Holroyd, until this day week.

(2.) The Order of the Day for the second reading of the Constitution Act Amendment Bill postponed, on motion of Mr. Harpur, until this day fortnight.

## 9. Presbyterian Church Temporalities Act of 1837:—Dr. Lang moved, pursuant to notice,—

(1.) That a Select Committee be "appointed to" ascertain the circumstances in which the Presbyterian Church Temporalities Act of this Colony was originally passed by the late Legislative Council, in the year 1837, and to suggest such measures as may be deemed expedient and necessary, in the way of legislation, to heal the divisions to which that Act has given rise among the Presbyterians of the Colony for upwards of twenty years past.

(2.) That such Committee consist of the following Members, viz.:—Mr. Dickson, Mr. Hay, Mr. Holt, Mr. Sadleir, Mr. Smart, Mr. Wilson and the Mover.

Debate ensued.

Mr. Dalgleish moved, That the Question be amended in Section (1.) by the omission of all the words after the words "appointed to," with a view to the insertion in their place of the words "investigate and report upon the origin and working of the "Presbyterian Church Temporalities Act of 1837."

Debate continued.

Proposed Amendment by leave withdrawn.

Mr. Redman then moved, That the Question be amended in Section (1.) by the omission of all the words after the words "appointed to," with a view to the insertion in their place of the words "consider and report upon the expediency of amending or repealing the Act 8 William IV., No. 7."

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

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

Whereupon, Question,—

(1.) That a Select Committee be appointed to consider and report upon the expediency of amending or repealing the Act 8 William IV., No. 7.

(2.) That such Committee consist of the following Members, viz.:—Mr. Dickson, Mr. Hay, Mr. Holt, Mr. Sadleir, Mr. Smart, Mr. Wilson, and the Mover,—put and passed.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 5.

### GOVERNMENT BUSINESS—ORDER OF THE DAY:—

## 1. Supply—Resumption of the Committee:—

(1.) Resumption of the adjourned Debate of the Question, "That the Speaker do now "leave the Chair," upon which Mr. Rotton had moved by way of Amendment, the omission of all the words after the word "That," with a view to the insertion in their place of the words:—"The Railway policy of the Government, as indicated by the "Estimates submitted to the Assembly, does not meet the approval of this House, "inasmuch as it does not provide for Railway Extension to Bathurst and Armidale, as "well as to Goulburn.

"(2.) That before proceeding with the consideration of the Estimates for Public "Works, provision should be made by the Government for such extensions.

"(3.) That this House do therefore now 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 withdraw that portion of the Estimates which relates to "Railway Extension, and substitute others which shall provide for the extension of "the Three Main Trunk Lines of Railroad to Bathurst, Goulburn, and Armidale "respectively,"—with the understanding that the Question be put on the Resolutions *seriatim*.

OTHER



## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
2. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
3. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
5. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
6. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
7. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
8. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
9. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
10. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
11. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
12. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
13. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
14. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.
15. CAPT. MORIARTY to move, That an 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.) Copy of the information, depositions, and other papers, relating to the case of Frederick Beer, convicted of having illegally administered Belladonna to one Phyllis Brown, in April, 1856.
  - (2.) Copy of the Notes taken by Mr. Justice Therry, upon the trial of the said Frederick Beer.
16. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
17. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
18. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.

- 19. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
- 20. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No 1, dated the 1st October last.
- 21. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
- 22. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...		
Repair of Stations per mile	...	...	...		
Locomotive Power—					
Mileage—Passengers				, Goods	;
Total Train miles		, Piloting		, Ballasting	;
Total Engine mileage					
Per Train mile.					
Enginemen and firemen's wages	...	...	...	_____	
Labourers' wages	...	...	...	_____	
Repairing and renewing engines	...	...	...	_____	
Superintendence	...	...	...	_____	
Fuel and Water	...	...	...	_____	
Oil, tallow, and "waste" (for cleaning)	...	...	...	_____	
Locomotive total cost	...	...	...	_____	
General Expenditure—					
Maintenance of way	...	...	...	_____	
Locomotive expenses	...	...	...	_____	
Repairs and renewals to carriages and waggons	...	...	...	_____	
Coaching charges	...	...	...	_____	
Goods charges	...	...	...	_____	
Telegraphic expenses on account of working lines	...	...	...	_____	
Interest on cost of construction	...	...	...	_____	
Incidental expenses	...	...	...	_____	
Total Expenditure...	...	...	...	_____	

- 23. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
- 24. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
- 25. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
- 26. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd instant, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
- 27. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.

28. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
29. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.
30. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
31. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

## ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill; second reading.

## GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

## ORDERS OF THE DAY :—

1. Insolvency Laws Amendment Bill Reported; adoption of the Report.
2. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
3. Wollongong Tonnage Duty Bill; second reading.
4. Kiama Tonnage Duty Bill; second reading.
5. Police Regulation Bill; second reading.
6. Sale of Liquors Licensing Bill Reported; adoption of Report.
7. Navigable Waters Protection Bill; second reading.

## Questions :—

1. MR. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Under what circumstances has Mr. Quodling, late Inspector of Roads in the Northern Districts, resigned his situation?
  - (2.) Is it true that Mr. Quodling at any time condemned or reported against certain works, which were afterwards, in opposition to Mr. Quodling's judgment or report, approved or passed by the Superintendent of Roads?
  - (3.) If so, in what case or cases?
  - (4.) Has Mr. Quodling at any time reported upon the unsatisfactory manner in which the Doughboy diversion works were being carried out?
  - (5.) If so, has his report been acted on; and if not, why not?
  - (6.) Is it true that payment has been made at any time to any public Contractor in the Northern Districts, without vouchers, and before the money became due?
  - (7.) If so, in what case or cases?
  - (8.) Has Mr. Quodling at any time addressed a remonstrance or remonstrances to the Government on any of the subjects above specified?
  - (9.) If so, what course has been taken in regard to such remonstrance or remonstrances?
2. DR. LANG to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to shut up the road between the two Gardens in the Government Domain, which has been in use by the public of Sydney since the time of the late Governor Macquarie, or for upwards of forty years past?
3. MR. MATE to ask THE COLONIAL SECRETARY,—Has the Government any objection to lay on the Table of this House, copies of all Correspondence relative to the Resignation of Heyward Atkins, Esq., Police Magistrate of Albury; also, copy of the Letter containing that Gentleman's Resignation?

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WEDNESDAY, NOVEMBER 6.

## GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means; resumption of the Committee.

## NOTICE OF MOTION :—

1. MR. WEEKES to move for leave to introduce a Bill for determining the portions of the Public Debt of New South Wales to be borne by the Colony of Queensland.

## ORDERS OF THE DAY :—

1. Metropolitan Corporation Bill; second reading.
2. Bines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.

*Question :—*

*Question:—*

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

FRIDAY, NOVEMBER 8.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Trustees and Mortgagees powers Extension Bill; second reading.
2. Maitland and Morpeth Railway Company's Bill; second reading.
3. Vagrancy Prevention Bill; second reading.
4. Matrimonial Causes Bill; to be considered in Committee.
5. Amended Secret Bills of Sale Prevention Bill; second reading.
6. Pyrmont Bridge Company's Supplementary Bill; third reading.
7. Pawnbrokers Bill; third reading.

## NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
2. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.

TUESDAY, NOVEMBER 12.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. WILSON to move,—
  - (1.) That this House disapproves of the conduct of the Government, in not having carried into effect the Resolution of this House, passed on 13th September, with reference to the revenue derived from the so-called Church and School Lands.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
3. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.

FRIDAY, NOVEMBER 15.

## OTHER BUSINESS—ORDER OF THE DAY:—

1. Constitution Act Amendment Bill; second reading.

TUESDAY,

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICE OF MOTION:—

I. DR. LANG to move,—

(1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.

(2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.

(3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.

ORDER OF THE DAY:—

- I. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*



No. 36.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

TUESDAY, 5 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Motion Withdrawn:—Mr. Stewart withdrew the motion standing in his name, No. 5 on the Notice Paper for to-day.
2. Mr. Henry Scope—Plans for Railways:—Mr. Stewart presented a Petition from Mr. Henry Scope, offering to submit a set of Plans for Railways, to be worked by either Steam Power or Horse Traction, and praying consideration of the subject.  
Petition received.
3. Sale of Liquors Licensing Bill:—Mr. Holroyd presented a Petition from certain Inhabitants of Mudgee and its neighbourhood, praying that, in the consideration of the said Bill, facilities will be given for the production and consumption of Colonial Wine.  
Petition received.
4. Field of Mars Common:—Mr. Smart presented a Petition from the Chairman and Councillors of the Municipality of Balmain, under their hands and Corporate Seal, in favor of the Sale of a portion of the said Common, and the appropriation of the proceeds towards the construction of certain Roads and Bridges, to connect the Northern side of the Parramatta River with the Pyrmont Bridge leading into the centre of Sydney.  
Petition received.
5. Fines Charitable Application Bill:—Mr. Dangar presented a Petition from the Scone Benevolent Association, against the passing of the said Bill.  
Petition received.
6. Paper:—Mr. Cowper laid upon the Table, Return to Order in reference to Assisted Immigration, made by this House, on motion of Mr. Dalgleish, on the 8th October, 1861.
7. Customs Bill:—Mr. Forster presented a Petition from the Sydney Chamber of Commerce, as represented by their Chairman, against the passing of this Bill, in its present shape, and praying that it may be referred to a Select Committee of this House, "empowered to call evidence and papers to enable them to re-model the said "Bill, so as to meet the requirements of the Trading Communities of these Colonies."  
Petition received.
8. Duty on Tobacco:—Mr. Forster presented a Petition from certain Tobacco Manufacturers, Residents of Sydney, complaining of the existing Tariff on Tobacco, as affecting alike the manufactured article and the raw material, and praying relief in the case of the raw material.  
Petition received.
9. Motion Withdrawn:—Mr. Piddington withdrew the Motion standing in his name, No. 27, on the Notice Paper for to-day.
10. Railway to Western Districts:—Mr. Rotton presented a Petition purporting to be from "the Inhabitants of Carcoar," and signed "Thomas Icely, Chairman," praying that, in the extension of Railways, the Western District may have advantages similar to those which may be granted to the District of Goulburn.  
Petition received.
11. Motions Withdrawn:—  
(1.) Mr. Windeyer withdrew the Motions standing in his name, Nos. 10 and 18, on the Notice Paper for to-day.  
(2.) Dr. Lang withdrew the Motions standing in his name, Nos. 12, 13, 16, and 17, on the Notice Paper for to-day.
12. Alfred Witts:—Mr. T. Garrett presented a Petition from Alfred Witts, late Chief Constable of Bombala, praying inquiry into the circumstance of his alleged suspension and subsequent dismissal from Office.  
Petition received.

13. Vacant Seat:—The Speaker reported that, under cover of the following Letter:—

“Tenterfield, 27 October, 1861.

“To the Honorable the Speaker of the Legislative Assembly, Sydney.

“SIR,

“I have the honor to inform you that I last week received from Mr. R. Meston the enclosed resignation of his Seat as the representative of this Electorate, with a request that I would communicate with his constituents on the subject, and if they desired it forward it to you.

“A very decided expression of opinion, to the effect that the resignation be accepted, having been given at a public meeting called for the purpose of taking the matter into consideration, no other course is left for me but to send it to you, which I now beg to do on his behalf.

“I have the honour

“To be, Sir,

“Your obedient Servant,

“GEORGE WILTSON.”

he had, on Saturday last, the 2nd instant, received the following Letter (without date):—

“To the Honorable the Speaker of the Legislative Assembly.

“SIR,

“As I find it very inconvenient for my affairs at present, to attend on the very in-opportune sittings of the N. S. Wales Parliament, I hereby resign my Seat as representative of the Tenterfield Electorate.

“I have the honour to be,

“Your very obedient Servant,

“ROBERT MESTON.”

Whereupon Mr. Cowper moved, That the Seat of Robert Meston, Esquire, as Member for the Electoral District of Tenterfield, hath become and is now vacant, by reason of the resignation thereof by the said Robert Meston, Esquire.

Question put and passed.

14. Supply:—The adjourned Debate of the Question, “That” the Speaker do now “leave the Chair,” upon which Mr. Rotton had moved by way of Amendment, the omission of all the words after the word “That,” with a view to the insertion in their place of the words:—“The Railway policy of the Government, as indicated by the Estimates submitted to the Assembly, does not meet the approval of this House, inasmuch as it does not provide for Railway Extension to Bathurst and Armidale, as well as to Goulburn.
- (2.) That before proceeding with the consideration of the Estimates for Public Works, provision should be made by the Government for such extensions.
- (3.) That this House do therefore now 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 withdraw that portion of the Estimates which relates to Railway Extension, and substitute others which shall provide for the extension of the Three Main Trunk Lines of Railroad to Bathurst, Goulburn, and Armidale respectively,—with the understanding that the Question be put on the Resolutions *seriatim*.—Resumed.

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

Ayes, 43.

Mr. Cowper,	Mr. Love,
Mr. Arnold,	Mr. Forster,
Mr. Weekes,	Mr. Piddington,
Mr. C. Cowper,	Mr. Faucett,
junr.,	Mr. Mate,
Mr. Dick,	Mr. J. T. Ryan,
Mr. Markham,	Mr. Flett,
Mr. T. Garrett,	Mr. Cunneen,
Mr. Hannell,	Mr. Harpur,
Mr. Lucas,	Mr. Lewis,
Mr. Windeyer,	Mr. Laycock,
Mr. Morrice,	Mr. Stewart,
Mr. Caldwell,	Mr. Irving,
Mr. Smart,	Dr. Lang,
Mr. Holt,	Mr. Buchanan,
Mr. Alexander,	Mr. Eckford,
Mr. Egan,	Mr. Gray,
Mr. Shepherd,	Mr. Bell,
Mr. Walker,	Mr. Rusden,
Mr. Dangar,	Capt. Moriarty,
Mr. Haworth,	Mr. Burns,
Mr. Sutherland,	Mr. J. N. Ryan,

} Tellers.

Noes, 17.

Mr. Hoskins,	
Mr. Holroyd,	
Mr. Cummings,	
Mr. Leary,	
Mr. Sadleir,	
Mr. Dalgleish,	
Mr. Allen,	
Mr. Peisley,	
Mr. Wilson,	
Mr. Wisdom,	
Mr. Hart,	
Mr. Suttor,	
Mr. Lackey,	
Mr. Driver,	
Mr. Lord,	
Mr. Rotton,	
Mr. Macleay,	

} Tellers.

And



And the House continuing to sit till after Midnight:—

WEDNESDAY, 6 NOVEMBER, 1861. A.M.

Original Question put.

The House divided.

Ayes, 45.

Noes, 13.

Mr. Cowper,	Mr. Sutherland,	}	Tellers.
Mr. Arnold,	Mr. Dalgleish,		
Mr. Weekes,	Mr. Lucas,		
Mr. Markham,	Mr. Mate,		
Mr. T. Garrett,	Mr. J. T. Ryan,		
Mr. Hannell,	Mr. Flett,		
Mr. Windeyer,	Mr. Cunneen,		
Mr. Morrice,	Mr. Harpur,		
Mr. Caldwell,	Mr. Lewis,		
Mr. Smart,	Mr. Laycock,		
Mr. Holt,	Mr. Stewart,		
Mr. Alexander,	Mr. Irving,		
Mr. Egan,	Dr. Lang,		
Mr. Shepherd,	Mr. Eckford,		
Mr. Walker,	Mr. Gray,		
Mr. Dangar,	Mr. Burns,		
Mr. Haworth,	Mr. Bell,		
Mr. Love,	Capt. Moriarty,		
Mr. Forster,	Mr. J. N. Ryan,		
Mr. Piddington,	Mr. Wisdom,		
Mr. Faucett,	Mr. Dick,		
Mr. Leary,	Mr. C. Cowper,		
Mr. Wilson,	junr.,		

Mr. Rusden,	}	Tellers.
Mr. Hoskins,		
Mr. Holroyd,		
Mr. Cummings,		
Mr. Sadleir,		
Mr. Peisley,		
Mr. Hart,		
Mr. Suttor,		
Mr. Lackey,		
Mr. Macleay,		
Mr. Rotton,		
Mr. Lord,		
Mr. Driver,		

Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Supply to be granted to Her Majesty for the Service of the year 1861-2.

The Chairman reported progress, and obtained leave to sit again To-morrow.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 6.

### GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; resumption of the Committee.

### NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to introduce a Bill for determining the portions of the Public Debt of New South Wales to be borne by the Colony of Queensland.
2. MR. ARNOLD to move for leave to bring in a Bill to remove doubts respecting Tolls upon Public Bridges.
3. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

### ORDERS OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.
2. Fines Charitable Application Bill; second reading.
3. Municipalities Bill; second reading.
4. Insolvency Laws Amendment Bill Reported; adoption of the Report.
5. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
6. Wollongong Tonnage Duty Bill; second reading.
7. Kiama Tonnage Duty Bill; second reading.
8. Police Regulation Bill; second reading.
9. Sale of Liquors Licensing Bill Reported; adoption of the Report.
10. Navigable Waters Protection Bill; second reading.

### OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
2. MR. WILSON to move the following Resolutions:—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.

3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
4. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
5. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Naitland and Morpeth Railway Company's Bill, be printed.
6. CAPT. MORIARTY to move, That an 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.) Copy of the information, depositions, and other papers, relating to the case of Frederick Beer, convicted of having illegally administered Belladonna to one Phyllis Brown, in April, 1856.
  - (2.) Copy of the Notes taken by Mr. Justice Therry, upon the trial of the said Frederick Beer.
7. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
8. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
9. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
10. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
11. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.
12. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

## ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill ; second reading.
- Questions :—*
1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
  2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
    - (1.) If the Government have returned any answer to the Petition presented on the 21st June, 1860, by Messrs. Smirl, Russel, Blackie, and Benegan, claiming the reward for having discovered the Kiandra Gold Field?
    - (2.) If they have returned an answer, to state the answer given?
    - (3.) If no answer has been given, to state the reason why?
  3. MR. DANGAR to ask THE COLONIAL TREASURER,—
    - (1.) If it is the intention of the Government to replace the Mail Guards on the Northern Line; if not, why not?
    - (2.) Why were the Mail Guards on the Northern Line abolished?
    - (3.) Will there be any objection to allow a Mounted Patrol to escort the Mails from Armidale to Singleton, on the Great Northern Road, if no Mail Guards are re-appointed?
  4. MR. MARKHAM to ask THE COLONIAL TREASURER,—Is it the intention of the Government to adopt measures for the prevention of a repetition of the Mail Robbery upon the Northern Line of Road, by placing armed Mail Guards upon that Line; if not, is it in contemplation to afford security to life and property by substituting any other system than that of armed Guards?

THURSDAY,

THURSDAY, NOVEMBER 7.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Supply ; Resumption of the Committee.

Questions :—

1. MR. HOLROYD to ask THE COLONIAL SECRETARY,—  
(1.) Whether any Instructions have been sent to the District and Licensed Surveyors, to make additional Reserves with a view to carry out the Crown Lands Alienation Act ?  
(2.) If so, have the Government any objection to state the nature of those instructions ?
2. MR. HOLROYD to ask THE COLONIAL SECRETARY,—  
(1.) Is it true that there were upwards of Forty Citizens summoned to the Central Police Office, on the 24th October last, for keeping unregistered Dogs—such summonses having been issued without any Informations filed ?  
(2.) If so, have the Government taken any, and what, steps in the matter ?

FRIDAY, NOVEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Trustees and Mortgagees powers Extension Bill ; second reading.
2. Maitland and Morpeth Railway Company's Bill ; second reading.
3. Vagrancy Prevention Bill ; second reading.
4. Matrimonial Causes Bill ; to be considered in Committee.
5. Amended Secret Bills of Sale Prevention Bill ; second reading.
6. Pyrmont Bridge Company's Supplementary Bill ; third reading.
7. Pawnbrokers Bill ; third reading.

NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
2. MR. HARPUR to move, That there be laid upon the Table of this House,—  
(1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.  
(2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.  
(3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.  
(4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
3. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Chairman, Treasurer, Secretary, and Committee of the Scone Benevolent Society, be printed.
4. MR. FORSTER to move, That the Petition from the Chamber of Commerce, presented by him on the 5th November, be printed.
5. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
6. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
7. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
8. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts ; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates ; by whose authority expended, and whether expended by tender or let without ; the name of the Contractor or Contractors, date of each, with amount.
9. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd instant, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.

TUESDAY,

TUESDAY, NOVEMBER 12.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—  
 (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.  
 (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. WILSON to move,—  
 (1.) That this House disapproves of the conduct of the Government, in not having carried into effect the Resolution of this House, passed on 13th September, with reference to the revenue derived from the so-called Church and School Lands.  
 (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
3. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
4. MR. HOLROYD to move for leave to introduce a Bill to amend the Law relating to the unlawful administering of Poison.
5. MR. STEWART to move, That the Petition of Henry Scope, presented by him on the 5th November, be printed.
6. MR. HOLROYD to move, That the Petition of the Inhabitants of Mudgee, presented by him on the 5th instant, be printed.
7. MR. SMART to move, That the Petition presented by him on the 5th November, from the Municipality of Balmain, be printed.
8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
9. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
10. MR. RYTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
11. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
12. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
13. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—  
 (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.  
 (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
14. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
15. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
16. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
17. MR. BUCHANAN to move,—  
 (1.) That in the opinion of this House, the Government should introduce a Bill this Session for the Abolition of State Aid to Religion.  
 (2.) That the above Resolution be embodied in an Address to His Excellency the Governor.
18. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
19. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.

FRIDAY,

FRIDAY, NOVEMBER 15.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Constitution Act Amendment Bill; second reading.

NOTICE OF MOTION:—

1. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICE OF MOTION:—

1. DR. LANG to move,—
  - (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.
  - (2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.
  - (3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.
2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
3. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861; "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.
6. MR. DICK to move for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.

ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

TUESDAY,

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under :—

Cost of maintenance of way per mile	...	...	...		
Repair of Stations per mile	...	...	...		
Locomotive Power—					
Mileage—Passengers				, Goods	;
Total Train miles			, Piloting	, Ballasting	;
Total Engine mileage					
					Per Train mile.
Enginemen and firemen's wages	...	...	...	...	_____
Labourers' wages	...	...	...	...	_____
Repairing and renewing engines	...	...	...	...	_____
Superintendence	...	...	...	...	_____
Fuel and Water	...	...	...	...	_____
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	_____
Locomotive total cost	...	...	...	...	_____
General Expenditure—					
Maintenance of way	...	...	...	...	_____
Locomotive expenses	...	...	...	...	_____
Repairs and renewals to carriages and waggons	...	...	...	...	_____
Coaching charges	...	...	...	...	_____
Goods charges	...	...	...	...	_____
Telegraphic expenses on account of working lines	...	...	...	...	_____
Interest on cost of construction	...	...	...	...	_____
Incidental expenses	...	...	...	...	_____
Total Expenditure...	...	...	...	...	_____

T. A. MURRAY,  
Speaker.

No. 37.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 6 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Bridge at West Maitland:—Mr. Burns presented a Petition from certain Inhabitants of West Maitland, and residents of the surrounding neighbourhood and County of Durham, representing that great inconvenience, as therein set forth, exists, in consequence of the want of a Bridge over the River Hunter, to connect West Maitland with the County of Durham; and praying consideration of the circumstance.  
 Petition received.
2. Fines Charitable Application Bill:—Mr. Dangar presented a Petition from the Committee of Management of the Muswellbrook Benevolent Society against the passing of the said Bill.  
 Petition received.
3. Railway Extension to Southern Districts:—Mr. Forster presented a Petition from certain Inhabitants of the District of Queanbeyan and its neighbourhood, praying for the early extension of Railways to the Southern Districts, particularly as far as Goulburn.  
 Petition received.
4. Bellambi and Bulli Coal Mining Company's Incorporation Bill:—Mr. J. Garrett presented a Petition from the Bellambi and Bulli Coal Mining Company, praying for leave to introduce a Bill to incorporate the said Company,—  
 And Mr. Garrett having produced the *Government Gazette*, and the *Sydney Morning Herald*, *Empire*, and *Illawarra Mercury*, Newspapers, containing notices, for four consecutive weeks in the months of September and October last, of the intention to apply for such Bill,—  
 Petition received.
5. Ways and Means:—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Ways and Means to meet the Supply granted to Her Majesty, for the service of the years 1861-2.  
 The Chairman reported progress, and obtained leave to sit again at a later hour this day.
6. Assent to Bill:—The following Message from His Excellency the Governor received and read:—  

JOHN YOUNG, Message No. 6.  
*Governor.*

A Bill, intituled, "*An Act to Incorporate the 'Tomago Coal Mining Company,'*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.  
*Government House,*  
*Sydney, 6th November, 1861.*
7. Ways and Means:—On motion of Mr. Weekes, the Speaker left the Chair, and the Committee of Ways and Means resumed.  
 The Chairman reported progress, and asked leave to sit again to-morrow.  
 Question proposed,—That the Committee have leave to sit again to-morrow.  
 Mr. Stewart moved, That the Question be amended by the addition of the words,—  
 "to take precedence of all other business on the Paper for that day."  
 Debate ensued.  
 Proposed amendment by leave withdrawn  
 Original Question put and passed.  
 The House adjourned, on motion of Mr. Cowper, at eighteen minutes after Eleven o'clock, until To-morrow at Three o'clock.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 7.

## GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move for leave to introduce a Bill for determining the portions of the Public Debt of New South Wales to be borne by the Colony of Queensland.
2. MR. ARNOLD to move for leave to bring in a Bill to remove doubts respecting Tolls upon Public Bridges.
3. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

## ORDERS OF THE DAY :—

1. Supply; Resumption of the Committee.
2. Ways and Means; resumption of the Committee
3. Metropolitan Corporation Bill; second reading.
4. Pines Charitable Application Bill; second reading.
5. Municipalities Bill; second reading.
6. Insolvency Laws Amendment Bill Reported; adoption of the Report.
7. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
8. Wollongong Tonnage Duty Bill; second reading.
9. Kiama Tonnage Duty Bill; second reading.
10. Police Regulation Bill; second reading.
11. Sale of Liquors Licensing Bill Reported; adoption of the Report.
12. Navigable Waters Protection Bill; second reading.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
2. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
4. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
5. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.
6. CAPT. MORIARTY to move, That an 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.) Copy of the information, depositions, and other papers, relating to the case of Frederick Beer, convicted of having illegally administered Belladonna to one Phyllis Brown, in April, 1856.
  - (2.) Copy of the Notes taken by Mr. Justice Therry, upon the trial of the said Frederick Beer.
7. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
8. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
9. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
10. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.

(6.)



(6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights, and Business Licenses in those Districts, during the same period.

(7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.

11. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.
12. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

ORDER OF THE DAY :—

1. Sale of Colonial Wines Regulation Bill; second reading.

Questions :—

1. MR. HOLROYD to ask THE COLONIAL SECRETARY,—
  - (1.) Whether any Instructions have been sent to the District and Licensed Surveyors, to make additional Reserves with a view to carry out the Crown Lands Alienation Act?
  - (2.) If so, have the Government any objection to state the nature of those instructions?
2. MR. HOLROYD to ask THE COLONIAL SECRETARY,—
  - (1.) Is it true that there were upwards of Forty Citizens summoned to the Central Police Office, on the 24th October last, for keeping unregistered Dogs—such summonses having been issued without any Informations filed?
  - (2.) If so, have the Government taken any, and what, steps in the matter?
3. MR. FORSTER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Are all the Designs for the New Houses of Parliament, selected by the Commissioners, in strict conformity with the conditions imposed upon competitors?
  - (2.) In what cases or respects have any (if any) deviations from the conditions aforesaid, been allowed by the Commissioners?

FRIDAY, NOVEMBER 8.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Trustees and Mortgagees powers Extension Bill; second reading.
2. Maitland and Morpeth Railway Company's Bill; second reading.
3. Vagrancy Prevention Bill; second reading.
4. Matrimonial Causes Bill; to be considered in Committee.
5. Amended Secret Bills of Sale Prevention Bill; second reading.
6. Pyrmont Bridge Company's Supplementary Bill; third reading.
7. Pawnbrokers Bill; third reading.

NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
2. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
3. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
4. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
5. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.

6. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
7. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
8. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
9. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd instant, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
11. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
12. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th instant, be printed.
13. MR. DANGAR to move, That the Petition presented by him on the 6th November from the Committee of Management of the Muswellbrook Benevolent Society, against the Fines Charitable Application Bill, be printed.

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TUESDAY, NOVEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. WILSON to move,—
  - (1.) That this House disapproves of the conduct of the Government, in not having carried into effect the Resolution of this House, passed on 13th September, with reference to the revenue derived from the so-called Church and School Lands.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
3. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
4. MR. HOLROYD to move for leave to introduce a Bill to amend the Law relating to the unlawful administering of Poison.
5. MR. STEWART to move, That the Petition of Mr. Henry Scope, presented by him on the 5th November, be printed.
6. MR. HOLROYD to move, That the Petition of the Inhabitants of Mudgee, presented by him on the 5th instant, be printed.
7. MR. SMART to move, That the Petition presented by him on the 5th November, from the Municipality of Balmain, be printed.
8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
9. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
10. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
11. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
2. MR. WINDEYER to move, for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.

13. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—  
(1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.  
(2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
14. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
15. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
16. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
17. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
18. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
19. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.

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WEDNESDAY, NOVEMBER 13.

*Question :—*

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

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FRIDAY, NOVEMBER 15.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Constitution Act Amendment Bill; second reading.

NOTICES OF MOTION :—

1. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
2. MR. BUCHANAN to move,—  
(1.) That in the opinion of this House, the Government should introduce a Bill, this Session, for the Abolition of State Aid to Religion.  
(2.) That the above Resolution be embodied in an Address to the Governor.

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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move,—  
(1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.  
(2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.  
(3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.

2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
3. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.
6. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.

ORDER OF THE DAY :—

1. Drainage Promotion Bill; to be further considered in Committee.

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—
  - (1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.
  - (2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under :—

Cost of maintenance of way per mile	...	...	...	...		
Repair of Stations per mile	...	...	...	...		
Locomotive Power—						
Mileage—Passengers					, Goods	;
Total Train miles					, Ballasting	;
Total Engine mileage						
Enginemen and firemen's wages	...	...	...	...	Per Train mile.	
Labourers' wages	...	...	...	...	_____	
Repairing and renewing engines	...	...	...	...	_____	
Superintendence	...	...	...	...	_____	
Fuel and Water	...	...	...	...	_____	
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	_____	
Locomotive total cost	...	...	...	...	.....	_____
General Expenditure—						
Maintenance of way	...	...	...	...	_____	
Locomotive expenses	...	...	...	...	_____	
Repairs and renewals to carriages and waggons	...	...	...	...	_____	
Coaching charges	...	...	...	...	_____	
Goods charges	...	...	...	...	_____	
Telegraphic expenses on account of working lines	...	...	...	...	_____	
Interest on cost of construction	...	...	...	...	_____	
Incidental expenses	...	...	...	...	_____	
Total Expenditure...	...	...	...	...	.....	_____

T. A. MURRAY,  
Speaker.

No. 38.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 7 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Matrimonial Causes Bill :—Mr. Faucett presented a Petition from the Roman Catholic Archbishop of Sydney, for himself and on behalf of the whole Roman Catholic population of this Country, against the passing of this Bill.  
Petition received.
2. Messages :—The Speaker reported that the following Messages were received, yesterday, from the Legislative Council :—
  - (1.) Gold Fields Bill :—  
MR. SPEAKER,  
The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to Amend the Laws relating to the Gold Fields,*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.  
*Legislative Council Chamber,* W. C. WENTWORTH,  
*Sydney, 6th November, 1861.* President.  
Ordered, on motion of Mr. Cowper, that the Amendments made in this Bill by the Legislative Council, be taken into consideration in Committee on Wednesday next.
  - (2.) Judicial and other Offices Qualification Amendment Bill :—  
MR. SPEAKER,  
The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to Amend the Law as to the Qualification for certain Judicial and other Offices,*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.  
*Legislative Council Chamber,* W. C. WENTWORTH,  
*Sydney, 6th November, 1861.* President.  
Ordered, on motion of Mr. Windeyer, that the Amendments made in this Bill by the Legislative Council, be taken into consideration in Committee on Friday, the 15th instant.
3. Mr. Francis Flanagan :—Mr. Wilson presented a Petition from Francis Flanagan of Pergoga Flat, in the County of St. Vincent, in the Colony of New South Wales, Esquire, representing that, under the Regulations in force in the Colony in the year 1837, he was entitled to an additional grant of land, but that having been prevented, by circumstances beyond his control, from making his application within the period prescribed by a certain Government Notice issued in June of that year, his claim to such additional grant was declared inadmissible; and praying relief.  
Petition received.
4. Maitland and Morpeth Railway Company's Bill—Frances Sophia Magrane :—Mr. Hannell presented a Petition from Frances Sophia Magrane, against the passing of the said Bill, until certain requirements, as therein set forth, affecting her interest as a holder of land through which the line of Railway is proposed to pass, shall have been complied with.  
Petition received.
5. Osborne Wallsend Coal Company's Incorporation Bill :—Mr. Holroyd presented a Petition from the Osborne Wallsend Coal Company, praying for leave to introduce a Bill to Incorporate the said Company,—  
And Mr. Holroyd having produced the *Government Gazette*, and the *Sydney Morning Herald*, *Empire*, and *Illawarra Mercury*, newspapers, containing notices, for four consecutive weeks in the months of August and September last, of the intention to apply for such Bill,—  
Petition received.

6. Papers :—Mr. Cowper laid upon the Table the undermentioned Papers :—
- (1.) Circular letter from Acting Surveyor General to Surveyors, dated 29 July, 1861, relative to Reservations of Crown Lands under proposed Crown Lands Aliocation Bill. (*In reference to Question No. 1, standing in the name of Mr. Holroyd, on the Paper for to-day.*)
  - (2.) Regulations dated 1 November, 1861, under Crown Lands Alienation Act of 1861.
  - (3.) Regulations dated 1 November, 1861, under Crown Lands Occupation Act of 1861. Ordered to be printed.
7. Equal Distribution of Railway Expenditure :—Mr. Rotton, presenting a Petition purporting to be from "the Inhabitants of Hartley," and signed "John Delaney, J. P., Chairman," suggesting the equal distribution of the Expenditure for Railways, and praying for consideration of the subject,—moved, That this Petition be received,—And the same having been read at length by the Clerk, by direction of the Speaker,—Question put and passed.
8. Queensland Debt Bill :—Mr. Weekes moved, pursuant to notice, for leave to introduce a Bill for determining the portions of the Public Debt of New South Wales to be borne by the Colony of Queensland.  
Question put and passed ; Ordered, that the Mover and Secunder prepare and bring in the Bill.
9. Public Bridges Tolls Bill :—Mr. Arnold moved, pursuant to notice, for leave to bring in a Bill to remove doubts respecting Tolls upon public Bridges.  
Question put and passed ; Ordered, that the Mover and Secunder prepare and bring in the Bill.
10. Queensland Debt Bill :—Mr. Weekes having presented this Bill, Bill, intituled, "*A Bill for determining portions of the Public Debt of New South Wales to be borne by the Colony of Queensland,*" read a first time.  
Ordered to be printed, and read a second time on Wednesday week.
11. Public Bridges Tolls Bill :—Mr. Arnold having presented this Bill, Bill, intituled, "*A Bill to remove doubts respecting Tolls upon Public Bridges,*" read a first time.  
Ordered to be printed, and read a second time on Wednesday next.
12. Motion withdrawn :—Mr. Weekes withdrew the motion standing in his name, No. 3 on the Notice Paper of Government Business for to-day.
13. Postponements :—
- (1.) The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Weekes, until Wednesday next.
  - (2.) The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Weekes, until the Order of the Day for the Adoption of the Report on the Insolvency Laws Amendment Bill shall have been disposed of.
  - (3.) The Order of the Day for the second reading of the Metropolitan Corporation Bill postponed, on motion of Mr. Cowper, until Tuesday week.
  - (4.) The Order of the Day for the second reading of the Fines Charitable Application Bill postponed, on motion of Mr. Cowper, until Wednesday next.
  - (5.) The Order of the Day for the second reading of the Municipalities Bill postponed, on motion of Mr. Cowper, until Tuesday next.
14. Insolvency Laws Amendment Bill :—Mr. Cowper moved, that the Report of the Committee of the Whole, on this Bill, be now adopted.  
Question put and passed.  
Ordered, on motion of Mr. Cowper, that this Bill be read a third time at a later hour to-day.
15. Ways and Means :—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider of the Ways and Means to meet the Supply granted to Her Majesty, for the service of the year 1861-2.  
The Chairman obtained leave to sit again on Wednesday next, and reported the following Resolution :—
- (1.) Resolved, That towards making good the Supply granted to Her Majesty for the Service of the year 1862, the sum of £2,520 be granted out of the Consolidated Revenue Fund of New South Wales.
- Mr. Weekes then moved, That this House do now adopt this Resolution.  
Question put and passed.
16. Postponement :—The Order of the Day for the Resumption of the Adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time," postponed, on motion of Mr. Weekes, until Wednesday next.
17. Wollongong Tonnage Duty Bill, on motion of Mr. Arnold, read a second time,—Whereupon, on motion of Mr. Arnold, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill, without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time, on Wednesday next.
18. Kiama Tonnage Duty Bill, on motion of Mr. Arnold, read a second time,—Whereupon, on motion of Mr. Arnold, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill, without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time, on Wednesday next.
19. Postponements :—
- (1.) The Special Order for the third reading of the Insolvency Laws Amendment Bill postponed, on motion of Mr. Cowper, until Wednesday next.

- (2.) The Order of the Day for the second reading of the Police Regulation Bill postponed, on motion of Mr. Cowper, until Wednesday next.
- (3.) The Order of the Day for the adoption of the Report from the Committee of the Whole on the Sale of Liquors Licensing Bill postponed, on motion of Mr. Cowper, until Tuesday next.
20. Navigable Waters Protection Bill, on motion of Mr. Arnold, read a second time. Whereupon, on motion of Mr. Arnold, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill, with an amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Wednesday next.
21. Adjournment:—Mr. Cowper moved, That this House do now adjourn until Three o'clock to-morrow.  
Debate ensued.  
Question put.  
The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Allen,	} Tellers.
Mr. Weekes,	Mr. Eckford,	
Mr. Arnold,	Mr. Sadleir,	
Mr. J. Garrett,	Mr. Rotton,	
Mr. Markham,	Mr. Lackey,	
Mr. Hart,	Mr. J. T. Ryan,	
Mr. Flett,	Mr. Dick,	
Mr. Harpur,	Mr. Dickson,	
Mr. Bell,		

Noes, 12.

Mr. Wisdom,	Mr. Buchanan,	} Tellers.
Mr. Burns,	Mr. Cummings,	
Mr. Hoskins,	Mr. Lucas,	
Mr. Stewart,		
Mr. Forster,		
Mr. Dalgleish,		
Mr. Dangar,		
Mr. Lewis,		
Mr. Shepherd,		

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 8.

### OTHER BUSINESS—ORDERS OF THE DAY:—

1. Trustees and Mortgagees powers Extension Bill; second reading.
2. Maitland and Morpeth Railway Company's Bill; second reading.
3. Vagrancy Prevention Bill; second reading.
4. Matrimonial Causes Bill; to be considered in Committee.
5. Amended Secret Bills of Sale Prevention Bill; second reading.
6. Pymont Bridge Company's Supplementary Bill; third reading.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.

### NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
2. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
3. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
4. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
5. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.

6. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
7. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
8. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
9. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd October, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
10. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
11. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
12. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
13. MR. DANGAR to move, That the Petition presented by him on the 6th November from the Committee of Management of the Muswellbrook Benevolent Society, against the Fines Charitable Application Bill, be printed.
14. MR. WILSON to move, That the Petition presented by him on the 7th November from Mr. Francis Flanagan, be printed.
15. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
16. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
17. MR. WILSON to move the following Resolutions:—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor
18. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
19. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
20. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.
21. CAPT. MORIARTY to move, That an 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.) Copy of the information, depositions, and other papers, relating to the case of Frederick Beer, convicted of having illegally administered Belladonna to one Phyllis Brown, in April, 1856.
  - (2.) Copy of the Notes taken by Mr. Justice Therry, upon the trial of the said Frederick Beer.
22. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
23. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
24. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
25. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.



- (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights, and Business Licenses in those Districts, during the same period.
- (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
26. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawubrokers of the City of Sydney, be printed.
27. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

*Questions :—*

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
- (1.) Is the Superintendent of Roads for the Berrima District, at any time, empowered to let Contracts, apart from the Commissioner of Roads?
- (2.) What are Mr. Moggridge's present salary and travelling expenses?
- (3.) Was Mr. William Moore's contract for No. 3 Hanging Rock, in the Berrima District, rejected by the Government and given to a Mr. Barker for £660 more than Moore's tender?
2. MR. LEWIS to ask THE COLONIAL SECRETARY,—When will the Government bring in the Bill for the better Regulation of Coal Fields and Coal Mines in this Colony?

TUESDAY, NOVEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—
- (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
- (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. WILSON to move,—
- (1.) That this House disapproves of the conduct of the Government, in not having carried into effect the Resolution of this House, passed on 13th September, with reference to the revenue derived from the so-called Church and School Lands.
- (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
3. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
4. MR. HOLROYD to move for leave to introduce a Bill to amend the Law relating to the unlawful administering of Poison.
5. MR. STEWART to move, That the Petition of Mr. Henry Scope, presented by him on the 5th November, be printed.
6. MR. HOLROYD to move, That the Petition of the Inhabitants of Mudgee, presented by him on the 5th instant, be printed.
7. MR. SMART to move, That the Petition presented by him on the 5th November, from the Municipality of Balmain, be printed.
8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
9. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
10. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
11. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Island.
12. MR. WINDEYER to move, for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
13. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
- (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
- (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.

14. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
15. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
16. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
17. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
18. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
19. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
20. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
21. MR. FAUCETT to move, That the Petition from the Roman Catholic Archbishop of Sydney, for himself and on behalf of the Roman Catholic population, against the Matrimonial Causes Bill, presented by him on November 7, be printed.
22. MR. HOLROYD to move for leave to introduce a Bill to amend the Law of False Pretences.
23. MR. HOLROYD to move for leave to introduce a Bill to Incorporate the Osborne Walls-end Coal Company.
24. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Municipalities Bill; second reading.
2. Sale of Liquors Licensing Bill Reported; adoption of the Report.

Questions:—

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) What amount has been paid to the contractor on account of the Albury Bridge contract?
  - (2.) What amount is now due to the Contractor of the Albury Bridge, including all extras?
  - (3.) The amount paid by the Victoria Government towards erecting the Albury Bridge and extras?
  - (4.) Has Mr. W. S. Chauncey resigned his appointment?
  - (5.) What are the salary and travelling expenses of the Superintendent of the Albury Bridge, and does the Victoria Government pay a share of such salary?
2. MR. HARPUR to ask THE COLONIAL TREASURER,—If the large addition to the Residence at Dawes' Point, occupied by the Hon. E. W. Ward, R.E., M.L.C., is to be paid for by the People's Money; if so, what is the estimated expenditure, and to what particular fund will it be charged?

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WEDNESDAY, NOVEMBER 13.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDERS OF THE DAY:—

1. Gold Fields Bill; consideration in Committee of Legislative Council's Amendments.
2. Public Bridges Tolls Bill; second reading.
3. Supply; Resumption of the Committee.
4. Fines Charitable Application Bill; second reading.
5. Ways and Means; resumption of the Committee
6. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
7. Wollongong Tonnage Duty Bill; third reading.
8. Kiama Tonnage Duty Bill; third reading.
9. Insolvency Laws Amendment Bill; third reading.
10. Police Regulation Bill; second reading.
11. Navigable Waters Protection Bill; third reading

Question:

## Question :—

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

## FRIDAY, NOVEMBER 15.

## OTHER BUSINESS—ORDER OF THE DAY :—

1. Constitution Act Amendment Bill; second reading.
2. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.

## NOTICES OF MOTION :—

1. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
2. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill, this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
3. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
4. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.

## TUESDAY, NOVEMBER 19.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move,—
  - (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.
  - (2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.
  - (3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.
2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
3. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.

5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No 1, dated the 1st October last.
6. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. WALKER to move :—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.

ORDER OF THE DAY :—

1. Drainage Promotion Bill; to be further considered in Committee.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Metropolitan Corporation Bill; second reading.

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WEDNESDAY, NOVEMBER 20.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Queensland Debt Bill; second reading.

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TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under :—

Cost of maintenance of way per mile	...	...	...	...	
Repair of Stations per mile	...	...	...	...	
Locomotive Power—					
Mileage—Passengers				, Goods	;
Total Train miles			, Piloting	, Ballasting	;
Total Engine mileage					
					Per Train mile.
Enginemen and firemen's wages	...	...	...	...	_____
Labourers' wages	...	...	...	...	_____
Repairing and renewing engines	...	...	...	...	_____
Superintendence	...	...	...	...	_____
Fuel and Water	...	...	...	...	_____
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	_____
Locomotive total cost	...	...	...	.....	_____
General Expenditure—					
Maintenance of way	...	...	...	...	_____
Locomotive expenses	...	...	...	...	_____
Repairs and renewals to carriages and waggons	...	...	...	...	_____
Coaching charges	...	...	...	...	_____
Goods charges	...	...	...	...	_____
Telegraphic expenses on account of working lines	...	...	...	...	_____
Interest on cost of construction	...	...	...	...	_____
Incidental expenses	...	...	...	...	_____
Total Expenditure...	...	...	...	.....	_____

T. A. MURRAY,  
Speaker.

No. 39.

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**VOTES AND PROCEEDINGS**

OF THE

**LEGISLATIVE ASSEMBLY.**


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FRIDAY, 8 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Public Statutes of New South Wales:—Mr. Cowper laid upon the Table, the first two volumes of the re-publication of the Public Statutes of New South Wales.
2. Presbyterian Church Temporalities Act of 1837:—Dr. Lang moved, without notice, That the Select Committee, appointed to consider and report upon the expediency of amending or repealing the Act 8 William IV., No. 7, have leave to send for persons and papers.  
Question put and passed.
3. Trustees and Mortgagees powers Extension Bill:—Mr. Holryd moved, That this Bill be now read a second time.  
Debate ensued.  
Mr. Forster moved, That this Debate be now adjourned until Friday, November, 22.  
Question,—That this Debate be now adjourned until Friday, November, 22,—put and passed.
4. Maitland and Morpeth Railway Company's Bill:—Mr. Windeyer moved, "That" this Bill be now read a second time.  
Debate ensued.  
Mr. Rotton moved, as an Amendment, That all the words after the word "That" be omitted, with the view of inserting the words, "this Bill be again referred to the "Select Committee for re-consideration."  
Debate continued.

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And the House continuing to sit until after Midnight,—

SATURDAY, 9 NOVEMBER, 1861. A.M.

- Proposed Amendment by leave withdrawn.  
Original Question put and passed,—  
Whereupon Bill read a second time, and ordered, on motion of Mr. Windeyer, to be considered in Committee of the Whole on Friday next.  
The House adjourned, on motion of Mr. Cowper, at twenty minutes before One o'clock, A.M., until Tuesday next, at Three o'clock.

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**NOTICES OF MOTION AND ORDERS OF THE DAY.**


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TUESDAY, NOVEMBER 12.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move the following Resolutions:—
  - (1.) That, in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
2. MR. WILSON to move,—
  - (1.) That this House disapproves of the conduct of the Government, in not having carried into effect the Resolution of this House, passed on 13th September, with reference to the revenue derived from the so-called Church and School Lands.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.

3.

3. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
4. MR. HOLROYD to move for leave to introduce a Bill to amend the Law relating to the unlawful administering of Poison.
5. MR. STEWART to move, That the Petition of Mr. Henry Scope, presented by him on the 5th November, be printed.
6. MR. HOLROYD to move, That the Petition of the Inhabitants of Mudgee, presented by him on the 5th instant, be printed.
7. MR. SMART to move, That the Petition presented by him on the 5th November, from the Municipality of Balmain, be printed.
8. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
9. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
10. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
11. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
12. MR. WINDEYER to move, for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
13. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—  
(1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.  
(2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
14. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
15. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
16. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
17. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
18. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
19. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
20. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
21. MR. FAUCETT to move, That the Petition from the Roman Catholic Archbishop of Sydney, for himself and on behalf of the Roman Catholic population, against the Matrimonial Causes Bill, presented by him on November 7, be printed.
22. MR. HOLROYD to move for leave to introduce a Bill to amend the Law of False Pretences.
23. MR. HOLROYD to move for leave to introduce a Bill to Incorporate the Osborne Walls-end Coal Company.
24. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
25. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
26. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.

27. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
28. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
29. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
30. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
31. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd October, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
32. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
33. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
34. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
35. MR. DANGAR to move, That the Petition presented by him on the 6th November from the Committee of Management of the Muswellbrook Benevolent Society, against the Fines Charitable Application Bill, be printed.
36. MR. WILSON to move, That the Petition presented by him on the 7th November from Mr. Francis Flanagan, be printed.
37. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
38. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
39. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
40. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
41. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.
42. CAPT. MORIARTY to move, That an 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.) Copy of the information, depositions, and other papers, relating to the case of Frederick Beer, convicted of having illegally administered Belladonna to one Phyllis Brown, in April, 1856.
  - (2.) Copy of the Notes taken by Mr. Justice Therry, upon the trial of the said Frederick Beer.
43. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
44. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
45. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
46. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights, and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
47. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawubrokers of the City of Sydney, be printed.

48. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

ORDERS OF THE DAY :—

1. Vagrancy Prevention Bill ; second reading.
2. Matrimonial Causes Bill ; to be considered in Committee.
3. Amended Secret Bills of Sale Prevention Bill ; second reading.
4. Pyrmont Bridge Company's Supplementary Bill ; third reading.
5. Pawnbrokers Bill ; third reading.
6. Sale of Colonial Wines Regulation Bill ; second reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Municipalities Bill ; second reading.
2. Sale of Liquors Licensing Bill Reported ; adoption of the Report.

Questions :—

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) What amount has been paid to the contractor on account of the Albury Bridge contract ?
  - (2.) What amount is now due to the Contractor of the Albury Bridge, including all extras ?
  - (3.) The amount paid by the Victoria Government towards erecting the Albury Bridge and extras ?
  - (4.) Has Mr. W. S. Chauncey resigned his appointment ?
  - (5.) What are the salary and travelling expenses of the Superintendent of the Albury Bridge, and does the Victoria Government pay a share of such salary ?
2. MR. HARPUR to ask THE COLONIAL TREASURER,—If the large addition to the Residence at Dawes' Point, occupied by the Hon. E. W. Ward, R.E., M.L.C., is to be paid for by the People's Money ; if so, what is the estimated expenditure, and to what particular fund will it be charged ?
3. MR. J. N. RYAN to ask THE COLONIAL SECRETARY,—
  - (1.) Whether it is the intention of the Government to open forthwith the new line of Road leading from Burrowa to Binalong, in connection with which a sum of money was last year voted by this House ?
  - (2.) Whether it is the intention of the Government to place on the Supplementary Estimates for 1862, a sum of money for the erection of a Bridge at Hume's Crossing-place, on the said line of road ?
4. MR. J. N. RYAN to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to place on the Supplementary Estimates, for the year 1862, a sum of money for the erection of a Bridge over the Burrowa River, on the road from Burrowa to Lambing Flat ?

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WEDNESDAY, NOVEMBER 13.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDERS OF THE DAY :—

1. Gold Fields Bill ; consideration in Committee of Legislative Council's Amendments.
2. Public Bridges Tolls Bill ; second reading.
3. Supply ; Resumption of the Committee.
4. Fines Charitable Application Bill ; second reading.
5. Ways and Means ; resumption of the Committee.
6. Resumption of the adjourned Debate on the motion of Mr. Weekes, " That the Customs " Bill be now read a second time."
7. Wollongong Tonnage Duty Bill ; third reading.
8. Kiama Tonnage Duty Bill ; third reading.
9. Insolvency Laws Amendment Bill ; third reading.
10. Police Regulation Bill ; second reading.
11. Navigable Waters Protection Bill ; third reading

Question :—

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged ?

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FRIDAY,



FRIDAY, NOVEMBER 15.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Constitution Act Amendment Bill ; second reading.
2. Judicial and other Offices Qualification Amendment Bill ; consideration in Committee of Legislative Council's amendments.
3. Maitland and Morpeth Railway Company's Bill ; to be considered in Committee.

NOTICES OF MOTION :—

1. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
2. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill, this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
3. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
4. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
5. MR. FORSTER to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.
  - (2.) That such Committee consist of :—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
6. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
7. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts ; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates ; by whose authority expended, and whether expended by tender or let without ; the name of the Contractor or Contractors, date of each, with amount.

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move,—
  - (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe ; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.
  - (2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for

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Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.

- (3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.
2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
  3. MR. FORSTER to move,—
    - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
    - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
  4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
  5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.
  6. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
  7. MR. WALKER to move:—
    - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
    - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.

ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.

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WEDNESDAY, NOVEMBER 20.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Queensland Debt Bill; second reading.

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FRIDAY, NOVEMBER 22.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."

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TUESDAY,

TUESDAY, NOVEMBER 26.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...		
Repair of Stations per mile	...	...	...	...	
Locomotive Power—					
Mileage—Passengers				, Goods	;
Total Train miles			, Piloting	, Ballasting	;
Total Engine mileage					
					Per Train mile.
Enginemens and firemen's wages	...	...	...	...	_____
Labourers' wages	...	...	...	...	_____
Repairing and renewing engines	...	...	...	...	_____
Superintendence	...	...	...	...	_____
Fuel and Water	...	...	...	...	_____
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	_____
Locomotive total cost	...	...	...	...	_____
General Expenditure—					
Maintenance of way	...	...	...	...	_____
Locomotive expenses	...	...	...	...	_____
Repairs and renewals to carriages and waggons	...	...	...	...	_____
Coaching charges	...	...	...	...	_____
Goods charges	...	...	...	...	_____
Telegraphic expenses on account of working lines	...	...	...	...	_____
Interest on cost of construction	...	...	...	...	_____
Incidental expenses	...	...	...	...	_____
Total Expenditure...	...	...	...	...	_____

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.

3. MR. WILSON to move the following Resolutions:—

(1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.

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

T. A. MURRAY,

Speaker.



No. 40.

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**VOTES AND PROCEEDINGS**

OF THE

---

**LEGISLATIVE ASSEMBLY.**


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TUESDAY, 12 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Fines Charitable Application Bill:—Mr. Dangar presented a Petition from certain Inhabitants of the Town and District of Murrurundi, objecting, for reasons therein set forth, to the passing of this Bill, and praying consideration of their objections. Petition received.
2. Proposed Incorporation of Parramatta:—Mr. Forster presented a Petition from certain Inhabitants of the Town of Parramatta, relative to Petitions alleged to have been presented to the Government proposing the Incorporation of the Town of Parramatta. Petition received.
3. Motions withdrawn:—Mr. Windeyer withdrew the motions standing in his name Nos. 11 and 12 on the Notice Paper for to-day.
4. Flood Gates, Wallis' Creek:—Mr. Arnold presented a Petition from certain Residents and Proprietors of Land, in and about Maitland, Morpeth, &c., against the erection of Flood Gates, at the junction of Wallis' Creek with the River Hunter, and at the Railway Cutting, West Maitland. Petition received.
5. System of Railway Locomotion proposed by Mr. E. Bell:—Mr. Wilson moved, pursuant to notice,—
  - (1.) "That," in the opinion of this House, the system of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer, and submitted to the Government, be practically tested by the Government.
  - (2.) That the foregoing Resolution be forwarded by Address to His Excellency the Governor.
 Mr. Holt moved, That the Question be amended by the omission of all the words after the word "That," at the commencement of Section (1), 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 Inventions and System of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer. (2.) That such Committee consist of Mr. Arnold, Mr. Hay, Mr. Holt, Mr. Sadleir, Mr. Sutherland, Mr. Lucas, Mr. Forster, Mr. Smart, Mr. Rotton, and Mr. Wilson." Debate ensued.  
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.  
Mr. Forster moved, That the proposed Amendment be amended by the addition, at the end of Section (1), of the following words:—  
"That the Committee also have power to inquire into, and report upon, the applicability of a recent invention of Mr. W. G. Caporn for stopping or checking locomotive and other Engines on inclines, by means of iron frills or ratchet wheels on their axles."  
Question put and passed.  
Question then,—That the words of the proposed Amendment, as so amended, be inserted after the word "That" in the Original Question,—put and passed.  
Whereupon, Question,—  
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the Inventions and System of Railway Locomotion brought forward by Mr. E. Bell, Civil Engineer,—  
That the Committee also have power to inquire into and report upon the applicability of a recent invention of Mr. W. G. Caporn, for stopping or checking locomotive and other engines on inclines, by means of iron frills or ratchet wheels on their axles,—put and passed.  
And Mr. Piddington requiring that the said Committee be appointed by Ballot,—  
The House proceeded to the Ballot, and the Speaker declared the following Members to be the Committee duly appointed:—Mr. Holt, Mr. Arnold, Mr. Hay, Mr. Wilson, Mr. Rotton, Mr. Sutherland, Mr. Forster, Mr. Lucas, Mr. Dalglish, and Mr. Suttor.

6. Revenue derived from the Church and School Lands:—Mr. Wilson moved pursuant to notice,—

(1.) That “this House disapproves of the conduct of the Government, in not having “carried” into effect the Resolution of this House, passed on 13th September, with reference to the revenue derived from the so-called Church and School Lands.

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

Debate ensued.

Mr. Gray moved, That the Question be amended, in section (1.), by the omission of the words,—“this House disapproves of the conduct of the Government in not having “carried,”—with a view to the insertion in their place of the words,—“in the opinion “of this House the Government should carry.”

Debate continued.

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

The House divided.

Ayes, 28.		Noes, 28.	
Mr. Dickson,	Mr. Driver,	Mr. Cowper,	Mr. Morris,
Mr. Raper,	Mr. Macleay,	Mr. Weekes,	Mr. Faucett,
Mr. Holroyd,	Mr. Dangar,	Mr. Arnold,	Mr. Daniel,
Mr. Hoskins,	Mr. Lackey,	Mr. C. Cowper,	Mr. Cunneen,
Mr. Cummings,	Mr. Hay,	junr.,	Mr. Flett,
Mr. Allen,	Mr. Wilson,	Mr. J. Garrett,	Mr. Atkinson,
Mr. Leary,	Mr. Bell,	Mr. Markham,	Mr. J. T. Ryan,
Mr. Harpur,	Mr. Piddington,	Mr. Alexander,	Mr. Wisdom,
Mr. Sadleir,	Mr. Lewis,	Capt. Moriarty,	Mr. Gray,
Mr. Suttor,	Mr. Buchanan,	Mr. Love,	Mr. Irving,
Mr. Rotton,	Dr. Lang,	Mr. Smart,	Mr. J. N. Ryan,
Mr. Rusden,	Mr. Dalgleish,	Mr. Haworth,	Mr. T. Garrett,
Mr. Forster,	Mr. Burns,	Mr. Laycock,	Mr. Redman,
Mr. Mate,	Mr. Lucas,	Mr. Morrice,	Mr. Hart,
		Mr. Shepherd,	
			} Tellers.

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

Original Question then put.

The House divided.

Ayes, 27.		Noes, 29.	
Mr. Burns,	Mr. Macleay,	Mr. Cowper,	Mr. Daniel,
Mr. Raper,	Mr. Dangar,	Mr. Weekes,	Mr. Faucett,
Mr. Holroyd,	Mr. Lackey,	Mr. Arnold,	Mr. Morris,
Mr. Hoskins,	Mr. Wilson,	Mr. C. Cowper,	Mr. Hay,
Mr. Cummings,	Mr. Bell,	junr.,	Mr. Cunneen,
Mr. Allen,	Mr. Piddington,	Mr. J. Garrett,	Mr. Flett,
Mr. Leary,	Mr. Lewis,	Mr. Markham,	Mr. Atkinson,
Mr. Harpur,	Mr. Buchanan,	Mr. Redman,	Mr. J. T. Ryan,
Mr. Sadleir,	Dr. Lang,	Mr. Hart,	Mr. Wisdom,
Mr. Suttor,	Mr. Dalgleish,	Mr. Love,	Mr. Gray,
Mr. Rotton,	Mr. Lucas,	Mr. Smart,	Mr. Irving,
Mr. Rusden,	Mr. Dickson,	Mr. Haworth,	Mr. J. N. Ryan,
Mr. Forster,		Mr. Laycock,	Mr. T. Garrett,
Mr. Mate,		Mr. Morrice,	Capt. Moriarty,
Mr. Driver,		Mr. Shepherd,	Mr. Alexander,
			} Tellers.

The House adjourned, on motion of Mr. Cowper, at a quarter before Twelve o'clock, until To-morrow at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 13.

*Contingent Notice of Motion:—*

1. MR. HOLROYD to move, (*On the Order of the Day being read for the Resumption of the Committee of Supply*.) That it be an instruction to the Committee to consider in the first instance, the Estimates for the Department of Public Works.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.
2. MR. ARNOLD to move, That the Petition from certain Inhabitants of Maitland, Morpeth, and their vicinities, in reference to the erection of Flood Gates on Wallis' Creek, presented by him on 12th November, be printed.

ORDERS

## ORDERS OF THE DAY:—

1. Gold Fields Bill ; consideration in Committee of Legislative Council's Amendments.
2. Public Bridges Tolls Bill ; second reading.
3. Supply ; Resumption of the Committee.
4. Fines Charitable Application Bill ; second reading.
5. Ways and Means ; resumption of the Committee.
6. Resumption of the adjourned Debate on the motion of Mr. Weekes, " That the Customs Bill be now read a second time."
7. Wollongong Tonnage Duty Bill ; third reading.
8. Kiama Tonnage Duty Bill ; third reading.
9. Insolvency Laws Amendment Bill ; third reading.
10. Police Regulation Bill ; second reading.
11. Navigable Waters Protection Bill ; third reading
12. Municipalities Bill ; second reading.
13. Sale of Liquors Licensing Bill Reported ; adoption of the Report.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move for leave of absence for fourteen days, on behalf of Mr. Watt, on account of ill health.
2. MR. HOLROYD to move for leave to introduce a Bill to amend the Law relating to the unlawful administering of Poison.
3. MR. STEWART to move, That the Petition of Mr. Henry Scope, presented by him on the 5th November, be printed.
4. MR. HOLROYD to move, That the Petition of the Inhabitants of Mudgee, presented by him on the 5th instant, be printed.
5. MR. SMART to move, That the Petition presented by him on the 5th November, from the Municipality of Balmain, be printed.
6. MR. FAUCETT to move, That the Petition from the Roman Catholic Archbishop of Sydney, for himself and on behalf of the Roman Catholic population, against the Matrimonial Causes Bill, presented by him on November 7, be printed.
7. MR. HOLROYD to move for leave to introduce a Bill to amend the Law of False Pretences.
8. MR. HOLROYD to move for leave to introduce a Bill to Incorporate the Osborne Wallsend Coal Company.
9. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
10. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd October, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.
11. MR. DANGAR to move, That the Petition presented by him on the 6th November from the Committee of Management of the Muswellbrook Benevolent Society, against the Fines Charitable Application Bill, be printed.
12. MR. WILSON to move, That the Petition presented by him on the 7th November from Mr. Francis Flanagan, be printed.
13. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.
14. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
15. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers ; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
16. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
17. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights, and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.

18. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

ORDERS OF THE DAY :—

1. Vagrancy Prevention Bill ; second reading.
2. Matrimonial Causes Bill ; to be considered in Committee.
3. Amended Secret Bills of Sale Prevention Bill ; second reading.
4. Pyrmont Bridge Company's Supplementary Bill ; third reading.
5. Pawnbrokers Bill ; third reading.
6. Sale of Colonial Wines Regulation Bill ; second reading.

Questions :—

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
2. MR. BURNS to ask THE COLONIAL SECRETARY,—Whether the Government intend shortly to establish a Court of Petty Sessions at Black Creek?
3. MR. BURNS to ask THE SECRETARY FOR PUBLIC WORKS,—When the Papers relating to the Wallis Creek Embankment, Cutting, &c., will be laid upon the Table of this House?
4. MR. FORSTER to ask THE COLONIAL SECRETARY,—Why have not the Sydney Light Horse been, and when will they be, proclaimed by the Government?
5. MR. WILSON to ask THE COLONIAL SECRETARY,—When it is probable Mr. Black's Report on the Southern Rivers will be laid upon the Table of this House?
6. MR. ROTTON to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) When the plans and sections of the line proposed to be adopted by the Government of the extension of the Great Southern Railroad from Picton to Goulburn will be laid upon the Table of this House?
  - (2.) Will such plans shew how the ravines at the head of the Bargo River and the Wollondilly River are to be crossed?

• THURSDAY, NOVEMBER 14.

Questions :—

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Attorney General means to put Cameron upon his trial on such evidence as led to his committal by the Burrangong Bench?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government feel satisfied that Henley's statement at the late Goulburn trials, with reference to the murdered Chinamen, is false? Whether they mean to direct the Attorney General to place Henley upon his trial for perjury forthwith?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—In the event of Henley's statement being true, whether the Government mean to adopt any measures for the discovery and apprehension of the murderer or murderers?
4. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have received any authentic information as to the truth or falsehood of this statement of Mr. Henley's, viz. :—That three or four Chinamen had been murdered at the late riots?
5. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government are aware that, at the late State Trials at Goulburn, Mr. Henley, a witness for the Crown, stated on oath that three or four Chinamen were murdered at the late riots at Lambing Flat?
6. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
  - (1.) If it is the intention of the Government to give an answer to the Address to his Excellency, carried by this House without a division, with reference to the observance of perfect religious equality in this country?
  - (2.) When will said answer be given?
7. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government are aware that the Engineer for Harbours, &c., has been employed superintending the construction of a Steam Dredge at Messrs. Russell's Foundry for the Queensland Government?
8. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—What steps have been taken to carry into effect the recommendation of the Select Committee on the Jervis Bay Lighthouse, contained in the Report of that Committee, adopted 10th September, "That a Commission of competent persons be at once appointed to investigate and decide upon the proper situation, whether at Cape St. George, Crocodile Head, or any other spot in that vicinity, for the erection"?
9. MR. HOLROYD to ask THE COLONIAL SECRETARY,—If it be the intention of the Government to introduce into either branch of the Legislature, during the present Session, the Acts recently passed by the Imperial Parliament to consolidate the Criminal Law?



10. **MR. DRIVER** to ask **THE COLONIAL SECRETARY**,—  
 (1.) If the Government are aware that there is no public Cemetery at Rockley?  
 (2.) Is it the intention of the Government to set apart a suitable piece of land for a Cemetery for that Township; if so, when; and if not, why not?
11. **MR. HOSKINS** to ask **THE COLONIAL SECRETARY**,—When the Government intend to lay upon the Table of this House, a reply to the Address, passed by this Assembly on the 8th October, for copies of any correspondence between Messrs. Parkes and Dalley and any other persons, with reference to the appointment of Emigration Lecturers?

FRIDAY, NOVEMBER 15.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Constitution Act Amendment Bill; second reading.
2. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
3. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.

NOTICES OF MOTION:—

1. **MR. GRAY** to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
2. **MR. GRAY** to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
3. **MR. RUSDEN** to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
4. **MR. FORSTER** to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.  
 (2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
5. **MR. HARPUR** to move, That there be laid upon the Table of this House,—  
 (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.  
 (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situated, the number of acres, the name of the lessee, and the rent paid.  
 (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.  
 (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
6. **MR. DANGAR** to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860–61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
7. **MR. RUSDEN** to move,—  
 (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.  
 (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.  
 (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. **MR. RUSDEN** to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.

9. MR. DANGAR to move, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the "Fines Charitable Application Bill," be printed.
10. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
11. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
12. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
13. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
14. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
15. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
16. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
17. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
18. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
19. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
20. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
21. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
22. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
23. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
24. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
25. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.

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TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. DR. LANG to move,—
  - (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.
  - (2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.
  - (3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs, which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.

2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1861.
3. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.
6. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. WALKER to move :—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
8. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
9. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
10. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
11. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
12. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
13. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
14. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
15. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.

ORDER OF THE DAY :—

1. Drainage Promotion Bill; to be further considered in Committee.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Metropolitan Corporation Bill; second reading.

WEDNESDAY, NOVEMBER 20.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Queensland Debt Bill; second reading.

FRIDAY, NOVEMBER 22.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."

NOTICE OF MOTION :—

1. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under :—

Cost of maintenance of way per mile	...	...	...	...		
Repair of Stations per mile	...	...	...	...		
Locomotive Power—						
Mileage—Passengers					, Goods	;
Total Train miles					, Piloting	;
Total Engine mileage					, Ballasting	;
						Per Train mile.
Enginemen and firemen's wages	...	...	...	...	_____	
Labourers' wages	...	...	...	...	_____	
Repairing and renewing engines	...	...	...	...	_____	
Superintendence	...	...	...	...	_____	
Fuel and Water	...	...	...	...	_____	
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	_____	
					Locomotive total cost	_____
General Expenditure—						
Maintenance of way	...	...	...	...	_____	
Locomotive expenses	...	...	...	...	_____	
Repairs and renewals to carriages and waggons	...	...	...	...	_____	
Coaching charges	...	...	...	...	_____	
Goods charges	...	...	...	...	_____	
Telegraphic expenses on account of working lines	...	...	...	...	_____	
Interest on cost of construction	...	...	...	...	_____	
Incidental expenses	...	...	...	...	_____	
					Total Expenditure...	_____

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
3. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
5. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.

6. MR. MORRIS to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
7. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
8. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
9. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.

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TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.

T. A. MURRAY,  
*Speaker.*



No. 41.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 13 NOVEMBER, 1861.

1. The House met pursuant to adjournment ; the Speaker took the Chair.  
Drainage:—Mr. Burns presented a Petition from certain Proprietors and Tenants of Land, at or near West Maitland, representing the requirements, in their opinion, of any Law which may be passed on this subject, and praying that the House will legislate accordingly.  
Petition received.
  2. Dam at Wallis' Creek :—Mr. Burns presented a Petition from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, Bloomfield, Louth Park, Lochend, and neighbourhood, representing that they have sustained considerable damage, as therein set forth, in consequence of the construction of a Dam over Wallis' Creek, near its junction with the River Hunter, for a Railway crossing place, and praying consideration of the matter.  
Petition received.
  3. Signatures to Petition against Maitland and Morpeth Railway Company's Bill :—Mr. Wisdom, on behalf of the Chairman, brought up a Second Report from the Standing Orders Committee, to whom was referred, on the 25th October last, the Petition presented by Mr. Piddington, on the 17th of that month, against the Maitland and Morpeth Railway Company's Bill,—  
And the same having been read by the Clerk, by direction of the Speaker, as follows :—  
THE Standing Orders Committee, to whom it was referred, on the 25th ultimo, " to  
" examine the Petition (*presented by Mr. Piddington on the 17th ultimo*)  
" against the Maitland and Morpeth Railway, with a view to expunge all  
" those Signatures which, from being in the same handwriting, may be  
" deemed spurious," have agreed to the following Report :—  
Your Committee having placed themselves in communication with several persons whose names are appended to the Petition, have ascertained beyond doubt that one of the Signatures so appended is not genuine,—the person whose name it represents having repudiated all knowledge of it ; and your Committee have reason to believe that several of the other Signatures are not genuine.  
*Legislative Assembly Chamber,* T. A. MURRAY,  
*Sydney, 13 November, 1861.* Chairman.
- Ordered to be printed.
4. Encouragement of Colonial Manufactures :—Dr. Lang presented a Petition from certain Manufacturers and other Colonists of New South Wales, praying for the encouragement of Colonial Manufactures.  
Petition received.
  5. Motion withdrawn :—Mr. Weekes withdrew the motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
  6. Flood Gates, Wallis' Creek :—Mr. Arnold moved, That the motion standing in his name, No. 2 on the Notice Paper of Government Business, be postponed, until the whole of the Orders of the Day on the Paper of Government Business, for to-day shall have been disposed of.  
Débat ensued.  
Question put and negatived.  
Whereupon Mr. Arnold moved, pursuant to notice, That the Petition from certain Inhabitants of Maitland, Morpeth, and their vicinities, in reference to the erection of Flood Gates on Wallis' Creek, presented by him on 12th November, be printed.  
Question put and passed.  
Ordered to be printed.

7. Postponement :—The Order of the Day for the consideration in Committee of the Legislative Council's Amendments in the Gold Fields Bill postponed, on motion of Mr. Cowper, until the Order of the Day for the third reading of the Navigable Waters Protection Bill shall have been disposed of.
8. Public Bridges Tolls Bill, on motion of Mr. Arnold, read a second time.  
Whereupon, on motion of Mr. Arnold, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill. The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time to-morrow.
9. Postponements :—  
(1.) The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Weekes, until to-morrow.  
(2.) The Order of the Day for the second reading of the Fines Charitable Application Bill postponed, on motion of Mr. Cowper, until this day fortnight.  
(3.) The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Weekes, until this day fortnight.  
(4.) The Order of the Day for the Resumption of the adjourned Debate, on the motion of Mr. Weekes, "That the Customs Bill be now read a second time," postponed, on motion of Mr. Weekes, until this day week.
10. Wollongong Tonnage Duty Bill, on motion of Mr. Arnold, read a third time, and passed.  
Mr. Arnold then moved, That the Title of this Bill be "*An Act to provide by a Tonnage Duty for Repaying a Loan to Improve Wollongong Harbour.*"  
Question put and passed.  
Whereupon, Mr. Arnold moved, that this Bill be carried to the Legislative Council with the following Message :—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide by a Tonnage Duty for repaying a Loan to Improve Wollongong Harbour,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
*Sydney, 13 November, 1861.* Speaker.  
Question put and passed.
11. Kiama Tonnage Duty Bill, on motion of Mr. Arnold, read a third time, and passed.  
Mr. Arnold then moved, That the Title of this Bill be "*An Act to provide by a Tonnage Duty for Repaying a Loan to Improve Kiama Harbour.*"  
Question put and passed.  
Whereupon, Mr. Arnold moved, That this Bill be carried to the Legislative Council, with the following Message :—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to provide by a Tonnage Duty for repaying a Loan to Improve Kiama Harbour,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
*Sydney, 13 November, 1861.* Speaker.  
Question put and passed.
12. Insolvency Laws Amendment Bill, on motion of Mr. Cowper, read a third time, and passed.  
Mr. Cowper then moved, That the Title of this Bill be "*An Act to amend the Laws relating to Insolvency.*"  
Question put and passed.  
Whereupon Mr. Cowper moved, That this Bill be carried to the Legislative Council, with the following Message :—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Laws relating to Insolvency,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
*Sydney, 13 November, 1861.* Speaker.  
Question put and passed.
13. Postponement :—The Order of the Day for the second reading of the Police Regulation Bill postponed, on motion of Mr. Cowper, until to-morrow week.
14. Navigable Waters Protection Bill, on motion of Mr. Arnold, read a third time, and passed.  
Mr. Arnold then moved, That the Title of this Bill be "*An Act for the better Protection of Navigable Waters.*"  
Question put and passed.  
Whereupon Mr. Arnold moved, That this Bill be carried to the Legislative Council, with the following Message :—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "*An Act for the better protection of Navigable Waters,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
*Sydney, 13 November, 1861.* Speaker.  
Question put and passed.



15. **Gold Fields Bill:**—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill.  
The Chairman having reported that the Committee had agreed to the Amendments made in this Bill by the Legislative Council,—  
Mr. Cowper moved, That this House do now adopt the said Amendments so agreed to.  
Question put and passed.
16. **Postponement:**—The Order of the Day for the second reading of the Municipalities Bill postponed, on motion of Mr. Cowper, until this day fortnight.
17. **Sale of Liquors Licensing Bill:**—Mr Cowper moved, "That" the Report from the Committee of the Whole, on this Bill, be now adopted.  
Mr. Weekes 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 re-committed, in order to the re-consideration of Clauses 3, 7, 9, 10, 18, ~~22~~ **21**, ~~23~~ **22**, ~~24~~ **23**, **25**, 27, 33, 37, 40, 41, 43, and 58, and Schedule B."  
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.  
Question,—That the words proposed to be inserted in the place of the words omitted be so inserted,—put and passed.  
Question,—That "the Bill be re-committed, in order to the re-consideration of " Clauses 3, 7, 9, 10, 18, ~~22~~ **21**, ~~23~~ **22**, ~~24~~ **23**, **25**, 27, 33, 37, 40, 41, 43, and 58, " and Schedule B,"—put and passed.  
Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.  
The Chairman reported progress, and obtained leave to sit again to-morrow.  
The House adjourned, on motion of Mr. Cowper, at twenty minutes before Twelve o'clock, until To-morrow at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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THURSDAY, NOVEMBER 14.

*Contingent Notice of Motion:*—

1. MR. HOLROYD to move, (*On the Order of the Day being read for the Resumption of the Committee of Supply*), That it be an instruction to the Committee to consider in the first instance, the Estimates for the Department of Public Works.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

ORDERS OF THE DAY:—

1. Public Bridges Tolls Bill; third reading.
2. Supply; Resumption of the Committee.
3. Sale of Liquors Licensing Bill re-committed; to be further considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ROTTON to move for leave of absence for fourteen days, on behalf of Mr. Watt, on account of ill health.
2. MR. HOLROYD to move for leave to introduce a Bill to amend the Law relating to the unlawful administering of Poison.
3. MR. STEWART to move, That the Petition of Mr. Henry Scope, presented by him on the 5th November, be printed.
4. MR. HOLROYD to move, That the Petition of the Inhabitants of Mudgee, presented by him on the 5th instant, be printed.
5. MR. SMART to move, That the Petition presented by him on the 5th November, from the Municipality of Balmain, be printed.
6. MR. FAUCETT to move, That the Petition from the Roman Catholic Archbishop of Sydney, for himself and on behalf of the Roman Catholic population, against the Matrimonial Causes Bill, presented by him on November 7, be printed.
7. MR. HOLROYD to move for leave to introduce a Bill to amend the Law of False Pretences.
8. MR. HOLROYD to move for leave to introduce a Bill to Incorporate the Osborne Walls-end Coal Company.
9. MR. PIDDINGTON to move, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company's Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.
10. MR. DANGAR to move, That the Returns laid upon the Table of the House by the Secretary for Public Works, on the 22nd October, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.

11.

11. MR. DANGAR to move, That the Petition presented by him on the 6th November from the Committee of Management of the Muswellbrook Benevolent Society, against the Fines Charitable Application Bill, be printed.
12. MR. WILSON to move, That the Petition presented by him on the 7th November from Mr. Francis Flanagan, be printed.
13. MR. WINDEYER to move, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.
14. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
15. MR. HOLROYD to move, That there be laid upon the Table of this House,—
  - (1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.
  - (2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.
  - (3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.
16. MR. HOLROYD to move, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.
17. MR. MACLEAY to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The Population of the Pastoral Districts of Lachlan, Murrumbidgee, Lower Darling, and Warrego, according to the Census of 1861.
  - (2.) The quantity of Stock depastured in those Districts, during the year 1860.
  - (3.) The amount received on account of Assessment of Stock, and rent of Crown Lands in those Districts, during the same period.
  - (4.) The quantity of Crown Lands sold in those Districts, during the same period.
  - (5.) The amount received from such sales.
  - (6.) The amount received for Publicans' and Spirit Merchants' Licenses, and for Miners' Rights, and Business Licenses in those Districts, during the same period.
  - (7.) The amount of Customs Duties collected on account of New South Wales, by the Government of South Australia, during the same period.
18. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington *via* the Diggings; together with Copies of all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of road.

ORDERS OF THE DAY :—

1. Vagrancy Prevention Bill ; second reading.
2. Matrimonial Causes Bill ; to be considered in Committee.
3. Amended Secret Bills of Sale Prevention Bill ; second reading.
4. Pymont Bridge Company's Supplementary Bill ; third reading.
5. Pawnbrokers Bill ; third reading.
6. Sale of Colonial Wines Regulation Bill ; second reading.

Questions :—

1. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government are aware that the Engineer for Harbours, &c., has been employed superintending the construction of a Steam Dredge at Messrs. Russell's Foundry for the Queensland Government?
2. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—What steps have been taken to carry into effect the recommendation of the Select Committee on the Jervis Bay Lighthouse, contained in the Report of that Committee, adopted 10th September, "That a Commission of competent persons be at once appointed to investigate and decide upon the proper situation, whether at Cape St. George, Crocodile Head, or any other spot in that vicinity, for the erection of a suitable tower"?
3. MR. HOLROYD to ask THE COLONIAL SECRETARY,—If it be the intention of the Government to introduce into either branch of the Legislature, during the present Session, the Acts recently passed by the Imperial Parliament to consolidate the Criminal Law?
4. MR. DRIVER to ask THE COLONIAL SECRETARY,—
  - (1.) If the Government are aware that there is no public Cemetery at Rockley?
  - (2.) Is it the intention of the Government to set apart a suitable piece of land for a Cemetery for that Township; if so, when; and if not, why not?
5. MR. HOSKINS to ask THE COLONIAL SECRETARY,—When the Government intend to lay upon the Table of this House, a reply to the Address, passed by this Assembly on the 8th October, for copies of any correspondence between Messrs. Parkes and Dalley and any other persons, with reference to the appointment of Emigration Lecturers?
6. MR. DANIEL to ask THE COLONIAL SECRETARY,—
  - (1.) If additional Police protection has been provided for the Lachlan Diggings?
  - (2.) Has the Gold Escort, prayed for by Petition from the Lachlan Diggings, received consideration; if so, will the same be carried out, and when?

7. **MR. WILSON** to ask **THE SECRETARY FOR PUBLIC WORKS**,—  
 (1.) Has Mr. J. P. Quelch received any Government appointment in connection with the Braidwood Telegraph?  
 (2.) If so, is the Government aware that Mr. Quelch is engaged in business in the Town of Braidwood?
8. **MR. MARKHAM** to ask **THE SECRETARY FOR PUBLIC WORKS**,—  
 (1.) When the Contract for the Extension of the Great Northern Railway to Singleton will expire?  
 (2.) Is it the intention of the Government to carry the Extension forward, after the expiration of the present Contract; if so, how far is it proposed to carry the next Extension?

FRIDAY, NOVEMBER 15.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Constitution Act Amendment Bill; second reading.
2. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
3. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.

NOTICES OF MOTION:—

1. **MR. GRAY** to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
2. **MR. GRAY** to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
3. **MR. RUSDEN** to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
4. **MR. FORSTER** to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.  
 (2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
5. **MR. HARPUR** to move, That there be laid upon the Table of this House,—  
 (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.  
 (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.  
 (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.  
 (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
6. **MR. DANGAR** to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860–61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
7. **MR. RUSDEN** to move,—  
 (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.  
 (2.) That the then Returning Officer for New England, the Scrutinizers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.  
 (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. **MR. RUSDEN** to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.

9. MR. DANGAR to move, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed.
10. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
11. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
12. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
13. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
14. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
15. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
16. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
17. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
18. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
19. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
20. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
21. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
22. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
23. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
24. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
25. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawlbrokers of the City of Sydney, be printed.
26. DR. LANG to move, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.

*Questions:—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Attorney General means to put Cameron upon his trial on such evidence as led to his committal by the Burrangong Bench?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government feel satisfied that Henley's statement at the late Goulburn trials, with reference to the murdered Chinamen, is false? Whether they mean to direct the Attorney General to place Henley upon his trial for perjury forthwith?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—In the event of Henley's statement being true, whether the Government mean to adopt any measures for the discovery and apprehension of the murderer or murderers?
4. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have received any authentic information as to the truth or falsehood of this statement of Mr. Henley, viz.:—That three or four Chinamen had been murdered at the late riots?
5. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government are aware that, at the late State Trials at Goulburn, Mr. Henley, a witness for the Crown, stated on oath that three or four Chinamen were murdered at the late riots at Lambing Flat?
6. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
  - (1.) If it is the intention of the Government to give an answer to the Address to his Excellency, carried by this House without a division, with reference to the observance of perfect religious equality in this country?
  - (2.) When will said answer be given?
7. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Whether the Government intend to give effect to the Resolutions passed by the Legislative Assembly, on the 19th October, 1860, with reference to the reduction and equalisation of the Salaries of Responsible Ministers?

TUESDAY, NOVEMBER 19.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. DR. LANG to move,—
  - (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.
  - (2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.
  - (3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.
2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
3. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1851, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.
6. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. WALKER to move:—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
8. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
9. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
10. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.

(3.)

- (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
11. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
  12. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
  13. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
  14. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
  15. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.

## ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Metropolitan Corporation Bill; second reading.

## WEDNESDAY, NOVEMBER 20.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to legalize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.

## ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

## Question:—

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

## THURSDAY, NOVEMBER 21.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Police Regulation Bill; second reading.

## FRIDAY, NOVEMBER 22.

## OTHER BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."

## NOTICE OF MOTION:—

1. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.

## TUESDAY, NOVEMBER 26.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—  
(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...	...		
Repair of Stations per mile	...	...	...	...		
Locomotive Power—						
Milcage—Passengers	...	...	...	...	Goods	;
Total Train miles	...	...	...	...	, Piloting	;
Total Engine milcage	...	...	...	...	, Ballasting	;
						Per Train mile.
Enginemmen and firemen's wages	...	...	...	...	_____	
Labourers' wages	...	...	...	...	_____	
Repairing and renewing engines	...	...	...	...	_____	
Superintendence	...	...	...	...	_____	
Fuel and Water	...	...	...	...	_____	
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	_____	
Locomotive total cost	...	...	...	...	.....	_____
General Expenditure—						
Maintenance of way	...	...	...	...	_____	
Locomotive expenses	...	...	...	...	_____	
Repairs and renewals to carriages and waggons	...	...	...	...	_____	
Coaching charges	...	...	...	...	_____	
Goods charges	...	...	...	...	_____	
Telegraphic expenses on account of working lines	...	...	...	...	_____	
Interest on cost of construction	...	...	...	...	_____	
Incidental expenses	...	...	...	...	_____	
Total Expenditure...	...	...	...	...	.....	_____

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
3. MR. WILSON to move the following Resolutions:—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
5. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
6. MR. MORRIS to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
7. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
8. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
9. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.

WEDNESDAY, NOVEMBER 27.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; resumption of the Committee.
3. Municipalities Bill; second reading.

TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.

T. A. MURRAY,  
*Speaker.*





No. 42.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

THURSDAY, 14 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Member of Legislative Council as Witness:—Mr. Wilson moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee "to consider and report upon the expediency of amending or repealing the Act, 8 William IV., "No. 7," and that Committee being desirous to examine the Honorable Samuel Deane Gordon, Esquire, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend accordingly, on such day and days as shall be arranged between him and the said Committee.

*Legislative Assembly Chamber,  
Sydney, 14 November, 1861.*

Speaker.

Question put and passed.

2. Gold Fields Bill:—Mr. Cowper moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has agreed to the Amendments made by the Legislative Council in the Bill, intituled, "*An Act to amend the Laws relating to the "Gold Fields."*"

*Legislative Assembly Chamber,  
Sydney, 14 November, 1861.*

Speaker.

Question put and passed.

3. Paper:—Mr. Cowper laid upon the Table, Return to Address, in reference to Mr. A. E. Bush, adopted by this House, on motion of Mr. Wilson, on the 8th October, 1861.  
Ordered to be printed.

4. Railway Plans, &c.:—Mr. Arnold, pursuant to the requirement of the Government *Railways Act, 22 Vic., No. 19, Sec. 9*, laid before the House (as Exhibits only, and not to remain as Records of the House), copies of certain Plans Sections and Books of Reference relative to a proposed extension of the Great Western Railway from its present Terminus on the east side of the Town of Penrith to a Terminus at or near the River Nepean; of the Great Northern Railway from Maitland to Morpeth; and of the Great Southern Railway from Picton to Goulburn.

- Bonded Distilleries and Sugar Houses Bill:—

(1.) Mr. Weekes moved, pursuant to notice, for leave to bring in a Bill to authorize the establishment of Bonded Distilleries and Bonded Sugar Houses.

Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.

(2.) Mr. Weekes having presented this Bill, Bill, intituled, "*A Bill to authorize the Establishment of Bonded Distilleries and Bonded Sugar Houses,*" read a first time.

Ordered to be printed, and read a second time this day week.

6. Public Bridges Tolls Bill, on motion of Mr. Arnold, read a third time and passed.  
Mr. Arnold then moved, That the Title of this Bill be "*An Act to remove doubts respecting Tolls upon Public Bridges.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to remove doubts respecting Tolls upon Public Bridges,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,  
Sydney, 14 November, 1861.*

Speaker.

Question put and passed.

7.

7. Postponement :—The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Weekes, until the Order of the Day next following on the Paper shall have been disposed of.
8. Sale of Liquors Licensing Bill, under Re-committal, for “ re-consideration of Clauses 3, “ 7, 9, 10, 18, ~~21~~, ~~23~~ **22**, ~~24~~ **23** ~~25~~, 27, 33, 37, 40, 41, 43, and 58, and “ Schedule B.”—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill so under Re-committal.  
The Chairman having reported the Bill, with further Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Tuesday next.
9. Member of Legislative Council as Witness :—The Speaker reported that the following Message had been received from the Legislative Council :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 14th instant, requesting leave for the Honorable Samuel Deane Gordon, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly, appointed “ to consider and report upon the expediency of “ amending or repealing the Act, 8 William IV., No. 7,” the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

*Legislative Council Chamber,*

*Sydney, 14 November, 1861.*

W. C. WENTWORTH,

President.

10. Postponement :—The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Weekes, until Wednesday next.
11. Leave of Absence :—Mr. Rotton moved, pursuant to *amended* notice, for leave of absence for one month, on behalf of Mr. Watt, on account of ill health.  
Question put and passed.
12. Unlawful Administering of Poison Law Amendment Bill :—Mr. Holroyd moved, pursuant to notice, for leave to introduce a Bill to amend the Law relating to the unlawful administering of Poison.  
Question put and passed ; Ordered, That the Mover and Seconder prepare and bring in the Bill.
13. Mr. Henry Scope—Plans for Railways :—Mr. Stewart moved, pursuant to notice, That the Petition of Mr. Henry Scope, presented by him on the 5th November, be printed.  
Question put and passed.  
Ordered to be printed.
14. Sale of Liquors Licensing Bill :—Mr. Forster moved, pursuant to notice standing in the name of Mr. Holroyd, and on his behalf, That the Petition of the Inhabitants of Mudgee, presented by Mr. Holroyd, on the 5th instant, be printed.  
Question put and passed.  
Ordered to be printed.
15. Motion dropped :—Mr. Smart not making the motion standing in his name, No. 5 on the Notice Paper for to-day, it dropped.
16. Matrimonial Causes Bill :—Mr. Faucett moved, pursuant to notice, That the Petition from the Roman Catholic Archbishop of Sydney, for himself and on behalf of the Roman Catholic population, against the Matrimonial Causes Bill, presented by him on November 7, be printed.  
Question put and passed.  
Ordered to be printed.
17. Unlawful Administering of Poison Law Amendment Bill :—Mr. Holroyd having presented this Bill, Bill, intituled, “ *A Bill to amend the Law relating to the unlawful administering of Poison,*” read a first time ;—  
Ordered to be printed, and read a second time on Friday, the 22nd November.
18. False Pretences Law Amendment Bill :—Mr. Holroyd moved, pursuant to notice, for leave to introduce a Bill to amend the Law of False Pretences.  
Question put and passed ; Ordered, That the Mover and Seconder prepare and bring in the Bill.
19. Osborne Wallsend Coal Company’s Incorporation Bill :—Mr. Holroyd moved, pursuant to notice, for leave to introduce a Bill to Incorporate the Osborne Wallsend Coal Company.  
Question put and passed ; Ordered, That the Mover and Seconder prepare and bring in the Bill.
20. False Pretences Law Amendment Bill :—Mr. Holroyd having presented this Bill, Bill intituled, “ *A Bill to amend the Law of False Pretences,*” read a first time ;—  
Ordered to be printed, and read a second time on Friday, the 22nd November.
21. Osborne Wallsend Coal Company’s Incorporation Bill :—Mr. Holroyd having presented this Bill, and produced a Certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue of the Colony, Bill, intituled “ *A Bill to “ Incorporate the Osborne Wallsend Coal Company,*” read a first time.
22. Maitland and Morpeth Railway Company’s Bill :—Mr. Piddington moved, pursuant to notice, That the Petition presented by him on the 25th October, relative to the Maitland and Morpeth Railway Company’s Bill, from certain Inhabitants of Morpeth, Newcastle, and the Hunter River District, be printed.  
Question put and passed.  
Ordered to be printed.

23. Toll Houses and Gates on the Great Northern Road :—Mr. Dangar moved, pursuant to amended notice, That the Returns laid upon the Table of the House by the Secretary for Public Works, in reference to the Toll Houses and Gates on the Great Northern Road, be printed.  
Question put and passed.  
Ordered to be printed.
24. Fines Charitable Application Bill :—Mr. Dangar moved, pursuant to notice, That the Petition presented by him on the 6th November, from the Committee of Management of the Muswellbrook Benevolent Society, against the Fines Charitable Application Bill, be printed.  
Question put and passed.  
Ordered to be printed.
25. Mr. Francis Flanagan :—Mr. Wilson moved, pursuant to notice, That the Petition presented by him on the 7th November, from Mr. Francis Flanagan, be printed.  
Question put and passed.  
Ordered to be printed.
26. Maitland and Morpeth Railway Company's Bill :—Mr. Windeyer moved, pursuant to notice, That the Petition presented by him on the 30th October, in favor of the Maitland and Morpeth Railway Company's Bill, be printed.  
Question put and passed.  
Ordered to be printed.
27. Motion withdrawn :—Mr. Windeyer withdrew the motion standing in his name, No. 14 on the Notice Paper for to-day.
28. Revolvers for New Zealand War :—Mr. Holroyd moved, pursuant to notice, That there be laid upon the Table of this House,—  
(1.) All Papers, Despatches, and Correspondence from the New Zealand Government, and from the Military Authorities and Commissariat in New Zealand, in reference to Revolvers being required for the New Zealand War.  
(2.) All Correspondence between the Government and any parties in this Colony, in reference to the said Revolvers.  
(3.) Copies of Advertisements for tenders inserted by the Government, for the said Revolvers; as well as Copies of all tenders sent in, the name and address of the successful tenderer, and the number, and prices at which the said Revolvers were supplied.  
Question put and passed.
29. Sale of Liquors Licensing Bill :—Mr. Holroyd moved, pursuant to notice, That the Petition presented by him on the 29th October, from the Inhabitants of Smithfield, be printed.  
Question put and passed.  
Ordered to be printed.
30. Motions dropped :—  
(1.) Mr. Macleay not making the motion standing in his name, No. 17 on the Notice Paper for to-day, it dropped.  
(2.) Mr. Terry not making the motion standing in his name, No. 18 on the Notice Paper for to-day, it dropped.
31. Postponement :—The Order of the Day for the second reading of the Vagrancy Prevention Bill postponed, on motion of Mr. Wilson, until to-morrow week.
32. Matrimonial Causes Bill :—Mr. Holroyd moved, that the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.  
Debate ensued.  
Motion by leave withdrawn ;—and  
Order of the Day for the consideration in Committee of this Bill postponed, on motion of Mr. Holroyd, until Friday, the 22nd day of November.
33. Postponement :—The Order of the Day for the second reading of the Amended Secret Bills of Sale Prevention Bill postponed, on motion of Mr. Forster, until to-morrow.
34. Pymont Bridge Company's Supplementary Bill, on motion of Mr. Forster, read a third time and passed.  
Mr. Forster then moved, That the Title of this Bill be "*An Act to continue the powers of the Pymont Bridge Company to raise money by the issue of Debentures and by Mortgage.*"  
Question put and passed.  
Whereupon, Mr. Forster moved, that this Bill be carried to the Legislative Council with the following Message :—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to continue the powers of the Pymont Bridge Company to raise money by the issue of Debentures and by Mortgage,*" 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, 14 November, 1861.* Speaker.
- Question put and passed.
35. Postponements :—The Orders of the Day for the third reading of the Pawnbrokers Bill, and the second reading of the Sale of Colonial Wines Regulation Bill, postponed, respectively, on motion of Mr. Holroyd, until to-morrow week.  
The House adjourned, on motion of Mr. Cowper, at twenty minutes before Eleven o'clock, until To-morrow, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 15.

## OTHER BUSINESS—ORDERS OF THE DAY :—

1. Constitution Act Amendment Bill ; second reading.
2. Judicial and other Offices Qualification Amendment Bill ; consideration in Committee of Legislative Council's amendments.
3. Maitland and Morpeth Railway Company's Bill ; to be considered in Committee.
4. Amended Secret Bills of Sale Prevention Bill ; second reading.

## NOTICES OF MOTION :—

1. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
2. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
3. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
4. MR. FORSTER to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.
  - (2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
5. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
6. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860–61, for Main Roads, Bridges, and Culverts for the Northern Districts ; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates ; by whose authority expended, and whether expended by tender or let without ; the name of the Contractor or Contractors, date of each, with amount.
7. MR. RUSDEN to move,—
  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
  - (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
  - (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
9. MR. DANGAR to move, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed.
10. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
11. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.

12. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
13. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
14. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
15. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
16. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
17. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
18. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
19. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
20. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
21. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
22. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
23. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
24. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
25. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.
26. DR. LANG to move, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.

*Questions :—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Attorney General means to put Cameron upon his trial on such evidence as led to his committal by the Burrangong Bench?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government feel satisfied that Henley's statement at the late Goulburn trials, with reference to the murdered Chinamen, is false? Whether they mean to direct the Attorney General to place Henley upon his trial for perjury forthwith?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—In the event of Henley's statement being true, whether the Government mean to adopt any measures for the discovery and apprehension of the murderer or murderers?
4. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have received any authentic information as to the truth or falsehood of this statement of Mr. Henley, viz. :—That three or four Chinamen had been murdered at the late riots?
5. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government are aware that, at the late State Trials at Goulburn, Mr. Henley, a witness for the Crown, stated on oath that three or four Chinamen were murdered at the late riots at Lambing Flat?
6. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
  - (1.) If it is the intention of the Government to give an answer to the Address to his Excellency, carried by this House without a division, with reference to the observance of perfect religious equality in this country?
  - (2.) When will said answer be given?
7. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Whether the Government intend to give effect to the Resolutions passed by the Legislative Assembly, on the 19th October, 1860, with reference to the reduction and equalisation of the Salaries of Responsible Ministers?
8. MR. HOLROYD to ask THE COLONIAL SECRETARY,—If it be the intention of the Government to issue a new Commission of the Peace; and if it be so, when?
9. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—If he will lay a Detailed Account (of amount headed Contingencies, page 59, in Estimates of Expenditure for 1862; viz. :—£63,000) upon the Table of this House, previously to the consideration of that item?
10. MR. DICK to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Whether the Government intend to erect Station Houses at the several Stations on the Northern Telegraphic Line; and if so, when?

(2.)

- (2.) Whether the Government have made any, and what arrangement with private parties for the lease of premises for temporary or permanent Stations?  
 (3.) Whether any public notification was given of any premises being required for such Stations?  
 (4.) What arrangements have been made for a Station House at Tamworth?
11. MR. HOLROYD to ask THE COLONIAL SECRETARY,—Have any Valuers of Land, under the Lands Acts, been appointed; and, if so, has the Colonial Secretary any objection to give the names of such as have been appointed?

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. DR. LANG to move,—  
 (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.  
 (2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.  
 (3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.
2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
3. MR. FORSTER to move,—  
 (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.  
 (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.
4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.
6. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. WALKER to move:—  
 (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.  
 (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
8. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.

9. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
10. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
11. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
12. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
13. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
14. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
15. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
16. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, and neighbourhood, praying for redress for losses occasioned by the Railway Embankment and Cutting at Wallis Creek, near its junction with the River Hunter, be printed.
17. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Landowners and others, at or near West Maitland, relative to Drainage, be printed.

## ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.
- GOVERNMENT BUSINESS—ORDERS OF THE DAY:—
1. Metropolitan Corporation Bill; second reading.
  2. Sale of Liquors Licensing Bill; third reading.

## WEDNESDAY, NOVEMBER 20.

*Contingent Notice of Motion:—*

1. MR. HOLROYD to move, (*On the Order of the Day being read for the Resumption of the Committee of Supply,*) That it be an instruction to the Committee to consider in the first instance, the Estimates for the Department of Public Works.

## GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to legalize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.
2. MR. ARNOLD to move, That this House approves of the Plans and Sections, and Books of Reference of a proposed extension of the Great Western Railway from its present Terminus on the east side of the Town of Penrith to a Terminus at or near the River Nepean; of the Great Northern Railway from Maitland to Morpeth; and of the Great Southern Railway from Picton to Goulburn; laid before this House, on the 14th November, 1861, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

## ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
3. Supply; Resumption of the Committee.

*Question:—*

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

THURSDAY,

THURSDAY, NOVEMBER 21.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Police Regulation Bill ; second reading.
2. Bonded Distilleries and Sugar Houses Bill ; second reading.

OTHER BUSINESS.—NOTICE OF MOTION.

1. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.

FRIDAY, NOVEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."
2. Unlawful Administering of Poison Law Amendment Bill ; second reading.
3. False Pretences Law Amendment Bill ; second reading.
4. Vagrancy Prevention Bill ; second reading.
5. Matrimonial Causes Bill ; to be considered in Committee.
6. Pawnbrokers Bill ; third reading.
7. Sale of Colonial Wines Regulation Bill ; second reading.

NOTICE OF MOTION :—

1. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860 ; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under :—

Cost of maintenance of way per mile	...	...	...	...	...	...	...
Repair of Stations per mile	...	...	...	...	...	...	...
Locomotive Power—							
Mileage—Passengers					Goods		;
Total Train miles				, Piloting	, Ballasting		;
Total Engine mileage							
Enginemen and firemen's wages	...	...	...	...	Per Train mile.		
Labourers' wages	...	...	...	...			
Repairing and renewing engines	...	...	...	...			
Superintendence	...	...	...	...			
Fuel and Water	...	...	...	...			
Oil, tallow, and "waste" (for cleaning)	...	...	...	...			
Locomotive total cost	...	...	...	...	.....	_____	
General Expenditure—							
Maintenance of way	...	...	...	...	_____		
Locomotive expenses	...	...	...	...	_____		
Repairs and renewals to carriages and waggons	...	...	...	...	_____		
Coaching charges	...	...	...	...	_____		
Goods charges	...	...	...	...	_____		
Telegraphic expenses on account of working lines	...	...	...	...	_____		
Interest on cost of construction	...	...	...	...	_____		
Incidental expenses	...	...	...	...	_____		
Total Expenditure...	...	...	...	...	.....	_____	

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
3. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
5. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.



6. MR. MORRIS to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
7. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
8. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
9. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.

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WEDNESDAY, NOVEMBER 27.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; resumption of the Committee.
3. Municipalities Bill; second reading.

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TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.

T. A. MURRAY,  
*Speaker.*

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No. 43.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 15 NOVEMBER, 1861.

1. There being only eighteen Members present, exclusive of the Speaker, namely,—Mr. Arnold, Mr. Buchanan, Mr. Cowper, Mr. Cunneen, Mr. Dalgleish, Mr. Daniel, Mr. Dick, Mr. Forster, Mr. Lackey, Mr. Leary, Mr. Lucas, Mr. Markham, Mr. Mate, Mr. Piddington, Mr. Smart, Mr. Stewart, Mr. Weekes, and Mr. Wisdom,—the Speaker took the Chair, and adjourned the House at half-past Three o'clock, until Three o'clock on Tuesday next.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 19.

OTHER BUSINESS—NOTICES OF MOTION:—

1. DR. LANG to move,—
  - (1.) That, in the opinion of this House, it is expedient and necessary that additional facilities, besides those implied in the Land Act, should be afforded for the promotion of the Immigration into this Colony of reputable and industrious families and individuals from the Mother Country and the Continent of Europe; as also for the growth of Cotton and other semitropical products, for which the soil and climate of New South Wales have long been proved to be admirably adapted.
  - (2.) That it should therefore be enacted that every Immigrant, whether male or female, of from fourteen to fifty years of age, arriving in the Colony direct from Europe, or the person or persons paying his or her passage, should receive, on his or her arrival, or be held entitled to, Twenty acres of any such land as may be open at the time for Free Selection under the Land Bill, as a free gift, and to other Ten acres at the end of two years thereafter, if he or she should then be resident in the Colony; and that half that extent, or Ten and Five acres respectively, should be allowed for each child of from one to fourteen years of age: provided that Immigrants, arriving in this Colony with five or more children, shall not be excluded from participating in this arrangement although upwards of fifty years of age.
  - (3.) That it should also be enacted that, during the three years commencing on the first of January next, a *bonus* in land to the extent of Ten acres be given to the grower of every bale of good cleaned Sea Island Cotton, without any admixture of damaged or discoloured, being the growth of the Colony and weighing 300lbs., which may be exported to Great Britain or elsewhere, and that a *bonus* of one-half that extent should be allowed for the two next following years; provided that if the Cotton for which such *bonus* is claimed be of the common or coarser description, the *bonus* shall be only one-half the extent allowed for Sea Island Cotton.
2. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
3. MR. FORSTER to move,—
  - (1.) That the recent arrangement of the Minister for Public Lands, under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, and ought to be cancelled.
  - (2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, and praying that the same may be carried into effect.

4. MR. FORSTER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—A Return of all documents which, in the terms of His Excellency the Governor's Message No. 1, dated October 1, 1861, "in view to the public interest, and the confidence " which should subsist on similar occasions, it is deemed inexpedient to make public," specifying the date, nature, and contents of every such document, so far as it is not deemed inexpedient to make the same public, for the reason above assigned.
5. MR. FORSTER to move, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.
6. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
7. MR. WALKER to move :—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
8. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
9. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
10. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
11. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
12. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
13. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
14. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
15. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
16. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, and neighbourhood, praying for redress for losses occasioned by the Railway Embankment and Cutting at Wallis Creek, near its junction with the River Hunter, be printed.
17. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Landowners and others, at or near West Maitland, relative to Drainage, be printed.
18. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
19. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
20. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.

21. **MR. FORSTER** to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.  
 (2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
22. **MR. HARPUR** to move, That there be laid upon the Table of this House,—  
 (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.  
 (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.  
 (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.  
 (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
23. **MR. DANGAR** to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860–61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
24. **MR. RUSDEN** to move,—  
 (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.  
 (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.  
 (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
25. **MR. RUSDEN** to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
26. **MR. DANGAR** to move, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed.
27. **MR. ROTTON** to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
28. **DR. LANG** to move, That there be laid upon the Table of this House, a Return shewing,—  
 (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.  
 (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
29. **DR. LANG** to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
30. **DR. LANG** to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
31. **DR. LANG** to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
32. **MR. LUCAS** to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
33. **MR. ROTTON** to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
34. **MR. DANGAR** to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.

35. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
36. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
37. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
38. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
39. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
40. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
41. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
42. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawubrokers of the City of Sydney, be printed.
43. DR. LANG to move, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.

ORDERS OF THE DAY :—

1. Drainage Promotion Bill; to be further considered in Committee.
2. Constitution Act Amendment Bill; second reading.
3. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
4. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
5. Amended Secret Bills of Sale Prevention Bill; second reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Metropolitan Corporation Bill; second reading.
2. Sale of Liquors Licensing Bill; third reading.

Questions :—

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government are aware that, at the late State Trials at Goulburn, Mr. Henley, a witness for the Crown, stated on oath that three or four Chinamen were murdered at the late riots at Lambing Flat?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Government have received any authentic information as to the truth or falsehood of this statement of Mr. Henley, viz. :—That three or four Chinamen had been murdered at the late riots?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—In the event of Henley's statement being true, whether the Government mean to adopt any measures for the discovery and apprehension of the murderer or murderers?
4. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government feel satisfied that Henley's statement at the late Goulburn trials, with reference to the murdered Chinamen, is false? Whether they mean to direct the Attorney General to place Henley upon his trial for perjury forthwith?
5. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—Whether the Attorney General means to put Cameron upon his trial on such evidence as led to his committal by the Berrangong Bench?
6. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
  - (1.) If it is the intention of the Government to give an answer to the Address to his Excellency, carried by this House without a division, with reference to the observance of perfect religious equality in this country?
  - (2.) When will said answer be given?
7. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Whether the Government intend to give effect to the Resolutions passed by the Legislative Assembly, on the 19th October, 1860, with reference to the reduction and equalisation of the Salaries of Responsible Ministers?
8. MR. HOLROYD to ask THE COLONIAL SECRETARY,—If it be the intention of the Government to issue a new Commission of the Peace; and if it be so, when?
9. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—If he will lay a Detailed Account (of amount headed Contingencies, page 59, in Estimates of Expenditure for 1862, viz. :—£63,000) upon the Table of this House, previously to the consideration of that item?
10. MR. DICK to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Whether the Government intend to erect Station Houses at the several Stations on the Northern Telegraphic Line; and if so, when?
  - (2.) Whether the Government have made any, and what arrangement with private parties for the lease of premises for temporary or permanent Stations?
  - (3.) Whether any public notification was given of any premises being required for such Stations?
  - (4.) What arrangements have been made for a Station House at Tamworth?
11. MR. HOLROYD to ask THE COLONIAL SECRETARY,—Have any Valuers of Land, under the Lands Acts, been appointed; and, if so, has the Colonial Secretary any objection to give the names of such as have been appointed?

WEDNESDAY, NOVEMBER 20.

*Contingent Notice of Motion :—*

1. MR. HOLROYD to move, (*On the Order of the Day being read for the Resumption of the Committee of Supply*.) That it be an instruction to the Committee to consider in the first instance, the Estimates for the Department of Public Works.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to legalize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.
2. MR. ARNOLD to move, That this House approves of the Plans and Sections, and Books of Reference of a proposed extension of the Great Western Railway from its present Terminus on the east side of the Town of Penrith to a Terminus at or near the River Nepean; of the Great Northern Railway from Maitland to Morpeth; and of the Great Southern Railway from Picton to Goulburn; laid before this House, on the 14th November, 1861, in accordance with the 9th section of the Government Railways Act, 22 Vic. No. 19.

ORDERS OF THE DAY :—

1. Queensland Debt Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
3. Supply; Resumption of the Committee.

*Question :—*

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the 'Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

THURSDAY, NOVEMBER 21.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Police Regulation Bill; second reading.
2. Bonded Distilleries and Sugar Houses Bill; second reading.

OTHER BUSINESS.—NOTICE OF MOTION.

1. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.

FRIDAY, NOVEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the 'Trustees and Mortgagees powers Extension Bill be now read a second time.'"
2. Unlawful Administering of Poison Law Amendment Bill; second reading.
3. False Pretences Law Amendment Bill; second reading.
4. Vagrancy Prevention Bill; second reading.
5. Matrimonial Causes Bill; to be considered in Committee.
6. Pawnbrokers Bill; third reading.
7. Sale of Colonial Wines Regulation Bill; second reading.

NOTICE OF MOTION :—

1. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—  
(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.)

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under :—

Cost of maintenance of way per mile	...	...	...		
Repair of Stations per mile	...	...	...	...	
Locomotive Power—					
Mileage—Passengers				Goods	;
Total Train miles		, Piloting		, Ballasting	;
Total Engine mileage					
Per Train mile.					
Enginemmen and firemen's wages	...	...	...	.....	_____
Labourers' wages	...	...	...	.....	_____
Repairing and renewing engines	...	...	...	.....	_____
Superintendence	...	...	...	.....	_____
Fuel and Water	...	...	...	.....	_____
Oil, tallow, and "waste" (for cleaning)	...	...	...	.....	_____
Locomotive total cost	...	...	...	.....	_____
General Expenditure—					
Maintenance of way	...	...	...	.....	_____
Locomotive expenses	...	...	...	.....	_____
Repairs and renewals to carriages and waggons	...	...	...	.....	_____
Coaching charges	...	...	...	.....	_____
Goods charges	...	...	...	.....	_____
Telegraphic expenses on account of working lines	...	...	...	.....	_____
Interest on cost of construction	...	...	...	.....	_____
Incidental expenses	...	...	...	.....	_____
Total Expenditure	...	...	...	.....	_____

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
3. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
5. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
6. MR. MORRIS to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
7. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
8. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
9. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.

WEDNESDAY, NOVEMBER 27.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.

TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.

T. A. MURRAY,  
Speaker.



No. 44.

VOTES AND PROCEEDINGS  
OF THE  
— LEGISLATIVE ASSEMBLY.

TUESDAY, 19 NOVEMBER, 1861.

1. The House met pursuant to adjournment: the Speaker took the Chair.  
Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
  - (1.) Return to Address, in reference to Mr. James Torpy, adopted by this House, on motion of Mr. Wilson, on the 24th September last.
  - (2.) Correspondence respecting Relief of Poor Persons by Benevolent and Hospital Societies, and the Appropriation of Fines applicable thereto (Paper headed, "*Fines applicable to Charitable Institutions.*")
  - (3.) Proclamations, dated respectively 30th April, 2nd August, and 1st November, 1861, respecting the cattle disease called "*Pleuro-pneumonia.*"
 Ordered to be printed.
2. Richmond Bridge Company's Act Amendment Bill:—Mr. Cunneen, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee, for whose consideration and report this Bill was referred on the 1st October last.  
Ordered to be printed.  
Whereupon, on motion of Mr. Cunneen, Ordered, that this Bill be read a second time on Friday next.
3. Paper:—Mr. Weekes laid upon the Table, Return to Order in reference to Mrs. Mary Jones, made by this House, on motion of Mr. Stewart, on the 27th September last.  
Ordered to be printed.
4. Question of Order, (*Petition*):—Mr. Buchanan, adverting to the second Petition adverse to the Maitland and Morpeth Railway Company's Bill, presented by Mr. Piddington, on the 25th ultimo, and ordered, on the 14th instant, to be printed,—moved, That the Petition presented to this House on the 25th October last, by Mr. Piddington, be referred to the Standing Orders Committee, for their consideration and report as to the genuineness of the signatures attached thereto; and that the order made by this House on the 14th instant, for the printing of the said petition, be in the meantime suspended.  
Debate ensued.  
Question put.  
The House divided.  

Ayes, 23.	Noes, 11.
Mr. Cowper, Mr. Dick, Mr. Weekes, Capt. Moriarty, Mr. T. Garrett, Mr. Sadleir, Mr. Sutherland, Mr. Lewis, Mr. Gray, Mr. Allen, Mr. Markham, Mr. Atkinson,	Mr. Leary, Mr. Shepherd, Mr. Lackey, Mr. Driver, Mr. Dangar, Mr. Buchanan, Dr. Lang, Mr. Raper, Mr. Hobroyd, Mr. C. Cowper, junior, Mr. Dickson,
} Tellers.	} Tellers.
5. Sale of Liquors Licensing Bill:—Mr. Caldwell presented a Petition from certain Ministers of the Wesleyan Methodist Church in the Colony of New South Wales, expressing regret for the passing of the 40th Clause of the said Bill, as interfering with the due observance of the Lord's Day, and praying that the Bill may be altered in this particular.  
Petition received.
6. James Killough:—Mr. Dick presented a Petition from James Killough, late a Constable in the Gunnedah Police, in the District of Liverpool Plains, complaining that, on his recent retirement from office in consequence of ill health, occasioned by Exposure in the discharge of police duty, he has been refused the usual gratuity for past service in such circumstances.  
Petition received.

## 7. Motions withdrawn :—

(1.) Dr. Lang withdrew the motion standing in his name No. 1 on the Notice Paper for to-day.

(2.) Mr. Stewart withdrew the motion standing in his name No. 2 on the Notice Paper for to-day.

## 8. Appointment of Messrs. W. Dean and Co. as Land Agents :—Mr. Forster,—proceeding to make the motion standing in his name No. 3 on the Notice Paper for to-day,—Addressed the Speaker, and said that he had been interrupted by a Stranger in that part of the House behind the Speaker's Chair.

Whereupon the Speaker directed the Sergeant-at-Arms to cause Strangers to withdraw therefrom,—and they withdrew accordingly.

And Mr. Forster again proceeding with his motion,—

And notice being taken by another Honorable Member that there were Strangers in the Galleries,—

The Speaker directed the Sergeant-at-Arms to clear the Galleries,—and the Galleries were cleared accordingly.

Mr. Dalgleish then moved, That this House do now adjourn.

Mr. Wilson moved, That the question be amended by the addition, at the end, of the words "for an hour."

Debate ensued.

Question,—That the words proposed to be added be there added,—put and negatived.

Original Question for Adjournment put and negatived.

Whereupon, Mr. Forster moved, pursuant to notice :—

(1.) That the recent arrangement "of the Minister for Public Lands," under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands, is unsatisfactory, "and ought to be cancelled."

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution, "and praying that the same may be carried into effect."

Debate ensued.

Mr. Dalgleish moved the Previous Question.

Debate ensued.

Previous Question by leave withdrawn.

Original Question stated.

Mr. Hay moved, That the Question be amended by the omission of the words "of the Minister for Public Lands,"—"and ought to be cancelled"—and "and praying that the same may be carried into effect."

Debate continued.

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

Question thereupon put :—

(1.) That the recent arrangement under which Messrs. W. Dean and Co., of Sydney, have been appointed Agents to the Government for the sale of Lands is unsatisfactory.

(2.) That an Address be presented to the Governor, respectfully acquainting His Excellency with the purport of the above Resolution.

The House divided.

Ayes, 18.

Mr. Dalgleish,	} Tellers.
Mr. Lucas,	
Mr. Windeyer,	
Mr. Macleay,	
Mr. Faucett,	
Mr. Forster,	
Mr. Rusden,	
Mr. Walker,	
Mr. Leary,	
Mr. Hoskins,	
Mr. Hay,	
Mr. Hart,	
Mr. Wilson,	

Noes, 34.

Mr. Cowper,	Mr. Cunneen,	} Tellers.
Mr. Weekes,	Mr. J. N. Ryan,	
Mr. Arnold,	Dr. Lang,	
Mr. C. Cowper,	Mr. Bell,	
junior,	Mr. Buchanan,	
Mr. T. Garrett,	Mr. Dickson,	
Mr. Moriarty,	Mr. Lackey,	
Mr. Hannoll,	Mr. Gray,	
Mr. Markham,	Mr. Caldwell,	
Mr. Egan,	Mr. Sutherland,	
Mr. Alexander,	Mr. Allen,	
Mr. Raper,	Mr. Lewis,	
Mr. Sadleir,	Mr. Rotton,	
Mr. Flett,	Mr. Daniel,	
Mr. Redman,	Mr. Dangar,	
Mr. Morrice,	Mr. Love,	
Mr. Wisdom,	Mr. Driver,	
Mr. Atkinson,		

## 9. Presbyterian Church Temporalities Act of 1837 :—Mr. Wilson moved, without notice, That the Select Committee appointed on 1st November, to consider and report upon the expediency of amending or repealing the Act 8 Will. 4, No. 7, be instructed also to consider and report upon the expediency of amending or repealing the Act 4 Vic., No. 18; and also that the Report of the Select Committee on the latter Act be referred to this Committee.

Question put and passed.

## 10. Motion Withdrawn :—Mr. Forster withdrew the motion standing in his name, No. 4 on the Notice Paper for to-day.

## 11. Nominations for Life to the Legislative Council :—Mr. Forster moved, pursuant to notice, That an Address be presented to the Governor, respectfully transmitting to His Excellency, the Resolution agreed to in Committee of the Whole, and adopted by the House on the 29th October last, having reference to His Excellency's Message No. 1, dated the 1st October last.

Debate

Debate ensued.  
Question put.  
The House divided.

Ayes, 14.

Mr. Morris,	Mr. Hoskins,	} Tellers.
Mr. Dalgleish,	Mr. Macleay,	
Mr. Faucett,	Mr. Rotton,	
Mr. Forster,	Mr. Wilson,	
Mr. Cummings,	Mr. Windeyer,	
Mr. Rusden,		
Mr. Walker,		
Mr. Dangar,		
Mr. Lackey,		

Noes, 17.

Mr. Cowper,	Mr. Cunneen,	} Tellers.
Mr. Weekes,	Mr. Morrice,	
Mr. Arnold,	Mr. J. N. Ryan,	
Mr. C. Cowper,	Mr. Gray,	
junior,	Mr. Buchanan,	
Mr. T. Garrett,	Dr. Lang,	
Mr. Alexander,	Mr. Wisdom,	
Mr. Redman,	Mr. Markham,	
Mr. Caldwell,	Mr. Hannell,	

The House adjourned, on motion of Mr. Cowper, at three minutes before Twelve o'clock, until To-morrow at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 20.

### Contingent Notice of Motion :—

1. MR. HOLROYD to move, (*On the Order of the Day being read for the Resumption of the Committee of Supply.*) That it be an instruction to the Committee to consider in the first instance, the Estimates for the Department of Public Works.

### GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to legalize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.
2. MR. ARNOLD to move, That this House approves of the Plans and Sections, and Books of Reference of a proposed extension of the Great Western Railway from its present Terminus on the east side of the Town of Penrith to a Terminus at or near the River Nepean; of the Great Northern Railway from Maitland to Morpeth; and of the Great Southern Railway from Picton to Goulburn; laid before this House, on the 14th November, 1861, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

### ORDERS OF THE DAY :—

1. Queensland Debt Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
3. Supply; Resumption of the Committee.
4. Metropolitan Corporation Bill; second reading.
5. Sale of Liquors Licensing Bill; third reading.

### OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
2. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
3. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
4. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
5. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
6. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.

7. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
8. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, and neighbourhood, praying for redress for losses occasioned by the Railway Embankment and Cutting at Wallis Creek, near its junction with the River Hunter, be printed.
9. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Landowners and others, at or near West Maitland, relative to Drainage, be printed.
10. MR. FORSTER to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.
  - (2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
11. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
12. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
13. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
14. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
15. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
16. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
17. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
18. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.

ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.
2. Constitution Act Amendment Bill; second reading.
3. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
4. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
5. Amended Secret Bills of Sale Prevention Bill; second reading.

Questions:—

1. CAPT. MORIARTY to ask THE COLONIAL SECRETARY,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY, If he has any objection to state to this House the reasons which led to the Reprieve of Chin Sing Sung, found guilty of the murder of Mrs. Monies, and sentenced to death?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY, If he has any objection to lay upon the Table of this House copies of the Depositions taken before the Bench of Magistrates at Gosford, Brisbane Water, in the case of E. H. Hargrave v. Taaffe.
4. MR. LEWIS to ask THE SECRETARY FOR PUBLIC WORKS, When will the Government lay upon the Table of this House a copy of the Report of the Engineer for Harbours and Rivers on the state of the Entrance into Lake Macquarie, moved for by him on the 1st of October last?

5. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS, When it is likely the Returns ordered by this House, on the 17th September last, with reference to the Railway Plant and Rolling Stock, imported by the Government through the agency of Messrs. Willis, Merry, and Co., will be laid on the Table of this House?
6. MR. ATKINSON *to ask* THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to open to the public the Telegraph at the various Stations on the line of Railway?
7. MR. RUSDEN *to ask* THE COLONIAL SECRETARY,—When the Returns relating to Runs, moved for by him on the 20th September, will be laid upon the Table of this House?
8. MR. DANGAR *to ask* THE COLONIAL TREASURER,—
  - (1.) Is the Government aware that the Queensland Government has Police stationed on the boundary line, and demanding duties from parties crossing into Queensland from New South Wales?
  - (2.) Does the Government intend to station Police for 1862, on or near the boundaries of Queensland, to collect the duties and suppress cattle-stealing?

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THURSDAY, NOVEMBER 21.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Police Regulation Bill ; second reading.
2. Bonded Distilleries and Sugar Houses Bill ; second reading.

OTHER BUSINESS.—NOTICES OF MOTION.

1. MR. WINDEYER *to move*, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
2. MR. CALDWELL *to move*, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 19th November, from certain Ministers of the Wesleyan Methodist Church, in New South Wales, be printed.

*Question :—*

1. MR. ROTTON *to ask* THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Does the Government intend to make any provision for the proclaiming, opening, and construction of a Public Road by the most convenient and practicable route from Bathurst to the Lachlan Gold Diggings?
  - (2.) And if so, whether such Road will be made passable before the winter sets in?
  - (3.) Also, has the Government any intention of establishing Telegraphic communication with the Lachlan and Lambing Flat Gold Diggings?

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FRIDAY, NOVEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."
2. Unlawful Administering of Poison Law Amendment Bill ; second reading.
3. False Pretences Law Amendment Bill ; second reading.
4. Vagrancy Prevention Bill ; second reading.
5. Matrimonial Causes Bill ; to be considered in Committee.
6. Pawnbrokers Bill ; third reading.
7. Sale of Colonial Wines Regulation Bill ; second reading.
8. Richmond Bridge Company's Act Amendment Bill ; second reading.

NOTICES OF MOTION :—

1. MR. SHEPHERD *to move*, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
2. MR. HOLROYD *to move*, That the Osborne Wallsend Coal Company's Bill be referred for the consideration and report of a Select Committee;—such committee to consist of Mr. Rusden, Mr. Cummings, Mr. T. Garrett, Mr. Lackey, Mr. Morrice, Mr. Markham, Mr. Leary, Mr. Haworth, and the mover.
3. MR. DANGAR *to move*, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
4. MR. DANGAR *to move*, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed.
5. MR. DANGAR *to move*, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
6. MR. DANGAR *to move*, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.

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TUESDAY,

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under :—

Cost of maintenance of way per mile	...	...	...	...	...	...	...	...
Repair of Stations per mile	...	...	...	...	...	...	...	...
Locomotive Power—								
Mileage—Passengers						Goods		;
Total Train miles						, Ballasting		;
Total Engine mileage								
							Per Train mile.	
Enginemen and firemen's wages	...	...	...	...	...	...	_____	
Labourers' wages	...	...	...	...	...	...	_____	
Repairing and renewing engines	...	...	...	...	...	...	_____	
Superintendence	...	...	...	...	...	...	_____	
Fuel and Water	...	...	...	...	...	...	_____	
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	...	...	_____	
Locomotive total cost	...	...	...	...	...	...	_____	
General Expenditure—								
Maintenance of way	...	...	...	...	...	...	_____	
Locomotive expenses	...	...	...	...	...	...	_____	
Repairs and renewals to carriages and waggons	...	...	...	...	...	...	_____	
Coaching charges	...	...	...	...	...	...	_____	
Goods charges	...	...	...	...	...	...	_____	
Telegraphic expenses on account of working lines	...	...	...	...	...	...	_____	
Interest on cost of construction	...	...	...	...	...	...	_____	
Incidental expenses	...	...	...	...	...	...	_____	
Total Expenditure...	...	...	...	...	...	...	_____	

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
3. MR. WILSON to move the following Resolutions :—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
5. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
6. MR. MORRIS to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
7. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
8. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
9. MR. DRIVER to move, That the Petition of John Coekerell, presented by him on the 22nd October, be printed.
10. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievance, be printed.
11. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
12. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
13. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
14. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.

15. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
16. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
17. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
18. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
19. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
20. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
21. DR. LANG to move, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.

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WEDNESDAY, NOVEMBER 27.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
  2. Ways and Means; Resumption of the Committee.
  3. Municipalities Bill; second reading.
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TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
3. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
4. MR. WALKER to move:—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
5. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
6. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
7. MR. RUSDEN to move,—
  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.

(2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.

(3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.

8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.

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TUESDAY, DECEMBER 10.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. BUCHANAN to move,—

(1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—

(2.) In the opinion of this House, an Address should be presented to the Government praying that His Excellency will cause the immediate liberation of the prisoner Owen.

T. A. MURRAY,

*Speaker.*

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[Price, 2d.]

1881



No. 45.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 20 NOVEMBER, 1861.

1. The House met pursuant to adjournment: the Speaker took the Chair.  
Motions withdrawn:—Mr. Forster withdrew the motion standing in his name, Nos. 3, 10, 12, 13, 14, and 15, on the Notice Paper for to-day.
2. Signatures to (Second) Petition against Maitland and Morpeth Railway Company's Bill:—Mr. Wisdom, on behalf of the Chairman, brought up the Report from the Standing Orders Committee, to whom this subject was referred on the 19th instant, as follows:—

THE Standing Orders Committee, to whom was referred, on the 19th instant, the Petition presented by Mr. Piddington on the 25th ultimo, adverse to the Maitland and Morpeth Railway Company's Bill, for their consideration and report as to the genuineness of the Signatures attached thereto, have agreed to the following Report:—

Your Committee having given the most careful consideration to the matter referred to them, find that many of the Signatures attached to the Petition appear to be in the same handwriting, and, to the best of their opinion, are not the Signatures of the parties whose names they purport to represent.

*Legislative Assembly Chamber,  
Sydney, 20th November, 1861.*

T. A. MURRAY,  
Chairman.

Ordered to be printed.

3. Paper:—Mr. Cowper laid upon the Table, Return to Order, in reference to Tenders for Runs, made by this House, on motion of Mr. Rusden, on the 20th September, 1861.  
Ordered to be printed.
4. Motions withdrawn:—
  - (1.) Mr. Weekes withdrew the motion standing in his name, No. 1 on the Notice Paper of Government Business for to-day.
  - (2.) Mr. Arnold withdrew the motion standing in his name, No. 2 on the Notice Paper of Government Business for to-day.
5. Postponements:—
  - (1.) The Order of the Day for the second reading of the Queensland Debt Bill postponed, on motion of Mr. Weekes, until this day week.
  - (2.) The Order of the Day for Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time," postponed, on motion of Mr. Weekes, until this day fortnight.
  - (3.) The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Weekes, until the Order of the Day for the third reading of the Sale of Liquors Licensing Bill shall have been disposed of.
  - (4.) The Order of the Day for the second reading of the Metropolitan Corporation Bill postponed, on motion of Mr. Cowper, until Friday next (*with the understanding that it be transferred from "Government Business" to "Other Business."*)
6. Sale of Liquors Licensing Bill, on motion of Mr. Cowper, read a third time and passed.  
Mr. Cowper then moved, That the Title of this Bill be "*An Act to consolidate and amend the Laws relating to Licensed Publicans.*"  
Question put and passed.  
Whereupon Mr. Cowper moved, That this Bill be carried to the Legislative Council with the following Message:—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to consolidate and amend the Laws relating to Licensed Publicans,*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,  
Sydney, 20 November, 1861.*  
Question put and passed.

Speaker.

7.

## 7. Supply :—

- (1.) Order of the Day, for the Resumption of the Committee, read.
- (2.) Mr. Holroyd not making the *Contingent* motion standing in his name on the Notice Paper for to-day, it dropped.
- (3.) On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole further to consider the Supply to be granted to Her Majesty for the service of the year 1861-2.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 21 NOVEMBER, 1861. A.M.

The Chairmau reported progress, and obtained leave to sit again to-morrow. The House adjourned, on motion of Mr. Cowper, at twelve minutes after Twelve o'clock, A.M., until Threc o'clock P.M. this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 21.

### GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to legalize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.
2. MR. ARNOLD to move, That this House approves of the Plans and Sections, and Books of Reference of a proposed extension of the Great Western Railway from its present Terminus on the east side of the Town of Penrith to a Terminus at or near the River Nepean; of the Great Northern Railway from Maitland to Morpeth; and of the Great Southern Railway from Picton to Goulburn; laid before this House, on the 14th November, 1861, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

### ORDERS OF THE DAY :—

1. Police Regulation Bill; second reading.
2. Bonded Distilleries and Sugar Houses Bill; second reading.
3. Supply; Resumption of the Committee.

### OTHER BUSINESS.—NOTICES OF MOTION.

1. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
2. MR. CALDWELL to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 19th November, from certain Ministers of the Wesleyan Methodist Church, in New South Wales, be printed.
3. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
4. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
5. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
6. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
7. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
8. MR. HART to move, That the two Petitions, presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
9. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, and neighbourhood, praying for redress for losses occasioned by the Railway Embankment and Cutting at Wallis' Creek, near its junction with the River Hunter, be printed.

10. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Landowners and others, at or near West Maitland, relative to Drainage, be printed.
11. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
12. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
13. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
14. MR. LEARY to move, That the Petition presented by him on the 29th October, from the Pawnbrokers of the City of Sydney, be printed.

ORDERS OF THE DAY :—

1. Drainage Promotion Bill; to be further considered in Committee.
2. Constitution Act Amendment Bill; second reading.
3. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
4. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
5. Amended Secret Bills of Sale Prevention Bill; second reading.

Question :—

1. MR. RORTON to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Does the Government intend to make any provision for the proclaiming, opening, and construction of a Public Road by the most convenient and practicable route from Bathurst to the Lachlan Gold Diggings?
  - (2.) And if so, whether such Road will be made passable before the winter sets in?
  - (3.) Also, has the Government any intention of establishing Telegraphic communication with the Lachlan and Lambing Flat Gold Diggings?

FRIDAY, NOVEMBER 22.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
2. Unlawful Administering of Poison Law Amendment Bill; second reading.
3. False Pretences Law Amendment Bill; second reading.
4. Vagrancy Prevention Bill; second reading.
5. Matrimonial Causes Bill; to be considered in Committee.
6. Pawnbrokers Bill; third reading.
7. Sale of Colonial Wines Regulation Bill; second reading.
8. Richmond Bridge Company's Act Amendment Bill; second reading.
9. Metropolitan Corporation Bill; second reading.

NOTICES OF MOTION :—

1. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
2. MR. HOLROYD to move, That the Osborne Wallsend Coal Company's Bill be referred for the consideration and report of a Select Committee;—such committee to consist of Mr. Rusden, Mr. Cummings, Mr. T. Garrett, Mr. Lackey, Mr. Morrice, Mr. Markham, Mr. Leary, Mr. Haworth, and the mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
4. MR. DANGAR to move, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed.

5. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
6. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	... ..				
Repair of Stations per mile	... ..				
Locomotive Power—					
Mileage—Passengers			Goods		;
Total Train miles		, Piloting	, Ballasting		;
Total Engine mileage					
				Per Train mile.	
Enginemen and firemen's wages	... ..				
Labourers' wages	... ..				
Repairing and renewing engines	... ..				
Superintendence	... ..				
Fuel and Water	... ..				
Oil, tallow, and "waste" (for cleaning)	... ..				
Locomotive total cost	... ..				
General Expenditure—					
Maintenance of way	... ..				
Locomotive expenses	... ..				
Repairs and renewals to carriages and waggons	... ..				
Coaching charges	... ..				
Goods charges	... ..				
Telegraphic expenses on account of working lines	... ..				
Interest on cost of construction	... ..				
Incidental expenses	... ..				
Total Expenditure...	... ..				

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
3. MR. WILSON to move the following Resolutions:—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
5. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
6. MR. MORRIS to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
7. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
8. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
9. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
10. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievance, be printed.

11. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
12. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
13. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
14. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
15. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—  
(1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.  
(2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
16. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
17. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
18. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
19. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
20. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
21. DR. LANG to move, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.
22. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
23. MR. FORSTER to move,—  
(1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.  
(2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalglish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
24. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
25. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
26. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
27. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.

WEDNESDAY, NOVEMBER 27.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move for leave to introduce a Bill to alter the duties of Customs payable on Tobacco.

ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Queensland Debt Bill; second reading.

TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—  
(1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.  
(2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole; to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.

3. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
4. MR. WALKER to move :—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
5. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the crection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
6. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
7. MR. RUSDEN to move,—
  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
  - (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
  - (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Daugar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.

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WEDNESDAY, DECEMBER 4.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."

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TUESDAY, DECEMBER 10.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

T. A. MURRAY,  
*Speaker.*

No. 46.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 21 NOVEMBER, 1861.

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

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

- (1.) Return to Address, in reference to Emigration Lecturers, adopted by this House, on motion of Mr. Hoskins, on the 8th October, 1861.  
 (2.) Report (dated 22 September, 1861, from Alexander Black, Esq.,) on the suitability of certain Rivers of the Colony for the purpose of Acclimatizing and Propagating Salmon.

Ordered to be printed.

2. Entrance to Lake Macquarie:—Mr. Lewis presented a Petition from certain Inhabitants of Lake Macquarie and its vicinities, and persons resident in the Hunter River District or interested in the development of its resources,—representing that considerable inconvenience is sustained from the shallowness of the entrance to that Lake,—suggesting that the discharge of ballast would, by narrowing, deepen the channel,—and praying inquiry into and consideration of the subject.  
 Petition received.

3. River Murray Customs Amendment Bill:—

(1.) Mr. Weekes moved, pursuant to notice, for leave to bring in a Bill to legalize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.

Question put and passed; Ordered, that the Mover and Secunder prepare and bring in the Bill.

(2.) Mr. Weekes having presented this Bill, Bill, intituled "*A Bill to legalize certain arrangements respecting Customs Duties on Goods brought into New South Wales by and across the River Murray,*" read a first time.

Ordered to be printed, and read a second time this day week.

4. Railway Plans, &c.:—Mr. Arnold moved, pursuant to notice, That this House approves of the Plans and Sections, and Books of Reference of a proposed extension of the Great Western Railway from its present Terminus on the east side of the Town of Penrith to a Terminus at or near the River Nepean; of the Great Northern Railway from Maitland to Morpeth; and of the Great Southern Railway from Picton to Goulburn; laid before this House, on the 14th November, 1861, in accordance with the 9th section of the Government Railways Act, 22 Vic., No. 19.

Debate ensued.

5. Motion made by Mr. Mr. Windeyer, and Question put, (*after Debate*),—That this Debate be now adjourned until Wednesday next.

The House divided.

Ayes, 6.

Mr. Lucas,  
 Mr. Forster,  
 Mr. Hoskins,  
 Mr. Hannell,  
 Mr. Rotton,  
 Mr. Windeyer, } Tellers.

Noes, 24.

Mr. Cowper,  
 Mr. Weekes,  
 Mr. Arnold,  
 Mr. Rusden,  
 Mr. Mate,  
 Mr. Leary,  
 Mr. Alexander,  
 Mr. Dalgleish,  
 Mr. Eckford,  
 Mr. Dangar,  
 Mr. Sadleir,  
 Mr. Raper,  
 Mr. Stewart,  
 Mr. Flett,  
 Mr. J. T. Ryan,  
 Mr. Gray,  
 Dr. Lang,  
 Mr. Macleay,  
 Mr. T. Garrett,  
 Mr. Moriarty,  
 Mr. Buchanau,  
 Mr. Wisdom,  
 Mr. Markham,  
 Mr. Lewis, } Tellers.

Original Question stated.

Debate continued.

Mr. Windeyer moved the previous question.

Debate ensued.

Previous

Previous Question put,—That this question be now put.  
The House divided.

Ayes, 27.		Noes, 11.
Mr. Cowper,	Mr. Flett,	Mr. Wisdom,
Mr. Weekes,	Mr. Gray,	Mr. Forster,
Mr. Arnold,	Mr. Morrice,	Mr. Cummings,
Mr. C. Cowper,	Mr. Atkinson,	Mr. Wilson,
junior,	Mr. Dangar,	Mr. Hannell,
Capt. Moriarty,	Mr. Mate,	Mr. Holroyd,
Mr. Dalgleish,	Mr. Buchanan,	Mr. Allen,
Mr. Lucas,	Dr. Lang,	Mr. Rotton,
Mr. Sadleir,	Mr. Bell,	Mr. Hoskins,
Mr. J. N. Ryau,	Mr. Eckford,	Mr. Morris,
Mr. Raper,	Mr. J. T. Ryan,	Mr. Windeyer, } Tellers.
Mr. Shepherd,	Mr. T. Garrett,	
Mr. Leary,	Mr. Alexander,	
Mr. Daniel,	Mr. Lewis,	

Original Question then put.  
The House divided.

Ayes, 26.		Noes, 2.
Mr. Cowper,	Mr. Shepherd,	Mr. Forster,
Mr. Weekes,	Mr. Leary,	Mr. Holroyd, } Tellers.
Mr. Arnold,	Mr. Daniel,	
Mr. C. Cowper,	Mr. Morrice,	
junior,	Mr. Gray,	
Capt. Moriarty,	Mr. Atkinson,	
Mr. Alexander,	Mr. Dangar,	
Mr. Dalgleish,	Mr. Flett,	
Mr. Lucas,	Dr. Lang,	
Mr. Lewis,	Mr. Mate,	
Mr. Sadleir,	Mr. Bell,	
Mr. J. N. Ryan,	Mr. Eckford,	
Mr. Raper,	Mr. J. T. Ryan,	
	Mr. T. Garrett,	

5. Pawnbrokers Bill :—Mr. Leary presented a petition from certain Licensed Pawnbrokers of the City of Sydney and the neighbourhood, against the passing of this Bill until after the report of a Select Committee on the whole subject, or until the petitioners shall have had time to prepare a case, and present the same to this House, by either Counsel or petition.  
Petition received.

6. Wagga Wagga Bridge Company's Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to Incorporate the 'Wagga Wagga Bridge Company,'*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,  
Sydney, 21 November, 1861.

W. C. WENTWORTH,  
President.

Ordered, on motion of Mr. Forster, that the Amendment made in this Bill by the Legislative Council be taken into consideration in Committee to-morrow week.

7. Pleuro-pneumonia :—Mr. Cowper,—giving notice of his intention to propose to the House to-morrow, certain Resolutions of great Colonial importance on the subject of an extraordinary spread of this disease, of which information had reached the Government this evening by Telegram,—moved, without notice, That the said Resolutions have precedence over all other business on the paper for to-morrow.  
Question put and passed.

Notice having been taken that there was not a Quorum of Members present, the House was counted,—and there being only Eighteen Members present, exclusive of the Speaker, namely,—Mr. Arnold, Mr. Cowper, Mr. Dalgleish, Mr. Dangar, Mr. Driver, Mr. Forster, Mr. T. Garrett, Mr. Holroyd, Mr. Hoskins, Mr. Leary, Mr. Lucas, Mr. Mate, Mr. Morrice, Mr. J. N. Ryan, Mr. Sadleir, Mr. Weekes, Mr. Wilson, and Mr. Wisdom,—

The Speaker adjourned the House, at Ten Minutes before Eight o'clock, until To-morrow at Three o'clock.



## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, NOVEMBER 22.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move,—
  - (1.) That this House has heard with regret that the disease called Pleuro-pneumonia is spreading to an alarming extent on the Southern Border of the Colony.
  - (2.) That the destructive nature of this disease renders it of the first importance that the Government should be empowered to take all necessary steps to stay its devastating progress.
  - (3.) That in order to carry these views into execution, it is desirable that a special Commissioner should immediately visit the District in question.
  - (4.) That this House recognizes the principle that any expense or cost thereby incurred, including compensation for cattle to be destroyed, should be provided by a Fund to be raised by a general Assessment on the Horned Cattle of the Colony.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
2. Unlawful Administering of Poison Law Amendment Bill; second reading.
3. False Pretences Law Amendment Bill; second reading.
4. Vagrancy Prevention Bill; second reading.
5. Matrimonial Causes Bill; to be considered in Committee.
6. Pawnbrokers Bill; third reading.
7. Sale of Colonial Wines Regulation Bill; second reading.
8. Richmond Bridge Company's Act Amendment Bill; second reading.
9. Metropolitan Corporation Bill; second reading.
10. Drainage Promotion Bill; to be further considered in Committee.
11. Constitution Act Amendment Bill; second reading.
12. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
13. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
14. Amended Secret Bills of Sale Prevention Bill; second reading.

## NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
2. MR. HOLROYD to move, That the Osborne Wallsend Coal Company's Bill be referred for the consideration and report of a Select Committee;—such committee to consist of Mr. Rusden, Mr. Cummings, Mr. T. Garrett, Mr. Lackey, Mr. Morrice, Mr. Markham, Mr. Leary, Mr. Haworth, and the mover.
3. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; and the name of the Contractor or Contractors, date of each, with amount.
4. MR. DANGAR to move, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed.
5. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
6. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
7. MR. LEWIS to move, That the Petition presented by him, on the 21st November, from certain Inhabitants of Lake Macquarie, in reference to the entrance to Lake Macquarie, be printed.
8. MR. LEARY to move, That the Petition presented by him on the 21st November, from certain Pawnbrokers of Sydney and its vicinity, be printed.
9. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
10. MR. CALDWELL to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 19th November, from certain Ministers of the Wesleyan Methodist Church, in New South Wales, be printed.
11. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
12. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.

13. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
14. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
15. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
16. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
17. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, and neighbourhood, praying for redress for losses occasioned by the Railway Embankment and Cutting at Wallis' Creek, near its junction with the River Hunter, be printed.
18. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Landowners and others, at or near West Maitland, relative to Drainage, be printed.
19. MR. HARPUR to move, That there be laid upon the Table of this House,—
- (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
20. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
21. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
22. MR. LEARY to move, That the Petition presented by him on the 29th October, from certain Pawbrokers of the City of Sydney, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Police Regulation Bill; second reading.
2. Bonded Distilleries and Sugar Houses Bill; second reading.
3. Supply; Resumption of the Committee.

Questions:—

1. MR. ROTTON to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Are the Plans and Sections of the Line proposed for Railway Extension to Bathurst completed?
  - (2.) If so, does the Government intend to lay them on the Table of this House?
2. MR. HOLROYD to ask THE COLONIAL SECRETARY,—Have the Government taken any steps in reference to the custody and use of the Great Seal of the Colony; if not, is it the intention of the Government to do anything in the matter?
3. MR. ALEXANDER to ask THE COLONIAL TREASURER,—
  - (1.) Why the Money Order Office was not established in February in accordance with the recommendation of the Postmaster General?
  - (2.) Is it the intention of the Government to immediately do so or not?
4. MR. SADLER to ask THE COLONIAL SECRETARY,—The names of those persons who are included in the £3,500, for Pensions to superannuated Officers, under the 52nd section of the Constitution Act, stating the date on which their Pensions commenced, and the amount of the same?

5. MR. SADLEIR to ask THE COLONIAL SECRETARY,—On what principle the Widows of the late Colonial Chaplains, the Rev. Richard Hill, the Rev. Robert Cartwright, and the Rev. Vincent have not been included in the list of Pensions submitted to this House, on the Estimates of the present Session?
6. MR. ALEXANDER to ask THE COLONIAL SECRETARY,—Whether any protest has been sent in to the Executive Council against the award of the Commissioners appointed to decide upon the Designs for the New Houses of Parliament, and if so, whether the Government will have any objection to withhold the payment of the premiums until an inquiry has been made into the case by this House?

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...	...	...
Repair of Stations per mile	...	...	...	...	...
Locomotive Power—					
Mileage—Passengers	...	...	...	Goods	...
Total Train miles	...	...	...	, Piloting	...
Total Engine mileage	...	...	...	, Ballasting	...
Enginemen and firemen's wages	...	...	...	Per Train mile.	...
Labourers' wages	...	...	...	...	...
Repairing and renewing engines	...	...	...	...	...
Superintendence	...	...	...	...	...
Fuel and Water	...	...	...	...	...
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	...
Locomotive total cost	...	...	...	...	...
General Expenditure—					
Maintenance of way	...	...	...	...	...
Locomotive expenses	...	...	...	...	...
Repairs and renewals to carriages and waggons	...	...	...	...	...
Coaching charges	...	...	...	...	...
Goods charges	...	...	...	...	...
Telegraphic expenses on account of working lines	...	...	...	...	...
Interest on cost of construction	...	...	...	...	...
Incidental expenses	...	...	...	...	...
Total Expenditure...	...	...	...	...	...

2. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
3. MR. WILSON to move the following Resolutions:—
  - (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.
  - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
4. MR. WINDEYER to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, for the purpose of considering the expediency of introducing a Bill to confer an annuity upon William Bland.
5. MR. WINDEYER to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
6. MR. MORRIS to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
7. MR. WINDEYER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for the recreation and enjoyment of the Citizens of Sydney.
8. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.

9. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October, be printed.
10. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievance, be printed.
11. MR. LACKEY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, Copies of all Proceedings of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.
12. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
13. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
14. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
15. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
16. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
17. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
18. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
19. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
20. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
21. DR. LANG to move, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.
22. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
23. MR. FORSTER to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.
  - (2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
24. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
25. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
26. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
27. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.

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WEDNESDAY, NOVEMBER 27.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to introduce a Bill to alter the duties of Customs payable on Tobacco.
2. MR. ARNOLD to move for leave to bring in a Bill to amend certain Acts relating to Railways and Roads.

ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Queensland Debt Bill; second reading.

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THURSDAY,

THURSDAY, NOVEMBER 28.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. River Murray Customs Amendment Bill ; second reading.

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FRIDAY, NOVEMBER 29.

OTHER BUSINESS—ORDER OF THE DAY :—

1. Wagga Wagga Bridge Company's Bill ; Consideration in Committee of Legislative Council's Amendment.

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TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
3. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
4. MR. WALKER to move :—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members :—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
5. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane ; the time during which it was at work ; the length of time it has been under repair ; and the expenses of such repairs with which the Government is chargeable.
6. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
7. MR. RUSDEN to move,—
  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
  - (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
  - (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung ; also the Minutes of the Executive thereon referring to the subject.

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WEDNESDAY, DECEMBER 4.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, " That the Customs " Bill be now read a second time."

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TUESDAY

TUESDAY, DECEMBER 10.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.

T. A. MURRAY,  
*Speaker.*

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[Price, 2d.]

No. 47.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

FRIDAY, 22 NOVEMBER, 1861.

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

Points of Order:—Petitions presented against Maitland and Morpeth Railway Company's Bill:—

(1.) Mr. Piddington,—drawing attention to the Second Report of the Standing Orders Committee on the first Petition, (*see Votes and Proceedings No. 41, Entry 3,*) which states that one person whose name is appended thereto has repudiated all knowledge of it,—informed the House that there are two persons of that name; and that, although one of them had denied the signing, he had good authority for believing that the other had acknowledged to have signed.

Whereupon, the Minutes of the Standing Orders Committee on the subject, as entered in the Committee's Minute Book, No. 2, pages 77–81, having been read by the Clerk, by direction of the Speaker,—

The matter dropped.

(2.) Mr. Piddington then drawing attention to the second Petition, ordered on the 14th instant to be printed, but the printing of which had been suspended by order of the House, during a reference made to the Standing Orders Committee on the 19th instant,—inquired what was to be done with this Petition, now that the Committee had reported upon it. (*See Votes and Proceedings No. 45, Entry 2.*)

The Speaker ruled that the suspension of the printing was only in force during the reference to the Committee; and that the order for printing this Petition, made on the 14th instant, should therefore now be acted upon.

2. Paper:—Mr. Cowper laid upon the Table, Despatch from the Duke of Newcastle, dated 26th September, 1861, relative to the Question of the Separation of the Districts of the Clarence and Richmond Rivers from New South Wales, and their annexation to Queensland.

Ordered to be Printed.

3. Metropolitan Corporation Bill:—Mr. Cowper presented a Petition from certain Citizens and Ratepayers of the City of Sydney against the passing of this Bill, as introduced. Petition received.

4. Pleuro-pneumonia:—Mr. Cowper moved, pursuant to notice,—

(1.) That this House has heard with regret that the disease called Pleuro-pneumonia is spreading to an alarming extent on the Southern Border of the Colony.

(2.) That the destructive nature of this disease renders it of the first importance that the Government should be empowered to take all necessary steps to stay its devastating progress.

(3.) That in order to carry these views into execution, it is desirable that a special Commissioner should immediately visit the District in question.

(4.) That this House recognizes the principle that any expense or cost thereby incurred, including compensation for cattle to be destroyed, should be provided by a Fund to be raised by a general Assessment on the Horned Cattle of the Colony—

With the understanding that the Question be put on the proposed Resolutions *seriatim*.

Debate ensued.

Question, on Resolution (1)—That this House has heard with regret that the Disease called Pleuro-pneumonia is spreading to an alarming extent on the southern border of the Colony,—put and passed.

Question, on Resolution (2)—That the destructive nature of this Disease renders it of the first importance that the Government should be empowered to take all necessary steps to stay its devastating progress,—put and passed.

Question proposed, on Resolution (3) *as amended by Consent*,—That, in order to carry these views into execution, it is desirable that a special Commission should immediately visit the District in question.

Debate

Debate ensued.  
Question put.  
The House divided.

## Ayes, 36.

Mr. Cowper,	Mr. Piddington,
Mr. Arnold,	Mr. Faucett,
Capt. Moriarty,	Mr. Stewart,
Mr. Wisdom,	Mr. Driver,
Mr. Haworth,	Mr. Cunneen,
Mr. Hay,	Mr. Windeyer,
Mr. J. T. Ryan,	Mr. Markham,
Mr. T. Garrett,	Mr. Smart,
Mr. Morrice,	Mr. Mate,
Mr. Lewis,	Mr. Allen,
Mr. Hart,	Mr. Buchanan,
Mr. Bell,	Mr. Eckford,
Mr. Cummings,	Mr. Rotton,
Mr. Egan,	Mr. Lackey,
Mr. Alexander,	Mr. Holt,
Mr. Dangar,	Mr. Shepherd,
Mr. Dalgleish,	Mr. Lucas,
Mr. Daniel,	Mr. Morris,

 } Tellers.

## Noes, 9.

Mr. Rusden,
Mr. Raper,
Mr. Holroyd,
Mr. Leary,
Mr. Sadleir,
Mr. Gray,
Mr. Hoskins,
Mr. Forster,
Mr. Wilson,

 } Tellers.

Question proposed on Resolution (4.)—"That this House recognizes the principle that" any expense or cost thereby incurred, including compensation for cattle to be destroyed, should be provided by a Fund to be raised by a general Assessment on the Horned Cattle of the Colony.

Debate ensued.

Mr. Rotton moved, That the Question be amended by the omission of all the words after the words "This House recognizes the principle that",—with a view to the insertion in their place of the words, "Compensation should be awarded for Diseased Cattle to be destroyed under the 2nd section of the Act Vic. 24, No. 11, intituled, "The Cattle Disease Prevention Act of 1861."

Debate continued.

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

## Ayes, 16.

Mr. Cowper,	Mr. Lewis,
Mr. Weekes,	Mr. Hart,
Mr. Redman,	Mr. Piddington,
Mr. Lucas,	Mr. Eckford,
Mr. Markham,	Mr. Buchanan,
Mr. Morrice,	Mr. Bell,
Mr. Alexander,	
Mr. Sadleir,	
Mr. Dalgleish,	
Mr. Wisdom,	

 } Tellers.

## Noes, 20.

Mr. Forster,	Capt. Moriarty,
Mr. Mate,	Mr. Stewart,
Mr. Rusden,	Mr. J. T. Ryan,
Mr. Cummings,	Mr. Flett,
Mr. Leary,	Mr. Caldwell,
Mr. Hay,	Mr. Dangar,
Mr. Egan,	Mr. Windeyer,
Mr. Wilson,	Mr. Hoskins,
Mr. Allen,	Mr. Rotton,
Mr. Daniel,	Mr. Morris,

 } Tellers.

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

## Ayes, 29.

Mr. Cowper,	Mr. Mate,
Mr. Weekes,	Mr. Allen,
Mr. Arnold,	Capt. Moriarty,
Mr. Morris,	Mr. Hay,
Mr. Morrice,	Mr. Daniel,
Mr. Caldwell,	Mr. Eckford,
Mr. Redman,	Mr. Driver,
Mr. Windeyer,	Mr. Buchanan,
Mr. Egan,	Mr. Bell,
Mr. Wilson,	Mr. Lackey,
Mr. Shepherd,	Mr. Rotton,
Mr. Cunneen,	Mr. Raper,
Mr. J. T. Ryan,	Mr. T. Garrett,
Mr. Leary,	Mr. Markham,
Mr. Dangar,	

 } Tellers.

## Noes, 13.

Mr. Forster,
Mr. Dalgleish,
Mr. Piddington,
Mr. Alexander,
Mr. Hart,
Mr. Lewis,
Mr. Sadleir,
Mr. Flett,
Mr. Stewart,
Mr. Wisdom,
Mr. Hoskins,
Mr. Rusden,
Mr. Lucas,

 } Tellers.

Question then put,—That this House recognizes the principle that compensation should be awarded for diseased cattle to be destroyed under the 2nd section of the Act Vic. 24, No. 11, intituled "The Cattle Disease Prevention Act of 1861."  
The House divided.

## Ayes, 11.

Mr. Egan,
Mr. Allen,
Mr. Cummings,
Mr. J. T. Ryan,
Mr. Morrice,
Mr. Windeyer,
Mr. Leary,
Mr. Buchanan,
Mr. Cunneen,
Mr. Caldwell,
Mr. Wilson,

 } Tellers.

## Noes, 27.

Mr. Rusden,	Mr. Dangar,
Mr. Driver,	Mr. Daniel,
Mr. Forster,	Mr. Raper,
Mr. Dalgleish,	Mr. T. Garrett,
Mr. Piddington,	Mr. Eckford,
Capt. Moriarty,	Mr. Morris,
Mr. Markham,	Mr. Mate,
Mr. Alexander,	Mr. Hay,
Mr. Hart,	Mr. Wisdom,
Mr. Lewis,	Mr. Hoskins,
Mr. Sadleir,	Mr. Rotton,
Mr. Shepherd,	Mr. Cunneen,
Mr. Flett,	Mr. Lucas,
Mr. Stewart,	

 } Tellers.



5. **Adjournment:**—Mr. Cowper moved, That this House do now adjourn until Three o'clock on Tuesday next.  
 Debate ensued.  
 Question put and passed.  
 Whereupon the Speaker left the Chair, and the House stood adjourned, at a quarter before Twelve o'clock, until Tuesday next at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, NOVEMBER 26.

OTHER BUSINESS—NOTICES OF MOTION:—

1. **MR. DALGLEISH** to move, That a Return be laid upon the Table of this House, shewing,—

(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.

(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...	...	
Repair of Stations per mile	...	...	...	...	
<b>Locomotive Power—</b>					
Mileage—Passengers				Goods	;
Total Train miles		, Piloting		, Ballasting	;
Total Engine mileage					
					Per Train mile.
Enginemen and firemen's wages	...	...	...	...	_____
Labourers' wages	...	...	...	...	_____
Repairing and renewing engines	...	...	...	...	_____
Superintendence	...	...	...	...	_____
Fuel and Water	...	...	...	...	_____
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	_____
Locomotive total cost	...	...	...	...	_____
<b>General Expenditure—</b>					
Maintenance of way	...	...	...	...	_____
Locomotive expenses	...	...	...	...	_____
Repairs and renewals to carriages and waggons	...	...	...	...	_____
Coaching charges	...	...	...	...	_____
Goods charges	...	...	...	...	_____
Telegraphic expenses on account of working lines	...	...	...	...	_____
Interest on cost of construction	...	...	...	...	_____
Incidental expenses	...	...	...	...	_____
Total Expenditure...	...	...	...	...	_____

2. **MR. HOSKINS** to move for leave to bring in a Bill to abolish the Duty on Gold.
3. **MR. WILSON** to move the following Resolutions:—  
 (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.  
 (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
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5. **MR. WINDEYER** to move for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases.
6. **MR. MORRIS** to move, That there be laid upon the Table of this House, a copy of any correspondence relative to an offer made by the Inhabitants of the District of Hay to guarantee the Government against loss in working a line of Electric Telegraph between the Townships of Hay and Deniliquin, should such a line be constructed.
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12. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
13. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
14. MR. ROTTON to move, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.
15. DR. LANG to move, That there be laid upon the Table of this House, a Return shewing,—
  - (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.
  - (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.
16. DR. LANG to move, That an Address be presented to the Governor, praying that His Excellency would be pleased to cause to be laid upon the Table of this House, a Copy of any Petition or Correspondence, if such there be, relating to the initiation or passing of the Presbyterian Church Temporalities Act, in the year 1837, in the Honorable the Colonial Secretary's Office, or in the Offices of any of the other Public Departments of the day.
17. DR. LANG to move, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.
18. DR. LANG to move, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.
19. MR. LUCAS to move, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.
20. MR. ROTTON to move, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.
21. DR. LANG to move, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.
22. MR. FORSTER to move, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.
23. MR. FORSTER to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.
  - (2.) That such Committee consist of:—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.
24. MR. FORSTER to move, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed.
25. MR. FORSTER to move, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed.
26. MR. FORSTER to move, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed.
27. MR. FORSTER to move, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed.
28. MR. COWPER to move, That the petition presented by him on the 22nd November, from certain Inhabitants of Sydney, relative to the Metropolitan Corporation Bill, be printed.
29. MR. ROTTON to move, That the plans and sections and books of reference of a line of Railroad extension from Pearith to Bathurst, referred to in a report of the Engineer-in-Chief dated 31 July, 1861, and laid on the Table of this House on the 17th September, be laid on the Table of this House.
30. MR. HOLROYD to move, That the Osborne Wallsend Coal Company's Bill be referred for the consideration and report of a Select Committee;—such committee to consist of Mr. Rusden, Mr. Cummings, Mr. T. Garrett, Mr. Lackey, Mr. Morrice, Mr. Markham, Mr. Leary, Mr. Haworth, and the mover.
31. MR. DANGAR to move, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed.
32. MR. DANGAR to move, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed.
33. MR. LEWIS to move, That the Petition presented by him, on the 21st November, from certain Inhabitants of Lake Macquarie, in reference to the entrance to Lake Macquarie, be printed.
34. MR. LEARY to move, That the Petition presented by him on the 21st November, from certain Pawnbrokers of Sydney and its vicinity, be printed.

35. MR. WINDEYER to move, That the Petition from certain Citizens of Sydney, praying a Commission of Inquiry into the operation of the City Sewerage Act of 1853, be printed.
36. MR. CALDWELL to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 19th November, from certain Ministers of the Wesleyan Methodist Church, in New South Wales, be printed.
37. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
38. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.
39. MR. CUMMINGS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £60,000, to meet the necessary expenses of importing from the Mother Country, 4000 Railroad Labourers, (more or less, as the case may be), for the purpose of assisting to construct Railroad Extensions in this Colony.
40. MR. HANNELL to move, That the Petition presented by him on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.
41. MR. HART to move, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.
42. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, and neighbourhood, praying for redress for losses occasioned by the Railway Embankment and Cutting at Wallis' Creek, near its junction with the River Hunter, be printed.
43. MR. BURNS to move, That the Petition presented by him, on Wednesday, the 13th November, from certain Landowners and others, at or near West Maitland, relative to Drainage, be printed.
44. MR. HARPUR to move, That there be laid upon the Table of this House,—
  - (1.) A Return of all lands held under lease or promise of lease, granted or made before the 22nd day of February, 1858, shewing the district where situated, the name of the run, the name of the lessee, the number of acres, the rent paid, and the date of the expiry of the lease or license.
  - (2.) A Return of all lands held under lease or promise of lease, granted or made since the 22nd day of February, 1858, shewing the district where situate, the number of acres, the name of the lessee, and the rent paid.
  - (3.) A Return of all lands, if any, held under lease or promise of lease, granted or made before the 22nd day of February, 1858, but which having been lawfully withdrawn from the holding of the lessee, will be open to free selection under the 7th and 13th Clauses of the Land Alienation Act of 18th October, 1861, shewing the District in which such lands are situated, the name of the run of which they form or did form a portion, the name of the lessee of such run, and the number of acres so withdrawn, in each case.
  - (4.) A Return of all lands, if any, reserved from lease, which will be open to free selection according to the terms of the Land Alienation Act, shewing where situated, and the number of acres in each case.
45. MR. BURNS to move, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by him on Wednesday, the 6th November, be printed.
46. MR. LEARY to move, That the Petition presented by him on the 29th October, from certain Pawnbrokers of the City of Sydney, be printed.

ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."
2. Unlawful Administering of Poison Law Amendment Bill; second reading.
3. False Pretences Law Amendment Bill; second reading.
4. Vagrancy Prevention Bill; second reading.
5. Matrimonial Causes Bill; to be considered in Committee.
6. Pawnbrokers Bill; third reading.
7. Sale of Colonial Wines Regulation Bill; second reading.
8. Richmond Bridge Company's Act Amendment Bill; second reading.
9. Metropolitan Corporation Bill; second reading.
10. Drainage Promotion Bill; to be further considered in Committee.
11. Constitution Act Amendment Bill; second reading.
12. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
13. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
14. Amended Secret Bills of Sale Prevention Bill; second reading.

GOVERNMENT

## GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Police Regulation Bill ; second reading.
2. Bonded Distilleries and Sugar Houses Bill ; second reading.
3. Supply ; Resumption of the Committee.

## Questions :—

1. MR. ROTTON *to ask* THE SECRETARY FOR PUBLIC WORKS,—  
(1.) Is the Government in possession of the Plans and Sections and Book of Reference of the Line for Railway extension from Penrith to Bathurst, referred to in the Engineer's Report of 31st July last?  
(2.) Is there any objection to lay the same on the Table of this House?
2. MR. HOLROYD *to ask* THE COLONIAL SECRETARY,—If it be the intention of the Government to take any steps, next Session of Parliament, in reference to the custody and use of the Great Seal of the Colony?
3. MR. HOLROYD *to ask* THE SECRETARY FOR PUBLIC WORKS,—If it be the intention of the Government to bring down to the House, during the present Session, any proposal for commencing the New Houses of Parliament?
4. MR. DANGAR *to ask* THE COLONIAL TREASURER,—Whether the Government have yet decided on placing Mail Guards, for 1862, on the South, West, and North Main Lines of Roads, to protect the Mails on certain fixed days for transmission of remittances?

## WEDNESDAY, NOVEMBER 27.

## GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move for leave to introduce a Bill to alter the duties of Customs payable on Tobacco.
2. MR. ARNOLD to move for leave to bring in a Bill to amend certain Acts relating to Railways and Roads.

## ORDERS OF THE DAY :—

1. Fines Charitable Application Bill ; second reading.
2. Ways and Means ; Resumption of the Committee.
3. Municipalities Bill ; second reading.
4. Queensland Debt Bill ; second reading.

## THURSDAY, NOVEMBER 28.

## GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. River Murray Customs Amendment Bill ; second reading.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
2. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

## FRIDAY, NOVEMBER 29.

## OTHER BUSINESS—ORDER OF THE DAY :—

1. Wagga Wagga Bridge Company's Bill ; Consideration in Committee of Legislative Council's Amendment.

## NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts ; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates ; by whose authority expended, and whether expended by tender or let without ; the name of the Contractor or Contractors, date of each, with amount.
2. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.

## TUESDAY,

TUESDAY, DECEMBER 3.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
3. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
4. MR. WALKER to move:—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
5. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
6. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
7. MR. RUSDEN to move,—
  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
  - (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
  - (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
10. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
11. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.

WEDNESDAY, DECEMBER 4.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs "Bill be now read a second time."

TUESDAY,

TUESDAY, DECEMBER 10.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers District, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.

T. A. MURRAY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

TUESDAY, 26 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Improved Communication with the Interior:—  
(1.) Mr. Driver presented the undermentioned Petitions, praying that the Western Districts may have co-equal advantages with all other Districts of the Colony in the carrying out of any improved system of communication with the Interior:—  
(1.) From the Inhabitants of Evans' Plains and the surrounding Country, in public meeting assembled.  
(2.) From certain Inhabitants of Guyong, Cornish Settlement, and surrounding Country, in public meeting assembled.  
(3.) From the Stockholders, Agriculturists, Storekeepers, and Inhabitants generally of the Township of Blaney and of King's Plains, in public meeting assembled.  
Petitions received.  
(2.) Mr. Rotton presented a Petition to the same effect from the Inhabitants of the Town and District of Orange.  
Petition received.
2. Propagation of Salmon:—Mr. Egan presented the undermentioned (similar) Petitions, representing the adaptability of certain Rivers on the East Coast for the propagation of Salmon:—  
(1.) From certain Inhabitants of the Eastern Coast of Australia.  
(2.) From certain (other) Inhabitants of the Eastern Coast of Australia.  
Petitions received.
3. Paper:—Mr. Arnold laid upon the Table, in accordance with the provisions of the Electric Telegraph Act, Amended Scales of Electric Telegraph Rates for transmission of Messages.  
Ordered to be printed.
4. Cost and Expenditure of existing Railway Lines:—Mr. Dalgleish moved, pursuant to notice,—  
That a Return be laid upon the Table of this House, shewing,—  
(1.) The cost per mile of Great Southern and Great Northern Railways, opened for traffic twelve months and upwards, on the 31st December, 1860; distinguishing the cost of stations, and signal stations, water stations, &c., from formation and permanent way of lines.  
(2.) The expenditure on Great Southern and Great Northern Railways, for the year ending 31st December, 1860, Tabulated as under:—

Cost of maintenance of way per mile	...	...	...		
Repair of Stations per mile	...	...	...	..	
Locomotive Power—					
Mileage—Passengers				Goods	;
Total Train miles		, Piloting		, Ballasting	;
Total Engine mileage					
					Per Train mile.
Enginemmen and firemen's wages	...	...	...	...	—
Labourers' wages	...	...	...	...	—
Repairing and renewing engines	...	...	...	...	—
Superintendence	...	...	...	...	—
Fuel and Water	...	...	...	...	—
Oil, tallow, and "waste" (for cleaning)	...	...	...	...	—
Locomotive total cost	...	...	...	.....	—
General Expenditure—					
Maintenance of way	...	...	...	...	—
Locomotive expenses	...	...	...	...	—
Repairs and renewals to carriages and waggons	...	...	...	...	—
Coaching charges	...	...	...	...	—
Goods charges	...	...	...	...	—
Telegraphic expenses on account of working lines	...	...	...	...	—
Interest on cost of construction	...	...	...	...	—
Incidental expenses	...	...	...	...	—
Total Expenditure...	...	...	...	.....	—

Question put and passed.

5. Motion withdrawn :—Mr. Hoskins withdrew the motion standing in his name, No. 2 on the Notice Paper for to-day.
6. Gold Duty :—Mr. Wilson moved, pursuant to notice, the following Resolutions :—  
 (1.) That this House disapproves of the conduct of the Government in not giving effect to the repeated Resolutions of this House,—that the Gold Duty was unjust, and ought to be repealed.  
 (2.) That the above Resolution be communicated by Address to His Excellency the Governor.  
 Question put.  
 The House divided.

## Ayes, 15.

Mr. Sadleir,	Mr. Hoskins,	} Tellers.
Mr. Forster,	Mr. Wisdom,	
Mr. Windeyer,	Mr. Driver,	
Mr. Dalgleish,	Mr. Lucas,	
Mr. Terry,	Mr. Wilson,	
Mr. Lackey,		
Mr. Rusden,		
Mr. Macleay,		
Mr. Leary,		
Mr. Piddington,		

## Noes, 19.

Mr. Cowper,	Mr. Morrice,	} Tellers.
Mr. Arnold,	Mr. Alexander,	
Mr. Weekes,	Dr. Lang,	
Mr. Daniel,	Mr. Buchanan,	
Mr. Egan,	Mr. Caldwell,	
Mr. Morris,	Capt. Moriarty,	
Mr. Atkinson,	Mr. Lewis,	
Mr. Dangar,	Mr. Hart,	
Mr. Flett,	Mr. T. Garrett,	
Mr. Markham,		

7. William Bland :—Mr. Windeyer 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 expediency of introducing a Bill to confer an annuity upon William Bland.  
 Question put and passed.
8. Criminal Law and Practice Amendment Bill :—Mr. Windeyer moved, pursuant to notice, for leave to bring in a Bill to Amend the Law and Practice in Criminal Cases. Question put and passed ; Ordered, That the Mover and Seconder prepare and bring in the Bill.
9. Motion withdrawn :—Mr. Morris withdrew the motion standing in his name No. 6 on the Notice Paper for to-day.
10. Criminal Law and Practice Amendment Bill :—Mr. Windeyer having presented this Bill, Bill, intituled, "*A Bill to amend the Law and Practice in Criminal Cases,*" read a first time.  
 Ordered to be printed, and read a second time on Friday week.
11. Reserve for Public Recreation near Cattle Market, Sydney :—Mr. Windeyer moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for "the" recreation and enjoyment "of the Citizens of Sydney."  
 Debate ensued.  
 Mr. Forster moved, That the Question be amended by the omission of the word "the" before *recreation*, with a view to the insertion in its place of the word "public;" and the omission of the words "of the Citizens of Sydney."  
 Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.  
 Question,—That the word proposed to be inserted in the place of the word "the," omitted, be so inserted,—put and passed.  
 Question then,—That an Address be presented to the Governor, praying that His Excellency will be pleased to take steps to prevent the sale of any portion of the Vacant Land adjacent to the Cattle Market, and formerly proposed as the site of the Sydney Railway Terminus, and to preserve the same for public recreation and enjoyment,—put and passed.
12. Motion withdrawn :—Mr. T. Garrett, on behalf of Mr. J. Garrett, withdrew the motion standing in the name of Mr. J. Garrett, No. 8 on the Notice Paper for to-day.
13. Motions dropped :—  
 (1.) Mr. Driver not making the motion standing in his name, No. 9 on the Notice Paper for to-day, it dropped.  
 (2.) Mr. Dick not making the motion standing in his name, No. 10 on the Notice Paper for to-day, it dropped.
14. Parramatta Gaol :—Mr. Lackey moved, pursuant to amended notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a copy of the Report of the Board appointed on the 13th December, 1859, to inquire into certain Irregularities in the Conduct of Her Majesty's Gaol at Parramatta.  
 Debate ensued.  
 Question put and passed.
15. Motions Withdrawn :—Mr. Wilson, on behalf of Mr. Gray, withdrew the motions standing in the name of Mr. Gray, Nos. 12 and 13 on the Notice Paper for to-day.
16. Railway to Western Districts :—Mr. Rotton moved, pursuant to notice, That the Petition presented by him on the 5th November, with reference to Railway Extension to Bathurst, be printed.  
 Question put and passed.  
 Ordered to be printed.



17. Money paid for, and Services rendered by, the Medical Profession :—Dr. Lang moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing,—  
 (1.) The amount of Money paid for Professional Services rendered by any Member of the Medical Profession, since the introduction of Responsible Government.  
 (2.) The nature of the service rendered, the amount of fees paid, the date when paid, and the name of the party to whom such payment was made.  
 Question put and passed.
18. Motion Withdrawn :—Dr. Lang withdrew the motion standing in his name, No. 16- on the Notice Paper for to-day.
19. Mr. John Kidd :—Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 22nd October last, from Mr. John Kidd, be printed.  
 Question put and passed.  
 Ordered to be printed.
20. Miss Isabella Mary Kelly :—Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 22nd October last, on behalf of Miss Isabella Mary Kelly, be printed.  
 Question put and passed.  
 Ordered to be printed.
21. Tollgate, Cowper-street, Waverley :—Mr. Lucas moved, pursuant to notice, That the Petition presented by him from 94 residents of Waverley, praying for the removal of the Tollbar which stands in that Municipality, be printed.  
 Question put and passed.  
 Ordered to be printed.
22. Equal Distribution of Railway Expenditure :—Mr. Rotton moved, pursuant to notice, That the Petition presented by him on the 7th November, from Hartley, in reference to Railway Extension, be printed.  
 Question put and passed.  
 Ordered to be printed.
23. Encouragement of Colonial Manufactures :—Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 13th November, in reference to encouragement to Colonial Industry, be printed.  
 Question put and passed.  
 Ordered to be printed.
24. Proposed Incorporation of Parramatta :—Mr. Forster moved, pursuant to notice, That the Petition, relative to the proposed Incorporation of the Town of Parramatta, presented by him on the 12th November, from the Inhabitants of Parramatta, be printed.  
 Question put and passed.  
 Ordered to be printed.
25. Resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts :—  
 Mr. Forster moved, pursuant to notice,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.  
 (2.) That such Committee consist of :—Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Dangar, Mr. Piddington, Mr. Lucas, Mr. Rotton, Mr. Hoskins, Mr. Rusden, and the Mover.  
 Debate ensued.  
 Question put,—(1.) That a Select Committee be appointed to inquire into and report upon the circumstances connected with the resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts, with power to extend such inquiry and report, according as to such Committee shall appear expedient, over the general management of Public Works in the said Districts, and likewise to send for persons and papers.  
 The House divided.

Ayes, 18.

Mr. Driver,	Mr. Macleay,	} Tellers.
Mr. Dalgleish,	Mr. Hoskins,	
Mr. Sutherland,	Mr. Windcayer,	
Mr. Sadleir,	Mr. Rusden,	
Mr. Wilson,	Mr. Hay,	
Mr. Dangar,	Mr. Piddington,	
Mr. Forster,	Mr. Leary,	
Mr. Terry,	Mr. Lucas,	
Mr. Mate,	Mr. Dick,	

Noes, 14.

Mr. Cowper,	Mr. Buchanan,	} Tellers.
Mr. Weekes,	Mr. Atkinson,	
Mr. Arnold,	Mr. Wisdom,	
Mr. Irving,	Mr. C. Cowper,	
Mr. Alexander,	junior,	
Mr. Flett,	Mr. Bell,	
Mr. Morrice,		
Mr. Caldwell,		
Mr. Allen,		

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

The House proceeded to the Ballot accordingly, and the Speaker declared the following Members to be the Committee duly appointed :—Mr. Forster, Mr. Arnold, Mr. Markham, Mr. Dalgleish, Mr. Lucas, Mr. Dick, Mr. Driver, Mr. T. Garrett, Mr. Hoskins, and Mr. Dangar.

26. Customs Bill:—Mr. Forster moved, pursuant to notice, That the Petition from the Sydney Chamber of Commerce, presented by him on the 5th November, be printed. Question put and passed. Ordered to be printed.
27. Duty on Tobacco:—Mr. Forster moved, pursuant to notice, That the Petition from certain Tobacco Manufacturers, presented by him on the 5th November, be printed. Question put and passed. Ordered to be printed.
28. Alleged Agression on Chinese at Back Creek and Lambing Flat:—Mr. Forster moved, pursuant to notice, That the Petition from certain Chinamen, presented by him on Friday the 1st November, be printed. Question put and passed. Ordered to be printed.
29. Railway Extension to Southern Districts:—Mr. Forster moved, pursuant to notice, That the Petition presented by him on the 6th November, from the Inhabitants of Queanbeyan, in favour of Railway extension to Goulburn, be printed. Question put and passed. Ordered to be printed.
30. Metropolitan Corporation Bill:—Mr. Cowper moved, pursuant to notice, That the Petition presented by him on the 22nd November, from certain Inhabitants of Sydney, relative to the Metropolitan Corporation Bill, be printed. Question put and passed. Ordered to be printed.
31. Plans, &c., of Railway Extension from Penrith to Bathurst:—Mr. Rotton moved, pursuant to amended notice, "That" the plans and sections and books of reference of a line of Railroad extension from Penrith to Bathurst, referred to in a report of the Engineer-in-Chief dated 31 July, 1861, laid on the Table of this House on the 17th September, be laid on the Table of this House. Debate ensued. Mr. Piddington moved, That the Question be amended by the insertion, after the commencing word "That," of the words "Copies of." Question,—That the words proposed to be inserted be there inserted—put and passed. Whereupon Question,—That Copies of the plans and sections and books of reference of a line of Railroad extension from Penrith to Bathurst, referred to in a report of the Engineer-in-Chief dated 31 July, 1861, laid on the Table of this House on the 17th September, be laid on the Table of this House,—put and passed.
32. Osborne Wallsend Coal Company's Incorporation Bill:—Mr. Holroyd moved, pursuant to notice:— That the Osborne Wallsend Coal Company's Bill be referred for the consideration and report of a Select Committee;—such committee to consist of Mr. Rusden, Mr. Cummings, Mr. T. Garrett, Mr. Lackey, Mr. Morrice, Mr. Markham, Mr. Leary, Mr. Haworth, and the Mover. Question put and passed.
33. Fines Charitable Application Bill:—  
 (1) Mr. Dangar moved, pursuant to notice, That the Petition presented by him on the 12th November, from the Inhabitants of the Town and Police District of Murrurrundi, against the Fines Charitable Application Bill, be printed. Question put and passed. Ordered to be printed.  
 (2) Mr. Dangar moved, pursuant to notice, That the Petition presented by him on the 5th November, from the Scone Benevolent Association, be printed. Question put and passed. Ordered to be printed.
34. Entrance to Lake Macquarie:—Mr. Lewis moved, pursuant to notice, That the Petition presented by him, on the 21st November, from certain Inhabitants of Lake Macquarie, in reference to the entrance to Lake Macquarie, be printed. Question put and passed. Ordered to be printed.
35. Pawnbrokers Bill:—Mr. Leary moved, pursuant to notice, That the Petition presented by him on the 21st November, from certain Pawnbrokers of Sydney and its vicinity, be printed. Question put and passed. Ordered to be printed.
36. Motion Dropped:—Mr. Windeyer not making the motion standing in his name, No. 35 on the Notice Paper for to-day, it dropped.
37. Sale of Liquors Licensing Bill:—Mr. Caldwell moved, pursuant to notice, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 19th November, from certain Ministers of the Wesleyan Methodist Church, in New South Wales, be printed. Question put and passed. Ordered to be printed.
38. Motion withdrawn:—Mr. Dick withdrew the motion standing in his name, No. 37 on the Notice Paper for to-day.

39. Railway Extension, Westerly and Northerly:—Mr. Cummings moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern Line of Railroad.  
Debate ensued.  
Question put and passed.
40. Motion withdrawn:—Mr. Cummings withdrew the motion standing in his name, No. 39 on the Notice Paper for to-day.
41. Maitland and Morpeth Railway Company's Bill—Frances Sophia Magrane:—Mr. Lewis moved, pursuant to notice standing in the name of Mr. Hannell, and on his behalf, That the Petition presented by Mr. Hannell on the 7th November, from Frances Sophia Magrane, relative to the Maitland and Morpeth Railway Company's Bill, be printed.  
Question put and passed.  
Ordered to be printed.
42. Railway from Sydney to Bathurst—Railway to Western Districts:—Mr. Hart moved, pursuant to notice, That the two Petitions presented by him on the 25th October, from certain Inhabitants of Bathurst, relative to the Railway Policy of the Government, be printed.  
Question put and passed.  
Ordered to be printed.
43. Dam at Wallis' Creek:—Mr. Wisdom moved, pursuant to notice standing in the name of Mr. Burns, and on his behalf, That the Petition presented by Mr. Burns on Wednesday, the 13th November, from certain Proprietors and Tenants of Land at Ravensfield, Dagworth, Farley, and neighbourhood, praying for redress for losses occasioned by the Railway Embankment and Cutting at Wallis' Creek, near its junction with the River Hunter, be printed.  
Question put and passed.  
Ordered to be printed.
44. Drainage:—Mr. Wisdom moved, pursuant to notice standing in the name of Mr. Burns, and on his behalf, That the Petition presented by Mr. Burns on Wednesday, the 13th November, from certain Landowners and others, at or near West Maitland, relative to Drainage, be printed.  
Question put and passed.  
Ordered to be printed.
45. Motion dropped:—Mr. Harpur not making the motion standing in his name, No. 44 on the Notice Paper for to-day, it dropped.
46. Bridge at West Maitland:—Mr. Wisdom moved, pursuant to notice standing in the name of Mr. Burns, and on his behalf, That the Petition from certain Inhabitants of West Maitland and neighbourhood, in reference to the erection of a Bridge over the Hunter, at West Maitland, presented by Mr. Burns on Wednesday, the 6th November, be printed.  
Question put and passed.  
Ordered to be printed.
47. Pawnbrokers Bill:—Mr. Leary moved, pursuant to notice, That the Petition presented by him on the 29th October, from certain Pawnbrokers of the City of Sydney, be printed.  
Question put and passed.  
Ordered to be printed.
48. Postponement:—Mr. Holroyd moved, That the Order of the Day for the Resumption of the adjourned Debate on his motion, "That the Trustees and Mortgagees Powers Extension Bill be now read a second time," be postponed until Friday next.  
Debate ensued.  
Question put and passed.  
The House adjourned, on motion of Mr. Cowper, at two minutes after Eleven o'clock, until to-morrow at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, NOVEMBER 27.

### GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to introduce a Bill to alter the duties of Customs payable on Tobacco.
2. MR. ARNOLD to move for leave to bring in a Bill to amend certain Acts relating to Railways and Roads.

ORDERS

## ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Queensland Debt Bill; second reading.
5. Police Regulation Bill; second reading.
6. Bonded Distilleries and Sugar Houses Bill; second reading.
7. Supply; Resumption of the Committee.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Unlawful Administering of Poison Law Amendment Bill; second reading.
2. False Pretences Law Amendment Bill; second reading.
3. Vagrancy Prevention Bill; second reading.
4. Matrimonial Causes Bill; to be considered in Committee.
5. Pawnbrokers Bill; third reading.
6. Sale of Colonial Wines Regulation Bill; second reading.
7. Richmond Bridge Company's Act Amendment Bill; second reading.
8. Metropolitan Corporation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Constitution Act Amendment Bill; second reading.
11. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
12. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
13. Amended Secret Bills of Sale Prevention Bill; second reading.

*Questions:—*

1. MR. DICK to ask THE COLONIAL SECRETARY,—Have any and what steps been taken for the survey and sale of the Town allotments of Manilla?
2. MR. DRIVER to ask THE COLONIAL SECRETARY,—Why the allowance granted to Mrs. Cockerell, from the proceeds of the sale of her husband's goods by the Government, has been withheld?
3. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether he will lay upon the Table of this House the Specification of the Works required in the construction of the Circular Wharf at the Head of Woolloomooloo Bay?

## THURSDAY, NOVEMBER 28.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. River Murray Customs Amendment Bill; second reading.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
2. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

## FRIDAY, NOVEMBER 29.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Wagga Wagga Bridge Company's Bill; Consideration in Committee of Legislative Council's Amendment.
2. Annuity to William Bland; Consideration in Committee of expediency of introducing a Bill for.
3. Railway Extension Westerly and Northerly; Consideration in Committee of Address for funds for.

## NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
2. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
3. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
4. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.

*Questions:*

*Questions :—*

1. MR. HART to ask THE COLONIAL SECRETARY,—
  - (1.) If the Papers relating to the Old Burial Ground, George-street, have been found?
  - (2.) When will the Correspondence relating to General Cemeteries be laid upon the Table?
2. MR. HART to ask THE COLONIAL SECRETARY,—If it is the intention of the Government to hold Courts of Quarter Sessions at Orange?

## TUESDAY, DECEMBER 3.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
3. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
4. MR. WALKER to move :—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
5. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
6. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
7. MR. RUSDEN to move,—
  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
  - (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
  - (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
10. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
11. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
12. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blancy and King's Plains, be printed.
13. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
14. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.

15. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
16. MR. FAUCETT to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.
  - (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
17. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
18. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
19. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedab, praying redress for grievances, be printed.
20. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.

WEDNESDAY, DECEMBER 4.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs "Bill be now read a second time."

FRIDAY, DECEMBER 6.

OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the "Trustees and Mortgagees powers Extension Bill be now read a second time."

TUESDAY, DECEMBER 10.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crowd Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.

TUESDAY, DECEMBER 17.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.

T. A. MURRAY,

Speaker.

No. 49.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 27 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Bonded Distilleries and Sugar Houses Bill:—Mr. Dalgleish presented a Petition from Isaac Peck, engaged in the business of sugar refining, praying that he may be heard at the Bar, or before a Committee of the House, against the passing of this Bill.  
Petition received.
2. Robert Stewart—(Riots at Burrangong):—Mr. Lucas presented the following Petitions:—  
(1.) From Robert Stewart, of Young, in the District of Burrangong, and Colony of New South Wales, tailor, representing that he, on the night of the 14th July last, during the Riot at Burrangong, received a gun-shot wound near the right knee, which he believes to have been inflicted by the Police, and from the effects of which he has suffered very severely, and has been prevented, up to the present time, from working at his trade,—whereby he has suffered and continues to suffer considerable pecuniary loss;—and praying relief.  
(2.) From certain Surgeons, Bankers, and Merchants, of Young, in the said Colony, praying that relief may be granted to the said Robert Stewart under the circumstances of his case.  
Petitions received.
3. Tobacco Duties Bill:—  
(1.) MR. Weekes moved, pursuant to notice, for leave to introduce a Bill to alter the Duties of Customs payable on Tobacco.  
Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.  
(2.) Mr. Weekes having presented this Bill, intitled, "*A Bill to alter the Duties of Customs payable on Tobacco*," read a first time.  
Ordered to be printed, and read a second time this day week.
4. Motion withdrawn:—Mr. Arnold withdrew the motion standing in his name, No. 2 on the Notice Paper for to-day.
5. Postponements:—  
(1.) The Order of the Day for the second reading of the Fines Charitable Application Bill postponed, on motion of Mr. Cowper, until to-morrow week.  
(2.) The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Weekes, until to-morrow week.  
(3.) The Order of the Day for the second reading of the Municipalities Bill postponed, on motion of Mr. Cowper, until to-morrow week.  
(4.) The Order of the Day for the second reading of the Queensland Debt Bill postponed, on motion of Mr. Weekes, until this day week.
6. Police Regulation Bill:—Mr. Cowper moved, That this Bill be "now" read a second time.  
Captain Moriarty moved, That the Question be amended by the omission of the word "now," with a view to the addition at the end of the words "this day three months."  
Debate ensued:  
*Interruption.*
7. Assent to Bills:—The following Message from His Excellency the Governor, received and read:—  
JOHN YOUNG, Message No. 7.  
*Governor.*

The undermentioned Bills having been passed by the Legislative Council and Assembly, and presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and transmitted them to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment in the manner required by law, viz:—

- (1.) An Act to regulate and restrict the Immigration of Chinese.
- (2.) An Act to amend the Laws relating to the Gold Fields.

Government House,

Sydney, 27 November, 1861.

8.

8. Police Regulation Bill :—The debate on this subject, interrupted by the Proceeding recorded in Entry No. 7 above, resumed.  
Question put,—That the word “now,” proposed to be omitted, stand part of the Question.

The House divided.

Ayes, 38.

Mr. Cowper,	Mr. Haworth,	} Tellers.
Mr. Weekes,	Mr. Faucett,	
Mr. C. Cowper,	Mr. Matc,	
junior,	Mr. Shepherd,	
Mr. T. Garrett,	Mr. Sutherland,	
Mr. Arnold,	Mr. Walker,	
Mr. Redman,	Mr. Morris,	
Mr. Dick,	Mr. Allen,	
Mr. Atkinson,	Mr. Windeyer,	
Mr. Irving,	Mr. Hay,	
Mr. Morrice,	Mr. Gray,	
Mr. Caldwell,	Mr. Laycock,	
Mr. J. T. Ryan,	Dr. Lang,	
Mr. Smart,	Mr. Eckford,	
Mr. Forster,	Mr. Alexander,	
Mr. Hart,	Mr. Buchanan,	
Mr. Flett,	Mr. Wisdom,	
Mr. Markham,	Mr. J. N. Ryan,	
Mr. Dangar,	Mr. Daniel,	
Mr. Egan,		

Noes, 15.

Mr. Dalgleish,	} Tellers.
Capt. Moriarty,	
Mr. Lewis,	
Mr. Sadleir,	
Mr. Rotton,	
Mr. Wilson,	
Mr. Leary,	
Mr. Cunneen,	
Mr. Raper,	
Mr. Hoskins,	
Mr. Rusden,	
Mr. Macleay,	
Mr. Terry,	
Mr. Driver,	
Mr. Lucas,	

Original question then put and passed,—  
And Bill read a second time.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, NOVEMBER 28.

### GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. COWPER to move, That it be an instruction to the Standing Orders Committee to inquire into, and to report to this House, upon the expediency of introducing a Bill to define the Privileges of this House.
2. MR. ARNOLD to move for leave to bring in a Bill to amend certain Acts relating to Railways and Roads.

### ORDERS OF THE DAY :—

1. River Murray Customs Amendment Bill ; second reading.
2. Bonded Distilleries and Sugar Houses Bill ; second reading.
3. Supply ; Resumption of the Committee.

### OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
2. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
3. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
4. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.

### ORDERS OF THE DAY :—

1. Unlawful Administering of Poison Law Amendment Bill ; second reading.
2. False Pretences Law Amendment Bill ; second reading.
3. Vagrancy Prevention Bill ; second reading.
4. Matrimonial Causes Bill ; to be considered in Committee.
5. Pawnbrokers Bill ; third reading.
6. Sale of Colonial Wines Regulation Bill ; second reading.
7. Richmond Bridge Company's Act Amendment Bill ; second reading.
8. Metropolitan Corporation Bill ; second reading.
9. Drainage Promotion Bill ; to be further considered in Committee.
10. Constitution Act Amendment Bill ; second reading.



11. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
12. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
13. Amended Secret Bills of Sale Prevention Bill; second reading.

*Questions:—*

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—If the Government intend to include Muswellbrook as a place where a Telegraph Office will be erected for 1862?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government have taken any steps to investigate the charges made against Mr. Sub-Commissioner Cooper?

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FRIDAY, NOVEMBER 29.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Wagga Wagga Bridge Company's Bill; Consideration in Committee of Legislative Council's Amendment.
2. Annuity to William Bland; Consideration in Committee of expediency of introducing a Bill for.
3. Railway Extension Westerly and Northerly; Consideration in Committee of Address for funds for.

NOTICES OF MOTION:—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
2. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
3. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
4. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.

*Questions:—*

1. MR. HART to ask THE COLONIAL SECRETARY,—  
(1.) If the Papers relating to the Old Burial Ground, George-street, have been found?  
(2.) When will the Correspondence relating to General Cemeteries be laid upon the Table?
2. MR. HART to ask THE COLONIAL SECRETARY,—If it is the intention of the Government to hold Courts of Quarter Sessions at Orange?

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TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—  
(1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.  
(2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
3. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
4. MR. WALKER to move:—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.  
(2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
5. MR. ALLEN to move, That there be laid upon the Table of this House,—  
(1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.  
(2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.

(3.)

- (3.) A detailed statement of the defects in the design or construction of the Crane ; the time during which it was at work ; the length of time it has been under repair ; and the expenses of such repairs with which the Government is chargeable.
6. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
7. MR. RUSDEN to move,—
- (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
- (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
- (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung ; also the Minutes of the Executive thereon referring to the subject.
10. MR. DALGLEISH to move,—
- (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
- (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
- (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
11. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
12. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
13. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
14. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
15. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
16. MR. FAUCETT to move,—
- (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.
- (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
17. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
18. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
19. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
20. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
21. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.

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WEDNESDAY, DECEMBER 4.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, " That the Customs Bill be now read a second time."
  2. Tobacco Duties Bill ; second reading.
  3. Queensland Debt Bill ; second reading.
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THURSDAY,

THURSDAY, DECEMBER 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.

FRIDAY, DECEMBER 6.

OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."

TUESDAY, DECEMBER 10.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crowd Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
7. MR. DALGLEISH to move, That the Petition of Isaac Peck against the passing of the Bonded Sugar Houses Bill, presented by him on the 27th November, be printed.

TUESDAY, DECEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move; That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.

T. A. MURRAY,  
Speaker.



No. 50.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 28 NOVEMBER, 1861.

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

Messages:—The Speaker reported that the following Messages had been received, yesterday, from the Legislative Council:—

- (1.) Wollongong Tonnage Duty Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to provide by a Tonnage Duty for repaying a Loan to improve Wollongong Harbour*," returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,  
Sydney, 27th November, 1861.

W. C. WENTWORTH,  
President.

- (2.) Kiama Tonnage Duty Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to provide by a Tonnage Duty for repaying a Loan to improve Kiama Harbour*," returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,  
Sydney, 27th November, 1861.

W. C. WENTWORTH,  
President.

2. Police Regulation Bill:—Mr. Cowper moved, without notice, that the consideration in Committee of this Bill stand an Order of the Day for this day week.  
Question put and passed.
3. Scientific Exploration for Minerals—Captain Mechosk:—Dr. Lang presented a Petition from certain Merchants, Professional Men, Tradesmen, and other Residents of the Territory of New South Wales,—praying that steps may be taken to encourage a Scientific Exploration for the various Minerals of New South Wales; and for obtaining the assistance and co-operation of Captain J. G. Mechosk, a successful discoverer of Gold in Victoria and Queensland (now in Sydney), towards that object.  
Petition received.
4. Privileges of the Legislative Assembly:—Mr. Cowper moved, pursuant to notice, That it be an instruction to the Standing Orders Committee to inquire into, and to report to this House, upon the expediency of introducing a Bill to define the Privileges of this House.  
Debate ensued.  
Mr. Forster moved the Previous Question.  
Debate ensued.  
Previous Question put,—That this Question be now put.  
The House divided.

Ayes, 25.

Mr. Cowper,	Mr. Dangar,	
Mr. Arnold,	Mr. Allen,	
Mr. Weckes,	Mr. Dick,	
Mr. C. Cowper,	Mr. Cummings,	
junr.,	Mr. Dalgleish,	
Mr. Lewis,	Mr. Hoskins,	
Mr. Morrice,	Mr. Raper,	
Mr. Sutherland,	Mr. Terry,	
Mr. Markham,	Mr. Wilson,	
Capt. Moriarty,	Mr. Buchanan,	
Mr. Windeyer,	Mr. Wisdom,	
Mr. Flett,	Mr. Driver,	} Tellers.
Mr. Hannell,	Mr. T. Garrett,	

Noes, 7.

Mr. Hay,	
Mr. Piddington,	
Mr. Forster,	
Mr. Leary,	
Mr. Sadleir,	
Mr. Macleay,	} Tellers.
Mr. Morris,	

Original Question then put and passed.

5. Messages:—The Speaker reported the following Messages, received this day, from the Legislative Council:—

(1.) Public Bridges Tolls Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to remove doubts respecting Tolls upon Public Bridges,*" returns the same to the Legislative Assembly, without amendment.

*Legislative Council Chamber,  
Sydney, 27th November, 1861.*

W. C. WENTWORTH,  
President.

(2.) Land Titles Declaration Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to ascertain and declare Titles to Land,*" presents the same to the Legislative Assembly, for its concurrence.

*Legislative Council Chamber,  
Sydney, 27th November, 1861.*

W. C. WENTWORTH,  
President.

Bill, on motion of Mr. Cowper, read a first time;—  
Ordered to be printed, and read a second time this day week.

(3.) Land Transfer and Registry Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to facilitate the Transfer of Land,*" presents the same to the Legislative Assembly, for its concurrence.

*Legislative Council Chamber,  
Sydney, 27th November, 1861.*

W. C. WENTWORTH,  
President.

Bill, on motion of Mr. Cowper, read a first time;—  
Ordered to be printed, and read a second time this day week.

6. Railways and Roads Acts Amendment Bill:—

(1.) Mr. Arnold moved, pursuant to notice, for leave to bring in a Bill to amend certain Acts relating to Railways and Roads.

Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.

(2.) Mr. Arnold having presented this Bill, Bill, intituled, "*A Bill to amend certain Acts relating to Railways and Roads,*" read a first time.

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

7. Postponements:—The Orders of the Day for the second reading of the River Murray Customs Amendment Bill, and the Bonded Distilleries and Sugar Houses Bill, postponed, respectively, on motion of Mr. Weekes, until this day week.

8. Supply:—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty, for the service of the year 1861-2.

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And the Committee having continued to sit till after Midnight,—

FRIDAY, 29 NOVEMBER, 1861. A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The House adjourned, on motion of Mr. Cowper, at a quarter before One o'clock, A.M., until Three o'clock, P.M., this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY

FRIDAY, NOVEMBER 29.

## OTHER BUSINESS—ORDERS OF THE DAY :—

1. Wagga Wagga Bridge Company's Bill; Consideration in Committee of Legislative Council's Amendment.
2. Annuity to William Bland; Consideration in Committee of expediency of introducing a Bill for.
3. Railway Extension Westerly and Northerly; Consideration in Committee of Address for funds for.
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Vagrancy Prevention Bill; second reading.
7. Matrimonial Causes Bill; to be considered in Committee.
8. Pawnbrokers Bill; third reading.
9. Sale of Colonial Wines Regulation Bill; second reading.
10. Richmond Bridge Company's Act Amendment Bill; second reading.
11. Metropolitan Corporation Bill; second reading.
12. Drainage Promotion Bill; to be further considered in Committee.
13. Constitution Act Amendment Bill; second reading.
14. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
15. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
16. Amended Secret Bills of Sale Prevention Bill; second reading.

## NOTICES OF MOTION :—

1. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
2. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
3. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
4. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.
5. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral resources of this Colony, presented by him on the 28th November, be printed.
6. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
7. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
8. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
9. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.

## GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Supply; Resumption of the Committee.

## Questions :—

1. MR. HART to ask THE COLONIAL SECRETARY,—
  - (1.) If the Papers relating to the Old Burial Ground, George-street, have been found?
  - (2.) When will the Correspondence relating to General Cemeteries be laid upon the Table?
2. MR. HART to ask THE COLONIAL SECRETARY,—If it is the intention of the Government to hold Courts of Quarter Sessions at Orange?
3. CAPTAIN MORIARTY to ask THE COLONIAL SECRETARY,—Whether any steps have been taken to establish a Police Force at Gengire, in accordance with the orders he some time since gave on that subject?

4. MR. BUCHANAN *to ask* THE COLONIAL SECRETARY,—What steps the Government have adopted to investigate the charges against Mr. Sub-Commissioner Cooper?
5. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—
  - (1.) Is it true that a Lieutenant of H.M.S. "Pelorus," with a boat's crew, boarded the British vessel "Shah Jehan" on Tuesday night last, and forcibly carried away the sails of that vessel?
  - (2.) Had any orders been given by the Government upon the subject, and if not, by what authority were the sails seized?
6. MR. DICK *to ask* THE COLONIAL SECRETARY,—When the Government will proclaim and offer for Sale the Surveyed Town and Suburban Allotments at Bajibri, Cox's Creek, on the Namoi River?
7. MR. SADDLER *to ask* THE SECRETARY FOR PUBLIC WORKS,—When the Southern Line of Railway, now contracted for, will be completed? Also when the Lines to Singleton and Penrith will be completed?

TUESDAY, DECEMBER 3.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN *to move*,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
3. MR. STEWART *to move*, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
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  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
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  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
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  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
  - (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
  - (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
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  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
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  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.



11. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
12. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
13. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
14. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
15. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
16. MR. FAUCETT to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.
  - (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
17. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
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20. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
21. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
22. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
23. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.

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WEDNESDAY, DECEMBER 4.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
2. Tobacco Duties Bill; second reading.
3. Queensland Debt Bill; second reading.
4. Railways and Roads Acts Amendment Bill; second reading.

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THURSDAY, DECEMBER 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Police Regulation Bill; to be considered in Committee.
5. Land Titles Declaration Bill; second reading.
6. Land Transfer and Registry Bill; second reading.
7. River Murray Customs Amendment Bill; second reading.
8. Bonded Distilleries and Sugar Houses Bill; second reading.

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FRIDAY, DECEMBER 6.

OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."

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TUESDAY,

TUESDAY, DECEMBER 10.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
7. MR. DALGLEISH to move, That the Petition of Isaac Peck against the passing of the Bonded Sugar Houses Bill, presented by him on the 27th November, be printed.

TUESDAY, DECEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.

T. A. MURRAY,  
*Speaker.*

No. 51.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

FRIDAY, 29 NOVEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Insolvency Laws Amendment Bill:—The Speaker reported that the following Message had been received (yesterday) from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill returned herewith, intituled "*An Act to amend the Laws relating to Insolvency*," with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,  
Sydney, 28th November, 1861.*

W. C. WENTWORTH,  
President.

- Ordered, on motion of Mr. Cowper, that the Amendments made in this Bill by the Legislative Council be taken into consideration, in Committee, on Tuesday next.
2. Proposed Horse Railway from Singleton to Mudgee:—Mr. Dickson presented a Petition, signed "Andrew M'Cauley, Mayor, Mudgee," and purporting to be from the Inhabitants of the Town and District of Mudgee, in favor of the proposed line of Horse Railway from Singleton to Mudgee.  
Petition received.
  3. Residences for Teachers of Denominational Schools:—Mr. Cowper presented a Petition from certain Teachers of Church of England Schools in the Diocese of Sydney, in connection with the Denominational School Board, representing that one-third of the Teachers of such Schools have no residences attached to their Schools, and that they are thus under a disadvantage as compared with the Teachers of National Schools, and praying relief.  
Petition received.
  4. Wagga Wagga Bridge Company's Bill:—On motion of Mr. Macleay, the Speaker left the Chair, and the House resolved itself into a Committee of the whole for the consideration of the Legislative Council's Amendment in this Bill.  
The Chairman reported that the Committee had agreed to the Amendment made in this Bill by the Legislative Council.  
Mr. Macleay then moved, that this House do now adopt the said Amendment so agreed to.  
Question put and passed.  
Whereupon, Mr. Macleay moved, that the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendment made by the Legislative Council, in the Bill, intituled, "*An Act to Incorporate the Wagga Wagga Bridge Company*."

*Legislative Assembly Chamber,  
Sydney, 29 November, 1861.*

Speaker.

Question put and passed.

5. William Bland:—Mr. Windeyer moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider of the expediency of introducing a Bill to confer an Annuity on William Bland.  
Debate ensued.  
Question put.

The

The House divided.

Ayes, 25.

Mr. Cowper,	Mr. Dangar,	} Tellers.
Mr. Weekes,	Mr. Markham,	
Mr. Arnold,	Mr. Cunneen,	
Mr. Dick,	Mr. Lackey,	
Mr. Lucas,	Mr. Gray,	
Mr. Driver,	Mr. Buchanan,	
Mr. Alexander,	Dr. Lang,	
Mr. J. Garrett,	Capt. Moriarty,	
Mr. Caldwell,	Mr. Eckford,	
Mr. Dalgleish,	Mr. Wisdom,	
Mr. Cummings,	Mr. Morris,	
Mr. Daniel,	Mr. Windeyer,	
Mr. Forster,		

Noes, 15.

Mr. Piddington,	Mr. Hannell,	} Tellers.
Mr. Smart,	Mr. Holroyd,	
Mr. Terry,		
Mr. Lewis,		
Mr. Sadleir,		
Mr. Morrice,		
Mr. Hart,		
Mr. Holt,		
Mr. Hay,		
Mr. Mate,		
Mr. Rusden,		
Mr. Dickson,		
Mr. Rotton,		

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

The Chairman having reported the following Resolutions:—

Resolved,—

(1.) That in the opinion of this Committee it is expedient to introduce a Bill to confer an Annuity upon William Bland.

(2.) That the amount of such Annuity be £300.

(3.) That an Address be presented to the Governor, praying that His Excellency will be pleased to recommend, by Message to this House, that such amount of Annuity be inserted in such Bill;—

And Mr. Windeyer offering a motion for the adoption by the House of these Resolutions,—

The Chairman raised the Question, whether Resolution 3 did not go beyond the powers deputed to the Committee;—and other Honorable Members extended the application of that question to Resolution 2.

And the Speaker ruling that the second Resolution was within the scope of the reference to the Committee,—while the third was evidently beyond it;—

Mr. Windeyer moved, That this House do now adopt the first and second Resolutions, as reported by the Committee, viz.:—

Resolved,—

(1.) That in the opinion of this Committee it is expedient to introduce a Bill to confer an Annuity upon William Bland.

(2.) That the amount of such Annuity be £300.

Question put.

The House divided.

Ayes, 24.

Mr. Cowper,	Mr. Markham,	} Tellers.
Mr. Weekes,	Mr. Lackey,	
Mr. Arnold,	Mr. Cummings,	
Mr. Lucas,	Mr. Gray,	
Mr. Morris,	Mr. Eckford,	
Mr. Caldwell,	Mr. Buchanan,	
Mr. Love,	Dr. Lang,	
Mr. J. Garrett,	Capt. Moriarty,	
Mr. Dalgleish,	Mr. Driver,	
Mr. Alexander,	Mr. Wisdom,	
Mr. Dangar,	Mr. Dick,	
Mr. Cunneen,	Mr. Windeyer,	

Noes, 16.

Mr. Forster,	Mr. Dickson,	} Tellers.
Mr. Holroyd,	Mr. Rotton,	
Mr. Terry,	Mr. Piddington,	
Mr. Smart,	Mr. Hannell,	
Mr. Sadleir,		
Mr. Lewis,		
Mr. Holt,		
Mr. Hart,		
Mr. Hay,		
Mr. Mate,		
Mr. Rusden,		
Mr. Hoskins,		

Mr. Windeyer then moved (without reference to the Report of the Committee),—

(3.) That an Address be presented to the Governor, communicating to His Excellency the foregoing Resolutions.

Question put and passed.

6. Railway Extension Westerly and Northerly:—On motion of Mr. Cummings, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of an Address for Funds for Railway Extension Westerly and Northerly.

The Chairman reported the following Resolution:—

Resolved, That it is the opinion of this Committee, that an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on a Supplementary Estimate, to be taken into consideration with the General Estimates, a sum of £250,000, for the further extension of the Great Western Line of Railroad, by locomotive traction, from Penrith towards Bathurst. Also, a sum of £250,000 for the further extension of the Great Northern Line of Railroad, by locomotive traction, towards Armidale, to be carried on simultaneously with the Great Southern line of Railroad.

Mr. Cummings then moved, that this House do now adopt this Resolution.

Question put and passed.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY

TUESDAY, DECEMBER 3.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
  - (2.) That the above Resolution be embodied in an Address to the Governor.
2. MR. MORRICE to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.
3. MR. STEWART to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.
4. MR. WALKER to move :—
  - (1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.
  - (2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.
5. MR. ALLEN to move, That there be laid upon the Table of this House,—
  - (1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.
  - (2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.
  - (3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.
6. MR. RUSDEN to move, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.
7. MR. RUSDEN to move,—
  - (1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.
  - (2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.
  - (3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.
8. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
10. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
11. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
12. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
13. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
14. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
15. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.

16. MR. FAUCETT to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.  
 (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
17. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
18. MR. J. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
19. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
20. MR. DICK to move, for leave to bring in a Bill to Simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land.
21. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
22. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
23. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
24. MR. DICKSON to move, That the Petition presented by him on the 29th November, from Andrew M'Cauley, Mayor, Mudgee, on behalf of certain Inhabitants of Mudgee, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.
25. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
26. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
27. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
28. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
29. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.
30. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral resources of this Colony, presented by him on the 28th November, be printed.
31. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
32. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
33. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
34. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.

ORDERS OF THE DAY :—

1. Unlawful Administering of Poison Law Amendment Bill; second reading.
2. False Pretences Law Amendment Bill; second reading.
3. Vagrancy Prevention Bill; second reading.
4. Matrimonial Causes Bill; to be considered in Committee.
5. Pawnbrokers Bill; third reading.
6. Sale of Colonial Wines Regulation Bill; second reading.
7. Richmond Bridge Company's Act Amendment Bill; second reading.
8. Metropolitan Corporation Bill; second reading.

9. Drainage Promotion Bill; to be further considered in Committee.
10. Constitution Act Amendment Bill; second reading.
11. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
12. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
13. Amended Secret Bills of Sale Prevention Bill; second reading.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Insolvency Laws Amendment Bill; consideration in Committee of Legislative Council's amendments.
2. Supply; Resumption of the Committee.

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WEDNESDAY, DECEMBER 4.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
2. Tobacco Duties Bill; second reading.
3. Queensland Debt Bill; second reading.
4. Railways and Roads Acts Amendment Bill; second reading.

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THURSDAY, DECEMBER 5.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Police Regulation Bill; to be considered in Committee.
5. Land Titles Declaration Bill; second reading.
6. Land Transfer and Registry Bill; second reading.
7. River Murray Customs Amendment Bill; second reading.
8. Bonded Distilleries and Sugar Houses Bill; second reading.

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FRIDAY, DECEMBER 6.

OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."

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TUESDAY, DECEMBER 10.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.

4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
7. MR. DALGLEISH to move, That the Petition of Isaac Peck against the passing of the Bonded Sugar Houses Bill, presented by him on the 27th November, be printed.

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TUESDAY, DECEMBER 17. 1861

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.

T. A. MURRAY,  
*Speaker.*



No. 52.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

TUESDAY, 3 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Motion Withdrawn:—Mr. T. Garrett, on behalf of Mr. J. Garrett, withdrew the motion standing in the name of Mr. J. Garrett, No. 18, on the Notice Paper for to-day.
  2. Paper:—Mr. Weekes laid upon the Table, Further Return to Order, in reference to Mrs. Mary Jones, made by this House, on motion of Mr. Stewart, on the 27th September last.  
Ordered to be printed.
  3. District Trust Bill:—Mr. Sadleir having presented this Bill, Bill, intituled, "*A Bill to enable District Trusts to be established in certain Towns Hamlets and Police Districts of the Colony,*" read a first time.  
Ordered to be printed, and read a second time this day week.
  4. State Aid to Religion:—
    - (1.) *Point of Order*:—Mr. Buchanan having, in his address to the House in reference to the motion standing in his name No. 1 on the Notice Paper for to-day, used the expression, "the Church of England is a mass of corruption from one end to the other";—  
The Speaker called the attention of the Honorable Member to the highly objectionable character of the language used by the Honorable Member, as offensive to the feelings of Members of the Church of England.  
Whereupon Mr. Buchanan, objecting to the Speaker's ruling, requested that the sense of the House might be taken upon the following Question,—That he (the Honorable Member for Morpeth), in discussing the question of State Aid, is in order in calling the Church of England "a mass of corruption" in reference to that connexion.  
Debate ensued.  
Question put and negatived.
    - (2.) Mr. Buchanan moved, pursuant to notice,—
      - (1.) That in the opinion of this House, the Government should introduce a Bill this Session, for the Abolition of State Aid to Religion.
      - (2.) That the above Resolution be embodied in an Address to the Governor.
 Debate ensued.  
Question put  
The House divided.
 

Ayes, 16.		Noes, 23.	
Mr. Caldwell,	Mr. Piddington,	Mr. Cowper,	Mr. Morris.
Mr. Dalgleish,	Mr. Buchanan,	Mr. Weekes,	Mr. Walker.
Mr. Lewis,	Mr. Love,	Mr. Arnold,	Mr. Laycock.
Mr. Sadleir,	Mr. Windeyer,	Mr. Hart,	Mr. Cunnecen.
Mr. Wilson,		Capt. Moriarty,	Mr. Cummings.
Mr. Leary,		Mr. Dangar,	Mr. Rusden,
Mr. Holt,		Mr. Terry,	Mr. Irving.
Mr. Alexander,		Mr. Markham,	Mr. Mate.
Mr. Dickson,		Mr. Shepherd,	Mr. Wisdom,
Mr. Forster,		Mr. Smart,	Mr. Hoskins.
Mr. Allen,		Mr. Morrice,	Mr. T. Garrett,
Mr. Raper,		Mr. Macleay,	
5. Felix Swainston:—Mr. Morrice moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1862, a sum not exceeding £75, as relief to Felix Swainston.  
Debate ensued.  
Question put,—  
And Division called for;—  
But, there being no Tellers for the Ayes, no division could be had,—and the Speaker declared the Question to have passed in the Negative.

6. Mrs. Mary Jones:—Mr. Stewart moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851.  
Motion made by Mr. Weekes, and Question put and passed,—That the Debate on this Question be postponed until this day week.

7. William Lane:—Mr. Walker moved, pursuant to notice, —

(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into, and report upon, the case of William Lane, as detailed in his Petition presented to the House, by Mr. Walker, on the 22nd of October last.

(2.) That such Committee consist of the following members:—Mr. Cowper, Mr. Forster, Mr. Piddington, Mr. Cunneen, Mr. J. T. Ryan, Mr. Lackey, Mr. Rotton, Mr. T. Garrett, and the mover.

Debate ensued.

Question put.

The House divided.

Ayes, 8

Mr. Forster,  
Mr. Terry,  
Mr. Raper,  
Mr. Piddington,  
Mr. Dangar,  
Mr. Shepherd,  
Mr. Walker, } Tellers.  
Mr. Faucett, }

Noes, 20.

Mr. Cowper, Mr. Sadler,  
Mr. Weekes, Mr. Dickson,  
Mr. Arnold, Mr. Markham,  
Mr. Holt, Mr. Stewart,  
Capt. Moriarty, Mr. Caldwell,  
Mr. Mate, Mr. Rusden,  
Mr. Gray, Mr. Hoskins,  
Mr. Allen, Mr. C. Cowper, } Tellers.  
Mr. Wilson, junr. }  
Mr. T. Garrett, Mr. Buchanan, }  
Mr. Morrice, }

8. Steam Crane at Newcastle:—Mr. Allen moved, pursuant to notice, That there be laid upon the Table of this House,—

(1.) Copy of specifications and conditions issued by Government for the erection of a Steam Crane at Newcastle.

(2.) Copies of all correspondence, plans, and other documents between the Government, or the Engineer-in-Chief for Harbours, and the successful Tenderer, from the acceptance of the tender to the date of the Return.

(3.) A detailed statement of the defects in the design or construction of the Crane; the time during which it was at work; the length of time it has been under repair; and the expenses of such repairs with which the Government is chargeable.

Debate ensued.

Question put and passed.

9. Mail Guards on Northern Roads:—Mr. Rusden moved, pursuant to notice, That it is the opinion of this House that Mail Guards should be replaced on the Northern Roads of the Colony.

Debate ensued.

Motion by leave withdrawn.

10. Ballot Papers for Electorate of New England in 1859:—Mr. Rusden moved, pursuant to notice,—

(1.) That a Select Committee be appointed to inquire into the present state of the Ballot Papers sent down for the Electorate of New England, taken at the election, in 1859, for a Member of the Legislative Assembly on the resignation of Mr. A. O. Moriarty.

(2.) That the then Returning Officer for New England, the Scrutineers, and Poll Clerk at the said election be examined by such Committee, touching an alleged alteration of the Ballot Papers since their transmission to the Government by the said Returning Officer, and that such Ballot Papers be examined by the Committee.

(3.) That such Committee consist of Mr. Forster, Mr. Mate, Mr. Holroyd, Mr. Lackey, Mr. Daniel, Mr. Dangar, Mr. Wilson, Mr. Wisdom, and the Mover.

Debate ensued.

Question put.

The House divided.

Ayes, 6.

Mr. Rusden,  
Mr. Mate,  
Mr. Dangar,  
Mr. Piddington,  
Mr. Foster, } Tellers.  
Mr. Wilson, }

Noes, 14.

Mr. Cowper, Mr. Allen,  
Mr. Weekes, Mr. Laycock,  
Mr. Arnold, Mr. Markham,  
Mr. C. Cowper, Mr. Flett,  
junior, Mr. Buchanan,  
Mr. Alexander, Mr. J. N. Ryan, } Tellers.  
Mr. Faucett, Mr. T. Garrett, }  
Mr. Raper, }

11. Motions Withdrawn:—

(1.) Mr. Forster, on behalf of Mr. Dick, withdrew the motion standing in the name of Mr. Dick, No. 20., on the Notice Paper for to-day.

(2.) Mr. Lucas withdrew the motions standing in his name, Nos. 21, 23, 33, and 34, on the Notice Paper for to-day.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY

WEDNESDAY, DECEMBER 4.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time."
2. Tobacco Duties Bill; second reading.
3. Queensland Debt Bill; second reading.
4. Railways and Roads Acts Amendment Bill; second reading.
5. Insolvency Laws Amendment Bill; consideration in Committee of Legislative Council's amendments.
6. Supply; Resumption of the Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
2. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
3. MR. DICKSON to move, That the Petition presented by him on the 29th November, from Andrew McCauley, Mayor, Mudgee, on behalf of certain Inhabitants of Mudgee, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.
4. MR. RORTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
5. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.
6. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral resources of this Colony, presented by him on the 28th November, be printed.
7. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
8. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

## ORDERS OF THE DAY:—

1. Unlawful Administering of Poison Law Amendment Bill; second reading.
2. False Pretences Law Amendment Bill; second reading.
3. Vagrancy Prevention Bill; second reading.
4. Matrimonial Causes Bill; to be considered in Committee.
5. Pawnbrokers Bill; third reading.
6. Sale of Colonial Wines Regulation Bill; second reading.
7. Richmond Bridge Company's Act Amendment Bill; second reading.
8. Metropolitan Corporation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Constitution Act Amendment Bill; second reading.
11. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
12. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
13. Amended Secret Bills of Sale Prevention Bill; second reading.

## Questions:—

1. MR. PIDDINGTON to ask THE COLONIAL SECRETARY,—Whether the Johnson George King, recently gazetted as a Sub-Gold Commissioner, and also a Magistrate of the Territory, is the Johnson George King who acted as Deputy Returning Officer at Adelong, during the late contested Election for the Tumut, which resulted in the return of Mr. Charles Cowper, junior?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he is aware that the Coroner for Sydney, in investigating the case of a man who committed suicide the other day, refused to allow him Christian burial, and if he will state at what hour and where his remains were buried?
3. MR. RAPER to ask THE COLONIAL SECRETARY,—
  - (1.) What are the specific instructions given to the Inspectors, who are charged with the suppression of the disease known as Pleuro-pneumonia, with regard to the destruction of the animals?
  - (2.) In giving those instructions do the Government guarantee to the owners of the cattle any, and if so, what amount of compensation?

THURSDAY

## THURSDAY, DECEMBER 5.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Police Regulation Bill; to be considered in Committee.
5. Land Titles Declaration Bill; second reading.
6. Land Transfer and Registry Bill; second reading.
7. River Murray Customs Amendment Bill; second reading.
8. Bonded Distilleries and Sugar Houses Bill; second reading.

## OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Desigs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.

## FRIDAY, DECEMBER 6.

## OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the "Trustees and Mortgagees powers Extension Bill be now read a second time."

## NOTICES OF MOTION:—

1. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
2. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
3. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
4. MR. FAUCETT to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.
  - (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
5. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
6. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.

## TUESDAY, DECEMBER 10.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.

4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
7. MR. DALGLEISH to move, That the Petition of Isaac Peek against the passing of the Bonded Sugar Houses Bill, presented by him on the 27th November, be printed.
8. MR. DICK to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to simplify the law relating to the Transfer and incumbrance of Freehold and other interests in Land.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
10. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
11. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
12. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
13. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
14. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
15. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
16. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.

ORDERS OF THE DAY:—

1. District Trust Bill; second reading.
2. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."

TUESDAY, DECEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.

3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.

T. A. MURRAY,  
*Speaker.*

No. 53.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 4 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Fines Charitable Application Bill:—Mr. Walker presented a Petition from the Committee of Management of the Hawkesbury Benevolent Society, praying that that Society may be exempted from the operations of the said Bill.  
Petition received.
2. James Miller—Parish Road from Singleton to Black Creek:—Mr. Harpur presented a Petition from James Miller, of Corinda, in the District of Patrick's Plains, representing that he has been at considerable expense in fencing a Parish Road, opened by the Government through his estate of Corinda aforesaid, and leading from Singleton to Black Creek; and praying relief.  
Petition received.
3. Assent to Bills:—The following Message from His Excellency the Governor received and read:—

JOHN YOUNG,  
*Governor.*

*Message, No. 8.*

The undermentioned Bills having been passed by the Legislative Council and Assembly, and presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and transmitted them this day to the Legislative Council to be numbered and forwarded to the proper Officer for enrolment in the manner required by Law, viz. :—

- (1.) "An Act to provide by a Tonnage Duty for repaying a Loan to improve Wollongong Harbour."
- (2.) "An Act to provide by a Tonnage Duty for repaying a Loan to improve Kiama Harbour."
- (3.) "An Act to remove doubts respecting Tolls upon Public Bridges."

*Government House,  
Sydney, 4th December, 1861.*

4. Customs Bill:—On the Order of the Day being read, for the Resumption of the Adjourned Debate on the motion of Mr. Weekes, "That the Customs Bill be now read a second time";—  
Mr. Weekes moved, That this Order of the Day be discharged from the Paper.  
Debate ensued.  
Question put and passed.  
Whereupon, on motion of Mr. Weekes, Bill discharged from the Paper.
5. Postponements:—
  - (1.) The Order of the Day for the second reading of the Tobacco Duties Bill postponed, on motion of Mr. Weekes, until the Order of the Day for the Consideration in Committee of the Legislative Council's Amendments in the Insolvency Laws Amendment Bill, shall have been disposed of.
  - (2.) The Order of the Day for the second reading of the Queensland Debt Bill postponed, on motion of Mr. Weekes, until this day week.
  - (3.) The Order of the Day for the second reading of the Railways and Roads Acts Amendment Bill postponed, on motion of Mr. Arnold, until Wednesday next.
6. Insolvency Laws Amendment Bill:—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill.  
The Chairman reported that the Committee had agreed to some, and disagreed from other, of the Amendments made in this Bill by the Legislative Council.  
Mr. Cowper then moved, That this Report be "now adopted."

Mr.

Mr. Weekes moved, That the Question be amended by the omission of the words "now adopted," with a view to the insertion in their place of the words re-committed, "in order to the re-consideration of the first Amendment."

Debate ensued.

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

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

Question,—That this Report be re-committed, in order to the re-consideration of the first Amendment,—put and passed.

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

The Chairman having reported that the Committee had further disagreed from the Amendments made in this Bill by the Legislative Council,—

Mr. Cowper moved, That this House do now adopt the Reports from the Committee of the Whole on the Amendments made in this Bill by the Legislative Council.

Question put and passed.

7. Postponement:—The Order of the Day for the second reading of the Tobacco Duties Bill postponed, on motion of Mr. Weekes, until to-morrow.
8. Supply:—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty, for the service of the year 1861–2.  
The Chairman reported progress, and obtained leave to sit again at a later hour this day.
9. Insolvency Laws Amendment Bill:—Mr. Cowper moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message dated the 28th ultimo, requesting its concurrence in certain Amendments made by the Council in the Insolvency Laws Amendment Bill;—Disagrees from the Amendment which proposes the insertion after clause 3 of a new clause to stand clause 4; Because this alteration is not of an urgent character, and there are commercial as well as legal doubts of its expediency. After fuller consideration it may be provided for in a future Bill for amending the Insolvent Laws generally.

Agrees to the Amendment in page 2, clause 4, line 5.

Disagrees from the Amendment in page 2, clause 4, line 7; Because the inserted words are unnecessary—their object being provided for by the previous general words.

Agrees to the Amendment in page 2, clause 4, line 10.

Disagrees from the Amendment in page 2, clause 4, line 13; Because the proposed alteration introduces a concurrent jurisdiction which may be inconvenient; and the contingency of the Chief Commissioner's absence or illness is already provided for by Law:

And agrees to the Amendment in page 3, clause 11, line 10.

*Legislative Assembly Chamber,  
Sydney, 4 December, 1861.*

Speaker.

Question put and passed.

10. Supply:—On motion of Mr. Weekes, the Speaker left the Chair, and the Committee of Supply resumed.

And the Committee having continued to sit till after midnight;—

THURSDAY, 5 DECEMBER, 1861. A.M.

The Chairman reported that, upon a Division, it was discovered that there was not a Quorum of Members present in the Committee.

Whereupon the Speaker counted the House, and there being only nineteen Members present, exclusive of the Speaker, viz.:—Mr. Alexander, Mr. Arnold, Mr. Cowper, Mr. Cummings, Mr. Dalgleish, Mr. Dangar, Mr. Driver, Mr. Egan, Mr. Flett, Mr. Forster, Mr. T. Garrett, Mr. Gray, Mr. Love, Mr. Rotton, Mr. J. N. Ryan, Mr. Shepherd, Mr. Sutherland, Mr. Weekes, and Mr. Wisdom,—the Speaker adjourned the House, at a quarter after Two o'clock, A.M., until Three o'clock, P.M., this day.



## NOTICES OF MOTION AND ORDERS OF THE DAY

THURSDAY, DECEMBER 5.

## GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. COWPER to move, That, during the remainder of the present Session, unless otherwise ordered, this House will, in addition to the days already established as Business Days, meet at Three o'clock on Monday in each week for Dispatch of Business, and that on that day Government Business shall take precedence of all other business.

## ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Police Regulation Bill; to be considered in Committee.
5. Land Titles Declaration Bill; second reading.
6. Land Transfer and Registry Bill; second reading.
7. River Murray Customs Amendment Bill; second reading.
8. Bonded Distilleries and Sugar Houses Bill; second reading.
9. Tobacco Duties Bill; second reading.
10. Supply; Resumption of the Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Desigus for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
2. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
3. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
4. MR. DICKSON to move, That the Petition presented by him on the 29th November, from Andrew M'Cauley, Mayor, Mudgee, on behalf of certain Inhabitants of Mudgee, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.
5. MR. KOTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
6. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.
7. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral resources of this Colony, presented by him on the 28th November, be printed.
8. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
9. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

## ORDERS OF THE DAY:—

1. Unlawful Administering of Poison Law Amendment Bill; second reading.
2. False Pretences Law Amendment Bill; second reading.
3. Vagrancy Prevention Bill; second reading.
4. Matrimonial Causes Bill; to be considered in Committee.
5. Pawnbrokers Bill; third reading.
6. Sale of Colonial Wines Regulation Bill; second reading.
7. Richmond Bridge Company's Act Amendment Bill; second reading.
8. Metropolitan Corporation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Constitution Act Amendment Bill; second reading.
11. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
12. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
13. Amended Secret Bills of Sale Prevention Bill; second reading.

## Questions:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—What steps have been taken to carry into effect the recommendation of the Select Committee on the Jervis Bay Lighthouse, contained in the Report of that Committee adopted on the 10th September last, "That a Commission of competent persons be at once appointed to investigate and decide upon the proper situation, whether at Cape St. George, Crocodile Head, or any other spot in that vicinity, for the erection of a Lighthouse"?

2. MR. TERRY to ask THE COLONIAL SECRETARY,—  
 (1.) If the Government have employed Mr. Pitt to survey a new line of road from Pitt Town to the Windsor Road, and if they have instructed that gentleman to survey a road through a number of small farms, to the injury of the owners, when the one in use for the last thirty years is open and fenced off by a good substantial three-railed fence?  
 (2.) And are the Government aware that the line proposed to be opened is only a few yards distant from the one now used, and that the farms through which the said new line will pass, are fenced in and under cultivation?
3. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) From what funds the salaries of the Clerks of Works for the Wharf at Newcastle and the Bridge at Glebe Island are paid?  
 (2.) Is the Clerk of Works at Newcastle receiving the Salary of the Clerk of Works at Glebe Island?
4. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) If a Road Superintendent has been appointed to succeed Mr. Quodling, on the Great Northern Road?  
 (2.) If so, his name, qualification, and when he will be Gazetted, or his appointment confirmed, and by whom recommended for the situation?

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FRIDAY, DECEMBER 6.

OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."

NOTICES OF MOTION:—

1. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
2. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
3. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
4. MR. FAUCETT to move,—  
 (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.  
 (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
5. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
6. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
8. DR. LANG to move for leave to bring in a Bill for improving the Districts of which the Field of Mars Common forms part.
9. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.

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TUESDAY, DECEMBER 10.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—  
 (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—  
 (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
7. MR. DALGLEISH to move, That the Petition of Isaac Peck, against the passing of the Bonded Sugar Houses Bill, presented by him on the 27th November, be printed.
8. MR. DICK to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to simplify the law relating to the Transfer and incumbrance of Freehold and other interests in Land.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
10. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
11. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
12. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
13. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
14. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
15. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
16. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
17. MR. WALKER to move, That the petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
18. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.

ORDERS OF THE DAY:—

1. District Trust Bill; second reading.
2. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."

Question:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony and for the repayment of which this Colony is pledged?

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WEDNESDAY, DECEMBER 11.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.

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TUESDAY,

TUESDAY, DECEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.

T. A. MURRAY,  
*Speaker.*

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[Price, 2d.]

No. 54.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 5 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Weeks laid upon the Table, Return to Order in reference to Revolvers for New Zealand War, made by this House, on motion of Mr. Holroyd, on 14th November last.
2. Proposed Horse Railway from Singleton to Mudgee:—Mr. Hannell presented a Petition from certain Inhabitants of the City and District of Newcastle, in favor of the aforesaid proposed Line of Railway.  
Petition received.
3. Pawnbrokers Bill:—Mr. Leary presented a Petition from certain Inhabitants of the City of Sydney and suburbs, against the passing of this Bill.  
Petition received.
4. Paper:—Mr. Cowper laid upon the Table, Letter (with Appendices) from Messrs. Parkes and Dalley, Emigration Lecturers, dated "London, September 25, 1861."  
Ordered to be printed.
5. Field of Mars Common:—Mr. Cowper presented the undermentioned Petitions, praying, respectively, that a Bill may be passed authorizing and enjoining the sale of the Field of Mars Common, and the appropriation of the proceeds to the construction of Roads and Bridges in the District, and for connecting the same, by the shortest route, with the Metropolis:—  
(1.) From certain Members of the Municipality of Hunter's Hill, under the Corporate Seal of the Municipality.  
(2.) From certain Commoners of the Field of Mars Common.  
Petitions received.
6. Paper:—Mr. Cowper laid upon the Table, certain Correspondence between the Government and the Commissioners on Pleuro-Pneumonia, in the months of November and December, 1861.  
Ordered to be printed.
7. Additional Business Day, and relative precedence of Government Business on that Day:—Mr. Cowper moved, pursuant to notice, That, during the remainder of the present Session, unless otherwise ordered, this House will, in addition to the days already established as Business Days, meet at Three o'clock on Monday in each week for Dispatch of Business, and that on that day Government Business shall take precedence of all Other Business.  
Debate ensued.  
(Interruption.)
8. Assent to Bill:—The following Message from His Excellency the Governor, received and read:—  
JOHN YOUNG, Message, No. 9.  
Governor.  
A Bill, intituled, "*An Act to Incorporate the Wagga Wagga Bridge Company*," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper officer, for enrolment, in the manner required by law.  
Government House,  
Sydney, 5 December, 1861.
9. Additional Business Day, and relative precedence of Government Business on that Day:—  
The Debate on this subject, interrupted by the Message recorded in entry 8 above,—  
resumed:—

Mr.

Mr. Windeyer moved the Previous Question.

Debate ensued.

Previous Question,—That this Question be now put,—put and passed.

Original Question then put.

The House divided.

Ayes, 36.		Noes, 15.
Mr. Cowper,	Mr. Love,	Mr. Raper,
Mr. Weekes,	Mr. Dick,	Mr. Morris,
Mr. Shepherd,	Mr. Egan,	Mr. Windeyer,
Mr. Wisdom,	Mr. Atkinson,	Mr. Piddington,
Mr. Holt,	Mr. Terry,	Mr. Walker,
Mr. T. Garrett,	Mr. Hoskins,	Mr. Wilson,
Capt. Moriarty,	Mr. Hart,	Mr. Faucett,
Mr. Driver,	Mr. Sadleir,	Mr. Allen,
Mr. Morrice,	Mr. Gray,	Mr. Harpur,
Mr. Dalgleish,	Mr. Daniel,	Mr. Hay,
Mr. Sutherland,	Mr. J. N. Ryan,	Mr. Dickson,
Mr. Alexander,	Mr. Buchanan,	Mr. Hannell,
Mr. Lewis,	Dr. Lang,	Mr. Dangar,
Mr. Markham,	Mr. C. Cowper,	Mr. Forster,
Mr. Caldwell,	junior,	Mr. Leary,
Mr. Flett,	Mr. Redman,	} Tellers.
Mr. Smart,	Mr. Rotton,	
Mr. Mate,	Mr. Lucas,	
Mr. Cummings,		

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 6.

### OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
3. Unlawful Administering of Poison Law Amendment Bill; second reading.
4. False Pretences Law Amendment Bill; second reading.
5. Vagrancy Prevention Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Richmond Bridge Company's Act Amendment Bill; second reading.
10. Metropolitan Corporation Bill; second reading.
11. Drainage Promotion Bill; to be further considered in Committee.
12. Constitution Act Amendment Bill; second reading.
13. Judicial and other Offices Qualification Amendment Bill; consideration in Committee of Legislative Council's amendments.
14. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
15. Amended Secret Bills of Sale Prevention Bill; second reading.

### NOTICES OF MOTION:—

1. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blancy and King's Plains, be printed.
2. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
3. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
4. MR. FAUCETT to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.
  - (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
5. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
6. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
7. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
8. DR. LANG to move for leave to bring in a Bill for improving the Districts of which the Field of Mars Common forms part.

9. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
10. MR. HANNELL to move, That the Petition, presented by him on the 5th December, from certain Inhabitants of Newcastle, in reference to the proposed Railway from Singleton to Mudgee, be printed.
11. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
12. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
14. MR. DICKSON to move, That the Petition presented by him on the 29th November, from Andrew M'Cauley, Mayor, Mudgee, on behalf of certain Inhabitants of Mudgee, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.
15. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
16. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.
17. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral resources of this Colony, presented by him on the 28th November, be printed.
18. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
19. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Police Regulation Bill; to be considered in Committee.
5. Land Titles Declaration Bill; second reading.
6. Land Transfer and Registry Bill; second reading.
7. River Murray Customs Amendment Bill; second reading.
8. Bonded Distilleries and Sugar Houses Bill; second reading.
9. Tobacco Duties Bill; second reading.
10. Supply; Resumption of the Committee.

Questions:—

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) If the Road Superintendent for the Great Northern Road—appointed in place of Mr. Quodling, resigned—is superintending Mr. Martindale's contract?
  - (2.) Was not this gentleman recently, or at any time, in Mr. Martindale's employ in this Colony, or Melbourne?
  - (3.) Is not the Gap at Liverpool Range and Doughboy Hollow Extension in Mr. Superintendent Brown's district?
2. MR. HOSKINS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether he is aware that Mr. Coghlin, Road Superintendent on the Great Northern Road, filled the position of sub-contractor, in the Colony of Victoria, under Mr. Martindale, contractor for the Doughboy Hollow Diversion?

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TUESDAY, DECEMBER 10.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

3. MR. WILSON to move,—  
 (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.  
 (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
7. MR. DALGLEISH to move, That the Petition of Isaac Peck, against the passing of the Bonded Distilleries and Sugar Houses Bill, presented by him on the 27th November, be printed.
8. MR. DICK to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to simplify the law relating to the Transfer and incumbrance of Freehold and other interests in Land.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
10. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
11. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
12. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
13. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chiu Sing Sung; also the Minutes of the Executive thereon referring to the subject.
14. MR. DALGLEISH to move,—  
 (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.  
 (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.  
 (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
15. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
16. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
17. MR. WALKER to move, That the petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
18. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
19. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
20. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
21. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.

ORDERS OF THE DAY:—

1. District Trust Bill; second reading.
2. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."

Question:—



*Question :—*

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony and for the repayment of which this Colony is pledged?

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 WEDNESDAY, DECEMBER 11.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.

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 TUESDAY, DECEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return showing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.

T. A. MURRAY,  
*Speaker.*



No. 55.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 6 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Pymont Bridge Company's Supplementary Bill:—The Speaker reported that the following Message had been received (yesterday) from the Legislative Council:—  
MR. SPEAKER,  
The Legislative Council having this day agreed to the Bill, intituled, "*An Act to continue the powers of the Pymont Bridge Company to raise money by the issue of Debentures and by mortgage,*" returns the same to the Legislative Assembly without amendment.  
Legislative Council Chamber, Sydney, 5th December, 1861. W. C. WENTWORTH,  
President.
2. Osborne Wallsend Coal Company's Incorporation Bill:—Mr. T. Garrett, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee for whose consideration and report this Bill was referred, on the 26th November last.  
Ordered to be printed.  
Whereupon, on motion of Mr. T. Garrett, Ordered, that this Bill be read a second time on Wednesday next.
3. Miss Isabella Mary Kelly:—Mr. Buchanan presented a Petition from Miss Isabella Mary Kelly, detailing the circumstances connected with the recently litigated cases of *Kelly and Skerrett*, and praying for redress and protection against further aggression.  
Petition received.
4. Railway Obstruction to Gaol and Court House Reserve, in the Town of Maitland:—Mr. Dickson, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee for whose consideration and report this subject was referred, on the 25th October last.  
Ordered to be printed.
5. Paper:—Mr. Cowper laid upon the Table, Estimated Distribution of Volunteer and Naval Brigade Votes, for 1862.  
Ordered to be printed.
6. Landing Waiters:—Dr. Lang presented a Petition from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, praying for the equalization of their salaries.  
Petition received.
7. Criminal Law and Practice Amendment Bill, on motion of Mr. Windeyer, read a second time (*after debate*), and Ordered to be considered in Committee of the Whole, this day week.
8. Postponements:—  
(1.) The Order of the Day for the Resumption of the Adjourned Debate, on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time," postponed, on motion of Mr. Faucett, until this day week.  
(2.) Unlawful Administering of Poison Law Amendment Bill:—Mr. Faucett moved, That the Order of the Day for the second reading of this Bill be "postponed until this day week."  
Mr. Cowper moved, That the Question be amended by the omission of the words "postponed until this day week," with a view to the insertion in their place of the words "discharged from the Paper."  
Debate ensued.  
Proposed amendment by leave withdrawn.  
Original Question put and passed.  
(3.) The Order of the Day for the second reading of the False Pretences Law Amendment Bill postponed, on motion of Mr. Faucett (*after debate*), until this day week.

9. Vagrancy Prevention Bill :—The Order of the Day for the second reading of this Bill discharged from the Paper, on motion of Mr. Hoskins,—  
Whereupon, on motion of Mr. Hoskins, Bill discharged from the Paper.
10. Postponements :—The undermentioned Orders of the Day postponed respectively, on motion of Mr. Faucett, until this day week :—  
(1.) The consideration in Committee of the Matrimonial Causes Bill.  
(2.) The third reading of the Pawnbrokers Bill.  
(3.) The second reading of the Sale of Colonial Wines Regulation Bill.
11. Richmond Bridge Company's Act Amendment Bill, on motion of Mr. Lucas, read a second time,—  
Whereupon, on motion of Mr. Cunneen, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill without amendment,—  
Mr. Cunneen moved, "That" this Report be now adopted.  
Mr. Windeyer 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 re-committed to consider a verbal amendment in Clause 1."  
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.  
Question,—That the words proposed to be inserted in the place of the words omitted, be there inserted,—put and passed.  
Question,—That the Bill be re-committed to consider a verbal amendment in Clause 1,—put and passed.  
Whereupon, on motion of Mr. Windeyer, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.  
The Chairman having reported the Bill with an amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Monday next.
12. Metropolitan Corporation Bill :—On the Order of the Day being read for the second reading of the Metropolitan Corporation Bill, Mr. Cowper moved,—That this Order of the Day be discharged from the Paper.  
Debate ensued.  
(*Interruption.*)
13. Messages :—The following Messages from His Excellency the Governor, received and read :—  
(1.) Additional Estimates, 1862 :—  
JOHN YOUNG, *Message, No. 10.*  
*Governor.*  
In compliance with the Address of the Legislative Assembly, of the 29th November, 1861, His Excellency transmits an additional Estimate for 1862, wherein provision is made for the Expenditure of £500,000 for the further extension of the Great Western and the Great Northern Lines of Railroad.  
*Government House,*  
*Sydney, 6th December, 1861.*  
Ordered, on motion of Mr. Weekes, to be printed, together with the accompanying Estimate, and taken into consideration in Committee of Supply.  
(2.) William Bland :—  
JOHN YOUNG, *Message No. 11.*  
*Governor.*  
In compliance with the request contained in the Address of the Legislative Assembly, of the 29th of November, 1861, the Governor recommends to the Assembly, the insertion, in the Bill for granting an Annuity to William Bland, of a Clause appropriating the sum of £300, from the Consolidated Revenue, as the amount of such Annuity.  
*Government House,*  
*Sydney, 6th December, 1861.*  
Ordered, on motion of Mr. Weekes, to be printed, and taken into consideration in Committee of the Whole on the Bill.
14. Metropolitan Corporation Bill :—The Debate on this subject, interrupted by the Messages recorded in Entry 13 above, resumed.  
Question put.  
The House divided.

Ayes, 25.

Mr. Cowper,	Mr. Mato,
Mr. Weekes,	Mr. Sadleir,
Mr. Wisdom,	Mr. Shepherd,
Mr. T. Garrett,	Mr. Faucett,
Mr. Holt,	Mr. Rusden,
Mr. Redman,	Mr. Flett,
Mr. Morrice,	Mr. Hay,
Mr. Stuart,	Mr. Harpur,
Mr. Hannell,	Mr. Morris,
Mr. Hart,	Dr. Lang,
Mr. Lackey,	Capt. Moriarty,
Mr. Terry,	Mr. Dickson,
Mr. Cummings,	

Noes, 12.

Mr. Dalgleish,
Mr. Piddington,
Mr. Wilson,
Mr. Lewis,
Mr. Hoskins,
Mr. Sutherland,
Mr. Love,
Mr. Dangar,
Mr. Caldwell,
Mr. Driver,
Mr. Forster,
Mr. Windeyer,

Bill then, on motion of Mr. Cowper, discharged from the Paper.

15. Postponement:—The Order of the Day for the further consideration in Committee of the Drainage Promotion Bill postponed, on motion of Mr. T. Garrett, until this day week.
16. Constitution Act Amendment Bill:—The Order of the Day for the second reading of this Bill discharged from the Paper, on motion of Mr. Sadleir.  
Whereupon, on motion of Mr. Sadleir, Bill discharged from the Paper.
17. Judicial and other Offices Qualification Amendment Bill:—On motion of Mr. Windeyer, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill. The Chairman having reported that the Committee had agreed to some, and disagreed from one, of the Amendments made in this Bill by the Legislative Council,—Mr. Windeyer moved, That this House do now adopt the Report from the Committee of the Whole on the Amendments made in this Bill by the Legislative Council.  
Question put and passed.
18. Maitland and Morpeth Railway Company's Bill:—Mr. Windeyer moved, "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of this Bill.  
Debate ensued.  
Mr. Dickson 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 this Bill stand an Order of the Day for this day week."  
Debate continued.  
Question,—That the words proposed to be omitted stand part of the Question,—and passed.  
Original Question then put and passed.  
Whereupon the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.  
The Chairman reported progress, and asked leave to sit again this day week.  
Question proposed,—That the Committee have leave to sit again this day week.  
Debate ensued.  
Whereupon Question, *as amended by consent*, put,—That the Committee have leave to sit again this day week, with precedence over all other business on the Paper for that day.  
The House divided.

Ayes 30.

Mr. Cowper,	Mr. Cummings,
Mr. Weekes,	Mr. Rusden,
Mr. Redman,	Mr. Allen,
Capt. Moriarty,	Mr. Faucett,
Mr. Lewis,	Mr. Daniel,
Mr. Caldwell,	Mr. Terry,
Mr. Alexander,	Mr. Flett,
Mr. Forster,	Mr. Sadleir,
Mr. Dangar,	Mr. Buchanan,
Mr. Wilson,	Mr. Raper,
Mr. Egan,	Mr. Driver,
Mr. Smart,	Mr. Dick,
Mr. Holt,	Mr. Wisdom,
Mr. Mate,	Mr. T. Garrett,
Mr. Hay,	Mr. Windeyer,

} Tellers.

Noes 9.

Mr. Piddington,
Mr. Dalgleish,
Mr. Lackey,
Mr. Atkinson,
Mr. Sutherland,
Mr. Hart,
Mr. Hoskins,
Mr. Morrice,
Mr. Stewart,

} Tellers.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, DECEMBER 9.

### GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Fines Charitable Application Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Municipalities Bill; second reading.
4. Police Regulation Bill; to be considered in Committee.
5. Land Titles Declaration Bill; second reading.
6. Land Transfer and Registry Bill; second reading.
7. River Murray Customs Amendment Bill; second reading.
8. Bonded Distilleries and Sugar Houses Bill; second reading.
9. Tobacco Duties Bill; second reading.
10. Supply; Resumption of the Committee.

OTHER

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FAUCETT to move,—
  - (1.) That a Select Committee be appointed to inquire into and report upon the claims (if any) of Dr. Jonathan Croft to compensation from the Government of New South Wales.
  - (2.) That such Committee consist of Mr. Hart, Mr. Hoskins, Mr. Dick, Mr. Holroyd, Mr. Egan, Capt. Moriarty, Mr. Morris, and the Mover.
2. DR. LANG to move for leave to bring in a Bill for improving the Districts of which the Field of Mars Common forms part.
3. MR. HANNELL to move, That the Petition, presented by him on the 5th December, from certain Inhabitants of Newcastle, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.
4. MR. DICKSON to move, That the Petition presented by him on the 29th November, from Andrew M'Canley, Mayor, Mudgee, on behalf of certain Inhabitants of Mudgee, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.
5. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
6. MR. EGAN to move, That the two Petitions presented by him on the 26th November, from the Inhabitants of the Eastern Coast of Australia, be printed.
7. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral resources of this Colony, presented by him on the 28th November, be printed.

## ORDERS OF THE DAY:—

1. Richmond Bridge Company's Act Amendment Bill; third reading.
2. Amended Secret Bills of Sale Prevention Bill; second reading.

## Questions:—

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he will inform this House of the reasons which led to the granting of a reprieve to the prisoner Shanahan, found guilty of rape, and sentenced to death?
2. MR. TERRY to ask THE COLONIAL SECRETARY,—
  - (1.) If the Government have employed Mr. Pitt to survey a new line of road from Pitt Town to the Windsor Road, and if they have instructed that gentleman to survey a road through a number of small farms, to the injury of the owners, when the one in use for the last thirty years is open and fenced off by a good substantial three-railed fence?
  - (2.) And are the Government aware that the line proposed to be opened is only a few yards distant from the one now used, and that the farms through which the said new line will pass are fenced in, and under cultivation?
3. MR. TERRY to ask THE SECRETARY FOR PUBLIC WORKS,—When will the Government be prepared to build a Telegraph Office in Mudgee?

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TUESDAY, DECEMBER 10.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Henley" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.

7. MR. DALGLEISH to move, That the Petition of Isaac Peck, against the passing of the Bonded Distilleries and Sugar Houses Bill, presented by him on the 27th November, be printed.
8. MR. DICK to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to simplify the law relating to the Transfer and incumbrance of Freehold and other interests in Land.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
10. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
11. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
12. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
13. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
14. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
15. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
16. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860–61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
17. MR. WALKER to move, That the petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
18. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
19. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
20. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
21. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
22. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.
23. MR. PIDDINGTON to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries.
24. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
25. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No 11. Also, the names of the owners of such cattle, up to the 6th of December.
26. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
27. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
28. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
29. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
30. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
31. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.

32. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
33. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
34. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
35. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
36. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
37. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

ORDERS OF THE DAY:—

1. District Trust Bill; second reading.
2. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve "itself into a Committee of the Whole, to consider of an Address to the Governor, "praying that His Excellency will cause to be placed on the Estimates for the ensuing "year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- "tained by her late husband, J. H. Jones, in the Mail Service between Sydney and "Melbourne, during the year 1851."

Questions:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony and for the repayment of which this Colony is pledged?
2. MR. DANGAR to ask THE COLONIAL SECRETARY,—If it is the intention of the Govern- ment to introduce an Impounding Bill; also, a Bill for the Prevention of Cattle Stealing and Registry of Brands, this Session?
3. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—  
(1.) Is the Salary paid to Mr. M'Keachie, as Clerk of Works of Wharf at Newcastle, the sum apportioned from Vote for construction of that Work?  
(2.) Is the Salary paid to Mr. Anderson, as Clerk of Works of Bridge to Glebe Island, the sum apportioned from Vote for construction of that Work?
4. MR. SADLEIR to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to appoint a Scab Inspector for the District of Monaroo, as it is represented, that sheep, in that District, are exposed to contagion from sheep landed at Two'old Bay, from parts of the Colony and other places where Scab exists?

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WEDNESDAY, DECEMBER 11.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted.

ORDER OF THE DAY:—

1. Osborne Wallsend Coal Company's Incorporation Bill; second reading.

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FRIDAY, DECEMBER 13.

OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Maitland and Morpeth Railway Company's Bill; to be considered in Committee.
2. Criminal Law and Practice Amendment Bill; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the "Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.

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TUESDAY,



TUESDAY, DECEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.

T. A. MURRAY,  
*Speaker.*

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No. 56.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

MONDAY, 9 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Field of Mars Common:—Mr. Shepherd presented a Petition from certain Trustees of the Field of Mars and Eastern Farms Common, drawing attention to another Petition recently presented from persons styling themselves Commoners of the said Common; and praying that no action may be taken upon that Petition until due inquiry be made,—on the grounds that few of the persons who signed the said Petition are entitled to the use of the Common, and that many of the allegations contained in the Petition itself are untrue.  
Petition received.
2. Paper:—Mr. Weekes laid upon the Table, Return of Bank Liabilities and Assets, for the Quarter ended 30 September, 1861.  
Ordered to be printed.
3. Fines Charitable Application Bill:—The Order of the Day for the second reading of this Bill discharged from the Paper, on motion of Mr. Cowper.  
Whereupon, on motion of Mr. Cowper, Bill discharged from the Paper.
4. Postponement:—The Order of the Day for the resumption of the Committee of Ways and Means postponed, on motion of Mr. Weekes, until Wednesday week.
5. Municipalities Bill:—The Order of the Day for the second reading of this Bill discharged from the Paper, on motion of Mr. Cowper.  
Whereupon, on motion of Mr. Cowper, Bill discharged from the Paper.
6. Postponement:—The Order of the Day for the consideration in Committee of the Police Regulation Bill postponed, on motion of Mr. Cowper, until Thursday next.
7. Land Titles Declaration Bill:—Mr. Cowper moved, That this Bill be now read a second time.  
Debate ensued.  
Mr. Dick moved, That this Debate be adjourned until this day week.  
Debate ensued.  
Question, for the adjournment of the Debate until this day week, put and passed.
8. Postponement:—The Order of the Day for the second reading of the Land Transfer and Registry Bill postponed, on motion of Mr. Cowper, until Thursday next.
9. River Murray Customs Amendment Bill:—Mr. Weekes moved, That this Bill be now read a second time.  
Debate ensued.  
Question put and passed,—  
And Bill read a second time.  
Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Wednesday next.
10. Postponement:—The Order of the Day for the second reading of the Bonded Distilleries and Sugar Houses Bill postponed, on motion of Mr. Weekes, until Thursday next.
11. Tobacco Duties Bill:—Mr. Weekes moved, That this Bill be now read a second time.  
Debate ensued.  
Question put and passed,—  
And Bill read a second time.  
Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.  
The Chairman having reported the Bill with an Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Wednesday next.

12. Judicial and other Offices Qualification Amendment Bill :—Mr. Cowper moved, That the following Message be carried to the Legislative Council.—

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated the 6th ultimo, requesting its concurrence in certain Amendments made by the Council in the Judicial and Other Offices Qualification Amendment Bill :—

Agrees to the Amendment in the Preamble, and the Amendments in Clause 1;—  
And disagrees from the Amendment which proposes the insertion after clause 1, of a new clause, to stand clause 2; Because the principle of the Bill is to place the Australian upon an equality with the English Bar, and the Charter of Justice provides that five years standing shall qualify an English Barrister for the office.

*Legislative Assembly Chamber,  
Sydney, 9 December, 1861.*

SPEAKER.

Question put and passed.

13. Postponement :—The Order of the Day for the Resumption of the Committee of Supply postponed, on motion of Mr. Weekes, until to-morrow.

14. Motions Dropped :—The Honorable Members not making the undermentioned motions standing respectively in their names on the Notice Paper for to-day, they dropped :—

(1.) Mr. Faucett, motion No. 1.

(2.) Dr. Lang, motion No. 2.

15. Proposed Horse Railway from Singleton to Mudgee :—

(1.) Mr. Lewis, on behalf of Mr. Hannell, moved, pursuant to notice standing in the name of Mr. Hannell, That the Petition, presented by Mr. Hannell on the 5th December, from certain Inhabitants of Newcastle, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.

Question put and passed.

Ordered to be printed.

(2.) Mr. Wilson, on behalf of Mr. Dickson, moved, pursuant to notice standing in the name of Mr. Dickson, That the Petition presented by Mr. Dickson on the 29th November, from Andrew M'Cauley, Mayor, Mudgee, on behalf of certain Inhabitants of Mudgee, in reference to the proposed Horse Railway from Singleton to Mudgee, be printed.

Question put and passed.

Ordered to be printed.

16. Motions Dropped :—The Honorable Members not making the undermentioned motions standing respectively in their names on the Notice Paper for to-day, they dropped :—

(1.) Mr. Rotton, motion No. 5.

(2.) Mr. Egan, motion No. 6.

(3.) Dr. Lang, motion No. 7.

17. Richmond Bridge Company's Act Amendment Bill, on motion of Mr. Piddington, read a third time and passed.

Mr. Piddington then moved, That the Title of this Bill be, "*An Act to amend the Richmond Bridge Company's Act of 1857.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Richmond Bridge Company's Act of 1857,*" 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, 9 December, 1861.*

SPEAKER.

Question put and passed.

18. Amended Secret Bills of Sale Prevention Bill :—The Order of the Day for the second reading of this Bill discharged from the Paper, on motion of Mr. Dick.

Whereupon, on motion of Mr. Dick, Bill discharged from the Paper.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 10.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness "Healey" had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
2. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
3. MR. WILSON to move,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
4. DR. LANG to move, That the Despatch from the Right Honorable the Duke of Newcastle in reference to the proposed separation of the Clarence and Richmond Rivers Districts, laid on the Table of the House by the Colonial Secretary, on the 22nd November last, be now taken into consideration.
5. MR. GRAY to move, for leave to bring in a Bill to abolish Capital Punishment in New South Wales.
6. MR. GRAY to move for leave to introduce a Bill to amend the Main Roads Management Act of 1858.
7. MR. DALGLEISH to move, That the Petition of Isaac Peck, against the passing of the Bonded Distilleries and Sugar Houses Bill, presented by him on the 27th November, be printed.
8. MR. DICK to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to simplify the law relating to the Transfer and incumbrance of Freehold and other interests in Land.
9. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
10. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
11. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
12. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
13. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
14. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
15. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
16. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
17. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
18. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.

19. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
20. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
21. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
22. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.
23. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
24. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
25. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
26. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
27. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
28. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
29. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
30. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Seone, in reference to the appointing of a Telegraph or Station Master at Seone, and referring to other Local matters connected with the said Town and District.
31. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
32. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
33. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
34. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
35. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
36. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
37. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.

ORDERS OF THE DAY:—

1. District Trusts Bill; second reading.
2. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve "itself into a Committee of the Whole, to consider of an Address to the Governor, "praying that His Excellency will cause to be placed on the Estimates for the ensuing "year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- "tained by her late husband, J. H. Jones, in the Mail Service between Sydney and "Melbourne, during the year 1851."

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Supply; Resumption of the Committee.

Questions:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
2. MR. DANGAR to ask THE COLONIAL SECRETARY,—If it is the intention of the Government to introduce an Impounding Bill; also, a Bill for the Prevention of Cattle Stealing and Registry of Brands, this Session?

3. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) Is the Salary paid to Mr. M'Keachie, as Clerk of Works of Wharf at Newcastle, the sum apportioned from Vote for construction of that Work?  
 (2.) Is the Salary paid to Mr. Anderson, as Clerk of Works of Bridge to Glebe Island, the sum apportioned from Vote for construction of that Work?
4. MR. SADLEIR to ask THE COLONIAL SECRETARY,—Whether it is the intention of the Government to appoint a Scab Inspector for the District of Monaroo, as it is represented, that sheep, in that District, are exposed to contagion from sheep landed at Twofold Bay, from parts of the Colony and other places where Scab exists?
5. MR. FORSTER to ask THE COLONIAL SECRETARY,—Is it the intention of the Government, before closing the Session, to allow time for the passing of an Elective Legislative Council Bill?
6. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—  
 (1.) If Mr. Martindale, the Contractor of the Arnold Bridge, Murrurundi, completed his contract as per first specification, and if the piles were driven the proper depth, as per specification?  
 (2.) The amount of his tender, and extra sums paid, if any, for this Bridge?  
 (3.) How long was Mr. Martindale allowed, over the time specified in his Contract, for the completion of Arnold Bridge?  
 (4.) Was the cost of approaches to Arnold Bridge in Mr. Martindale's Contract, and performed by him?  
 (5.) How long extra was Mr. Martindale allowed in performing his Contract for the Doughboy extension; and is it completed?  
 (6.) Do Government send specifications with plans to the nearest Police Office, when the work is required to be tendered for in all cases when let by Contract?
7. MR. SADLEIR to ask THE COLONIAL SECRETARY,—  
 (1.) On what terms, as to money payments, including expenses, the Commissioners now employed at Ten Mile Creek, namely, Messrs. Garland, Day, Meyer, and Bruce; also the Commissioners or Inspectors at Campbelltown, to examine cattle suffering or supposed to be suffering under disease of Pleuro-Pneumonia, have been engaged?  
 (2.) Also, on what terms the six stockmen now employed on the Murrumbidgee, as boundary guards, are paid, and on what authority they have been engaged; whether the resolutions drawn up by the said Commissioners are to be enforced, especially that portion relating "to destroying such cattle so passing over the boundary, as the "Inspector shall indicate, with the approval of the Board?"  
 (3.) Also, how parties whose cattle have been destroyed by order of the Inspectors or Commissioners are to be compensated, and by what authority any payments have been made, this House having by resolution, 22nd November, declared that it will not recognize the principle that compensation should be awarded for diseased cattle to be destroyed under the 2nd section of Act, Victoria 24, No. 11, intituled the Cattle Disease Prevention Act, 1861?
8. MR. WILSON to ask THE COLONIAL SECRETARY,—When do the Government intend to proclaim, according to the 14th section of Crown Lands Alienation Act, the areas on Gold Fields within which conditional purchases cannot be made?
9. MR. DICK to ask THE COLONIAL TREASURER,—Whether the Government have had any correspondence with the Imperial Government upon the subject of declaring the Australian Sovereign a Legal Tender in the United Kingdom; and, if so, whether there will be any objection to lay the same upon the Table of the House?
10. MR. SHEPHERD to ask THE COLONIAL SECRETARY,—  
 (1.) Whether the Government are aware that the Local Magistrates residing within the District of Ryde, Kissing Point, have represented to this House that there are located in the District of Ryde, vagrants, runaway sailors, and the most abandoned prostitutes of Sydney, and they further state, that it is generally believed that those characters are in the habit of slaughtering, or re-branding and taking away cattle depasturing in the District?  
 (2.) Whether the Government consider it to be the duty of Magistrates residing within the District, to use means to suppress outrages such as are represented to exist within the District of Ryde?

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WEDNESDAY, DECEMBER 11.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. River Murray Customs Bill; third reading.
4. Tobacco Duties Bill; third reading.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted.

ORDER OF THE DAY:—

1. Osborne Wallsend Coal Company's Incorporation Bill; second reading.

Questions:—

## Questions :—

1. MR. DANGAR to ask the SECRETARY FOR PUBLIC WORKS,—
  - (1.) What amount, in each arbitration case, Messrs. Lesley and Rotton were allowed in arbitrating Messrs. McDougall and other claimants, at Singleton, for railway compensation—and is it usual to deduct the amount from the award in each case of the Government arbitrators?
  - (2.) What amount the Government arbitrator, or umpire, is allowed in each case, with travelling expenses?
2. MR. T. GARRETT to ask THE COLONIAL SECRETARY,—
  - (1.) What are the numbers of the lots in the town of Seymour, Monaro, which have been purchased by Messrs. Cosgrove and York, under pre-emptive right, as notified in notice issued from Crown Lands Office, dated 29th September?
  - (2.) Are there any improvements on either of those lots?
3. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Chief Commissioners of Gold Fields are in the habit of reporting the date of their visits to the various Gold Fields under their control?
  - (2.) Whether the Government issue any instructions to said Commissioners, regulating the periods at which such visits are to be made; if so, will the Government object to lay a copy of those instructions upon the Table of this House?
  - (3.) Whether the Minister for Lands has any return in his office of the number of visits made by each Chief Commissioner to the various Gold Fields under his control, during the years 1859 and 1860; if so, whether he has any objection to lay a copy of said return upon the Table of this House?
  - (4.) Whether the Minister for Lands will have any objection to lay on the Table of this House, a return of the sums of money paid to each Chief Commissioner for travelling expenses during the years 1859 and 1860?
4. MR. DICK to ask THE COLONIAL SECRETARY,—
  - (1.) The number of copies of the Crown Lands Acts and Regulations that have been printed and published by the Government?
  - (2.) The number that have been transmitted to the Emigration Commissioners?
  - (3.) The number that have been forwarded to the respective Police Magistrates and Clerks of Petty Sessions in the Interior?
  - (4.) Whether they cannot be issued at a cheaper rate than 1s. 6d. each?
  - (5.) When the Plans or Maps shewing the Land open for Free Selection will be issued?
  - (6.) What price will be charged for the same?

## THURSDAY, DECEMBER 12.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Police Regulation Bill; to be considered in Committee.
2. Land Transfer and Registry Bill; second reading.
3. Bonded Distilleries and Sugar Houses Bill; second reading.

## FRIDAY, DECEMBER 13.

## OTHER BUSINESS.—ORDERS OF THE DAY:—

1. Maitland and Morpeth Railway Company's Bill; to be further considered in Committee.
2. Criminal Law and Practice Amendment Bill; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.

## MONDAY, DECEMBER 16.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."

## TUESDAY, DECEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.



2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.

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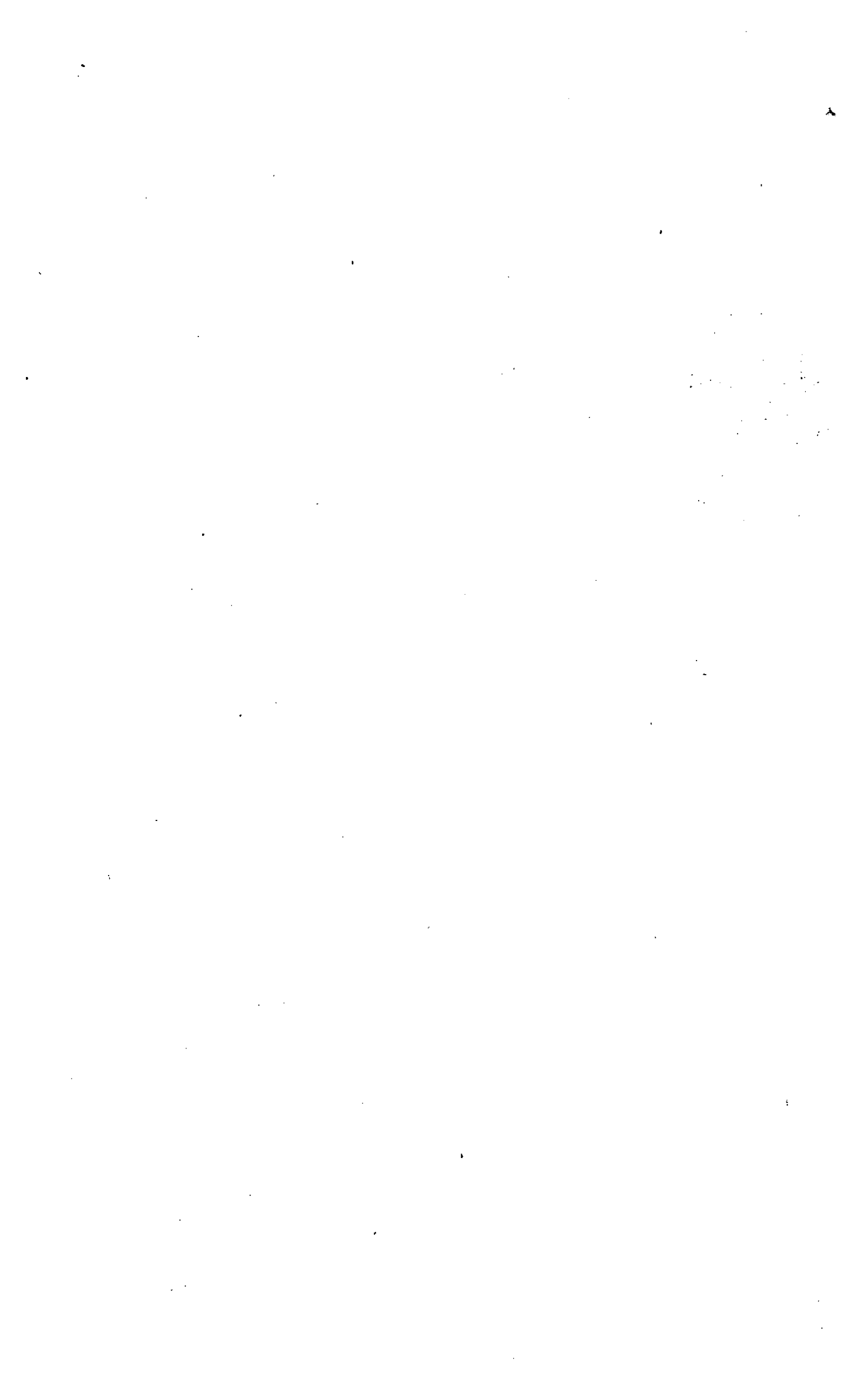
WEDNESDAY, DECEMBER 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

T. A. MURRAY,  
*Speaker.*

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No. 57.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

TUESDAY, 10 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Seamen:—Mr. Dalgleish, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on the 1st October last, on Seamen.  
Ordered to be printed.
2. Motions withdrawn:—Mr. Leary withdrew the motions standing in his name Nos. 28 and 32 on the Notice Paper for to-day.
3. Administration of Justice—(Henley and Owen—Barrangong Riots):—Mr. Buchanan moved, pursuant to notice,—
  - (1.) That,—in consideration that the Government have expressed their belief that the Crown Witness “Henley” had sworn falsely at the late Goulburn trials; and also, that the presiding Judge had refused to direct the Jury that Henley had so sworn, although pressed to do so by the prisoner's counsel; and further, considering that, in a great measure, through this false evidence, the prisoner Owen was found guilty and sentenced to two years imprisonment;—
  - (2.) In the opinion of this House, an Address should be presented to the Governor praying that His Excellency will cause the immediate liberation of the prisoner Owen.
 Debate ensued.  
Question put.  
The House divided.

Ayes, 2.

Mr. Buchanan, }  
Mr. Dalgleish, } Tellers.

Nocs, 33.

Mr. Cowper,	Mr. Flett,
Mr. Weekes,	Mr. Allen,
Mr. Arnold,	Mr. Sadleir,
Mr. Shepherd,	Mr. Dick,
Mr. Forster,	Mr. Caldwell,
Mr. Raper,	Mr. Alexander,
Mr. Leary,	Mr. Terry,
Mr. Hart,	Mr. Cunneen,
Capt. Moriarty,	Mr. Smart,
Mr. Holt,	Mr. Dickson,
Mr. Fiddington,	Mr. Hoskins,
Mr. Hay,	Mr. Wilson,
Mr. Lucas,	Mr. T. Garrett,
Mr. Sutherland,	Mr. Wisdom,
Mr. Lackey,	Mr. Driver,
Mr. Lewis,	Mr. Windeyer, } Tellers.
Mr. Dangar,	

4. Motion withdrawn:—Mr. Lucas withdrew the motion standing in his name No. 2 on the Notice Paper for to-day.
5. Mr. Francis Flanagan:—Mr. Wilson moved, pursuant to notice,—
  - (1.) That a Select Committee be appointed to consider and report upon the Petition of Mr. Francis Flanagan, presented by him on the 7th November.
  - (2.) That such Committee consist of Mr. Cowper, Mr. Faucett, Mr. Hart, Mr. Egan, Captain Moriarty, Mr. Gray, Mr. T. Garrett, Mr. Bell, Mr. J. T. Ryan, and the Mover.
 Question put and passed.
6. Districts of Clarence and Richmond Rivers—(Proposed Separation from New South Wales and Annexation to Queensland):—  
The Despatch from the Duke of Newcastle, dated 26 September, 1861, No. 59, on this subject, having been read at length by the Clerk, by direction of the Speaker,—  
Dr. Lang moved, pursuant to amended notice, That this House, having taken into consideration the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is of opinion that the 34th section of the Act of the Imperial Parliament,

Parliament, 13 and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the inhabitant householders of the territories situated to the northward of the 30th parallel of latitude, and which authorizes Her Majesty, from time to time, to separate these territories from New South Wales on the petition of the inhabitants, is still in force, and has not been repealed by any subsequent Act of the Imperial Parliament.

Motion made by Mr. Cowper, and Question put (*after Debate*), That the Debate on this Question be postponed until this day week.

The House divided.

Ayes, 16.

Mr. Cowper,	Dr. Lang,	} Tellers.
Mr. Weekes,	Mr. Hart,	
Mr. Arnold,	Mr. Allen,	
Mr. Holt,	Mr. Alexander,	
Mr. Sutherland,	Mr. Wisdom,	
Mr. Caldwell,	Mr. C. Cowper,	
Mr. Buchanan,	jun.,	
Mr. Driver,	Mr. T. Garrett,	
Mr. Gray,		

Noes, 9.

Mr. Forster,	} Tellers.
Mr. Lucas,	
Mr. Piddington,	
Mr. Sadleir,	
Mr. Raper,	
Mr. Hoskins,	
Mr. Rusden,	
Mr. Dalgleish,	
Mr. Dick,	

- Motions Withdrawn:—Mr. Gray withdrew the Motions standing in his name, Nos. 5 and 6 on the Notice Paper for to-day.
- Bonded Distilleries and Sugar Houses Bill:—Mr. Dalgleish moved, pursuant to notice, That the Petition of Isaac Peck, against the passing of the Bonded Distilleries and Sugar Houses Bill, presented by him on the 27th November, be printed.  
Question put and passed.  
Ordered to be printed.
- Real Property Bill:—Mr. Dick moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider the propriety of introducing a Bill to simplify the law relating to the Transfer and Incumbrance of Freehold and other interests in Land.  
Debate ensued.  
Question put.  
The House divided.

Ayes, 18.

Mr. Dalgleish,	Mr. Dangar,	} Tellers.
Mr. Hoskins,	Mr. Driver,	
Mr. Alexander,	Mr. Holt,	
Mr. Allen,	Mr. Piddington,	
Mr. Sadleir,	Mr. Dick,	
Mr. Leary,	Mr. T. Garrett,	
Mr. Wilson,		
Mr. Raper,		
Mr. Faucett,		
Mr. Forster,		
Mr. Stewart,		
Mr. Sutherland,		

Noes, 11.

Mr. Cowper,	} Tellers.
Mr. Weekes,	
Mr. Arnold,	
Mr. C. Cowper,	
jun.,	
Mr. Cummings,	
Mr. Flett,	
Mr. Morrice,	
Mr. Hart,	
Mr. Wisdom,	
Mr. Rodman,	
Mr. Buchanan,	

The House adjourned, on motion of Mr. Cowper, at twenty-four minutes before Twelve o'clock, until To-morrow, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 11.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

- Queensland Debt Bill; second reading.
- Railways and Roads Acts Amendment Bill; second reading.
- River Murray Customs Bill; third reading.
- Tobacco Duties Bill; third reading.
- Supply; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

- MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted.
- CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
- MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
- MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.

5. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
6. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
7. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
8. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

ORDERS OF THE DAY:—

1. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
2. District Trusts Bill; second reading.
3. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."

Questions:—

1. MR. DANGAR to ask the SECRETARY FOR PUBLIC WORKS,—
  - (1.) What amount, in each arbitration case, Messrs. Lesley and Rotton were allowed in arbitrating Messrs. McDougall and other claimants, at Singleton, for railway compensation—and is it usual to deduct the amount from the award in each case by the Government arbitrators?
  - (2.) What amount the Government arbitrator, or umpire, is allowed in each case, with travelling expenses?
2. MR. T. GARRETT to ask THE COLONIAL SECRETARY,—
  - (1.) What are the numbers of the lots in the town of Seymour, Monaro, which have been purchased by Messrs. Cosgrove and York, under pre-emptive right, as notified in notice, issued from Crown Lands Office, dated 29th September?
  - (2.) Are there any improvements on either of those lots?
3. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Chief Commissioners of Gold Fields are in the habit of reporting the date of their visits to the various Gold Fields under their control?
  - (2.) Whether the Government issue any instructions to said Commissioners, regulating the periods at which such visits are to be made; if so, will the Government object to lay a copy of those instructions upon the Table of this House?
  - (3.) Whether the Minister for Lands has any return in his office of the number of visits made by each Chief Commissioner to the various Gold Fields under his control, during the years 1859 and 1860; if so, whether he has any objection to lay a copy of said return upon the Table of this House?
  - (4.) Whether the Minister for Lands will have any objection to lay on the Table of this House, a return of the sums of money paid to each Chief Commissioner, for travelling expenses, during the years 1859 and 1860?
4. MR. DICK to ask THE COLONIAL SECRETARY,—
  - (1.) The number of copies of the Crown Lands Acts and Regulations that have been printed and published by the Government?
  - (2.) The number that have been transmitted to the Emigration Commissioners?
  - (3.) The number that have been forwarded to the respective Police Magistrates and Clerks of Petty Sessions in the Interior?
  - (4.) Whether they cannot be issued at a cheaper rate than 1s. 6d. each?
  - (5.) When the Plans or Maps shewing the Land open for Free Selection will be issued?
  - (6.) What price will be charged for the same?
5. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
6. MR. HOLROYD to ask THE COLONIAL SECRETARY,—When he will lay upon the Table of this House the Correspondence, &c., relative to the appointment and superseding of Mr. Myles Harte Lyons, a Magistrate of the Territory, &c., as well as the Correspondence between the Bench of Magistrates, at Mudgee, and the Government, &c., in reference to the recent appointments of Magistrates to the Mudgee Bench, and which were ordered to be laid upon the Table of this House on the 25th of October last?
7. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If it is the intention of the Attorney General to put Spicer on his trial for Riot, he having been committed by the Burrangong Bench?

## THURSDAY, DECEMBER 12.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Police Regulation Bill ; to be considered in Committee.
2. Land Transfer and Registry Bill ; second reading.
3. Bonded Distilleries and Sugar Houses Bill ; second reading.

## FRIDAY, DECEMBER 13.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Maitland and Morpeth Railway Company's Bill ; to be further considered in Committee.
2. Criminal Law and Practice Amendment Bill ; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill ; second reading.
5. False Pretences Law Amendment Bill ; second reading.
6. Matrimonial Causes Bill ; to be considered in Committee.
7. Pawnbrokers Bill ; third reading.
8. Sale of Colonial Wines Regulation Bill ; second reading.
9. Drainage Promotion Bill ; to be further considered in Committee.
10. Real Property Bill ; consideration in Committee of the propriety of introducing.

## NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
2. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
3. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
4. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
5. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
6. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts ; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates ; by whose authority expended, and whether expended by tender or let without ; the name of the Contractor or Contractors, date of each, with amount.
7. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
8. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
9. MR. DRIVER to move, That the Petition from the Inhabitants of Guyoug, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
10. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
11. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
12. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
14. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.

## MONDAY, DECEMBER 16.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."

TUESDAY,

TUESDAY, DECEMBER 17.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
12. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
13. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
14. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

15. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
16. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
17. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
18. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
19. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
20. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
21. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
22. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.
23. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.

ORDER OF THE DAY :—

1. Debate on the motion of Dr. Lang, " That this House having taken into consideration " the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is " of opinion that the 34th section of the Act of the Imperial Parliament, 13 " and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the " inhabitant householders of the territories situated to the northward of the 30th " parallel of latitude, and which authorizes Her Majesty, from time to time, to separate " these territories from New South Wales on the petition of the inhabitants, " is still in force, and has not been repealed by any subsequent Act of the Imperial " Parliament."

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WEDNESDAY, DECEMBER 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.

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TUESDAY, DECEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.

T. A. MURRAY,  
*Speaker.*



No. 58.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 11 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Correction of Error in Division List:—Mr. Terry, stating that he had voted with the Ayes in the division which took place yesterday on the "Real Property Bill," drew attention to the absence of his name from the List of that Division, as recorded in Entry 9 in the Votes and Proceedings of that day,—  
The Speaker thereupon called for the Original List as given in by the Tellers; and one name appearing therein which resembled "Leary,"—and Mr. T. Garrett, the Teller who wrote the name, stating that he intended it for "Terry";—the Speaker directed that the name of Mr. Terry stand in substitution for that of Mr. Leary, whose name appears in the print, but who did not vote on the occasion alluded to.
2. Land Titles Declaration Bill—Land Transfer and Registry Bill:—Dr. Lang presented a Petition from certain Certificated Conveyancers against the passing of the said Bills, and praying to be heard by or without Counsel at the Bar of the House relative thereto.  
Petition received.
3. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—  
(1.) Return to Address, in reference to Mr. Myles Harte Lyons—Magistrates of the Mudgee Bench, adopted by this House, on motion of Mr. Holroyd, on 25 October last.  
(2.) Return to Address, in reference to Parramatta Gaol, adopted by this House, on motion of Mr. Lackey, on 26 November last.  
Ordered to be printed.
4. Postponements:—The Orders of the Day for the Second Reading of the Queensland Debt Bill, and the Railway and Roads Acts Amendment Bill postponed, respectively, on motion of Mr. Weekes, until Monday next.
5. River Murray Customs Bill, on motion of Mr. Weekes, read a third time and *passed*.  
And the word "authorize" having been substituted for the word "legalize" in the Title,—  
Mr. Weekes moved, That the Title of this Bill be "*An Act to authorize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.*"  
Question put and passed.  
Whereupon Mr. Weekes moved, That this Bill be carried to the Legislative Council with the following Message:—  
MR. PRESIDENT,  
The Legislative Assembly having this day passed a Bill, intituled, "*An Act to authorize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray.*" presents the same to the Legislative Council for its concurrence.  
*Legislative Assembly Chamber,*  
Sydney, 11 December, 1861.

T. A. MURRAY,  
Speaker.

6. Tobacco Duties Bill:—Mr. Weekes moved, That this Bill be now read a third time.  
Question put.  
The House divided.

Ayes, 26.		Noes, 11.	
Mr. Cowper,	Mr. Forster,	Mr. Morris,	
Mr. Lucas,	Mr. Cummings,	Mr. Dick,	
Mr. Weekes,	Mr. Windeyer,	Mr. Wilson,	
Mr. Arnold,	Mr. Piddington,	Mr. Smart,	
Mr. Driver,	Mr. Dalglish,	Mr. Terry,	
Mr. Buchanan,	Mr. Rusden,	Mr. Sadleir,	
Mr. Sutherland,	Mr. Laycock,	Mr. Raper,	
Mr. Lewis,	Dr. Lang,	Mr. Mate,	
Mr. Alexander,	Mr. Wisdom,	Mr. Macleay,	
Mr. Stewart,	Mr. T. Garrett,	Mr. Rotton,	} Tellers.
Mr. Markham,	Mr. Dickson,	Mr. Hoskins,	
Mr. Daniel,	Mr. C. Cowper,		
Mr. Dangar,	jun.,		
Mr. Walker,			

And Bill read a third time and *passed*.

Mr.

Mr. Weekes then moved, That the Title of this Bill be "*An Act to alter the Duties of Customs payable on Tobacco.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to alter the Duties of Customs payable on Tobacco,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,*

*Sydney, 11 December, 1861.*

Speaker.

Question put and passed.

7. Supply:—On the Order of the Day being read for the resumption of the Committee of Supply, Mr. Weekes moved, "That" the Speaker do now leave the Chair.

Mr. Raper moved, That the Question be amended by the omission of all the words following the word "That," with a view to the insertion in their place of the words,—

"in the opinion of this House, the Commissioners appointed by the Government to prevent the spread of the disease in Cattle known as Pleuro-Pneumonia be re-called."

Debate ensued.

(*Interruption.*)

8. Messages:—The following Messages from His Excellency the Governor, received and read:—

(1.) Further Additional Estimate for 1862:—

JOHN YOUNG,

*Message, No. 12.*

*Governor.*

In compliance with the 54th Clause of the Constitution Act, the Governor submits, for the consideration of the Legislative Assembly, a Further Additional Estimate of Expenditure for the Year 1862.

*Government House,*

*Sydney, 11th December, 1861.*

Ordered, on motion of Mr. Weekes, to be printed, together with the accompanying Estimate, and taken into consideration in Committee of Supply.

(2.) Assent to Bill:—

JOHN YOUNG,

*Message, No. 13.*

*Governor.*

A Bill, intituled, "*An Act to continue the powers of the Pyrmont Bridge Company to raise money by the issue of Debentures and by Mortgage,*" 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 December, 1861.*

9. Supply:—The Debate on Mr. Raper's proposed Amendment on Mr. Weekes' motion, "That the Speaker do now leave the Chair," interrupted by the Message recorded in Entry 8, above, resumed.

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

The House divided.

Ayes, 29.

Mr. Cowper,	Mr. Lucas,	}	Tellers.
Mr. C. Cowper,	Mr. Macleay,		
jun.,	Mr. Dangar,		
Mr. Arnold,	Mr. Walker,		
Mr. Weekes,	Mr. Daniel,		
Mr. T. Garrett,	Mr. Laycock,		
Mr. Hart,	Mr. Cunneen,		
Mr. Alexander,	Mr. Hay,		
Mr. Love,	Mr. Smart,		
Mr. Cummings,	Mr. Rotton,		
Mr. Stewart,	Capt. Moriarty,		
Mr. Terry,	Mr. Driver,		
Mr. Shepherd,	Mr. Wisdom,		
Mr. Mate,	Mr. Redman,		
Mr. Flett,	Mr. Morris,		

Noes, 10.

Mr. Wilson,	}	Tellers.
Mr. Forster,		
Mr. Raper,		
Mr. Sadleir,		
Mr. Dickson,		
Mr. Dalgleish,		
Mr. Fusden,		
Mr. Holroyd,		
Mr. Piddington,		
Mr. Leary,		

Original Question then put and passed:—

Whereupon the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty, for the service of the year 1861-2.

And the Committee having continued to sit till after Midnight:—

THURSDAY, 12 DECEMBER, 1861, A.M.

The Chairman reported that there was not a Quorum of Members present in the Committee.

Whereupon the Speaker counted the House, and,—there being only Eighteen Members present, exclusive of the Speaker, viz.:—Mr. Alexander, Mr. Arnold, Mr. Caldwell, Mr. Cowper, Mr. C. Cowper, junior, Mr. Cummings, Mr. Cunneen, Mr. Daniel, Mr. Driver, Mr. Forster, Mr. T. Garrett, Mr. Markham, Mr. Morrice, Mr. Rotton, Mr. Sutherland, Mr. Walker, Mr. Weekes, and Mr. Wisdom,—the Speaker adjourned the House at a quarter after Two o'clock, a.m., until Three o'clock, p.m., this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 12.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Police Regulation Bill ; to be considered in Committee.
2. Land Transfer and Registry Bill ; second reading.
3. Bonded Distilleries and Sugar Houses Bill ; second reading.
4. Supply ; Resumption of the Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted by this House.
2. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
3. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
4. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
5. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
6. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
7. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
8. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

## ORDERS OF THE DAY:—

1. Osborne Wallsend Coal Company's Incorporation Bill ; second reading.
2. District Trusts Bill ; second reading.
3. Debate on the motion of Mr. Stewart, " That this House will, on Friday next, resolve " itself into a Committee of the Whole, to consider of an Address to the Governor, " praying that His Excellency will cause to be placed on the Estimates for the ensuing " year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- " tained by her late husband, J. H. Jones, in the Mail Service between Sydney and " Melbourne, during the year 1851."

## Questions:—

1. MR. WILSON to ask THE COLONIAL SECRETARY,—
  - (1.) Has the Government any objection to lay on the Table of this House, a Copy of all the Minutes of the Executive Council, with regard to Martin Shanahan, convicted of the crime of rape—sentenced to death, at Goulburn, in September last—and whose sentence was afterwards commuted by the Government to ten years on the roads?
  - (2.) Also, a Copy of the Minutes of the Executive Council, with regard to the case of William Johnson, convicted of the crime of rape, at the same Assizes, and executed at Goulburn, on Tuesday, 3rd December?
  - (3.) Also, a Copy of the Judges Report to the Executive, in each case?
2. MR. WILSON to ask THE COLONIAL SECRETARY,—Has the Government any objection to lay on the Table of this House, a Copy of all the Correspondence that has taken place with the Government concerning the Police Reserve at Lambing Flat?
3. MR. WALKER to ask THE COLONIAL SECRETARY,—
  - (1.) In the event of the proposed Police Bill becoming law, will the members of the present Police Force be compelled or expected, on pain of any penalty or forfeiture, to join the new force?
  - (2.) In the like event, will members of the present Police Force, not wishing to join under the proposed new Act, be expected or required to give three months' notice ; and will they be entitled to the gratuity of one month's pay for every year's service not exceeding ten, and a further gratuity of two months' pay for each year served exceeding ten years, and not exceeding fifteen years?
  - (3.) In the like event, will members of the Force who are receiving extra pay for length of servitude, upon joining under the proposed new Act, continue to receive it, or will they be reduced to the fixed pay proposed by the new Bill?
  - (4.) In the like event, is it intended that deserving Chief Constables will be promoted to any of the new appointments?

4. MR. WALKER *to ask* THE COLONIAL TREASURER,—
  - (1.) Have the Government concluded any arrangements with Mr. Davis, the lessee of the Windsor Ferry, respecting a reduction of his rent?
  - (2.) Do the Government intend reducing the dues demandable at the Windsor Ferry, in accordance with Petitions presented for that purpose; and if so, when will a Proclamation issue?
  - (3.) What is the cause of delay in final settlement of the foregoing matters?
5. MR. DRIVER *to ask* THE COLONIAL SECRETARY,—When the Returns relative to the Rockley Road, ordered by this House on the 22nd October last, will be laid upon the Table?
6. MR. RUSDEN *to ask* THE COLONIAL SECRETARY,—
  - (1.) Is the Government aware that Sheep are now being imported from Victoria for slaughter?
  - (2.) And are these sheep inspected and reported upon, according to the 13th section of the Scab in Sheep Act of 1861?
7. MR. TERRY *to ask* THE COLONIAL SECRETARY,—If the Government have received Mr. Surveyor Coombs' reports in reference to the road from Mudgee to Wellington; and, if so, what does he recommend, and what are the intentions of the Government in this matter?

## FRIDAY, DECEMBER 13.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Maitland and Morpeth Railway Company's Bill; to be further considered in Committee.
2. Criminal Law and Practice Amendment Bill; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Real Property Bill; consideration in Committee of the propriety of introducing.

## NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
2. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
3. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
4. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
5. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
6. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
7. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
8. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
9. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
10. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
11. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
12. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.

13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
14. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
15. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
16. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.

*Question :—*

1. MR. WILSON to ask THE COLONIAL SECRETARY,—What steps, if any, do the Government intend to take to carry out the first recommendation of the Select Committee appointed last Session, to "inquire into, and report upon, the state and management of the Public Prisons in the City of Sydney, and County of Cumberland," which is to the following effect, that—"In carrying out the Sentences of the Courts, good conduct should be taken into account by the Executive, so as to encourage the Prisoner to "accomplish his own redemption by a reformed course of life?"

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MONDAY, DECEMBER 16.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
2. Queensland Debt Bill; second reading.
3. Railways and Roads Acts Amendment Bill; second reading.

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TUESDAY, DECEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.

8. Mr. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
- (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. Mr. RUSDEN to move, That it is the opinion of this House,—
- (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
10. Mr. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. Mr. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
12. Mr. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
13. Mr. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
14. Mr. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
15. Mr. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
16. Mr. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
17. Mr. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
18. Mr. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
19. Mr. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
20. Mr. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
21. Mr. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
22. Mr. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.
23. Mr. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.
24. Mr. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.

## ORDER OF THE DAY:—

1. Debate on the motion of Dr. Lang, "That this House having taken into consideration " the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is " of opinion that the 34th section of the Act of the Imperial Parliament, 13 " and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the " inhabitant householders of the territories situated to the northward of the 30th " parallel of latitude, and which authorizes Her Majesty, from time to time, to separate " these territories from New South Wales on the petition of the inhabitants, " is still in force, and has not been repealed by any subsequent Act of the Imperial " Parliament."

## Question:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

WEDNESDAY,

WEDNESDAY, DECEMBER 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means ; Resumption of the Committee.
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TUESDAY, DECEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung ; also the Minutes of the Executive thereon referring to the subject.
  2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
  3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
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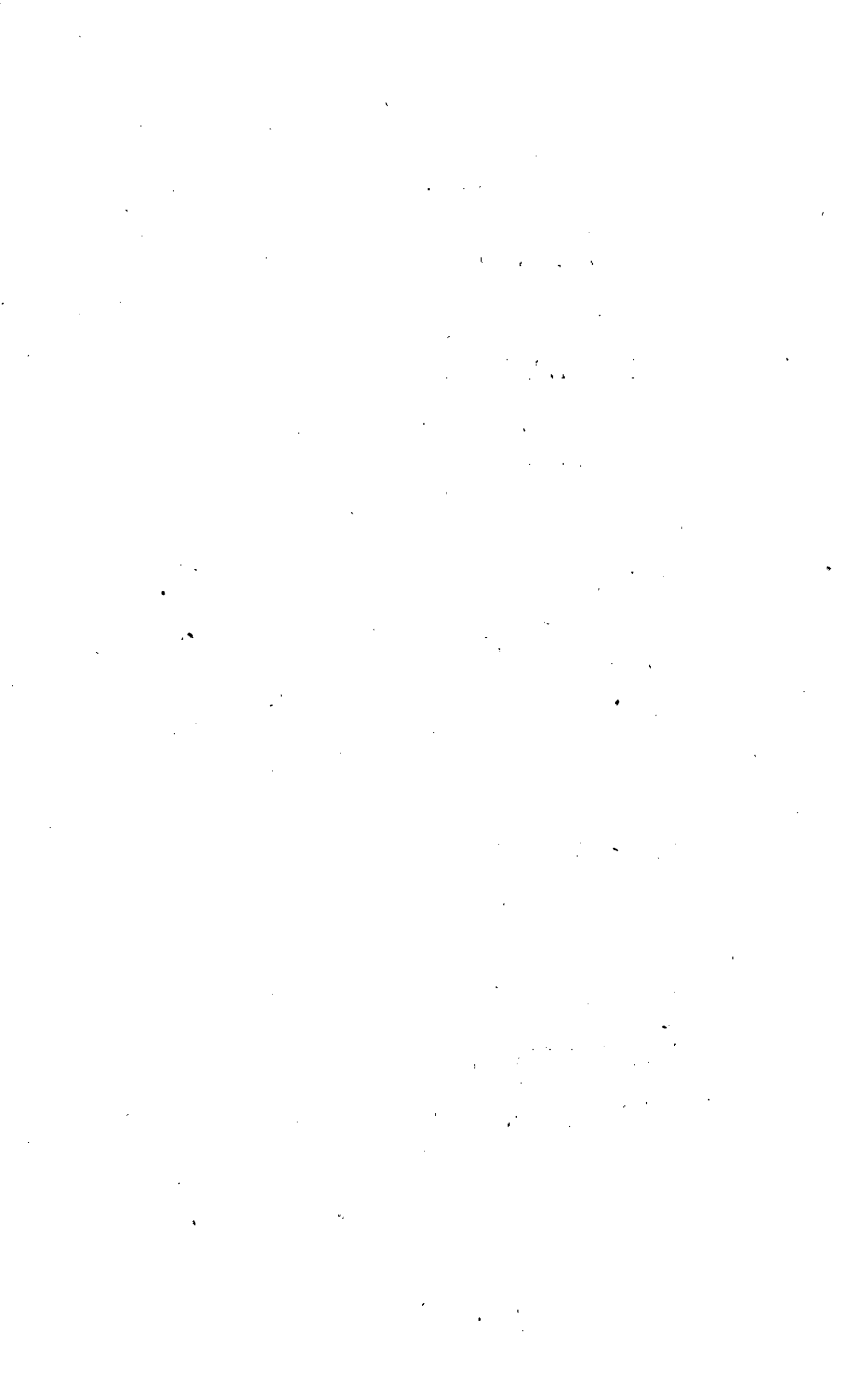
TUESDAY, DECEMBER 31.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

T. A. MURRAY,  
*Speaker.*

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No. 59.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 12 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Insolvency Laws Amendment Bill:—The Speaker reported that the following Message had been received (yesterday) from the Legislative Council:—  
MR. SPEAKER,  
The Legislative Council, having had under consideration the Legislative Assembly's Message dated the 4th instant, agreeing to some and disagreeing to other of the Amendments made by the Council in the Insolvency Laws Amendment Bill, does not insist upon its said Amendments, so disagreed to.  
*Legislative Council Chamber,* W. C. WENTWORTH,  
*Sydney, 11th December, 1861.* President.
2. Paper:—Mr. Cowper laid upon the Table, Memorandum respecting the Police Force and Expenditure.  
Ordered to be printed.
3. Railway Extension to Albury:—Mr. Lucas presented a Petition from certain Residents on the Ovens' Gold Field Victoria, and Hume District New South Wales, praying for the Extension of the Southern Railway to Albury.  
Petition received.
4. Postponements:—The undermentioned Orders of the Day postponed, respectively, on motion of Mr. Cowper, until Monday next:—  
(1.) The consideration in Committee of the Police Regulation Bill.  
(2.) The second reading of the Land Transfer and Registry Bill.  
(3.) The second reading of the Bonded Distilleries and Sugar Houses Bill.
5. Supply:—On motion of Mr. Cowper the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the service of the year 1861-2.  
(*Point of Order*) The Chairman reported the following *Point of Order* for the decision of the Speaker;—A Question being before the Committee for granting to Her Majesty a sum not exceeding £675 to defray the Expense of Valuation of Land, —the Honorable Member for the Southern Gold Fields (Mr. Wilson), being present in the Committee when that Question was put, had declined to vote on either side, but had taken his seat on the Cross-Benches—so that the Tellers on both sides had entered his name on their Lists. The Speaker's ruling was desired whether, under the circumstances, the Honorable Member ought not to vote on one side or the other. The Speaker ruled that, in accordance with the 180th Standing Order of the House of Commons, the Honorable Member ought to vote on one side or the other, and called upon the Honorable Member accordingly, to state on which side he would elect to vote.  
Mr. Wilson then declared that he voted with the Ayes.  
Whereupon, on motion of Mr. Cowper, the Committee resumed,—

And the Committee having continued to sit till after Midnight,—

FRIDAY, 13 DECEMBER, 1861. A.M.

(*Point of Order*):—The Chairman reported that the Honorable Member for Queanbeyan (Mr. Redman), had, in the Committee, applied the term "Ruffianly" to certain alleged conduct of another Honorable Member;—that he (the Chairman) had called upon the Honorable Member for Queanbeyan to withdraw the expression, but that the Honorable Member had refused to do so;—and that thereupon a motion had been carried requesting him to report the matter to the House.  
The Speaker called upon the Honorable Member for Queanbeyan to withdraw, and apologize for the expression excepted to, as being highly disorderly,—and the Honorable Member having withdrawn and apologized for the expression accordingly;—  
On motion of Mr. Cowper, the Committee resumed.

The

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

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

Mr. Wisdom 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:—  
"it be an instruction to the Committee of Supply, that the Committee have the power to take into consideration, in conjunction with the Estimates in Chief for the proposed Railway Extensions, the Estimates for the further Extensions of the Great Western Railway towards Bathurst, and of the Great Northern Railway towards Armidale, as authorized by a Resolution of this House."

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

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

Question,—That it be an instruction to the Committee of Supply, that the Committee have the power to take into consideration, in conjunction with the Estimates in Chief for the proposed Railway Extensions, the Estimates for the further Extensions of the Great Western Railway towards Bathurst, and of the Great Northern Railway towards Armidale, as authorized by a Resolution of this House,—put and passed.

Mr. Weekes then moved,—That this House do now resolve itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the service of the year 1861–2.

Question put and passed.

Whereupon, on motion of Mr. Arnold, the Speaker left the Chair, and the House resolved itself into the said Committee.

The Chairman reported progress, and obtained leave to sit again on Monday next.

6. Judicial and other Offices Qualification Amendment Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council, having had under consideration the Legislative Assembly's Message, dated the 9th instant, disagreeing to the amendment proposing the insertion of a new Clause, to stand Clause 2 of the Judicial and other Offices Qualification Amendment Bill, and agreeing to all the other amendments made by the Council in the said Bill, does not insist upon its said amendment so disagreed to.

W. C. WENTWORTH,

*Legislative Council Chamber,  
Sydney, 12 December, 1861.*

President.

7. Adjournment :—Mr. Cowper moved, That this House do now adjourn until Three o'clock "this day."

Mr. Shepherd moved, that the Question be amended, by the omission of the words "this day", with a view to the insertion in their place of the words "on Monday next."

Debate ensued.

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

The House divided.

Ayes, 24.

Mr. Cowper,	Mr. Piddington,	} Tellers.
Mr. C. Cowper,	Mr. Forster,	
junr.,	Mr. Cummings,	
Mr. Arnold,	Mr. Terry,	
Mr. Weekes,	Mr. Macleay,	
Mr. Dalglish,	Mr. Windeyer,	
Mr. Smart,	Mr. Morris,	
Mr. Flett,	Mr. Hoskins,	
Mr. Markham,	Mr. Morrice,	
Mr. Alexander,	Mr. Wisdom,	
Mr. Rusden,	Mr. Lucas,	
Mr. Dangar,	Mr. Hart,	
Mr. T. Garrett,		

Noes 6.

Mr. Dickson,	} Tellers.
Mr. Lackey,	
Mr. Cunneen,	
Mr. Dick,	
Mr. Shepherd,	
Mr. Driver,	

Original Question then put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned at four minutes after One o'clock, P.M., until Three o'clock, P.M., this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 13.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Maitland and Morpeth Railway Company's Bill; to be further considered in Committee.
2. Criminal Law and Practice Amendment Bill; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Real Property Bill; consideration in Committee of the propriety of introducing.
11. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
12. District Trusts Bill; second reading.
13. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."

## NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
2. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
3. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
4. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
5. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
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9. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
10. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
11. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
12. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
14. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
15. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
16. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.

17. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
18. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted by this House.
19. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
20. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
21. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
22. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
23. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
24. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
25. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

*Questions :—*

1. MR. WILSON to ask THE COLONIAL SECRETARY,—What steps, if any, do the Government intend to take to carry out the first recommendation of the Select Committee appointed last Session, to “ inquire into, and report upon, the state and management of “ the Public Prisons in the City of Sydney, and County of Cumberland,” which is to the following effect, that—“ In carrying out the Sentences of the Courts, good conduct “ should be taken into account by the Executive, so as to encourage the Prisoner to “ accomplish his own redemption by a reformed course of life?”
2. MR. SUTHERLAND to ask THE SECRETARY FOR PUBLIC WORKS,—Have any, and what steps, been taken by the Government, for carrying out the recommendations of this House for the immediate completion of the Darling Harbour Branch of the Great Southern Railway?
3. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) If any arrangement has been made by the Government with Mr. Henry Nowland, of Muswellbrook, for the erection of a Telegraph Office there, at his own expense?
  - (2.) If erected by Mr. Nowland, what amount of rent have the Government agreed to pay him annually for such office, and for how many years?
  - (3.) Is it usual for private parties to build Telegraph Offices for the Government where such are established, or about to be?

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MONDAY, DECEMBER 16.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Resumption of the adjourned Debate on the motion of Mr. Cowper, “ That the Land “ Titles Declaration Bill be now read a second time.”
2. Queensland Debt Bill ; second reading.
3. Railways and Roads Acts Amendment Bill ; second reading.
4. Police Regulation Bill ; to be considered in Committee.
5. Land Transfer and Registry Bill ; second reading.
6. Bonded Distilleries and Sugar Houses Bill ; second reading.
7. Supply ; Resumption of the Committee.

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TUESDAY, DECEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws ; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.

3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
12. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
13. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
14. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
15. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
16. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
17. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
18. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
19. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
20. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
21. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.

22. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.
23. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.
24. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.

## ORDER OF THE DAY:—

1. Debate on the motion of Dr. Lang, "That this House having taken into consideration " the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is " of opinion that the 34th section of the Act of the Imperial Parliament, 13 " and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the " inhabitant householders of the territories situated to the northward of the 30th " parallel of latitude, and which authorizes Her Majesty, from time to time, to separate " these territories from New South Wales on the petition of the inhabitants, " is still in force, and has not been repealed by any subsequent Act of the Imperial " Parliament."

## Question:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

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WEDNESDAY, DECEMBER 18.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.
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TUESDAY, DECEMBER 24.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
  2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
  3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
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TUESDAY, DECEMBER 31.

## OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

T. A. MURRAY,  
*Speaker.*

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No. 60.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 13 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Sale of Liquors Licensing Bill:—Mr. Holroyd presented the undermentioned Petitions, praying that, in the consideration of the said Bill, facilities will be given for the production and consumption of Colonial Wines:—  
(1.) From certain Farmers, Wine-growers, Storekeepers, and others, in the Districts of Mulgoa and Penrith.  
(2.) From certain Inhabitants of Sydney and neighbourhood.  
Petitions received.
2. Encouragement of Colonial Wines:—Mr. Holroyd presented a Petition from certain Farmers, Storekeepers, Labourers, and others, residing in the neighbourhood of Black Creek, Stanhope, and Lochinvar, in the Hunter River District, praying that facilities may be afforded for the production and consumption of Colonial Wines.  
Petition received.
3. Maitland and Morpeth Railway Company's Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.  
The Chairman having reported that there was not a Quorum of Members present in the Committee,—the Speaker counted the House, and there being a Quorum present, the Speaker left the Chair and the Committee resumed.  
The Chairman again reported that there was not a Quorum of Members present in the Committee.  
Whereupon, the Speaker again counted the House, and,—there being then only nineteen Members present, exclusive of the Speaker, viz.:—Mr. Buchanan, Mr. Cowper, Mr. Dalgleish, Mr. Dangar, Mr. Dick, Mr. Forster, Mr. T. Garrett, Mr. Holroyd, Mr. Hoskins, Dr. Lang, Mr. Lewis, Mr. Lucas, Mr. Rusden, Mr. Stewart, Mr. Sutherland, Mr. Terry, Mr. Weekes, Mr. Windeyer, and Mr. Wisdom,—the Speaker adjourned the House at ten minutes after Four o'clock, until Monday next at Three o'clock.

NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, DECEMBER 16.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
2. Queensland Debt Bill; second reading.
3. Railways and Roads Acts Amendment Bill; second reading.
4. Police Regulation Bill; to be considered in Committee.
5. Land Transfer and Registry Bill; second reading.
6. Bonded Distilleries and Sugar Houses Bill; second reading.
7. Supply; Resumption of the Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
2. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
3. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.

4.

4. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
5. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.)—Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
6. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
7. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
8. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
9. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
10. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
11. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
12. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
14. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
15. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
16. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
17. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
18. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted by this House.
19. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
20. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
21. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
22. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
23. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
24. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
25. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; to be considered in Committee.
2. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."
3. Unlawful Administering of Poison Law Amendment Bill; second reading.
4. False Pretences Law Amendment Bill; second reading.



5. Matrimonial Causes Bill ; to be considered in Committee.
6. Pawnbrokers Bill ; third reading.
7. Sale of Colonial Wines Regulation Bill ; second reading.
8. Drainage Promotion Bill ; to be further considered in Committee.
9. Real Property Bill ; consideration in Committee of the propriety of introducing.
10. Osborne Wallsend Coal Company's Incorporation Bill ; second reading.
11. District Trusts Bill ; second reading.
12. Debate on the motion of Mr. Stewart, " That this House will, on Friday next, resolve " itself into a Committee of the Whole, to consider of an Address to the Governor, " praying that His Excellency will cause to be placed on the Estimates for the ensuing " year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- " tained by her late husband, J. H. Jones, in the Mail Service between Sydney and " Melbourne, during the year 1851."

Question :—

1. MR. DANGAR to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) If any arrangement has been made by the Government with Mr. Henry Nowland, of Muswellbrook, for the erection of a Telegraph Office there, at his own expense ?
  - (2.) If erected by Mr. Nowland, what amount of rent have the Government agreed to pay him annually for such office, and for how many years ?
  - (3.) Is it usual for private parties to build Telegraph Offices for the Government where such are established, or about to be ?

TUESDAY, DECEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws ; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan) ; distinguishing in columns,—1st. The entire sum appropriated for each item ; 2nd. The amount expended on each item ; 3rd. The balance (if any) unexpended upon account of each item ; 4th. The aggregate amount appropriated by Parliament for the said objects ; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item ; 2. The entire amount expended on each item ; 3. The balance unexpended upon account of each item ; 4. The aggregate amount appropriated by Parliament for the said objects ; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows :—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid ; and the amount paid to each person.
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9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
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11. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
12. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
13. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
14. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
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24. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
25. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
26. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
27. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.

ORDER OF THE DAY :—

1. Debate on the motion of Dr. Lang, " That this House having taken into consideration " the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is " of opinion that the 34th section of the Act of the Imperial Parliament, 13 " and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the " inhabitant householders of the territories situated to the northward of the 30th " parallel of latitude, and which authorizes Her Majesty, from time to time, to separate " these territories from New South Wales on the petition of the inhabitants, " is still in force, and has not been repealed by any subsequent Act of the Imperial " Parliament."

Questions :—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?

2. MR. SUTHERLAND *to ask* THE SECRETARY FOR PUBLIC WORKS,—Have any, and what steps, been taken by the Government, for carrying out the recommendations of this House for the immediate completion of the Darling Harbour Branch of the Great Southern Railway?
3. MR. LUCAS *to ask* THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Has the Engineer of Rivers and Harbours inspected and reported upon the state of the Cook's River Dam?
  - (2.) Has he made plans or estimates of the repairs required to that structure; if so, what is the amount of such estimates?
  - (3.) Does the Government intend, during the present Session, placing a sum of money for the above purpose, on the Supplementary or Additional Estimates; if so, how much?

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WEDNESDAY, DECEMBER 18.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Ways and Means; Resumption of the Committee.
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TUESDAY, DECEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
  2. MR. ALEXANDER *to move*, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
  3. MR. DRIVER *to move*, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
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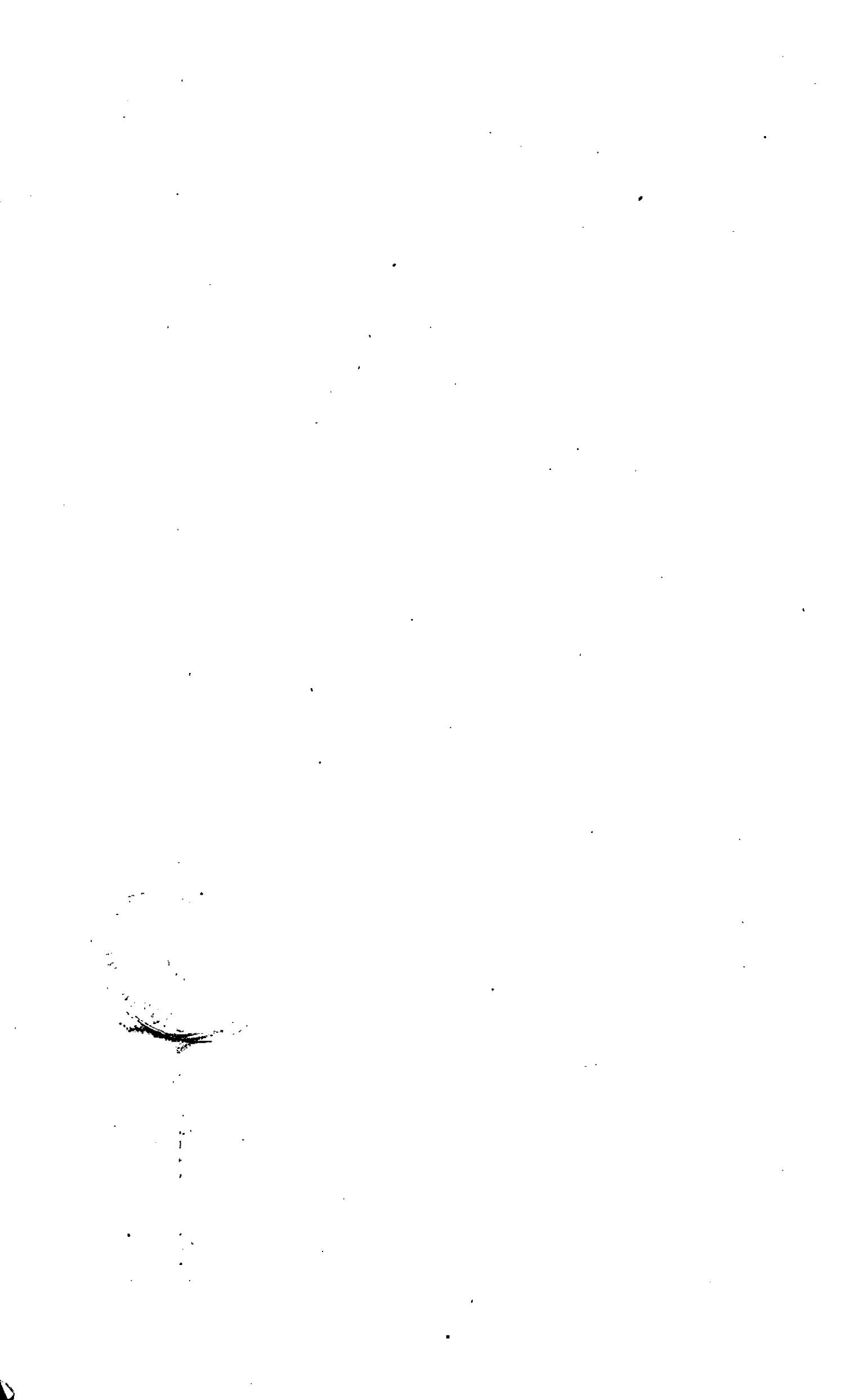
TUESDAY, DECEMBER 31.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. LUCAS *to move*, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

T. A. MURRAY,  
*Speaker.*

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No. 61.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

MONDAY, 16 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Cowper laid upon the Table, Correspondence relating to the Resignation of Hayward Atkins, Esquire, Police Magistrate of Albury.  
Ordered to be printed.
2. Postponements:—The undermentioned Orders of the Day postponed, respectively, until Wednesday next:—
  - (1.) The resumption of the adjourned Debate, on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."—By Mr. Cowper.
  - (2.) The second reading of the Queensland Debt Bill.—On motion of Mr. Weekes.
  - (3.) The second reading of the Railways and Roads Acts Amendment Bill.—On motion of Mr. Arnold.
  - (4.) The consideration in Committee of the Police Regulation Bill.—On motion of Mr. Cowper.
  - (5.) The second reading of the Land Transfer and Registry Bill.—On motion of Mr. Cowper.
  - (6.) The second reading of the Bonded Distilleries and Sugar Houses Bill.—On motion of Mr. Weekes.
3. Supply:—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the service of the year 1861-2.

And the Committee having continued to sit till after Midnight:—

TUESDAY, 17 DECEMBER, 1861, A.M.

The Chairman reported progress, and obtained leave to sit again on Wednesday next. The House adjourned, on motion of Mr. Cowper, at twenty-seven minutes after One o'clock, A.M., until Three o'clock, P.M., this day.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 17.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every

- every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
  5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
  6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
  7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
  8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
    - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
    - (2.) Reports (if any) made respecting such Timber.
    - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
    - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
    - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
  9. MR. RUSDEN to move, That it is the opinion of this House,—
    - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
    - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
  10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
  11. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
  12. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
  13. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawbrokers Bill, be printed.
  14. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
  15. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
  16. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
  17. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
  18. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
  19. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
  20. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
  21. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
  22. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

23. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.
24. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
25. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
26. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
27. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
28. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
29. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
30. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
31. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
32. MR. DALGEEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
33. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
34. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
35. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
36. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
37. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
38. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
39. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
40. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
41. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
42. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
43. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
44. MR. LUCAS to move, That the Petition presented by him on the 12th December relative to the extension of the Great Southern Line of Railway, be printed.
45. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted by this House.
46. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
47. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
48. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.

49. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
50. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
51. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
52. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

ORDERS OF THE DAY:—

1. Debate on the motion of Dr. Lang, "That this House having taken into consideration "the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is "of opinion that the 34th section of the Act of the Imperial Parliament, 13 "and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the "inhabitant householders of the territories situated to the northward of the 30th "parallel of latitude, and which authorizes Her Majesty, from time to time, to separate "these territories from New South Wales on the petition of the inhabitants, "is still in force, and has not been repealed by any subsequent Act of the Imperial "Parliament."
2. Criminal Law and Practice Amendment Bill; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the "Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Real Property Bill; consideration in Committee of the propriety of introducing.
11. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
12. District Trusts Bill; second reading.
13. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve "itself into a Committee of the Whole, to consider of an Address to the Governor, "praying that His Excellency will cause to be placed on the Estimates for the ensuing "year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- "tained by her late husband, J. H. Jones, in the Mail Service between Sydney and "Melbourne, during the year 1851."

Questions:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
2. MR. SUTHERLAND to ask THE SECRETARY FOR PUBLIC WORKS,—Have any, and what steps, been taken by the Government, for carrying out the recommendations of this House for the immediate completion of the Darling Harbour Branch of the Great Southern Railway?
3. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Has the Engineer of Harbour and River Navigation inspected and reported upon the state of the Cook's River Dam?
  - (2.) Has he made plans or estimates of the repairs required to that structure; if so, what is the amount of such estimates?
  - (3.) Does the Government intend, during the present Session, to place a sum of money for the above purpose, on the Supplementary or Additional Estimates; if so, how much?
4. MR. DANIEL to ask THE COLONIAL SECRETARY,—Have the Government completed, and, if so, is it their intention to publish, a Map of the Colony of New South Wales, on the same scale known as the late Surveyor General Sir Thomas Mitchell's Three Sheet Map of the nineteen Counties?

WEDNESDAY, DECEMBER 18.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Ways and Means; Resumption of the Committee.
2. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land "Titles Declaration Bill be now read a second time."
3. Queensland Debt Bill; second reading.



4. Railways and Roads Acts Amendment Bill ; second reading.
5. Police Regulation Bill ; to be considered in Committee.
6. Land Transfer and Registry Bill ; second reading.
7. Bonded Distilleries and Sugar Houses Bill ; second reading.
8. Supply ; Resumption of the Committee.

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TUESDAY, DECEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung ; also the Minutes of the Executive thereon referring to the subject.
2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.

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TUESDAY, DECEMBER 31.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

T. A. MURRAY,  
*Speaker.*



No. 62.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

TUESDAY, 17 DECEMBER, 1861.

1. There being only seventeen Members present, exclusive of the Speaker, namely,—Mr. Arnold, Mr. Buchanan, Mr. Burns, Mr. Cowper, Mr. C. Cowper, junr., Mr. Dangar, Mr. Forster, Mr. T. Garrett, Mr. Hoskins, Mr. Lackey, Mr. Lewis, Mr. Lucas, Mr. Mate, Mr. Piddington, Mr. Weekes, Mr. Wilson, and Mr. Wisdom,—The Speaker took the Chair, and adjourned the House at half-past Three o'clock, until To-morrow, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 18.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Ways and Means; Resumption of the Committee.
2. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
3. Queensland Debt Bill; second reading.
4. Railways and Roads Acts Amendment Bill; second reading.
5. Police Regulation Bill; to be considered in Committee.
6. Land Transfer and Registry Bill; second reading.
7. Bonded Distilleries and Sugar Houses Bill; second reading.
8. Supply; Resumption of the Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
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5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
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  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
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9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
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13. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
14. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
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16. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
17. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
18. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
19. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Reverend W. B. Clarke, be adopted by this House.
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31. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
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  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
33. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860–61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
34. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
35. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
36. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
37. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
38. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
39. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
40. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
41. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
42. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
43. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
44. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
45. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted by this House.
46. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
47. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
48. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
49. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
50. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
51. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
52. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

## ORDERS OF THE DAY:—

1. Debate on the motion of Dr. Lang, "That this House having taken into consideration " the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is " of opinion that the 34th section of the Act of the Imperial Parliament, 13 " and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the " inhabitant householders of the territories situated to the northward of the 30th " parallel of latitude, and which authorizes Her Majesty, from time to time, to separate " these territories from New South Wales on the petition of the inhabitants, " is still in force, and has not been repealed by any subsequent Act of the Imperial " Parliament."
2. Criminal Law and Practice Amendment Bill; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Real Property Bill; consideration in Committee of the propriety of introducing.
11. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
12. District Trusts Bill; second reading.
13. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve " itself into a Committee of the Whole, to consider of an Address to the Governor, " praying that His Excellency will cause to be placed on the Estimates for the ensuing " year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- " tained by her late husband, J. H. Jones, in the Mail Service between Sydney and " Melbourne, during the year 1851."

## Questions:—

1. CAPT. MORIARTY to ask THE COLONIAL TREASURER,—Whether the Trustees of the Savings' Bank had the authority of the Government to purchase Debentures of any other Colonial Government to the extent of £50,000, with money deposited by Persons in this Colony, and for the repayment of which this Colony is pledged?
2. MR. SUTHERLAND to ask THE SECRETARY FOR PUBLIC WORKS,—Have any, and what steps, been taken by the Government, for carrying out the recommendations of this House for the immediate completion of the Darling Harbour Branch of the Great Southern Railway?
3. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Has the Engineer of Harbours and River Navigation inspected and reported upon the state of the Cook's River Dam?
  - (2.) Has he made plans or estimates of the repairs required to that structure; if so, what is the amount of such estimates?
  - (3.) Does the Government intend, during the present Session, to place a sum of money for the above purpose, on the Supplementary or Additional Estimates; if so, how much?
4. MR. DANIEL to ask THE COLONIAL SECRETARY,—Have the Government completed, and, if so, is it their intention to publish, a Map of the Colony of New South Wales, on the same scale known as the late Surveyor General Sir Thomas Mitchell's Three Sheet Map of the nineteen Counties?

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TUESDAY, DECEMBER 24.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Suog; also the Minutes of the Executive thereon referring to the subject.
2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.

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TUESDAY, DECEMBER 31.

## OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

T. A. MURRAY,  
*Speaker.*

No. 63.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 18 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Motions withdrawn:—Mr. Shepherd withdrew the motions standing in his name, Nos. 19 and 28 on the Notice Paper for to-day.
2. Mr. Cowper laid upon the Table the undermentioned Papers:—
  - (1.) Return to Address, in reference to the Reverend W. Chaucer, adopted by this House, on motion of Mr. Buchanan, on 10th May, 1861, A.M.
  - (2.) Schedule of Subordinate Roads of New South Wales—(Classification and proposed Distribution for 1862.)  
Ordered to be printed.
3. Mr. Sub-Commissioner Cooper, of Kiandra Gold Fields:—Mr. Forster presented a Petition from Samuel Hawkins, James Martin, H. Wingrave, and Lewis Lavigne, styling themselves "Shareholders of the 'Homeward Bound Company,' New Chum "Hill, Kiandra," preferring certain charges of partiality and injustice against that officer, and praying investigation into the circumstances, and relief.  
Petition received.
4. (*Point of Order*):—Mr. Forster stated that, in compliance with a Resolution of the Select Committee, now sitting, on the "Resignation of Mr. Quodling, late Inspector "of Roads in the Northern Districts," of which the Honorable Member is the Chairman, he begged leave to inform the House that a Telegram had been received from a Mr. Bayley, in the Road Department, who had been summoned in the usual way as a Witness before that Committee, stating that without Leave of Absence from the Commissioner of Roads it was impossible for him to comply with the request of the Committee (*which Telegram the Honorable Member then read to the House*); and that the question had thereupon arisen in the Committee,—whether the Summons ought not to have been signed by himself, as Chairman, instead of by the Clerk of the Assembly.  
Upon which the Speaker directed attention to the 46th Standing Order of the Legislative Assembly, which provides that the Chairman may summon, or direct the Clerk of the House to summon, Witnesses to be examined before a Select Committee.
5. Motions withdrawn:—
  - (1.) Mr. Lucas withdrew the motions standing in his name, Nos. 14, 15, 16, 17, and 18, on the Notice Paper for to-day.
  - (2.) Mr. Dalgleish withdrew the motions standing in his name, Nos. 7 and 11, on the Notice Paper for to-day.
  - (3.) Mr. Buchanan withdrew the motions standing in his name, Nos. 21 and 22, on the Notice Paper for to-day.
6. Postponements:—The undermentioned Orders of the Day postponed, respectively, as follows:—
  - (1.) The Resumption of the Committee of Ways and Means, until To-morrow week, on motion of Mr. Weekes.
  - (2.) The Resumption of the adjourned Debate, on the motion of Mr. Cowper, "That "the Land Titles Declaration Bill be now read a second time," until To-morrow, on motion of Mr. Cowper.
  - (3.) The second reading of the Queensland Debt Bill, until Monday next, on motion of Mr. Weekes.
  - (4.) The second reading of the Railways and Roads Acts Amendment Bill, until Monday next, on motion of Mr. Weekes.
  - (5.) The consideration in Committee of the Police Regulation Bill, until the Order of the Day for the Resumption of the Committee of Supply shall have been disposed of, on motion of Mr. Cowper.
  - (6.) The second reading of the Land Transfer and Registry Bill, until To-morrow, on motion of Mr. Cowper.
  - (7.) The second reading of the Bonded Distilleries and Sugar Houses Bill, until Monday next, on motion of Mr. Weekes.

7. Supply:—On motion of Mr. Weekes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the service of the year 1861-2.

And the Committee having continued to sit till after midnight:—

THURSDAY, 19 DECEMBER, 1861. A.M.

The Chairman reported that, upon a Division, it was discovered that there was not a Quorum of Members present in the Committee,—

Whereupon the Speaker counted the House, and,—there being only Nineteen Members present, exclusive of the Speaker, viz.:—Mr Alexander, Mr. Arnold, Mr. Burns, Mr. Cowper, Mr. C. Cowper. junr., Mr. Driver, Mr. Eckford, Mr. Forster, Mr. T. Garrett, Mr. Gray, Mr. Haworth, Mr. Irving, Mr. Markham, Capt. Moriarty, Mr. Morrice, Mr. Morris, Mr. Smart, Mr. Weekes, and Mr. Wisdom,—The Speaker adjourned the House at ten minutes after Three o'clock, A.M., until Three o'clock, P.M., this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 19.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
2. Land Transfer and Registry Bill; second reading.
3. Supply; Resumption of the Committee.
4. Police Regulation Bill; to be considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
2. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
3. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
5. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
6. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
7. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.



8. MR. RUSDEN to move, That it is the opinion of this House,—  
 (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.  
 (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
10. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
11. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
12. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
13. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.
14. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
15. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
16. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
17. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
18. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
19. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
20. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
21. MR. DALGLEISH to move,—  
 (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.  
 (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.  
 (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
22. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
23. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
24. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
25. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
26. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
27. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
28. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
29. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
30. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.

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32. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
33. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
34. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted by this House.
35. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
36. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
37. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
38. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
39. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
40. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
41. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

ORDERS OF THE DAY:—

1. Debate on the motion of Dr. Lang, "That this House having taken into consideration " the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is " of opinion that the 34th section of the Act of the Imperial Parliament, 13 " and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the " inhabitant householders of the territories situated to the northward of the 30th " parallel of latitude, and which authorizes Her Majesty, from time to time, to separate " these territories from New South Wales on the petition of the inhabitants, " is still in force, and has not been repealed by any subsequent Act of the Imperial " Parliament."
2. Criminal Law and Practice Amendment Bill; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the " Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill; second reading.
5. False Pretences Law Amendment Bill; second reading.
6. Matrimonial Causes Bill; to be considered in Committee.
7. Pawnbrokers Bill; third reading.
8. Sale of Colonial Wines Regulation Bill; second reading.
9. Drainage Promotion Bill; to be further considered in Committee.
10. Real Property Bill; consideration in Committee of the propriety of introducing.
11. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
12. District Trusts Bill; second reading.
13. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve " itself into a Committee of the Whole, to consider of an Address to the Governor, " praying that His Excellency will cause to be placed on the Estimates for the ensuing " year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- " tained by her late husband, J. H. Jones, in the Mail Service between Sydney and " Melbourne, during the year 1851."

Questions:—

1. MR. BURNS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government intend to lay the Papers relative to the Wallis Creek Railway Embankment, &c., upon the Table of the House, this Session?
2. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government have received any application for the reward for the apprehension of William Spicer; and if so, do they mean to comply with said application?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
  - (1.) If the Government is aware that Henley deliberately reiterates, in a letter to the *Sydney Morning Herald*, his statement made on oath at the Goulburn trials, that several Chinamen had been murdered at the late riots, and that he is prepared to prove this?
  - (2.) Do the Government mean to satisfy themselves and the country, as to the truth or falsehood of this statement?
  - (3.) If they disbelieve it, do they mean to allow this wilful and deliberate perjury sworn to in open court, to the prejudice of the ends of Justice, to go unpunished?

FRIDAY, DECEMBER 20.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. FORSTER to move, That the Petition presented by him on the 18th December, from certain Miners at Kiandra, relative to Mr. Sub-Commissioner Cooper, be printed.

Questions:—

1. MR. BURNS to ask THE COLONIAL SECRETARY,—What has been the cause of the delay which has taken place in proclaiming the road between Maitland and Buchanan?
2. MR. T. GARRETT to ask THE COLONIAL SECRETARY,—
  - (1.) Will the lands surveyed by Mr. Licensed Surveyor Chauncey, at Broughton Creek, Shoalhaven, be open to free selection under the new Land Act?
  - (2.) Is Coomerary Island, situate between Crookhaven and Shoalhaven Heads, open to free selection?
  - (3.) If the lands marked as unprofitable swamps on the maps of the grants to Alexander Berry and others, in the District of Shoalhaven, are under the operation of the free selection clauses of the new Land Sales Act?
3. MR. BURNS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government contemplate appropriating a portion of the sum of £25,000 in the Estimates, "for Court Houses, Lock-ups, and Gaols, in the Country Districts," for the erection of a Court House at West Maitland?

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MONDAY, DECEMBER 23.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. Bonded Distilleries and Sugar Houses Bill; second reading.

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TUESDAY, DECEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
4. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
5. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
6. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
7. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
8. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
9. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
10. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
11. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

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THURSDAY,

THURSDAY, DECEMBER 26.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

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TUESDAY, DECEMBER 31.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
2. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
3. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Rev. W. B. Clarke, be now adopted by this House.

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TUESDAY, JANUARY 7, 1862.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.

T. A. MURRAY,  
*Speaker.*

No. 64.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 19 DECEMBER, 1861.

1. The House met pursuant to adjournment ; the Speaker took the Chair.  
Postponements :—
  - (1.) The undermentioned Orders of the Day postponed, respectively, on motion of Mr. Cowper, until Monday next :—
    - (1.) The Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
    - (2.) The second reading of the Land Transfer and Registry Bill.
  - (2.) The Order of the Day for the resumption of the Committee of Supply postponed, on motion of Mr. Weekes, until the Order of the Day for the consideration in Committee of the Police Regulation Bill shall have been disposed of.
2. Police Regulation Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

And the Committee having continued to sit till after midnight,—

FRIDAY, 20 DECEMBER, 1861. A.M.

The Chairman reported that, upon a Division, it was discovered that there was not a Quorum of Members present in the Committee.

Whereupon the Speaker counted the House, and, there being a Quorum present, the Speaker left the Chair, and the Committee resumed

The Chairman reported progress and obtained leave to sit again at a later hour to-day.

The House adjourned, on motion of Mr. Cowper, at ten minutes before One o'clock, A.M., until Three o'clock, P.M., this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, DECEMBER 20.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Debate on the motion of Dr. Lang, "That this House having taken into consideration the Despatch of His Grace the Duke of Newcastle, of the 26th September, 1861, is of opinion that the 34th section of the Act of the Imperial Parliament, 13 and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the inhabitant householders of the territories situated to the northward of the 30th parallel of latitude, and which authorizes Her Majesty, from time to time, to separate these territories from New South Wales on the petition of the inhabitants, is still in force, and has not been repealed by any subsequent Act of the Imperial Parliament."
2. Criminal Law and Practice Amendment Bill ; to be considered in Committee.
3. Resumption of the adjourned Debate on the motion of Mr. Holroyd, "That the Trustees and Mortgagees powers Extension Bill be now read a second time."
4. Unlawful Administering of Poison Law Amendment Bill ; second reading.
5. False Pretences Law Amendment Bill ; second reading.
6. Matrimonial Causes Bill ; to be considered in Committee.
7. Pawnbrokers Bill ; third reading.
8. Sale of Colonial Wines Regulation Bill ; second reading.
9. Drainage Promotion Bill ; to be further considered in Committee.
10. Real Property Bill ; consideration in Committee of the propriety of introducing.
11. Osborne Wallsend Coal Company's Incorporation Bill ; second reading.
12. District Trusts Bill ; second reading.

13. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve "itself into a Committee of the Whole, to consider of an Address to the Governor, "praying that His Excellency will cause to be placed on the Estimates for the ensuing "year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- "tained by her late husband, J. H. Jones, in the Mail Service between Sydney and "Melbourne, during the year 1851."

## NOTICES OF MOTION :—

1. MR. FORSTER to move, That the Petition presented by him on the 18th December, from certain Miners at Kiandra, relative to Mr. Sub-Commissioner Cooper, be printed.
2. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
3. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
5. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
6. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
7. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
12. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
13. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
14. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.

15. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
16. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
17. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
18. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
19. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
20. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
21. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
22. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
23. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
24. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No 11. Also, the names of the owners of such cattle, up to the 6th of December.
25. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blancy and King's Plains, be printed.
26. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
27. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
28. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
29. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
30. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
31. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
32. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
33. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
34. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
35. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland be now adopted by this House.
36. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
37. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
38. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
39. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.

40. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
41. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
42. MR. T. GARRETT to move, That the Petition presented by him on the 5th November from Mr. Alfred Witts, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Police Regulation Bill ; to be further considered in Committee.
2. Supply ; Resumption of the Committee.

Questions :—

1. MR. BURNS to ask THE COLONIAL SECRETARY,—What has been the cause of the delay which has taken place in proclaiming the road between Maitland and Buchanan?
2. MR. T. GARRETT to ask THE COLONIAL SECRETARY,—
  - (1.) Will the lands surveyed by Mr. Licensed Surveyor Chauncey, at Broughton Creek, Shoalhaven, be open to free selection under the new Land Act?
  - (2.) Is Coomerary Island, situate between Crookhaven and Shoalhaven Heads, open to free selection?
  - (3.) If the lands marked as unprofitable swamps on the maps of the grants to Alexander Berry and others, in the District of Shoalhaven, are under the operation of the free selection clauses of the new Land Sales Act?
3. MR. BURNS to ask THE SECRETARY FOR PUBLIC WORKS,—Whether the Government contemplate appropriating a portion of the sum of £25,000 in the Estimates, "for Court Houses, Lock-ups, and Gaols, in the Country Districts," for the erection of a Court House at West Maitland?

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MONDAY, DECEMBER 23.

GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Queensland Debt Bill ; second reading.
2. Railways and Roads Acts Amendment Bill ; second reading.
3. Bonded Distilleries and Sugar Houses Bill ; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill ; second reading.

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TUESDAY, DECEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung ; also the Minutes of the Executive thereon referring to the subject.
2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
4. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
5. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
6. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
7. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.



8. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
9. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
10. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
11. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

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THURSDAY, DECEMBER 26.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

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TUESDAY, DECEMBER 31.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
2. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
3. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Rev. W. B. Clarke, be now adopted by this House.

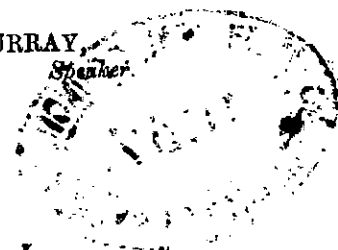
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TUESDAY, JANUARY 7, 1862.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.

T. A. MURRAY,





No. 65.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 20 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Messages:—The Speaker reported that the following Messages had been received, yesterday, from the Legislative Council:—  
(1.) River Murray Customs Bill:—  
MR. SPEAKER,  
The Legislative Council having this day agreed to the Bill, intituled, "*An Act to authorize certain arrangements respecting Customs Duties on Goods brought into New South Wales by and across the River Murray,*" returns the same to the Legislative Assembly without Amendment.  
*Legislative Council Chamber,* W. C. WENTWORTH,  
*Sydney, 19 December, 1861.* President.
  - (2.) Tobacco Duties Bill:—  
MR. SPEAKER,  
The Legislative Council having this day agreed to the Bill, intituled, "*An Act to alter the Duties of Customs payable on Tobacco,*" returns the same to Legislative Assembly without Amendment.  
*Legislative Council Chamber,* W. C. WENTWORTH,  
*Sydney, 19 December, 1861.* President.
  - (3.) Sale of Liquors Licensing Bill:—  
MR. SPEAKER,  
The Legislative Council has this day agreed to the Bill returned herewith, intituled, "*An Act to consolidate and amend the Law relating to Licensed Publicans,*" with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.  
*Legislative Council Chamber* W. C. WENTWORTH,  
*Sydney, 19 December, 1861.* President.
- Ordered, on motion of Mr. Cowper, that the Amendments made in the Sale of Liquors Liccnsing Bill by the Legislative Council be taken into consideration in Committee on Monday next.
2. Vacant Seat:—The Speaker having reported that he had received a Letter from John Garrett, Esquire, dated the 19th instant, resigning his Seat as Member for the Electoral District of Shoalhaven,—  
Mr. Cowper moved, That the Seat of John Garrett, Esquire, as Member for the Elecctoral District of Shoalhaven, hath become, and is now vacant, by reason of the resignation thereof by the said John Garrett, Esquire.  
Question put and passed.
  3. Paper:—Mr. Cowper laid upon the Table, Return to Address, in reference to Revision of Electoral Roll for The Gwydir, adopted by this House, on motion of Mr. Dangar, on the 20th September, 1861.  
Ordered to be printed.
  4. Mr. F. W. Birmingham:—Mr. Lackey, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on the 1st October last, to consider and report upon the Claims of Mr. F. W. Birmingham.  
Ordered to be printed.
  5. Districts of Clarence and Richmond Rivers (Proposed separation from New South Wales, and annexation to Queensland):—Debate, on the motion of Dr. Lang, (*of the 10th instant*), "*That this House having taken into consideration the Despatch of His Graec the Duke of Newcastle, of the 26th September, 1861, is of opinion that the 34th section of the Act of the Imperial Parliament, 13 and 14 Vict., cap. 59, which confers certain specific rights and privileges upon the inhabitant householders of the territories situated to the northward of the 30th parallel of latitude, and which authorizes Her Majesty, from time to time, to separate these territories from New South Wales on the petition of the inhabitants, is still in force, and has not been repealed by any subsequent Act of the Imperial Parliament.*"  
Mr. Cowper 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 desires to record its grateful sense of the consideration shewn by His Grace*"  
" the

“ the Duke of Newcastle, to the Address of the Assembly dated the 8th May last, deprecating the separation of the New England, Tenterfield, Clarence and Richmond River Districts, from this Colony; and to express the high satisfaction with which it has received the intimation of His Grace’s sentiments against the dismemberment of any portion of the Territory now included within the boundaries of New South Wales.”

Debate continued.

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

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

Question, then,—That this House desires to record its grateful sense of the consideration shewn by His Grace the Duke of Newcastle, to the Address of the Assembly dated the 8th May last, deprecating the separation of the New England, Tenterfield, Clarence and Richmond River Districts, from this Colony; and to express the high satisfaction with which it has received the intimation of His Grace’s sentiments against the dismemberment of any portion of the Territory now included within the boundaries of New South Wales,—put and passed.

Whereupon Mr. Cowper moved, That an Address be presented to the Governor, praying that His Excellency will be pleased to transmit the foregoing Resolution to the Right Honorable the Secretary of State for the Colonies.

Question put and passed.

6. Criminal Law and Practice Amendment Bill:—On motion of Mr. Windeyer, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Chairman having reported the Bill with Amendments, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Monday next.

7. Trustees and Mortgagees powers Extension Bill:—The Order of the Day for the Resumption of the adjourned Debate on the motion of Mr. Holroyd, “That the Trustees and Mortgagees powers Extension Bill be now read a second time,”—discharged from the Paper, on motion of Mr Holroyd.

Whereupon on motion of Mr. Holroyd, Bill discharged from the Paper.

8. Unlawful Administering of Poison Law Amendment Bill, on motion of Mr. Holroyd, read a second time.

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

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Tuesday next.

9. False Pretences Law Amendment Bill, on motion of Mr. Holroyd, read a second time.

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

The Chairman having reported the Bill without Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Monday next.

10. Matrimonial Causes Bill:—On motion of Mr Holroyd, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill.

The Speaker resumed the Chair.

11. Pawnbroker’s Bill:—Mr. Holroyd moved, That this Bill be now read a third time.

Question put.

The House divided.

Ayes, 9.

Mr. Dickson,  
Mr. Wilson,  
Mr. Sadleir,  
Mr. Terry,  
Mr. Hart,  
Mr. Allen,  
Mr. Dick,  
Mr. Holroyd,  
Mr. Lucas, } Tellers.

Noes, 22.

Mr. Cowper,  
Mr. Weckes,  
Mr. Burns,  
Mr. Driver,  
Mr. Wisdom,  
Mr. Alexander,  
Dr. Lang,  
Mr. Eckford,  
Mr. Markham,  
Mr. Raper,  
Mr. T. Garrett,  
Capt. Moriarty,  
Mr. Irving,  
Mr. Buchanan,  
Mr. Smart,  
Mr. Love,  
Mr. Lewis,  
Mr. Stewart,  
Mr. Caldwell,  
Mr. Hoskins,  
Mr. Forster,  
Mr. Windeyer, } Tellers.

12. Sale of Colonial Wines Regulation Bill:—Mr. Holroyd moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 9.

Mr. Windeyer,  
Mr. Piddington,  
Mr. Lucas,  
Mr. Lackey,  
Mr. Stewart,  
Mr. Dick,  
Mr. Forster,  
Mr. Holt,  
Mr. Holroyd, } Tellers.

Noes, 19.

Mr. Cowper,  
Mr. Weckes,  
Mr. Arnold,  
Mr. Love,  
Mr. Markham,  
Mr. Wisdom,  
Mr. Sadleir,  
Mr. Buchanan,  
Mr. Eckford,  
Mr. Lewis,  
Mr. Wilson,  
Mr. Irving,  
Mr. Caldwell,  
Mr. Hoskins,  
Mr. T. Garrett,  
Mr. Dangar,  
Mr. Shepherd,  
Mr. Driver,  
Mr. Burns, } Tellers.

13. Adjournment:—Mr. Cowper moved, That this House do now adjourn until Three o'clock on Monday "next."

Mr. Windeyer moved, That the Question be amended, by the omission of the word "next," with a view to the insertion in its place of the word "week."

Debate ensued.

An Honorable Member objected to the proposed Amendment.

The Speaker ruled the proposed Amendment out of order, on the grounds (1) that, according to Parliamentary practice, a motion to adjourn over the next sitting day, cannot be made unless after Notice given in the usual way; and (2) that the ordinary motion for adjournment, at the close of the days' business, until the next sitting day, cannot be amended unless with general consent.

Mr. Piddington moved, That the proposed Amendment be put to the House.

Debate continued.

Mr. Piddington's motion by leave withdrawn.

Proposed Amendment by leave withdrawn.

Original Question then put.

The House divided.

Ayes, 23.

Mr. Cowper,	Mr. Dangar,	} Tellers.
Mr. Weekes,	Mr. Caldwell,	
Mr. Arnold,	Mr. Hoskins,	
Mr. Wisdom,	Mr. Buchanan,	
Mr. Dick,	Mr. Irving,	
Mr. Lewis,	Mr. Atkinson,	
Mr. Markham,	Capt. Moriarty,	
Mr. Cummings,	Mr. Alexander,	
Mr. Eckford,	Mr. Love,	
Mr. Mate,	Mr. Driver,	
Mr. Stewart,	Mr. Burns,	
Mr. T. Garrett,		

Noes, 7.

Mr. Forster,	} Tellers.
Mr. Piddington,	
Mr. Windeyer,	
Mr. Holroyd,	
Mr. Lackey,	
Mr. Lucas,	
Mr. Wilson,	

Whereupon, the Speaker left the Chair, and the House stood adjourned, at twenty-eight minutes after Eleven o'clock, until Three o'clock on Monday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, DECEMBER 23.

### GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. Bonded Distilleries and Sugar Houses Bill; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.
6. Sale of Liquors Licensing Bill; consideration in Committee of Legislative Council's Amendments.
7. Police Regulation Bill; to be further considered in Committee.
8. Supply; Resumption of the Committee.

### OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. FORSTER to move, That the Petition presented by him on the 18th December, from certain Miners at Kiandra, relative to Mr. Sub-Commissioner Cooper, be printed.
2. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
3. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.

5. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
6. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
7. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
12. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
13. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
14. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.
15. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
16. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
17. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
18. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
19. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
20. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
21. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
22. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
23. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended; the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.

24. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
25. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
26. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
27. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
28. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
29. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
30. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
31. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
32. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
33. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
34. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
35. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.
36. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
37. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
38. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
39. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
40. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
41. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
42. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; third reading.
2. False Pretences Law Amendment Bill; third reading.
3. Drainage Promotion Bill; to be further considered in Committee.
4. Real Property Bill; consideration in Committee of the propriety of introducing.
5. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
6. District Trusts Bill; second reading.
7. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve "itself into a Committee of the Whole, to consider of an Address to the Governor, "praying that His Excellency will cause to be placed on the Estimates for the ensuing "year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sus- "tained by her late husband, J. H. Jones, in the Mail Service between Sydney and "Melbourne, during the year 1851."

TUESDAY, DECEMBER 24.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
2. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
3. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
4. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum, not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
5. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
6. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
7. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
8. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
9. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
10. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
11. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDER OF THE DAY:—

1. Unlawful Administering of Poison Law Amendment Bill; third reading.

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THURSDAY, DECEMBER 26.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.

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TUESDAY, DECEMBER 31.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
2. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
3. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Rev. W. B. Clarke, be now adopted by this House.

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TUESDAY, JANUARY 7, 1862.

OTHER BUSINESS—NOTICE OF MOTION:—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.

T. A. MURRAY,  
*Speaker.*



No. 66.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

MONDAY, 23 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Adjournment:—Mr. Cowper, with the concurrence of the House, moved, without notice, That this House do, at its rising, adjourn until this day week.  
Question put and passed.
2. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—
  - (1.) Letter (dated 18 December, 1861,) from Colonial Secretary, Queensland, to Colonial Secretary, New South Wales, respecting goods crossing the Queensland Border.
  - (2.) Return of all Correspondence which has taken place with the Government, concerning the Police Reserve at Lambing Flat.
  - (3.) Fourth Annual Report on the Observatory at Sydney.
 Ordered to be printed.
3. Postponements:—The undermentioned Orders of the Day postponed, respectively, until this day week:—
  - (1.) The second reading of the Queensland Debt Bill.—On motion of Mr. Weekes.
  - (2.) The second reading of the Railways and Roads Acts Amendment Bill.—On motion of Mr. Weekes.
  - (3.) The second reading of the Bonded Distilleries and Sugar Houses Bill.—On motion of Mr. Weekes.
  - (4.) The Resumption of the Adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."—On motion of Mr. Cowper.
  - (5.) The second reading of the Land Transfer and Registry Bill.—On motion of Mr. Cowper.
4. Sale of Liquors Licensing Bill:—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill.  
The Chairman reported, That the Committee had agreed to some, disagreed from other, and amended one, of the Amendments made in this Bill by the Legislative Council; also that they had made an Amendment in the said Bill consequent upon the Council's Amendment so amended.  
Whereupon, Mr. Cowper moved, That this Report from the Committee of the Whole be now adopted by this House.  
Question put and passed.
5. Police Regulation Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.  
The Chairman reported that, upon a Division, it was discovered that there was not a Quorum of Members present in the Committee.  
Whereupon the Speaker counted the House, and there being only Nineteen Members present, exclusive of the Speaker, viz.—Mr. Arnold, Mr. Caldwell, Mr. Cowper, Mr. C. Cowper, junior, Mr. Dalglish, Mr. Dangar, Mr. Faucett, Mr. Forster, Mr. T. Garrett, Mr. Hay, Mr. Holt, Mr. Leary, Mr. Markham, Mr. Mate, Mr. Morris, Mr. J. T. Ryan, Mr. Smart, Mr. Weekes, and Mr. Wisdom,—the Speaker adjourned the House, at twenty minutes before Seven o'clock, until *Monday next*, at Three o'clock.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, DECEMBER 30.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Queensland Debt Bill ; second reading.
2. Railways and Roads Acts Amendment Bill ; second reading.
3. Bonded Distilleries and Sugar Houses Bill ; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, " That the Land " Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill ; second reading.
6. Supply ; Resumption of the Committee.
7. Ways and Means ; Resumption of the Committee.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. FORSTER to move, That the Petition presented by him on the 18th December, from certain Miners at Kiandra, relative to Mr. Sub-Commissioner Cooper, be printed.
2. MR. WILSON to move,—
  - (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
3. DR LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws ; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
4. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan) ; distinguishing in columns,—1st. The entire sum appropriated for each item ; 2nd. The amount expended on each item ; 3rd. The balance (if any) unexpended upon account of each item ; 4th. The aggregate amount appropriated by Parliament for the said objects ; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
5. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item ; 2. The entire amount expended on each item ; 3. The balance unexpended upon account of each item ; 4. The aggregate amount appropriated by Parliament for the said objects ; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
6. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
7. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
8. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows :—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid ; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
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11. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.

12. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
13. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
14. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.
15. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
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17. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
18. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
19. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
20. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
21. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
22. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
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24. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No 11. Also, the names of the owners of such cattle, up to the 6th of December.
25. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
26. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
27. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
28. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
29. MR. DANGAR to move, That there be laid upon the Table of this House, the Copy of a Petition presented to His Excellency the Governor, or Colonial Secretary, in May last, from the Residents of the Police District of Scone, in reference to the appointing of a Telegraph or Station Master at Scone, and referring to other Local matters connected with the said Town and District.
30. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
31. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
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35. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.
36. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
37. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.

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39. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
40. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
41. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
42. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
43. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
44. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
45. MR. DRIVER to move, That the Petition of John Cockrell, presented by him on the 22nd October last, be printed.
46. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
47. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
48. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
49. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
50. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
51. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
52. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
53. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; third reading.
2. False Pretences Law Amendment Bill; third reading.
3. Drainage Promotion Bill; to be further considered in Committee.
4. Real Property Bill; consideration in Committee of the propriety of introducing.
5. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
6. District Trusts Bill; second reading.
7. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."
8. Unlawful Administering of Poison Law Amendment Bill; third reading.

Questions:—

1. MR. CUNNEEN to ask THE COLONIAL SECRETARY,—  
(1.) If there has been any Road Surveyed by the Government between Merriwa, on the west bank of the Goulburn River, and Liverpool Plains, by way of Coulston's Creek?  
(2.) If so, why it is not proclaimed?
2. MR. FORSTER to ask THE COLONIAL SECRETARY,—By what authority has an Aboriginal native boy, known as Archie Broughton, been forcibly taken from the service of Mr. Alexander Keith Collins, and by what authority is the same boy now detained in custody?

3. MR. CALDWELL to ask THE COLONIAL SECRETARY,—Is the Storekeeper at the Lunatic Asylum, Parramatta, off duty; if so, how long, and has there been any person appointed to fill his place?
4. MR. PIDDINGTON to ask THE COLONIAL SECRETARY,—Whether Members of the existing Police, not wishing to join under the new Police Bill, will be entitled to a gratuity from the Superannuation Fund, to which they have contributed two per cent. from their Salaries?

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TUESDAY, DECEMBER 31.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
2. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
3. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Rev. W. B. Clarke, be now adopted by this House.

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TUESDAY, JANUARY 7, 1862.

OTHER BUSINESS—NOTICE OF MOTION :—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.

T. A. MURRAY,  
Speaker.

[Price, 2d.]

—THE HOUSE OF REPRESENTATIVES—  
 A Bill for the purpose of amending the provisions of the Act in relation to the  
 of the Government of the Colony, and for other purposes, was introduced by  
 the Hon. the Colonial Secretary, and read twice, and passed on the 11th  
 inst. The Bill is now in the hands of the Committee of the House, and  
 will be reported on at an early day.



No. 67.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

MONDAY, 30 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Motions withdrawn:—
  - (1.) Mr. Lucas withdrew the motions standing in his name, Nos. 34, 46, 47, 48, and 49, on the Notice Paper for to-day.
  - (2.) Mr. Dalgleish withdrew the motion standing in his name, No. 51 on the Notice Paper for to-day.
  - (3.) Captain Moriarty withdrew the motion standing in his name, No. 36 on the Notice Paper for to-day.
  - (4.) Mr. Buchanan withdrew the motion standing in his name, No. 43 on the Notice Paper for to-day.
  - (5.) Mr. T. Garrett withdrew the motions standing in his name, Nos. 37, 41, and 42, on the Notice Paper for to-day.
  - (6.) Mr. Morris, on behalf of Mr. Windeyer, withdrew the motion standing in the name of Mr. Windeyer, No. 19 on the Notice Paper for to-day.
  - (7.) Mr. Buchanan withdrew the motion standing in his name, No. 52 on the Notice Paper for to-day.
  - (8.) Dr. Lang withdrew the motions standing in his name, Nos. 3, 20, 21, 32 and 39, on the Notice Paper for to-day.
  - (9.) Mr. Piddington withdrew the motions standing in his name, Nos. 4 and 5 on the Notice Paper for to-day.
  - (10.) Mr. Lewis withdrew the motion standing in his name, No. 14 on the Notice Paper for to-day.
  - (11.) Mr. Dangar withdrew the motions standing in his name, Nos. 23 and 29 on the Notice Paper for to-day.
  - (12.) Mr. Dickson withdrew the motion standing in his name, No. 35 on the Notice Paper for to-day.
2. Bonded Distilleries and Sugar Houses Bill:—Mr. Piddington presented a Petition from certain Merchants in Sydney, praying that, for the reasons therein set forth, this Bill may proceed no further, or that a Select Committee be appointed to inquire into the reasons alleged for its being passed into a Law.  
 Petition received.
3. Postponements:—The undermentioned Orders of the Day postponed, respectively, until Thursday next.
  - (1.) The second reading of the Queensland Debt Bill.—On motion of Mr. Weekes.
  - (2.) The second reading of the Railways and Roads Acts Amendment Bill.—On motion of Mr. Weekes.
  - (3.) The second reading of the Bonded Distilleries and Sugar Houses Bill.—On motion of Mr. Weekes.
  - (4.) The Resumption of the Adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."—On motion of Mr. Cowper.
  - (5.) The second reading of the Land Transfer and Registry Bill.—On motion of Mr. Cowper.
4. Supply:—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty, for the Service of the year 1861-2.  
 The Chairman reported progress, and obtained leave to sit again at a later period of the day.
5. Member sworn:—Hugh Gordon, Esquire, having taken the Oath and subscribed the Roll, took his seat as Member for the Electoral District of Tenterfield.

6. Supply :—On motion of Mr. Weekes the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the Service of the year 1861-2.

And the Committee having continued to sit till after Midnight,—

*TUESDAY, 31 DECEMBER, 1861., A.M.*

The Chairman reported Progress, and obtained leave to sit again on Thursday next. The House adjourned, on motion of Mr. Cowper, at half-past Twelve o'clock A.M., until Three o'clock P.M. this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*TUESDAY, DECEMBER 31.*

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
2. MR. SHEPHERD to move, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.
3. MR. SHEPHERD to move, That the Report from the Select Committee on the services of the Rev. W. B. Clarke, be now adopted by this House.
4. MR. T. GARRETT to move for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.
5. MR. PIDDINGTON to move, That the Petition presented by him on the 30th December, from certain Merchants of Sydney, against the Bonded Distilleries and Sugar Houses Bill, be printed.
6. MR. WINDEYER to move for leave to introduce a Bill to confer an Annuity upon William Bland.
7. MR. BUCHANAN to move for leave to introduce a Bill to amend the laws with reference to the Burial of Suicides.
8. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
9. DR. LANG to move for leave to bring in a Bill for Improving the Districts of which the Field of Mars Common forms part.
10. DR. LANG to move, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.
11. DR. LANG to move, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.
12. DR. LANG to move, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.
13. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.
14. MR. PIDDINGTON to move, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.
15. MR. LEWIS to move for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.



16. MR. DANGAR to move, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.
17. MR. FORSTER to move, That the Petition presented by him on the 18th December, from certain Miners at Kiandra, relative to Mr. Sub-Commissioner Cooper, be printed.
18. MR. WILSON to move,—
- (1.) That in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold duty, the Government ought, this Session, to introduce a Bill to provide for the abolition of the aforesaid Duty on Gold.
  - (2.) That in any case such duty ought not to be levied after the 31st March, 1862.
  - (3.) That the above resolutions be conveyed by address to His Excellency the Governor.
19. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
20. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
21. MR. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
- (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
22. MR. RUSDEN to move, That it is the opinion of this House,—
- (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
23. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the relieve of Shanahan.
24. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
25. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
26. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
27. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
28. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
29. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
30. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
31. MR. DALGLEISH to move,—
- (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
32. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No 11. Also, the names of the owners of such cattle, up to the 6th of December.
33. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
34. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
35. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.

36. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
37. MR. COWPER to move, That the Petition, presented by him on the 5th Decmber, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
38. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
39. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
40. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
41. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
42. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
43. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
44. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
45. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; third reading.
2. False Pretences Law Amendment Bill; third reading.
3. Drainage Promotion Bill; to be further considered in Committee.
4. Real Property Bill; consideration in Committee of the propriety of introducing.
5. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
6. District Trusts Bill; second reading.
7. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve "itself into a Committee of the Whole, to consider of an Address to the Governor, "praying that His Excellency will cause to be placed on the Estimates for the ensuing "year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and "Melbourne, during the year 1851."
8. Unlawful Administering of Poison Law Amendment Bill; third reading.

Questions:—

1. MR. CUNNEEN to ask THE COLONIAL SECRETARY,—  
(1.) If there has been any Road Surveyed by the Government between Merriwa, on the west bank of the Goulburn River, and Liverpool Plains, by way of Coulston's Creek?  
(2.) If so, why it is not proclaimed?
2. MR. HOLROYD to ask THE SECRETARY FOR PUBLIC WORKS,—If he has any objection to lay upon the Table of this House, all Telegrams and Correspondence between the Commissioner for Roads and the Government, relative to the recent reduction of salary of the Commissioner for Roads: and, if the report be true that the Commissioner for Roads has consented to continue his appointment at the salary of one shilling per annum; and if it be the intention of the Government to allow the Commissioner to continue his appointment at that salary?

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WEDNESDAY, JANUARY 1, 1862.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move:—  
(1.) That so much of the Standing Orders be suspended as will admit of the passing through all its stages, in one day, a Bill to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary.  
(2.) That leave be granted to bring in a Bill to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary.
2. MR. COWPER to move, That the further consideration in Committee of the Police Regulation Bill, which lapsed for want of a Quorum, on Monday the 23rd December, be restored to the Paper, and stand an Order of the Day, for this day.

ORDER OF THE DAY:—

1. Ways and Means; Resumption of the Committee.
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THURSDAY,

THURSDAY, JANUARY 2, 1862.

*Contingent Notice of Motion:—*

1. MR. FORSTER to move, (as a *Contingent Amendment on the motion for the Speaker to leave the Chair with a view to the Resumption of the Committee of Supply*)—
  - (1.) That this House, having taken into consideration the great difficulty and inconvenience which have arisen from the practice of commencing the Session of Parliament at a late period of the year, and from carrying on the business thereof, for the most part, during the summer months, is of opinion that Parliament should be called together, for the despatch of business of the next Session, not later than the first week in May.
  - (2.) That the foregoing Resolution be communicated, by Address, to His Excellency the Governor.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. Bonded Distilleries and Sugar Houses Bill; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.
6. Supply; Resumption of the Committee.

*Questions:—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he will state to the House the result of the inquiry into the truth of the statements made by Henley, at the Goulburn trials, that several Chinamen had been murdered at the Burrangong Riots; and that a woman, after having been brutally illused, was thrown down a shaft with her child in her arms?
2. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Government have received a memorial from the residents of the Puddledock Gold Fields, in the vicinity of Armidale, requesting the Minister for Lands to proclaim a Gold Fields Reserve at that place?
  - (2.) Is it the intention of the Government to comply with the prayer of the memorialists?
3. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to proclaim a Gold Fields Reserve at the Obau Gold Fields, New England?

FRIDAY, JANUARY 3, 1862.

*Questions:—*

1. MR. HOSKINS to ask THE COLONIAL SECRETARY,—When will the Government lay upon the Table of this House a Return of the Sums of Money paid to the Chief Commissioners of Gold Fields, for travelling expenses, during the years 1859, 1860, and 1861, in accordance with the promise made by the Colonial Secretary on the 12th December, 1861?
2. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Will the Government state the name of the Contractor who undertook to provide the Forage for the Horses attached to the Police Force stationed at the Rocky River Gold Fields, during the years 1860 and 1861?
  - (2.) Have the Government any objection to lay upon the Table of this House, previous to the prorogation, a Copy of the Vouchers duly attested, certifying that the proper quantities of Forage have been delivered at that place during that period; the date of each delivery; the name of the person who delivered it; and the sums of money paid to such Contractor or his agent; and the person who received each separate payment?

TUESDAY, JANUARY 7, 1862.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.
2. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
3. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
4. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.

5. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
6. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
7. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
8. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
10. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
11. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
12. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.

T. A. MURRAY,  
*Speaker.*

No. 68.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

TUESDAY, 31 DECEMBER, 1861.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Sale of Liquors Licensing Bill :—Mr. Cowper moved, that the following Message be carried to the Legislative Council :—  
 MR. PRESIDENT,  
 The Legislative Assembly having had under consideration the Legislative Council's Message dated 19th December, 1861, requesting its concurrence in certain Amendments made by the Council in the "Sale of Liquors Licensing Bill,"—  
 Agrees to all the Amendments in clauses 3, 11, 16, 18, and 19.  
 Disagrees from the Amendment in page 6, clause 32, lines 54 and 55; Because it would bear oppressively upon a particular section of the community.  
 Agrees to all the Amendments in clauses 35 and 40.  
 Has amended the Amendment in page 8, clause 43, line 34, by inserting, before the words "or any District Constable or any Constable specially authorized in writing signed by any one Justice of the Peace in any particular instance" the words "himself observing"—and has made an Amendment consequent upon the Council's Amendment so amended, by omitting the words "himself observing" where they follow the word "Police" in line 34 aforesaid.  
 And agrees to all the remaining Amendments.  
*Legislative Assembly Chamber,  
 Sydney, 31 December, 1861.* Speaker.  
 Question put and passed.
2. Adjournment :—Mr. Cowper, with the concurrence of the House, moved, without notice, That this House do, at its rising, adjourn until Thursday next.  
 Question put and passed.
3. Motions withdrawn :—  
 (1.) Mr. Leary withdrew the motions standing in his name, Nos. 24 and 25 on the Notice Paper for to-day.  
 (2.) Mr. Lucas withdrew the motion standing in his name, No. 1 on the Notice Paper for to-day.
4. Field of Mars Common :—Mr. Shepherd moved, pursuant to notice, That the Petition presented by him on the 9th December, from the Trustees of the Field of Mars and Eastern Farms Common, be printed.  
 Question put and passed.  
 Ordered to be printed.
5. Reverend W. B. Clarke :—Mr. Shepherd moved, pursuant to notice, That the Report from the Select Committee on the services of the Rev. W. B. Clarke, be now adopted by this House.  
 Debate ensued.  
 Question put and passed.
6. Bellambi and Bulli Coal Mining Company's Incorporation Bill :—  
 (1.) Mr. T. Garrett moved, pursuant to notice, for leave to introduce a Bill to Incorporate the Bellambi and Bulli Coal Company.  
 Question put and passed; *Ordered*, that the Mover and Seconder prepare, and bring in the Bill.  
 (2.) Mr. T. Garrett having presented this Bill, and produced a certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue of the Colony, Bill intituled, "*A Bill to Incorporate 'The Bellambi and Bulli Coal Mining Company,'*" read a first time.
7. Bonded Distilleries and Sugar Houses Bill :—Mr. Piddington moved, pursuant to notice, That the Petition presented by him on the 30th December, from certain Merchants of Sydney, against the Bonded Distilleries and Sugar Houses Bill, be printed.  
 Question put and passed.  
 Ordered to be printed.

8. Bellambi and Bulli Coal Mining Company's Incorporation Bill :—Mr. Hay presented a Petition from Thomas Hale, of Bellambi, in the Colony of New South Wales, Gentleman, in opposition to this Bill, and praying to be heard by Agents or Counsel, against the passing thereof as introduced.  
Petition received.
9. Bland Annuity Bill :—  
(1.) Mr. Windeyer moved, pursuant to notice, for leave to introduce a Bill to confer an Annuity upon William Bland.  
Question put and passed; *Ordered*, that the Mover and Seconder prepare and bring in the Bill.  
(2.) Mr. Windeyer having presented this Bill, Bill, intituled, "*A Bill to confer an Annuity upon William Bland,*" read a first time.  
*Ordered* to be printed, and read a second time on Friday next.
10. Law of Felo-de-se Amendment Bill :—  
(1.) Mr. Buchanan moved, pursuant to notice, for leave to introduce a Bill to amend the Laws with reference to the Burial of Suicides.  
Question put and passed; *Ordered* that the Mover and Seconder prepare and bring in the Bill.  
(2.) Mr. Buchanan having presented this Bill, Bill, intituled "*A Bill to amend the Law relating to Verdicts of Felo-de-se,*" read a first time.  
*Ordered* to be printed, and read a second time on Friday next.
11. Motion Withdrawn :—Dr. Lang withdrew the motion standing in his name, No. 8 on the Notice Paper for to-day.
12. Field of Mars Common :—Dr. Lang moved, pursuant to notice, "That" leave be granted to bring in a Bill for improving the Districts of which the Field of Mars Common forms part.  
Mr. Shepherd 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 the subject matter of various Petitions, and other matters relating to the Field of Mars and Eastern Farms Common, and to recommend as to the desirability or otherwise of its being resumed and disposed of by the Crown."  
(2.) That such Committee consist of the following members :—Dr. Lang, Mr. Cowper, Mr. Forster, Mr. Smart, Mr. Laycock, Mr. Lackey, Mr. Sutherland, Mr. Stewart, Mr. Lucas, and Mr. Shepherd."  
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.  
Question,—That the words proposed to be inserted in the place of the words omitted be so inserted,—put and passed.  
Whereupon Question,—  
(1.) That a Select Committee, with power to send for persons and papers, be appointed to inquire into the subject matter of various Petitions and other matters relating to the Field of Mars and Eastern Farms Common, and to recommend as to the desirability or otherwise of its being resumed and disposed of by the Crown.  
(2.) That such Committee consist of the following Members :—Dr. Lang, Mr. Cowper, Mr. Forster, Mr. Smart, Mr. Laycock, Mr. Lackey, Mr. Sutherland, Mr. Stewart, Mr. Lucas, and Mr. Shepherd,—put and passed.
13. Scientific Exploration for Minerals—Captain Mechosk :—Dr. Lang moved, pursuant to notice, That the Petition from certain Inhabitants of the Territory of New South Wales, in reference to the Mineral Resources of this Colony, presented by him on the 28th November, be printed.  
Question put and passed.  
*Ordered* to be printed.
14. Land Titles Declaration Bill—Land Transfer and Registry Bill :—Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 11th December, from certain Certificated Conveyancers of Sydney, relative to the Land Titles Declaration and Land Transfer and Registry Bills, be printed.  
Question put and passed.  
*Ordered* to be printed.
15. Landing Waiters :—Dr. Lang moved, pursuant to notice, That the Petition presented by him, on the 6th December, from certain Landing Waiters of Her Majesty's Customs at the Port of Sydney, relative to the equalization of their Salaries, be printed.  
Question put and passed.  
*Ordered* to be printed.
16. Appropriations by Parliament, from Ordinary Revenue, for Public Works and Buildings :—Mr. Piddington moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing the various Sums appropriated by Parliament since the 1st January, 1857, for the construction, repair, or completion of roads, bridges, public works, and buildings of every description, and chargeable upon the ordinary Revenue Fund of the Colony (not being raised by Loan); distinguishing in columns,—1st. The entire sum appropriated for each item; 2nd. The amount expended on each item; 3rd. The balance (if any) unexpended upon account of each item; 4th. The aggregate amount appropriated by Parliament for the said objects; 5th. The unexpended balance under the several Acts of Appropriation for such purposes.  
Question put and passed.



17. Appropriations by Parliament, from Loans, for Public Works and Buildings:—Mr. Piddington moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing the various sums appropriated by Parliament, since the 1st of January, 1857, for the construction, repair, or completion of Railroads, Roads, Bridges, Public Works, and Buildings of every description, and provided for by Loans, distinguishing in columns—1. The entire sum appropriated for each item; 2. The entire amount expended on each item; 3. The balance unexpended upon account of each item; 4. The aggregate amount appropriated by Parliament for the said objects; 5. The aggregate unexpended balance, under the several Acts of Appropriation, for such purposes.  
Question put and passed.
18. Coal Fields Regulation Bill:—  
(1.) Mr. Lewis moved, pursuant to notice, for leave to introduce a Bill for the better regulation of Coal Fields and Collieries in this Colony.  
Question put and passed:—Ordered, that the Mover and Seconder prepare and bring in the Bill.  
(2.) Mr. Lewis having presented this Bill, Bill, intituled, "*A Bill for the Better Regulation of Coal Fields and Collieries*,"—read a first time.  
Ordered to be printed, and read a second time on Friday next.
19. Road Votes for Northern Districts:—Mr. Dangar moved, pursuant to notice, That there be laid upon the Table of this House, a Return of the apportionment of the sums voted for 1860-61, for Main Roads, Bridges, and Culverts for the Northern Districts; describing the Police Districts, the amount for each, where and how expended, the number of miles of Road in each District made, giving dates; by whose authority expended, and whether expended by tender or let without; the name of the Contractor or Contractors, date of each, with amount.  
Question put and passed.
20. Mr. Sub-Commissioner Cooper, of Kiandra Gold Fields:—Mr. Forster moved, pursuant to notice, That the Petition presented by him on the 18th December, from certain Miners at Kiandra, relative to Mr. Sub-Commissioner Cooper, be printed.  
Question put and passed.  
Ordered to be printed.
21. Duty on Gold:—Mr. Wilson moved, pursuant to *Amended Notice*,—  
(1.) That in the opinion of this House, in order to carry out the repeatedly-expressed wishes of this House with regard to the Gold Duty, such Duty ought not to be levied after the 30th June, 1862.  
(2.) That the above resolution be conveyed by Address to His Excellency the Governor.  
Debate ensued.  
Notice being taken that there was not a Quorum of Members present, the House was counted; and, there being only Seventeen Members present, exclusive of the Speaker, viz.,—Mr. Alexander, Mr. Buchanan, Mr. Caldwell, Mr. Cowper, Mr. Dalgleish, Mr. Driver, Mr. Forster, Mr. Gordon, Mr. Hay, Mr. Hoskins, Mr. Lucas, Mr. Sadleir, Mr. Shepherd, Mr. Terry, Mr. Weekes, Mr. Wilson, and Mr. Wisdom,—the Speaker adjourned the House, at twenty minutes before Eight o'clock, until *Thursday next*, at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, JANUARY 2.

*Contingent Notice of Motion:—*

1. MR. FORSTER to move, (as a *Contingent Amendment on the motion for the Speaker to leave the Chair with a view to the Resumption of the Committee of Supply*)—  
(1.) That this House, having taken into consideration the great difficulty and inconvenience which have arisen from the practice of commencing the Session of Parliament at a late period of the year, and from carrying on the business thereof, for the most part, during the summer months, is of opinion that Parliament should be called together, for the despatch of business of the next Session, not later than the first week in May.  
(2.) That the foregoing Resolution be communicated, by Address, to His Excellency the Governor.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move:—  
(1.) That so much of the Standing Orders be suspended as will admit of the passing through all its stages, in one day, a Bill to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary.  
(2.) That leave be granted to bring in a Bill to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary.
2. MR. COWPER to move, That the further consideration in Committee of the Police Regulation Bill, which lapsed for want of a Quorum, on Monday the 23rd December, be restored to the Paper, and stand an Order of the Day, for this day.

ORDERS

## ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. Bonded Distilleries and Sugar Houses Bill; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.
6. Supply; Resumption of the Committee.
7. Ways and Means; Resumption of the Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WINDEYER to move, That leave of absence for a fortnight be granted to Mr. J. T. Ryan, the Honorable Member for The Nepean.
2. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.
3. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
4. MR. LUOAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
5. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
6. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
7. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
8. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
9. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
10. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
11. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
12. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
13. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
14. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
15. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
16. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
17. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
18. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.



19. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
20. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
21. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
22. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
23. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
24. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
25. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Globe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
26. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDERS OF THE DAY:—

1. Criminal Law and Practice Amendment Bill; third reading.
2. False Pretences Law Amendment Bill; third reading.
3. Drainage Promotion Bill; to be further considered in Committee.
4. Real Property Bill; consideration in Committee of the propriety of introducing.
5. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
6. District Trusts Bill; second reading.
7. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."
8. Unlawful Administering of Poison Law Amendment Bill; third reading.

Questions:—

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he will state to the House the result of the inquiry into the truth of the statements made by Heuley, at the Goulburn trials, that several Chinamen had been murdered at the Barrangong Riots; and that a woman, after having been brutally illused, was thrown down a shaft with her child in her arms?
2. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Government have received a memorial, from the residents of the Puddledock Gold Fields, in the vicinity of Armidale, requesting the Minister for Lands to proclaim a Gold Fields Reserve at that place?
  - (2.) Is it the intention of the Government to comply with the prayer of the memorialists?
3. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Is it the intention of the Government to proclaim a Gold Fields Reserve at the Oban Gold Fields, New England?

FRIDAY, JANUARY 3.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Bland Annuity Bill; second reading.
2. Law of Felo-de-se Amendment Bill; second reading.
3. Coal Fields Regulation Bill; second reading.

NOTICES OF MOTION:—

1. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
2. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
3. MR. T. GARRETT to move,—
  - (1.) That the Bellambi and Bulli Coal-Mining Company's Incorporation Bill be referred for the consideration and report of a Select Committee.
  - (2.) That such Committee consist of Mr. Rusden, Mr. Lackey, Mr. Morrice, Mr. Buchanan, Mr. Markham, Mr. Leary, Mr. Lewis, Mr. Haworth, and the Mover.

Questions:—

1. MR. HOSKINS to ask THE COLONIAL SECRETARY,—When will the Government lay upon the Table of this House a Return of the Sums of Money paid to the Chief Commissioners of Gold Fields, for travelling expenses, during the years 1859, 1860, and 1861, in accordance with the promise made by the Colonial Secretary on the 12th December, 1861?

2. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
- (1.) Will the Government state the name of the Contractor who undertook to provide the Forage for the Horses attached to the Police Force stationed at the Rocky River Gold Fields, during the years 1860 and 1861?
- (2.) Have the Government any objection to lay upon the Table of this House, previous to the prorogation, a Copy of the Vouchers duly attested, certifying that the proper quantities of Forage have been delivered at that place during that period; the date of each delivery; the name of the person who delivered it; and the sums of money paid to such Contractor or his agent; and the person who received each separate payment?

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TUESDAY, JANUARY 7.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.
2. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
3. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
4. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
5. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
6. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
7. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
8. CAPT. MORIARTY to move, That Leave of Absence for a fortnight be granted to Mr. Egan, the Honorable Member for Eden, in consequence of a recent domestic calamity.
9. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
10. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
11. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
12. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.
13. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

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TUESDAY, JANUARY 14.

OTHER BUSINESS—NOTICE OF MOTION:—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.

T. A. MURRAY,  
*Speaker.*

No. 69.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

THURSDAY, 2 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Public Statutes of New South Wales.—Mr. Cowper laid upon the Table, the Third volume of the re-publication of the Public Statutes of New South Wales.

2. New South Wales and Queensland Customs Bill:—

(1.) Mr. Weekes moved, pursuant to notice,—

(1) That so much of the Standing Orders be suspended as will admit of the passing through all its stages, in one day, a Bill to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary.

(2.) That leave be granted to bring in a Bill to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary.

Debate ensued.

Question put.

The House divided.

Ayes, 28.

Mr. Cowper,	Mr. Sutherland,	} Tellers.
Mr. Weekes,	Mr. Dangar,	
Mr. Arnold,	Mr. Hoskins,	
Mr. Wisdom,	Mr. Lackey,	
Mr. Markham,	Mr. Redman,	
Mr. Stewart,	Mr. Cunneen,	
Mr. Garrett,	Mr. Wilson,	
Mr. Hannell,	Mr. Hart,	
Mr. Lewis,	Mr. Buchanan,	
Mr. Dickson,	Dr. Lang,	
Mr. Atkinson,	Mr. C. Cowper,	
Mr. Lord,	junior,	
Mr. Shepherd,	Mr. Morrice,	
Mr. Dalgleish,	Mr. Terry,	
Mr. Daniel,		

Noes, 9.

Mr. Raper,	} Tellers.
Mr. Forster,	
Mr. Piddington,	
Mr. Hay,	
Mr. Lucas,	
Mr. Sadleir,	
Mr. Gordon,	
Capt. Moriarty,	
Mr. Holroyd,	

Ordered, That the Mover and Seconder prepare and bring in the Bill.

(2.) Mr. Weekes having presented this Bill, Bill intituled, "*A Bill to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary*",—read a first time,—and ordered to be printed.

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

Debate ensued.

Question put and passed; and Bill read a second time.

(4.) Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill without amendment;—

Ordered, on motion of Mr. Weekes, That the third reading of this Bill stand an Order of the Day for a later period to-day.

3. Police Regulation Bill:—Mr. Cowper moved, pursuant to notice, That the further consideration in Committee of the Police Regulation Bill, which lapsed for want of a Quorum on Monday, the 23rd December, be restored to the Paper, and stand an Order of the Day, for this day.

Question put and passed.

4. Postponements:—The undermentioned Orders of the Day postponed, respectively, until Monday next:—

(1.) The second reading of the Queensland Debt Bill,—on motion of Mr. Weekes (*after Debate*).

(2.) The second reading of the Railways and Roads Acts Amendment Bill,—on motion of Mr. Arnold.

(3.) The second reading of the Bonded Distilleries and Sugar Houses Bill,—on motion of Mr. Weekes.

(4.)

(4.) The Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time,"—on motion of Mr. Cowper.

(5.) The second reading of the Land Transfer and Registry Bill,—on motion of Mr. Cowper.

5. Supply :—On the Order of the Day being read for the Resumption of the Committee,—Mr. Weekes moved "That" the Speaker do now leave the Chair.

Mr. Forster moved, pursuant to *Contingent Notice*,—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, having taken into consideration the great difficulty and inconvenience which have arisen from the practice of commencing the Session of Parliament at a late period of the year, and from carrying on the business thereof, for the most part, during the summer months, is of opinion that Parliament should be called together, for the despatch of business of the next Session, not later than the first week in May.

"(2.) That the foregoing Resolution be communicated, by Address, to His Excellency the Governor."

Debate ensued.

(*Interruption.*)

6. Messages :—The following Messages from His Excellency the Governor, received and read :—

(1.) Land Titles Declaration Bill :—

JOHN YOUNG,

*Message, No. 14.*

*Governor.*

In accordance with the provision contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly, the appropriation of a sum not exceeding £700, for the salary of the Judge of the Lands' Title Court.

*Government House,*

*Sydney, 2nd January, 1862.*

Ordered, on motion of Mr. Cowper, to be printed, and taken into consideration in Committee, with the Bill.

(2.) Third Additional Estimate for 1862 :—

JOHN YOUNG,

*Message, No. 15.*

*Governor.*

In compliance with the 54th clause of the Constitution Act, the Governor submits for the consideration of the Legislative Assembly, a Third Additional Estimate of Expenditure for 1862.

*Government House,*

*Sydney, 2nd January, 1862.*

Ordered to be printed, together with the accompanying Estimate, and taken into consideration in Committee of Supply.

7. Supply :—The Debate on Mr. Forster's proposed amendment on Mr. Weekes' motion—"That the Speaker do now leave the Chair," (*interrupted by the Messages recorded in Entry 6 above*) resumed.

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

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

Question put,—

(1.) That this House, having taken into consideration the great difficulty and inconvenience which have arisen from the practice of commencing the Session of Parliament at a late period of the year, and from carrying on the business thereof, for the most part, during the summer months, is of opinion that Parliament should be called together, for the despatch of business of the next Session, not later than the first week in May.

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

The House divided.

Ayes, 30.

Capt. Moriarty,	Mr. Shepherd,	} Tellers.
Mr. Dalgleish,	Mr. Alexander,	
Mr. Dickson,	Mr. Hannell,	
Mr. Piddington,	Mr. Forster,	
Mr. Wilson,	Mr. Lackey,	
Mr. Holroyd,	Mr. Hay,	
Mr. Lucas,	Mr. Cunneen,	
Mr. Morris,	Mr. Gordon,	
Mr. Sadleir,	Mr. Dangar,	
Mr. Markham,	Mr. Lewis,	
Mr. Raper,	Mr. Hoskins,	
Mr. J. T. Ryan,	Dr. Lang,	
Mr. Leary,	Mr. Driver,	
Mr. Faucett,	Mr. Bell,	
Mr. Macleay,	Mr. Windeyer,	

Noes, 9.

Mr. Cowper,	} Tellers.
Mr. Weekes,	
Mr. Arnold,	
Mr. Morrice,	
Mr. Buchanan,	
Mr. Love,	
Mr. Sutherland,	
Mr. C. Cowper,	
junior,	
Mr. Garrett,	

Mr. Weekes then moved,—That this House do now resolve itself into a Committee of Supply.

Question put and passed.

Whereupon,

Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty, for the service of the year 1861-2.

The Chairman reported Progress, and obtained leave to sit again at a later period of the day.

8. New South Wales and Queensland Customs Bill, on motion of Mr. Weekes, read a third time and passed.

Mr. Weekes then moved, That the title of this Bill be "*An Act to authorize a Treaty respecting Customs Duties on goods crossing the Queensland Boundary.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to authorize a Treaty respecting Customs Duties on Goods crossing the Queensland Boundary,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,  
Sydney, 2 January, 1862*

Speaker.

Question put and passed.

9. On motion of Mr. Weekes, the Speaker left the Chair, and the Committee of Supply resumed.

And the Committee having continued to sit till after Midnight,—

FRIDAY, 3 JANUARY, 1862, A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, JANUARY 3.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Bland Annuity Bill; second reading.
2. Law of Felo-de-se Amendment Bill; second reading.
3. Coal Fields Regulation Bill; second reading.
4. Criminal Law and Practice Amendment Bill; third reading.
5. False Pretences Law Amendment Bill; third reading.
6. Drainage Promotion Bill; to be further considered in Committee.
7. Real Property Bill; consideration in Committee of the propriety of introducing.
8. Osborne Wallsend Coal Company's Incorporation Bill; second reading.
9. District Trusts Bill; second reading.
10. Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1,000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851."
11. Unlawful Administering of Poison Law Amendment Bill; third reading.

NOTICES OF MOTION:—

1. MR. LEARY to move, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.
2. MR. LEARY to move, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.
3. MR. T. GARRETT to move,—
  - (1.) That the Bellambi and Bulli Coal Mining Company's Incorporation Bill be referred for the consideration and report of a Select Committee.
  - (2.) That such Committee consist of Mr. Rusden, Mr. Lackey, Mr. Morrice, Mr. Buchanan, Mr. Markham, Mr. Leary, Mr. Lewis, Mr. Haworth, and the Mover.
4. MR. FORSTER to move, That Mr. Piddington be substituted in Mr. Forster's place, as a member of the Committee on the Field of Mars Common.
5. MR. WINDEYER to move, That leave of absence for a fortnight be granted to Mr. J. T. Ryan, the Honorable Member for The Nepean.
6. MR. RUSDEN to move, That there be laid upon the Table of this House a copy of all correspondence, memoranda, and minutes connected with the removal from the public service of Mr. Henry Gale, late Clerk of Select Committees, Legislative Assembly.

7. MR. HOSKINS to move for leave to bring in a Bill to abolish the Duty on Gold.
8. Mr. LUCAS to move, That there be laid upon the Table of this House, a Return, as follows:—
  - (1.) All Correspondence which has taken place since the 1st of January, 1860, between the Government and persons from whom Timber has been taken for Roads and Bridges.
  - (2.) Reports (if any) made respecting such Timber.
  - (3.) The opinion of the Crown Law Officers as to the power of the Government, or their Contractor, to take such Timber.
  - (4.) The amount of Compensation (if any) paid, and to whom paid; and the amount paid to each person.
  - (5.) The Names of persons who have applied for Compensation, and the amount each person has applied for.
9. MR. RUSDEN to move, That it is the opinion of this House,—
  - (1.) That all informal Ballot Papers taken at Elections should be preserved and separately sealed up by the Returning Officers, and sent to the House of Assembly.
  - (2.) That when the Committee of Elections and Qualifications are holding a scrutiny upon Ballot Papers, the proceedings should be conducted *openly* when holding such scrutiny.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
12. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
13. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
14. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
15. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
16. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
17. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
18. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
19. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
20. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
21. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
22. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
23. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
24. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
25. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
26. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
27. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
28. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.



29. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
30. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Supply; Resumption of the Committee.
2. Ways and Means; Resumption of the Committee.
3. Police Regulation Bill; to be further considered in Committee.

Questions:—

1. MR. HOSKINS to ask THE COLONIAL SECRETARY,—When will the Government lay upon the Table of this House a Return of the Sums of Money paid to the Chief Commissioners of Gold Fields, for travelling expenses, during the years 1859, 1860, and 1861, in accordance with the promise made by the Colonial Secretary on the 12th December, 1861?
2. MR. HOSKINS to ask THE COLONIAL SECRETARY,—
  - (1.) Will the Government state the name of the Contractor who undertook to provide the Forage for the Horses attached to the Police Force stationed at the Rocky River Gold Fields, during the years 1860 and 1861?
  - (2.) Have the Government any objection to lay upon the Table of this House, previous to the prorogation, a Copy of the Vouchers duly attested, certifying that the proper quantities of Forage have been delivered at that place during that period; the date of each delivery; the name of the person who delivered it; and the sums of money paid to such Contractor or his agent; and the person who received each separate payment?
3. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—
  - (1.) If the Government are aware that two men, named Chricton and Munro, were apprehended in Sydney, as deserters from H.M.S. "Herald," and sent on board the "Pelorus;" and that Commodore Seymour, the Commanding Officer of the "Pelorus," without putting the men upon their trial, or giving them the slightest opportunity of defending themselves, sent them to Darlinghurst Gaol for three months?
  - (2.) If the Government mean to take any steps to secure the instant release of those men?
4. MR. PIDDINGTON to ask THE COLONIAL TREASURER,—When the particulars of the receipts of the Public Revenue from 1st October to 31st December, 1861, will be published?
5. MR. HOSKINS to ask THE COLONIAL SECRETARY,—Whether the Government intend to proclaim a Gold Fields Reserve for gold mining purposes only, at the Oban and Puddledock Gold Fields,—New England?
6. MR. GORDON to ask THE SECRETARY FOR PUBLIC WORKS, the cause of delay in the Transmission of Messages by the telegraphic line from Sydney to Queensland?
7. DR. LANG to ask THE COLONIAL SECRETARY,—
  - (1.) Whether the Denominational School Board has furnished a return in obedience to an Order made by the Legislative Assembly on the 24th of April, 1860, that there be laid upon the table of this House certain "Information respecting Charitable and "Educational Institutions, wholly or in part maintained by public funds within the "City of Sydney and County of Cumberland"—And if such return has not yet been furnished—whether any reason has been assigned by the Denominational School Board for its non-compliance with the Order of this House?
  - (2.) When there will be laid upon the table of this House "A Tabulated Nominal Return of all properties now held by Trustees or other persons for the use of Denominational Schools,"—ordered by the Legislative Assembly on the 16th October, 1860?

MONDAY, JANUARY 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. Bonded Distilleries and Sugar Houses Bill; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land "Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.

TUESDAY, JANUARY 7.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.
2. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.

3. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
4. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
5. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
6. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
7. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
8. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
9. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
10. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
11. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.
12. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
13. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the public from free access to the Domain.
14. MR. LACKEY to move, That the report of the Committee appointed to inquire into the case of Mr. E. W. Birmingham, be adopted.

*Question :—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he will state to the House the result of the inquiry into the truth of the statements made by Henley, at the Goulburn trials, that several Chinamen had been murdered at the Burrangong Riots; and that a woman, after having been brutally illused, was thrown down a shaft with her child in her arms?

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TUESDAY, JANUARY 14.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.

T. A. MURRAY,  
*Speaker.*



No. 70.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 3 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Cowper (*in reference to the Question standing in the name of Mr. Hoskins No. 1 on the Notice Paper for to-day*) laid upon the Table, Return of Sums paid to different Chief Commissioners of Gold Fields for Travelling Expenses, during the years 1859, 1860, and 1861.  
Ordered to be printed."

2. Bland Annuity Bill:—Mr. Windeyer moved, That this Bill be "now" read a second time.

Debate ensued.

Mr. Piddington moved, That the Question be amended by the omission of the word "now," with a view to the addition, at the end, of the words "this day six months."

Debate continued.

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

The House divided.

Ayes, 15.			Noes, 16.		
Mr. Cowper,	Dr. Lang,	} Tellers.	Mr. Piddington,	Mr. Lewis,	} Tellers.
Mr. Weekes,	Mr. Buchanan,		Mr. Wilson,	Mr. Hoskins,	
Mr. Arnold,	Mr. Wisdom,		Mr. Gordon,	Mr. Holroyd,	
Mr. Lucas,	Mr. T. Garrett,		Mr. Hay,	Mr. Macleay,	
Mr. Dangar,	Mr. Driver,		Mr. Forster,	Mr. Morrice,	
Mr. Daniel,	Mr. Morris,		Mr. Hannell,	Mr. Dickson,	
Mr. Lackey,	Mr. Windeyer,		Mr. Smart,	Mr. Perry,	
Mr. Cunneen,			Mr. Sadleir,	Mr. Leary,	

Question put, That the words proposed to be added be there added.

The House divided.

Ayes, 16.			Noes, 15.		
Mr. Lewis,	Mr. Morrice,	} Tellers.	Mr. Cowper,	Mr. Cunneen,	} Tellers.
Mr. Dickson,	Mr. Macleay,		Mr. Weekes,	Dr. Lang,	
Mr. Wilson,	Mr. Forster,		Mr. Arnold,	Mr. Driver,	
Mr. Smart,	Mr. Hoskins,		Mr. Windeyer,	Mr. Buchanan,	
Mr. Leary,	Mr. Hay,		Mr. Lackey,	Mr. Wisdom,	
Mr. Hannell,	Mr. Holroyd,		Mr. Dangar,	Mr. T. Garrett,	
Mr. Sadleir,	Mr. Gordon,		Mr. Morris,	Mr. Lucas,	
Mr. Terry,	Mr. Piddington,		Mr. Daniel,		

Question put, That this Bill be read a second time this day six months.

The House divided.

Ayes, 16.			Noes, 16.		
Mr. Lewis,	Mr. Morrice,	} Tellers.	Mr. Cowper,	Mr. Morris,	} Tellers.
Mr. Dickson,	Mr. Macleay,		Mr. Weekes,	Mr. Daniel,	
Mr. Wilson,	Mr. Forster,		Mr. Arnold,	Mr. Cunneen,	
Mr. Smart,	Mr. Hoskins,		Mr. Windeyer,	Dr. Lang,	
Mr. Leary,	Mr. Hay,		Mr. Love,	Mr. Wisdom,	
Mr. Hannell,	Mr. Holroyd,		Mr. T. Garrett,	Mr. Buchanan,	
Mr. Sadleir,	Mr. Gordon,		Mr. Dangar,	Mr. Lucas,	
Mr. Terry,	Mr. Piddington,		Mr. Driver,	Mr. Lackey,	

The Numbers being equal, the Speaker gave his vote with the Noes, and declared the Question to have passed in the Negative.

Mr. Windeyer thereupon again moved, That this Bill be now read a second time.

The Speaker, having been appealed to as to the admissibility of the repetition of this motion, ruled affirmatively, on the grounds that the Order of the Day for the second reading of this Bill, upon which the sense of the House had not been at all taken, still stood; that the word "now," as at present used, applied to a period later than when it was originally used; that other business had intervened; and that a like practice was pursued when Questions of Adjournment were under consideration.

Debate

Debate ensued.

Question put.

The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Daniel,	} Tellers.
Mr. Weekes,	Mr. Cunneen,	
Mr. Love,	Dr. Lang,	
Mr. Driver,	Mr. Wisdom,	
Mr. Caldwell,	Mr. Buchanan,	
Mr. Windeyer,	Mr. Lackey,	
Mr. Arnold,	Mr. Lucas,	
Mr. T. Garrett,	Mr. Morris,	
Mr. Dangar,		

Noes, 4.

Mr. Leary,	} Tellers.
Mr. Sadleir,	
Mr. Lewis,	
Mr. Forster,	

Bill then read a second time ;—

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

Question put.

The House divided.

Ayes, 17.

Mr. Cowper,	Mr. Cunneen,	} Tellers.
Mr. Weekes,	Dr. Lang,	
Mr. Driver,	Mr. Buchanan,	
Mr. Caldwell,	Mr. Lackey,	
Mr. Windeyer,	Mr. Daniel,	
Mr. Arnold,	Mr. Wisdom,	
Mr. T. Garrett,	Mr. Love,	
Mr. Dangar,	Mr. Lucas,	
Mr. Morris,		

Noes 4.

Mr. Forster,	} Tellers.
Mr. Hay,	
Mr. Lewis,	
Mr. Leary,	

The Speaker left the Chair and the House resolved itself into a Committee of the Whole accordingly.

The Chairman having reported the Bill with a *verbal* amendment, the House adopted the Report.

Mr. Windeyer then moved, That the third reading of this Bill stand an Order of the Day for "Tuesday next"—(to take precedence of all other Business on the Paper for that day.)

The Speaker ruled that that part of the motion in *Italic* was out of order, as, according to the rules of the Assembly, Notices of Motion have precedence over Orders of the Day, on Tuesdays, unless otherwise ordered by *Sessional* Order.

Mr. Lucas moved, That the Question be amended by the omission of the words "Tuesday next," with a view to the insertion in their place of the words "Friday next, to take precedence of all other Business on the Paper for that day."

The Speaker not objecting to this amendment, as Orders of the Day have precedence of Motions on Fridays,—

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

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

Question,—That the third reading of this Bill stand an Order of the Day for Friday next, to take precedence of all other Business on the Paper for that day,—put and passed.

3. Law of Felo-de-se Amendment Bill, on motion of Mr. Buchanan, read a second time. Whereupon, on motion of Mr. Buchanan, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Friday next.

4. Coal Fields Regulation Bill :—Mr. Lewis moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed,—

And Bill read a second time.

5. Criminal Law and Practice Amendment Bill, on motion of Mr. Forster, read a third time and passed.

Mr. Forster then moved, That the Title of this Bill be "*An Act to amend the Law and Practice in Criminal Cases.*"

Question put and passed ;—

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Law and Practice in Criminal Cases,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,*

*Sydney, 3 January, 1862.*

Speaker.

Question put and passed.

6. False Pretences Law Amendment Bill, on motion of Mr. Holroyd, read a third time and passed.

Mr. Holroyd then moved, That the Title of this Bill be "*An Act to amend the Law of False Pretences.*"

Question put and passed.

Whereupon

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Law of False Pretences,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,  
Sydney, 3 January, 1862.*

Speaker.

Question put and passed.

7. Postponement:—The Order of the Day for the further consideration in Committee of the Drainage Promotion Bill postponed, on motion of Mr. Buchanan, until Friday next.

8. Real Property Bill:—Mr. Windeyer moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, to consider of the propriety of introducing this Bill.

Question put.

The House divided.

Ayes, 6.

Mr. Wilson.	} Tellers.
Mr. Driver,	
Mr. Dalgleish,	
Mr. Leary,	
Mr. Lucas,	
Mr. Windeyer,	

Noes, 24.

Mr. Cowper,	Mr. Raper,	} Tellers.
Mr. Arnold,	Mr. Hoskins,	
Mr. Weekes,	Mr. Forster,	
Mr. Redman,	Mr. J. T. Ryan,	
Mr. Holroyd,	Mr. Cunneen,	
Capt. Moriarty,	Mr. Lackey,	
Mr. Irving,	Mr. Dickson,	
Mr. Hart,	Mr. Buchanan,	
Mr. Lewis,	Mr. Wisdom,	
Mr. Dangar,	Mr. Stewart,	
Mr. Sadleir,	Mr. Bell,	
Mr. Sutherland,	Mr. T. Garrett,	

9. Osborne Wallsend Coal Company's Incorporation Bill, on motion of Mr. T. Garrett, read a second time.

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

The Chairman having reported the Bill without amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Tuesday next.

10. District Trusts Bill:—Mr. Sadleir moved, That the Order of the Day for the second reading of this Bill be postponed until Tuesday next.

Debate ensued.

Question put.

The House divided.

Ayes, 6.

Mr. Driver,	} Tellers.
Mr. Lewis,	
Mr. Sadleir,	
Mr. Forster,	
Mr. Dalgleish,	
Mr. Wilson,	

Noes, 19.

Mr. Cowper,	Mr. Arnold,	} Tellers.
Mr. Weekes,	Mr. Dangar,	
Capt. Moriarty,	Mr. Raper,	
Mr. Redman,	Mr. J. T. Ryan,	
Mr. Holroyd,	Mr. Cunneen,	
Mr. Hoskins,	Mr. Bell,	
Mr. Leary,	Mr. Wisdom,	
Mr. Sutherland,	Mr. Buchanan,	
Mr. Windeyer,	Mr. T. Garrett,	
Mr. Stewart,		

Whereupon, Order of the Day, and Bill, respectively discharged from the Paper, on motion of Mr. Sadleir.

11. Mrs. Mary Jones:—The Order of the Day for the Debate on the motion of Mr. Stewart, "That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will cause to be placed on the Estimates for the ensuing year, a sum not exceeding £1,000, as compensation to Mrs. Mary Jones, for losses sustained by her late husband, J. H. Jones, in the Mail Service between Sydney and Melbourne, during the year 1851," discharged from the Paper, on motion of Mr. Stewart.

12. Unlawful Administering of Poison Law Amendment Bill, on motion of Mr. Holroyd, read a third time and passed.

Mr. Holroyd then moved, that the Title of this Bill be, "*An Act to amend the Law relating to the unlawful administering of Poison.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled; "*An Act to amend the Law relating to the unlawful administering of Poison,*" presents the same to the Legislative Council for its concurrence:

*Legislative Assembly Chamber,  
Sydney, 3 January, 1862.*

Speaker.

Question put and passed.

13. Paper:—Mr. Cowper laid upon the Table, Return to Address, in reference to Revision of Electoral Roll for Monaro, adopted by this House, on motion of Mr. T. Garrett, on 17 September, 1861.

Ordered to be printed.

14. System of Railway Locomotion proposed by Mr. E. Bell:—Mr. Leary moved, pursuant to notice, That the Select Committee appointed to inquire into the System of Railway Locomotion, proposed by Mr. E. Bell, be instructed to inquire into and report on the character and merits of the Bridge invented by Mr. Woore.

Question put.

The House divided.

Ayes, 19.

Mr. Weekes,	Mr. Forster,	} Tellers.
Mr. Arnold,	Mr. J. T. Ryan,	
Mr. Redman,	Mr. Cunneen,	
Mr. Holroyd,	Mr. Buchanan,	
Mr. Windeyer,	Mr. Wisdom,	
Mr. Wilson,	Mr. Dickson,	
Mr. Leary,	Mr. Stewart,	
Mr. Sutherland,	Mr. Driver,	
Mr. Dangar,	Mr. T. Garrett,	
Mr. Raper,		

Noes, 4.

Mr. Cowper,	} Tellers.
Mr. Hoskins,	
Mr. Bell,	
Mr. Dalgleish,	

15. Pawnbrokers Bill:—Mr. Leary moved, pursuant to notice, That the Petition of certain Inhabitants of the City of Sydney and Suburbs, presented by him on 5th December, against the Pawnbrokers Bill, be printed.  
Question put and passed.  
Ordered to be printed.
16. Bellambi and Bulli Coal Mining Company's Incorporation Bill:—Mr. T. Garrett moved, pursuant to notice,—  
(1.) That the Bellambi and Bulli Coal Mining Company's Incorporation Bill be referred for the consideration and report of a Select Committee.  
(2.) That such Committee consist of Mr. Rusden, Mr. Lackey, Mr. Morrice, Mr. Buchanan, Mr. Markham, Mr. Leary, Mr. Lewis, Mr. Huworth, and the Mover.  
Question put and passed.
17. Field of Mars Common:—Mr. Forster moved, pursuant to notice, That Mr. Piddington be substituted in Mr. Forster's place, as a member of the Committee on the Field of Mars Common.  
Question put and passed.
18. Motion withdrawn:—Mr. Windeyer withdrew the motion standing in his name, No. 5 on the Notice Paper for to-day.
19. Motion dropped:—Mr. Rusden not making the motion standing in his name, No. 6 on the Notice Paper for to-day, it dropped.
20. Motion withdrawn:—Mr. Hoskins withdrew the motion standing in his name, No. 7 on the Notice Paper for to-day.
21. Motions dropped:—  
(1.) Mr. Lucas not making the motion standing in his name, No. 8 on the Notice Paper for to-day, it dropped.  
(2.) Mr. Rusden not making the motion standing in his name, No. 9 on the Notice Paper for to-day, it dropped.
22. Reprieve of Shanahan:—Mr. Buchanan proceeding to make the motion standing in his name, No. 10 on the Notice Paper for to-day,—  
Notice was taken that there was not a Quorum of Members present.  
Whereupon the House was counted; and, there being only Nineteen members present, exclusive of the Speaker, viz.:—Mr. Arnold, Mr. Buchanan, Mr. Cowper, Mr. Dalgleish, Mr. Driver, Mr. Forster, Mr. Hay, Mr. Holroyd, Mr. Hoskins, Mr. Lewis, Mr. Raper, Mr. Redman, Mr. J. T. Ryan, Mr. Stewart, Mr. Sutherland, Mr. Weekes, Mr. Wilson, Mr. Windeyer, and Mr. Wisdom,—the Speaker adjourned the House, at twenty-five minutes before Ten o'clock, until Monday next, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, JANUARY 6.

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. Bonded Distilleries and Sugar Houses Bill; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.
6. Supply; Resumption of the Committee.
7. Ways and Means; Resumption of the Committee.
8. Police Regulation Bill; to be further considered in Committee.

OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
2. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.

3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
4. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
5. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
6. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
7. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
8. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
9. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
10. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
11. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
12. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
14. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
15. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
16. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
17. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
18. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
19. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
20. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson; be laid upon the Table of this House.
21. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

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TUESDAY, JANUARY 7.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.
2. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
3. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
4. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.

5. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
6. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
7. MR. DALGLEISH to move, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.
8. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
9. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
10. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
11. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.
12. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
13. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the public from free access to the Domain.
14. MR. LACKY to move, That the report of the Committee appointed to inquire into the case of Mr. F. W. Birmingham, be adopted.

## ORDER OF THE DAY :—

1. Osborne Wallsend Coal Company's Incorporation Bill; third reading.

*Question :—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he will state to the House the result of the inquiry into the truth of the statements made by Henley, at the Goulburn trials, that several Chinamen had been murdered at the Burrangong Riots; and that a woman, after having been brutally illused, was thrown down a shaft with her child in her arms?

## FRIDAY, JANUARY 10.

## OTHER BUSINESS—ORDERS OF THE DAY :—

1. Bland Annuity Bill; third reading.
2. Law of Felo-de-se Amendment Bill; third reading.
3. Drainage Promotion Bill; to be further considered in Committee.

## TUESDAY, JANUARY 14.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.

T. A. MURRAY,  
*Speaker.*

No. 71.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

MONDAY, 6 JANUARY, 1862.

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

Postponements:—

The undermentioned Orders of the Day postponed, respectively, as follows:—

- (1.) The second reading of the Queensland Debt Bill, until Wednesday next, on motion of Mr. Weekes.
  - (2.) The second reading of the Railways and Roads Acts Amendment Bill, until To-morrow, on motion of Mr. Arnold.
2. Bonded Distilleries and Sugar Houses Bill:—
- (1.) The Order of the Day for the second reading of this Bill discharged from the Paper, on motion of Mr. Weekes.
  - (2.) Bill discharged from the Paper, on motion of Mr. Weekes.
3. The undermentioned Orders of the Day postponed, on motion of Mr. Cowper, until To-morrow:—
- (1.) The Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
  - (2.) The second reading of the Land Transfer and Registry Bill.
4. Supply:—On the Order of the Day being read for the resumption of the Committee,—Mr. Weekes moved, "That" the Speaker do now leave the Chair.
- Mr. Daniel 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 "there be laid upon the Table of this House—
- "(1.) A List of Tenders for Runs paid up to the 31st December, 1861.
- "(2.) A List of all Runs which have become forfeited by the non-payment of Fees in accordance with the Land Regulations, dated 7th November, 1861."
- Debate ensued.
- Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
- Question,—That the words proposed to be inserted in the place of the words omitted be so inserted,—put and passed.
- Question,—
- That there be laid upon the Table of this House,—
- (1.) A List of Tenders for Runs paid up to the 31st December, 1861.
  - (2.) A List of all Runs which have become forfeited by the non-payment of Fees in accordance with the Land Regulations, dated 7th November, 1861,—put and passed.
- Mr. Weekes then moved, That this House do now resolve itself into a Committee of Supply.
- Question put and passed;
- Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the service of the year 1861-2.

And the Committee having continued to sit till after Midnight,—

TUESDAY, 7 JANUARY, 1862, A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

The House adjourned, on motion of Mr. Cowper, at twenty-three minutes after One o'clock, A.M., until Three o'clock, P.M., this day.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, JANUARY 7.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. TERRY to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.
2. MR. LUCAS to move, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.
3. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.
4. MR. LUCAS to move, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.
5. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
6. MR. LUCAS to move, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.
7. MR. DALGLEISH to move, That the Report of the Select Committee on Scamen, brought up by him on the 10th December, be now adopted by this House.
8. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.
9. MR. T. GARRETT to move, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.
10. MR. T. GARRETT to move, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.
11. MR. DICKSON to move, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.
12. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
13. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the public from free access to the Domain.
14. MR. LACKEY to move, That the report of the Committee appointed to inquire into the case of Mr. F. W. Birmingham, be adopted.
15. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
16. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
17. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
18. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
19. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
20. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.



21. MR. DALGLEISH to move,—  
 (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.  
 (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.  
 (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
22. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
23. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
24. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
25. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
26. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
27. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
28. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
29. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
30. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
31. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
32. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
33. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
34. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
35. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

## ORDER OF THE DAY:—

1. Osborne Wallsend Coal Company's Incorporation Bill; third reading.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Railways and Roads Acts Amendment Bill; second reading.
2. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
3. Land Transfer and Registry Bill; second reading.
4. Supply; Resumption of the Committee.
5. Ways and Means; Resumption of the Committee.
6. Police Regulation Bill; to be further considered in Committee.

## Question:—

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If he will state to the House the result of the inquiry into the truth of the statements made by Henley, at the Goulburn trials, that several Chinamen had been murdered at the Burrangong Riots; and that a woman, after having been brutally illused, was thrown down a shaft with her child in her arms?

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WEDNESDAY, JANUARY 8.

## GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1861-2.
2. MR. WEEKES to move for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

## ORDER OF THE DAY:—

1. Queensland Debt Bill; second reading.
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FRIDAY,

FRIDAY, JANUARY 10.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Bland Annuity Bill ; third reading.
2. Law of Felo-de-se Amendment Bill ; third reading.
3. Drainage Promotion Bill ; to be further considered in Committee.

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TUESDAY, JANUARY 14.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws ; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.

T. A. MURRAY,  
*Speaker.*

[Price, 1d.]

No. 72.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

TUESDAY, 7 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Bellambi and Bulli Coal Mining Company's Incorporation Bill :—Mr. T. Garrett, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee for whose consideration and Report this Bill was referred on the 3rd instant.  
Ordered to be printed.  
Whereupon, on motion of Mr. T. Garrett, Ordered, that this Bill be read a second time on Friday next.
2. Paper :—Mr. Cowper laid upon the Table two Proclamations, dated, respectively, 24th December, 1861, having reference to the Cattle Disease Prevention Act of 1861.  
Ordered to be printed.
3. Benevolent Asylum, Sydney :—Mr. Lucas, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee to whom it was referred, on the 27th September last, to inquire into, and report upon the Adequacy of the Provision made for the Destitute through the instrumentality of the Sydney Benevolent Society.  
Ordered to be printed.
4. Motion withdrawn :—Mr. Lucas withdrew the motion standing in his name, No. 5 on Notice Paper for to-day.
5. Road from Mudgee to Wellington, *via* the Diggings :—Mr. Terry moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, a Copy of the Petition from the Inhabitants of Mudgee, to the Executive Government, with reference to the Proclamation of a Road from Mudgee to Wellington, *via* the Diggings, together with all Plans, Correspondence, and all Reports or Communications from any Surveyor, or any Minute of the Executive Council, having reference to the said line of Road.  
Question put and passed.
6. Railway Extension to Albury :—Mr. Lucas moved, pursuant to notice, That the Petition presented by him on the 12th December, relative to the extension of the Great Southern Line of Railway, be printed.  
Question put and passed.  
Ordered to be printed.
7. Robert Stewart—(Riots at Burrangong) :—  
(1) Mr. Lucas moved, pursuant to notice, That the Petition presented by him, on the 27th November, from Robert Stewart, in reference to the late Riots at Lambing Flat, be printed.  
Question put and passed.  
Ordered to be printed.  
(2.) Mr. Lucas moved, pursuant to notice, That the Petition presented by him, on the 27th November, from certain Surgeons, Bankers, and Merchants, at Lambing Flat, in reference to the Petition of Robert Stewart, be printed.  
Question put and passed.  
Ordered to be printed.
8. Circular Wharf, Woolloomooloo Bay :—Mr. Lucas moved, pursuant to notice, That there be laid upon the Table of this House the Specification, or a copy of the Specification, of the Works required in the Construction of the Circular Wharf, at the head of Woolloomooloo Bay.  
Question put and passed.
9. Seamen :—Mr. Dalgleish moved, pursuant to notice, That the Report of the Select Committee on Seamen, brought up by him on the 10th December, be now adopted by this House.  
Debate ensued.  
Question put and passed.

10. Reprieve of Chin Sing Sung:—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, all communications to the Government having reference to the reprieve of Chin Sing Sung; also the Minutes of the Executive thereon referring to the subject.

Debate ensued.

Question put.

The House divided.

Ayes, 5.

Mr. Forster,	} Tellers.
Mr. Smart,	
Mr. Terry,	
Mr. Buchanan,	
Mr. Dalgleish,	

Noes, 27.

Mr. Weekes,	Mr. Dickson,	} Tellers.
Mr. Cowper,	Mr. Sadleir,	
Mr. Arnold,	Mr. Raper,	
Mr. Bell,	Mr. Sutherland,	
Mr. Lucas,	Mr. Wisdom,	
Mr. Love,	Mr. Atkinson,	
Mr. Holt,	Mr. Dangar,	
Mr. Hart,	Mr. Cunneen,	
Mr. Hoskins,	Mr. Morrice,	
Mr. Morris,	Mr. Lackey,	
Mr. Piddington,	Mr. C. Cowper,	
Mr. J. T. Ryan,	junr.,	
Mr. Wilson,	Mr. Gordon,	
Mr. Caldwell,	Mr. T. Garrett,	

11. Interception of Letter addressed to G. U. Alley, Esq.:—Mr. T. Garrett moved, pursuant to notice, That there be laid upon the Table of this House a copy of all correspondence that has taken place between George Underwood Alley, Esq., and the Postmaster General and other Departments of the Public Service, and between those Departments, on the same subject, relative to a letter alleged to have been received by the District Constable of Shoalhaven, belonging to the said G. U. Alley, and which letter the said District Constable is said to have opened and re-sealed before delivery to the owner.

Question put and passed.

12. Alfred Witts:—Mr. T. Garrett moved, pursuant to notice, That the Petition presented by him on the 5th November, from Mr. Alfred Witts, be printed.

Question put and passed.

Ordered to be printed.

13. Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland:—Mr. Dickson moved, pursuant to notice, That the Report of the Select Committee on Railway Obstruction to Gaol and Court House Reserve in the Town of Maitland, brought up by him on the 6th December, be now adopted by this House.

Debate ensued.

Question put.

The House divided.

Ayes, 10.

Mr. Wilson,	Mr. Buchanan,	} Tellers.
Mr. Sadleir,	Mr. Lackey,	
Mr. Piddington,	Mr. Lucas,	
Mr. Dick,	Mr. Dickson,	
Mr. Dangar,	Mr. Alexander,	

Noes, 16.

Mr. Cowper,	Mr. Morrice,	} Tellers.
Mr. Weekes,	Mr. Wisdom,	
Mr. Arnold,	Mr. J. T. Ryan,	
Mr. Lewis,	Mr. Atkinson,	
Mr. Stewart,	Mr. C. Cowper,	
Mr. T. Garrett,	junr.,	
Mr. Cunneen,	Mr. Bell,	
Mr. Hoskins,	Mr. Forster,	
Capt. Moriarty,		

14. Motions withdrawn:—

(1.) Mr. Lucas withdrew the motion standing in his name, No. 12 on the Notice Paper for to-day.

(2.) Mr. Forster, on behalf of Mr. Dalgleish, withdrew the motion standing in the name of Mr Dalgleish, No. 13 on the Notice Paper for to-day.

15. Mr. F. W. Birmingham:—Mr. Lackey moved, pursuant to notice, That the Report of the Committee appointed to inquire into the case of Mr. F. W. Birmingham, be adopted.

Debate ensued.

Question put.

The House divided.

And the Tellers reporting the numbers as follows:—

Ayes, 7.

Mr. Cunneen,	} Tellers.
Mr. Lackey,	
Mr. Forster,	
Mr. Morrice,	
Mr. Hoskins,	
Mr. Piddington,	
Mr. Bell,	

Noes, 11.

Mr. Cowper,	Mr. Buchanan,	} Tellers.
Mr. Weekes,	Mr. Alexander,	
Mr. Arnold,	Mr. Atkinson,	
Mr. Lucas,	Mr. T. Garrett,	
Mr. Wilson,		
Mr. Wisdom,		
Mr. J. T. Ryan,		

And, it appearing from the said Report that there was not a Quorum of Members present,—the Speaker adjourned the House, at twenty-two minutes after Eleven o'clock, until To-morrow, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, JANUARY 8.

## GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1861-2.
2. MR. WEEKES to move for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

## ORDERS OF THE DAY :—

1. Queensland Debt Bill ; second reading.
2. Railways and Roads Acts Amendment Bill ; second reading.
3. Resumption of the adjourned Debate on the motion of Mr. Cowper, " That the Land " Titles Declaration Bill be now read a second time. "
4. Land Transfer and Registry Bill ; second reading.
5. Supply ; Resumption of the Committee.
6. Ways and Means ; Resumption of the Committee.
7. Police Regulation Bill ; to be further considered in Committee.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
2. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
4. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
5. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
6. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
7. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
8. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No 11. Also, the names of the owners of such cattle, up to the 6th of December.
9. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
10. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
11. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
12. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
14. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
15. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
16. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
17. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.

18.

18. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
19. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
20. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
21. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDER OF THE DAY :—

1. Osborne Wallsend Coal Company's Incorporation Bill ; third reading.

Questions :—

1. MR. DALGLEISH to ask THE COLONIAL TREASURER,—What compensation do the Government intend making Mr. Wilkinson, for the loss of the income he received as Auctioneer, prior to the Government arrangement with Messrs. Dean & Co.?
2. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—When it is the intention of the Government to form the King-street Approach to the Domain, for which a sum was voted last Session?
3. MR. HOLROYD to ask THE COLONIAL SECRETARY,—
  - (1.) If there be any other correspondence between the Government and any other persons in reference to the recent appointments of Magistrates to the Mudgee Bench, besides what has been laid upon the Table of this House, in the Return of December 11, 1861?
  - (2.) If there be any such additional correspondence, has the Colonial Secretary any objection to lay it upon the Table of this House?
  - (3.) Will the Colonial Secretary inform the House what is meant by the "stars" at the end of No. 6, the Minute of the Executive Council, in the Return?

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FRIDAY, JANUARY 10.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Bland Annuity Bill ; third reading.
2. Law of Felo-de-se Amendment Bill ; third reading.
3. Drainage Promotion Bill ; to be further considered in Committee.
4. Bellambi and Bulli Coal Mining Company's Incorporation Bill ; second reading.

NOTICES OF MOTION :—

1. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case :—
  - (1.) The names of all Government Officers who have received travelling expenses during the year 1861.
  - (2.) The number of days for which they have respectively received such expenses.
  - (3.) The amount per day paid.
  - (4.) The office each respectively fills.
  - (5.) The localities from and to which each has respectively travelled, and the distance between such localities.
2. MR. FOSTER to move, That the Papers relative to the Tala and Moolpa Runs, laid upon the Table of this House, on April 26, 1861, A. M., be printed.
3. MR. FORSTER to move, That all Correspondence between the Executive Government and any person or persons, and between the Local Commissioner and any person or persons, since April 3, 1860, having reference to the Tala and Moolpa Runs, or to the Runs known respectively as "Yanga," "Keita," and "Tala;" also, all reports from the Local Commissioner or the Chief Commissioner during the same period, and upon the same subject,—be laid upon the Table of this House.
4. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
5. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
6. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the public from free access to the Domain.

TUESDAY, JANUARY 14.

OTHER BUSINESS—NOTICES OF MOTION:—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.

T. A. MURRAY,  
*Speaker.*

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[Price, 2d.]





No. 73.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

WEDNESDAY, 8 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Paper:—Mr. Cowper laid upon the Table, Registrar General's Report, dated 31 December, 1861, on Quinquennial Returns of Friendly Societies in New South Wales (1856 to 1860), with Appendix.  
Ordered to be printed.
2. Field of Mars Common:—Dr. Lang presented a Petition from certain Citizens of Sydney, praying that an Act may be passed, authorizing and enjoining the sale of the said Common; and the appropriation of the proceeds to the construction of Roads and Bridges, so as to connect the Lands on the North side of the Parramatta River, by the shortest route, with the Metropolis.  
Petition received.
3. Presbyterian Church Temporalities Act of 1837:—Mr. Wilson, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee to whom this subject was referred on the 1st November last.  
Ordered to be printed.
4. Motions withdrawn:—Mr. Weekes withdrew the motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
5. Queensland Debt Bill:—Mr. Weekes moved, That the Order of the Day for the second reading of this Bill be "postponed until to-morrow."  
Mr. Holroyd moved, That the question be amended by the omission of the words "postponed until to-morrow," with a view to the insertion in their place of the "words discharged from the Paper."  
Debate ensued.  
Question,—That the words proposed to be omitted stand part of the question,—put and passed.  
Whereupon, Original Question put and passed.
6. The undermentioned Orders of the Day postponed, respectively, until to-morrow:—  
(1.) The second reading of the Railways and Roads Acts Amendment Bill.—On motion of Mr. Arnold.  
(2.) The Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."—On motion of Mr. Cowper.  
(3.) The second reading of the Land Transfer and Registry Bill.—On motion of Mr. Cowper.
7. Supply:—Mr. Weekes moved, That the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the service of the year 1861-2.  
Debate ensued.  
Question put and passed.  
Whereupon, the Speaker left the Chair, and the House resolved itself into a Committee of Supply accordingly.

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And the Committee having continued to sit till after Midnight,—

THURSDAY, 9 JANUARY, 1862. A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.  
The House adjourned, on motion of Mr. Cowper, at a quarter after Six o'clock, A.M., until Three o'clock, P.M., this day.

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NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, JANUARY 9.

## GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1861-2.
2. MR. WEEKES to move for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

## ORDERS OF THE DAY:—

1. Queensland Debt Bill; second reading.
2. Railways and Roads Acts Amendment Bill; second reading.
3. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
4. Land Transfer and Registry Bill; second reading.
5. Supply; Resumption of the Committee.
6. Ways and Means; Resumption of the Committee.
7. Police Regulation Bill; to be further considered in Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
2. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
3. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
4. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
5. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
6. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
7. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
8. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
9. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
10. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
11. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
12. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
13. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
14. MR. COWPER to move, That the Petition, presented by him on the 5th December from certain Commoners of the Field of Mars Common, be printed.
15. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
16. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
17. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.

18. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
19. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
20. MR. DALGLEISH to move, That a copy of all Correspondence, between the Clerk of Works for Glebe Island Bridge, Mr. Anderson, and the Engineer for Harbours and Rivers, or the Honorable The Secretary for Works, on the subject of the salary of Mr. Anderson, be laid upon the Table of this House.
21. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

## ORDER OF THE DAY:—

1. Osborne Wallsend Coal Company's Incorporation Bill; third reading.

## Questions:—

1. MR. DALGLEISH to ask THE COLONIAL SECRETARY,—When it is the intention of the Government to form the King-street Approach to the Domain, for which a sum was voted last Session?
2. MR. DANIEL to ask THE COLONIAL SECRETARY,—When the Returns moved for, and ordered by this House on the 11th October, 1861, will be laid upon the Table—viz:—  
“Runs beyond the Settled Districts” —  
“Mr. Daniel moved, pursuant to notice, That there be laid upon the Table of this House, a return of all Waste Lands of the Crown, held under lease or license, beyond the Settled Districts of the Colony, from the date of the motion of Mr. W. R. Piddington, of 2nd December, 1857, and ordered by this House to be printed, 21st September, 1859, to the present time; shewing in alphabetical order, the names of all the applicants for leases or licenses in each year; and the names of the persons to whom leases or licenses have been issued; the names of all the Runs; the District in which the Run is situated; the supposed extent of the Run; the total number, respectively, of sheep and cattle assessed thereon by the Commissioner of the District; the amount of assessment money received from each Run since the enactment 20 Victoria, No. 39; the amount of annual rent payable on each Run, at the present time?”

## FRIDAY, JANUARY 10.

## OTHER BUSINESS—ORDERS OF THE DAY:—

1. Bland Annuity Bill; third reading.
2. Law of Felo-de-se Amendment Bill; third reading.
3. Drainage Promotion Bill; to be further considered in Committee.
4. Bellambi and Bulli Coal Mining Company's Incorporation Bill; second reading.

## NOTICES OF MOTION:—

1. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case:—  
(1.) The names of all Government Officers who have received travelling expenses during the year 1861.  
(2.) The number of days for which they have respectively received such expenses.  
(3.) The amount per day paid.  
(4.) The office each respectively fills.  
(5.) The localities from and to which each has respectively travelled, and the distance between such localities.
2. MR. FORSTER to move, That the Papers relative to the Tula and Moolpa Runs, laid upon the Table of this House, on April 26, 1861, A. M., be printed.
3. MR. FORSTER to move, That all Correspondence between the Executive Government and any person or persons, and between the Local Commissioner and any person or persons, since April 3, 1860, having reference to the Tala and Moolpa Runs, or to the Runs known respectively as “Yanga,” “Keita,” and “Tala;” also, all reports from the Local Commissioner or the Chief Commissioner during the same period, and upon the same subject,—be laid upon the Table of this House.
4. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
5. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
6. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain.
7. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.

## Question:—

*Question :—*

1. MR. HOLROYD to ask THE COLONIAL SECRETARY :—
  - (1.) When a Return relating to Official Boards of Inquiry, ordered by the Legislative Assembly on the 10th of April, 1860, on the motion of Mr. Cape, will be laid upon the Table of this House?
  - (2.) Whether the Denominational Board has furnished the arrears of the Returns due from that Board, in obedience to an order made by the Legislative Assembly on the 24th of November, 1858?
  - (3.) And, if such Returns have not yet been completed, whether any satisfactory reason has been assigned by the Denominational School Board for its non-compliance with the said order of the Legislative Assembly?

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TUESDAY, JANUARY 14.

OTHER BUSINESS—NOTICES OF MOTION :—

1. DR LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.
3. MR. LUCAS to move, That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House.

T. A. MURRAY,  
*Speaker*

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 9 JANUARY, 1862.

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

Messages:—The Speaker reported that the following Messages had been received, yesterday, from the Legislative Council:—

- (1.) Richmond Bridge Company's Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to amend the Richmond Bridge Company's Act of 1857,*" returns the same to the Legislative Assembly, without Amendment.

*Legislative Council Chamber,  
Sydney, 27th December, 1861.*

W. C. WENTWORTH,  
President.

- (2.) Navigable Waters Protection Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act for the better protection of Navigable Waters,*" 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 December, 1861.*

W. C. WENTWORTH,  
President.

Ordered, on motion of Mr. Arnold, that the Amendments made in this Bill by the Legislative Council be taken into consideration in Committee to-morrow.

- (3.) Property Law and Trustees Relief Bill:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled, "*An Act to amend the Law of Property, and to extend the Indemnities and powers of Trustees,*" presents the same to the Legislative Assembly for its concurrence.

*Legislative Council Chamber,  
Sydney, 27th December, 1861.*

W. C. WENTWORTH,  
President.

Bill, on motion of Mr. Cowper, read a first time; Ordered to be printed, and read a second time on Monday next.

2. Paper:—Mr. Cowper, (*in attention to the Question standing in the name of Mr. Daniel No. 2 on the Paper for to-day*), laid upon the Table, Return (in part) to Order, in reference to Runs beyond the Settled Districts, made by this House, on motion of Mr. Daniel, on the 11th October, 1861.  
Ordered to be printed.
3. Motion withdrawn:—Mr. Dalgleish withdrew the motion standing in his name, No. 20 on the Notice Paper for to day.
4. Aboriginal Black Boys "Archy" and "Tommy":—Mr. Forster presented a Petition from Alexander Keith Collins, of Paddington, near the City of Sydney, in the Colony of New South Wales, Esquire, detailing the circumstances connected with the recent removal of the said two Black Boys from his charge to the Immigration Barracks—and praying redress.  
Petition received.
5. Immigration:—Mr. Hoskins presented a Petition, purporting to be from certain Mechanics and Labourers, Citizens of Sydney, and signed "on behalf of a Public Meeting held in Hyde Park, on 2nd January, 1861," by "Wm. Jennett, Chairman," and "J. H. West, Secretary," praying that this House will not vote any sum during the present year, either by Estimate or Resolution, for assisted or other Immigration.  
Petition received.

6. Field of Mars Common:—Mr. Dick presented a Petition from J. Blaxland, as Chairman of a Committee appointed "to further the project of Bridging the Parramatta River in connexion with the North Shore," praying that the Select Committee of the said House, now sitting on the subject of the said Common, may be instructed to receive, in the capacity of Agent for the Promoters of the said project, some authorized person, who shall be allowed to question and cross-examine Witnesses and otherwise to represent the said Promoters.

Petition received.

Whereupon, Mr. Dick, *with the concurrence of the House*, moved, *without notice*, That it be an instruction to the Select Committee appointed to inquire into certain matters relating to the Field of Mars Common, and to report thereon, to hear Mr. J. Blaxland, or such Agent as he may appoint, in opposition, with power to examine Witnesses.

Question put and passed.

7. Motions withdrawn:—Mr. Weekes withdrew the motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.
8. Postponements:—The undermentioned Orders of the Day postponed, respectively, as follows:—
- (1.) The second reading of the Queensland Debt Bill,—until to-morrow.—On motion of Mr. Weekes.
  - (2.) The second reading of the Railways and Roads Acts Amendment Bill,—until to-morrow.—On motion of Mr. Weekes.
  - (3.) The Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time,"—until to-morrow.—On motion of Mr. Cowper.
  - (4.) The second reading of the Land Transfer and Registry Bill,—until to-morrow.—On motion of Mr. Cowper.
  - (5.) The Resumption of the Committee of Supply, until the Order of the Day for the further consideration in Committee of the Police Regulation Bill shall have been disposed of.—On motion of Mr. Weekes.
  - (6.) The Resumption of the Committee of Ways and Means,—until Monday next.—On motion of Mr. Weekes.
9. Police Regulation Bill:—On the Order of the Day being read, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.
- The Chairman having reported the Bill with Amendments, Mr. Cowper moved, "That" this Report be now adopted.
- Mr. Weekes 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 re-committed, in order to the re-consideration of Clauses 3 and 21."
- Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
- Question,—That the words proposed to be inserted in the place of the words omitted be so inserted,—put and passed.
- Question,—That the Bill be re-committed, in order to the re-consideration of Clauses 3 and 21,—put and passed.
- Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
- The Chairman having reported the Bill with a further Amendment, the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Monday next.
10. Supply:—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the service of the year 1861–2.
- The Chairman obtained leave to sit again at a later period of the day, and reported the following *Point of Order*:—
- The proposed Vote of £173,073 for Police, in the Estimates in Chief for 1862, being under consideration, a motion had been made for the omission therefrom of an item amounting to £1,650 for 6 Inspectors,—in discussing which an Honorable Member had referred to matters connected with the Burrangong Riots;—
- Whereupon the Chairman had ruled the Honorable Member out of Order, on the ground that, according to Section (1) of the 36th Standing Order of the Assembly, when a Question is proposed to omit or reduce any Item of a Vote, Members shall speak to such Question only, until it has been disposed of.
- The Speaker, considering the matter so referred to by the Honorable Member as irrelevant to the Question under discussion, sustained the ruling of the Chairman.
11. Sale of Liquors Licensing Bill:—The Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 31st ultimo, in reference to the Sale of Liquors Licensing Bill, insists upon its Amendment in the said Bill, disagreed to by the Assembly,—

- (1.) Because the retention by the Publican of a lamp burning during the night is no less essential to the convenience of travellers and other guests than the accommodation required by clause 33 of the Act, and its requirement is for that reason alike exempt from the objection taken by the Assembly of its bearing oppressively upon a particular section of the community.
- (2.)

(2.) Because no sufficient reason has been shewn for altering the existing law, which accords with the Amendment insisted on by the Council.  
But agrees to the Assembly's Amendment upon the Council's Amendment, and to the Amendment consequent thereon.

*Legislative Council Chamber,  
Sydney, 9 January, 1862.*

W. C. WENTWORTH,  
President.

Ordered, on motion of Mr. Cowper, That this Message be taken into consideration in Committee on Monday next.

12. Supply :—On motion of Mr. Cowper, the Speaker left the Chair; and the Committee of Supply resumed.

And the Committee having continued to sit till after Midnight,—

FRIDAY, 10 JANUARY, 1862..A.M.

The Chairman reported progress, and obtained leave to sit again at a later hour this day.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, JANUARY 10.

OTHER BUSINESS—ORDERS OF THE DAY :—

1. Bland Annuity Bill; third reading.
2. Law of Felo-de-se Amendment Bill; third reading.
3. Drainage Promotion Bill; to be further considered in Committee.
4. Bellambi and Bulli Coal Mining Company's Incorporation Bill; second reading.
5. Osborne Wallsend Coal Company's Incorporation Bill; third reading.

NOTICES OF MOTION :—

1. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case :—
  - (1.) The names of all Government Officers who have received travelling expenses during the year 1861.
  - (2.) The number of days for which they have respectively received such expenses.
  - (3.) The amount per day paid.
  - (4.) The office each respectively fills.
  - (5.) The localities from and to which each has respectively travelled, and the distance between such localities.
2. MR. FORSTER to move, That the Papers relative to the Tala and Moolpa Runs, laid upon the Table of this House, on April 26, 1861, A. M., be printed.
3. MR. FORSTER to move, That all Correspondence between the Executive Government and any person or persons, and between the Local Commissioner and any person or persons, since April 3, 1860, having reference to the Tala and Moolpa Runs, or to the Runs known respectively as "Yanga," "Keita," and "Tala," also, all reports from the Local Commissioner or the Chief Commissioner during the same period, and upon the same subject,—be laid upon the Table of this House.
4. MR. LUCAS to move, That this House will, on Friday next, resolve itself into a Committee of the Whole, to consider of an Address to the Governor, praying that His Excellency will please to cause to be placed on a Supplementary Estimate for the present year a sum not exceeding £100, as compensation to Robert Stewart, for injuries he received during the Riot at Lambing Flat, on the 14th of July last.
5. MR. LUCAS to move, That in future all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.
6. MR. DAUGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain.
7. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.
8. MR. FORSTER to move, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.
9. MR. T. GARRETT to move, That so much of the Standing Orders be suspended as will permit of the passing of the Bellambi and Bulli Coal Mining Company's Incorporation Bill through all its remaining stages this day.
10. MR. HOSKINS to move, That the Petition presented by him on the 9th January, from the mechanics and labourers of Sydney, be printed.

11.

11. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications, to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
12. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
13. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
14. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
15. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
16. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
17. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
18. MR. RAPER to move, That there be laid upon the Table of this House, a Return showing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
19. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
20. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
21. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
22. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
23. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
24. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
25. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
26. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
27. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
28. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
29. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
30. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1861-2.
2. MR. WEEKES to move for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

ORDERS OF THE DAY:—

1. Navigable Waters Protection Bill; consideration in Committee of Legislative Council's Amendments.
2. Queensland Debt Bill; second reading.
3. Railways and Roads Acts Amendment Bill; second reading.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.
6. Supply; Resumption of the Committee.

Questions:—



*Questions :—*

1. MR. HOLROYD *to ask* THE COLONIAL SECRETARY :—
  - (1.) When a Return relating to Official Boards of Inquiry, ordered by the Legislative Assembly on the 10th of April, 1860, on the motion of Mr. Cape, will be laid upon the Table of this House?
  - (2.) Whether the Denominational Board has furnished the arrears of the Returns due from that Board, in obedience to an order made by the Legislative Assembly on the 24th of November, 1858?
  - (3.) And, if such Returns have not yet been completed, whether any satisfactory reason has been assigned by the Denominational School Board for its non-compliance with the said order of the Legislative Assembly?
2. MR. HART *to ask* THE COLONIAL SECRETARY—When the Return respecting General Cemeteries, and the Old Burial Ground, George-street, ordered by the House, some time since, will be laid upon the Table?
3. MR. LUCAS *to ask* THE COLONIAL SECRETARY,—Whether the Government have selected a site for a General Cemetery; if so, in what locality?

MONDAY, JANUARY 13.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY :—

1. Property Law and Trustees Relief Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Police Regulation Bill; third reading.
4. Sale of Liquors Licensing Bill; consideration in Committee of Legislative Council's Message, insisting upon its Amendment in this Bill, which had been disagreed to by the Assembly.

TUESDAY, JANUARY 14.

## OTHER BUSINESS—NOTICES OF MOTION :—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.
3. MR. LUCAS to move, That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House.

T. A. MURRAY,  
*Speaker.*



No. 75.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 10 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Member Sworn:—The Honorable John Robertson, Esquire, having taken the Oath and subscribed the Roll, took his seat as Member for the Electoral District of Shoalhaven.
2. Bland Annuity Bill:—Mr. Morris moved, That this Bill be now read a third time.  
Mr. Piddington moved, That the Debate on this Question be adjourned until this day fortnight.  
Debate ensued.  
(*Interruption.*)
3. Assent to Bills:—The following Message from His Excellency the Governor, received and read:—

JOHN YOUNG,  
Governor.

Message No. 16.

The undermentioned Bills, as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bills, and transmitted them to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law, viz.:—

- (1.) "An Act to amend the Laws relating to Insolvency."
- (2.) "An Act to amend the Law as to the Qualification for certain Judicial and other Offices."
- (3.) "An Act to authorize certain arrangements respecting Customs Duties on Goods brought into New South Wales, by and across the River Murray."
- (4.) "An Act to alter the Duties of Customs payable on Tobacco."

Government House,  
Sydney, 10th January, 1862.

4. Bland Annuity Bill:—The Debate, on Mr. Piddington's motion, on this subject, (*interrupted by the Message recorded in Entry 3 above*), resumed,—  
Question put, That the Debate on this Question be adjourned until this day fortnight.

The House divided.

Ayes, 13.

Mr. Holroyd,	Mr. Forster,	} Tellers.
Mr. Walker,	Mr. Gordon,	
Mr. Wilson,	Mr. Hay,	
Mr. Leary,	Mr. Irving,	
Mr. Sadleir,	Mr. Piddington,	
Mr. Terry,	Mr. Holt,	
Mr. Macleay,		

Noes, 24.

Mr. Robertson,	Mr. Atkinson,	} Tellers.
Mr. Weekes,	Mr. Stewart,	
Mr. Arnold,	Capt. Moriarty,	
Mr. Dick,	Mr. Caldwell,	
Mr. Driver,	Mr. Lord,	
Mr. Bell,	Mr. Dangar,	
Mr. Lucas,	Mr. Cunneen,	
Mr. Markham,	Mr. Buchanan,	
Mr. Morris,	Mr. Love,	
Mr. Egan,	Dr. Lang,	
Mr. Wisdom,	Mr. Daniel,	
Mr. J. T. Ryan,	Mr. T. Garrett,	

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

The House divided.

Ayes, 23.

Mr. Robertson,	Mr. Cunneen,	} Tellers.
Mr. Weekes,	Mr. Caldwell,	
Mr. Arnold,	Capt. Moriarty,	
Mr. Driver,	Mr. Wisdom,	
Mr. Bell,	Mr. Buchanan,	
Mr. T. Garrett,	Mr. Love,	
Mr. Markham,	Mr. Dick,	
Mr. J. T. Ryan,	Mr. Daniel,	
Mr. Atkinson,	Dr. Lang,	
Mr. Egan,	Mr. Lucas,	
Mr. Lord,	Mr. Morris,	
Mr. Dangar,		

Noes, 13.

Mr. Holt,	Mr. Forster,	} Tellers.
Mr. Hay,	Mr. Walker,	
Mr. Holroyd,		
Mr. Piddington,		
Mr. Wilson,		
Mr. Leary,		
Mr. Sadleir,		
Mr. Terry,		
Mr. Macleay,		
Mr. Gordon,		
Mr. Irving,		

And

And Bill read a third time.

Mr. Morris then moved, That this Bill do now pass.

Question put and passed.

Mr. Morris thereupon moved, That the Title of this Bill be, "*An Act to confer an Annuity upon William Bland.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to confer an Annuity upon William Bland,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,  
Sydney, 10 January, 1862.*

Speaker.

Question put and passed.

5. Law of Felo-de-se Amendment Bill, on motion of Mr. Buchanan, read a third time and passed.

Mr. Buchanan then moved, That the Title of this Bill be "*An Act to amend the Law relating to Verdicts of Felo-de-se.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to amend the Law relating to Verdicts of Felo-de-se,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,  
Sydney, 10 January, 1862.*

Speaker.

Question put and passed.

6. Postponement:—The Order of the Day for the further consideration in Committee of the Drainage Promotion Bill postponed, on motion of Mr. Buchanan, until Friday next.

7. Bellambi and Bulli Coal Mining Company's Incorporation Bill, on motion of Mr. T. Garrett, read a second time.

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

The Chairman having reported the Bill without Amendment, but with the Title amended so as to read thus:—"A Bill to Incorporate the Bulli Coal Mining Company,"—the House adopted the Report, and ordered the Bill, as so reported, to be read a third time on Monday next.

8. Osborne Wallsend Coal Company's Incorporation Bill, on motion of Mr. T. Garrett, read a third time and passed.

Mr. T. Garrett then moved, That the Title of this Bill be "*An Act to Incorporate the Osborne Wallsend Coal Company.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill intituled, "*An Act to Incorporate the Osborne Wallsend Coal Company,*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,  
Sydney, 10 January, 1862.*

Speaker.

Question put and passed.

9. Motion dropped:—Mr. Lucas not making the motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day, it dropped.

10. Tala and Moolpa Runs:—

(1.) Mr. Forster moved, pursuant to notice, That the Papers relative to the Tala and Moolpa Runs, laid upon the Table of this House, on April 26, 1861, A. M., be printed.

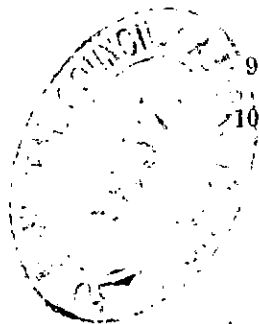
Question put and passed.

Ordered to be printed.

(2.) Mr. Foster moved, pursuant to notice, That all Correspondence between the Executive Government and any person or persons, and between the Local Commissioner and any person or persons, since April 3, 1860, having reference to the Tala and Moolpa Runs, or to the Runs known respectively as "Yanga," "Keita," and "Tala;" also, all reports from the Local Commissioner or the Chief Commissioner during the same period, and upon the same subject,—be laid upon the Table of this House.

Question put and passed.

11. Motion withdrawn:—Mr. Lucas withdrew the motion standing in his name, No. 4 on the Notice Paper for to-day.



12. Articles required for the Public Service:—Mr. Lucas moved, pursuant to notice, "That," in future, all railway plant, rolling stock, as well as all supplies required for the Storekeeper's Department, and all other goods of whatever nature required by the Colonial Government, should be supplied by contract, and that tenders be called for such supplies in the Colony, and, if reasonable, accepted.

Debate ensued.

Dr. Lang 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 "in the opinion of this House, Tenders should in future be called for within the Colony for all railway plant, rolling stock, supplies, and goods required for the Public Service."

Debate continued.

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

The House divided.

Ayes, 4.  
Mr. Weekes,  
\*Mr. Lucas,  
Mr. Robertson, } Tellers.  
Mr. Redman, }

Noes, 22.  
Mr. Forster, Mr. Dick,  
Mr. Piddington, Mr. Dalgleish,  
Mr. Love, Mr. Markham,  
Mr. Mate, Mr. T. Garrett,  
Mr. Sadleir, Mr. Buchanan,  
Mr. Raper, Mr. Dangar,  
Mr. Terry, Mr. Cunneen,  
Mr. Lewis, Mr. Hoskins,  
Mr. Allen, Dr. Lang,  
Mr. Stewart, Mr. Driver, } Tellers.  
Mr. Wilson, \* \* \*  
Mr. Wisdom, }

\*\*\*\* Mr. Lucas, having acted as a Teller for the Noes, afterwards acknowledged, on question, that he had given his voice with the Ayes, and was, therefore, by direction of the Speaker, reckoned with the Ayes.

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

The House divided.

Ayes, 17.  
Mr. Love, Mr. T. Garrett,  
Mr. Dalgleish, Mr. Dangar,  
Mr. Wilson, Mr. Lewis,  
Mr. Mate, Mr. Cunneen,  
Mr. Sadleir, Mr. Buchanan,  
Mr. Terry, Dr. Lang,  
Mr. Allen, Mr. Lucas, } Tellers.  
Mr. Stewart, Mr. Driver,  
Mr. Raper, }

Noes, 11.  
Mr. Robertson, Mr. Hoskins,  
Mr. Weekes, Mr. J. T. Ryan, } Tellers.  
Mr. Forster, Mr. Redman,  
Mr. Piddington,  
Mr. Hart,  
Mr. Dick,  
Mr. Wisdom,  
Mr. Markham, }

Question then put,—That, in the opinion of this House, Tenders should in future be called for within the Colony, for all railway plant, rolling stock, supplies, and goods, required for the Public Service.

The House divided.

Ayes, 17.  
Mr. Lucas, Mr. Stewart,  
Mr. Wilson, Mr. Dangar,  
Mr. Driver, Mr. Lewis,  
Mr. T. Garrett, Mr. Cunneen,  
Mr. Mate, Mr. Buchanan,  
Mr. Sadleir, Dr. Lang,  
Mr. Terry, Mr. Love, } Tellers.  
Mr. Allen, Mr. Dalgleish,  
Mr. Raper, }

Noes, 12.  
Mr. Cowper, Mr. Dick,  
Mr. Robertson, Mr. Markham,  
Mr. Weekes, Mr. Wisdom,  
Mr. Redman, Mr. Hoskins,  
Mr. J. T. Ryan, Mr. Hart, } Tellers.  
Mr. Forster, Mr. Piddington, }

13. Proposed Adjournment:—Mr. Terry moved, That this House do now adjourn.

Question put.

The House divided.

Ayes, 3.  
Mr. Redman, } Tellers.  
Mr. Terry,  
Mr. Piddington, }

Noes, 27.  
Mr. Cowper, Mr. Markham,  
Mr. Weekes, Mr. Wilson,  
Mr. Robertson, Mr. Dangar,  
Mr. J. T. Ryan, Mr. Raper,  
Mr. Bell, Mr. Stewart,  
Mr. T. Garrett, Mr. Wisdom,  
Mr. Forster, Mr. Flett,  
Mr. Hart, Mr. Buchanan,  
Mr. Allen, Mr. Hoskins,  
Mr. Dalgleish, Mr. Sadleir,  
Mr. Mate, Dr. Lang,  
Mr. Love, Mr. Driver, } Tellers.  
Mr. Lewis, Mr. Lucas,  
Mr. Dick, }

14. Exclusion of the Public from the Domain:—Mr. Dalgleish proceeding to make the motion standing in his name, No. 6 on the Notice Paper for to-day,—

Notice was taken that there was not a Quorum of Members present.

Whereupon the House was counted, and there being only sixteen Members present, exclusive of the Speaker, viz.:—Mr. Buchanan, Mr. Cowper, Mr. Dalgleish, Mr. Driver, Mr. Forster, Mr. Hoskins, Dr. Lang, Mr. Lewis, Mr. Lucas, Mr. Mate, Mr. Redman, Mr. Robertson, Mr. J. T. Ryan, Mr. Weekes, Mr. Wilson, and Mr. Wisdom,—The Speaker adjourned the House, at six minutes after eleven o'clock, until Monday next at three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, JANUARY 13.

## GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1861-2.
2. MR. WEEKES to move for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

## ORDERS OF THE DAY:—

1. Property Law and Trustees Relief Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Police Regulation Bill; third reading.
4. Sale of Liquors Licensing Bill; consideration in Committee of Legislative Council's Message, insisting upon its Amendment in this Bill, which had been disagreed to by the Assembly.
5. Navigable Waters Protection Bill; consideration in Committee of Legislative Council's Amendments.
6. Queensland Debt Bill; second reading.
7. Railways and Roads Acts Amendment Bill; second reading.
8. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
9. Land Transfer and Registry Bill; second reading.
10. Supply; Resumption of the Committee.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain.
2. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.
3. MR. FORSTER to move, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.
4. MR. T. GARRETT to move, That so much of the Standing Orders be suspended as will permit of the passing of the Bulli Coal Mining Company's Incorporation Bill through all its remaining stages this day.
5. MR. HOSKINS to move, That the Petition, presented by him on the 9th January, from the mechanics and labourers of Sydney, be printed.
6. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
7. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
8. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
9. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
10. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
11. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
12. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
13. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
14. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
15. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.

16. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
17. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
18. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
19. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
20. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
21. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
22. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
23. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
24. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
25. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDER OF THE DAY:—

1. Bulli Coal Mining Company's Incorporation Bill; third reading.

Questions:—

1. MR. RAPER to ask THE SECRETARY FOR PUBLIC WORKS,—If it is the intention of the Government to carry out the recommendations of the trustees relative to the improvement of the Road, leading from the Parramatta Road, to the Glebe Island Abattoirs?
2. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—By whose authority has a retaining wall been built in Darling Harbour, bounded on the south end by Druitt-street, and extending about 300 feet below high water mark?
3. MR. DICK to ask THE COLONIAL SECRETARY,—Whether the Government intend, this Session, to take any steps to obtain an expression of the opinion of this House with reference to the affixing, by the late Governor-General, of the Great Seal of the Colony to the Tawell Grant without the advice and consent of his Responsible Ministers, or of the Executive Council?

TUESDAY, JANUARY 14.

OTHER BUSINESS—NOTICES OF MOTION:—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.
3. MR. LUCAS to move, That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House.

FRIDAY, JANUARY 17.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
Speaker.





No. 76.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

MONDAY, 13 JANUARY, 1862.

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

Motions Withdrawn :—

- (1.) Mr. Dalgleish withdrew the Motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.  
 (2.) Mr. Forster withdrew the Motion standing in his name, No. 3 on the Notice Paper of Other Business for to-day.  
 (3.) Mr. Weekes withdrew the Motions standing in his name, Nos. 1 and 2 on the Notice Paper of Government Business for to-day.

2. Postponements :—

- (1.) The Order of the Day for the second reading of the Property Law and Trustees Relief Bill postponed, on motion of Mr. Cowper, until the Order of the Day for the Resumption of the Committee of Supply shall have been disposed of.  
 (2.) The Order of the Day for the Resumption of the Committee of Ways and Means postponed, on motion of Mr. Weekes, until the Order of the Day for the second reading of the Property Law and Trustees Relief Bill shall have been disposed of.

3. Police Regulation Bill :—Mr. Cowper moved, That this Bill be now read a third time.

Question put.

The House divided.

Ayes, 21.

Mr. Cowper,	Mr. Piddington,	} Tellers.
Mr. Weekes,	Mr. Mate,	
Mr. Robertson,	Mr. Stewart,	
Mr. C. Cowper,	Mr. Forster,	
junr.,	Mr. Irving,	
Mr. Dalgleish,	Mr. Morris,	
Mr. Flett,	Mr. Buchanan,	
Mr. Markham,	Dr. Lang,	
Mr. Dangar,	Mr. Wisdom,	
Mr. Shepherd,	Mr. Dick,	
Mr. Hay,	Mr. T. Garrett,	

Noes, 10.

Mr. Holroyd,	} Tellers.
Mr. Macleay,	
Capt. Moriarty,	
Mr. Driver,	
Mr. Sadleir,	
Mr. Raper,	
Mr. Lewis,	
Mr. Hoskins,	
Mr. Terry,	
Mr. Lucas,	

And Bill read a third time.

Mr. Cowper then moved, That this Bill do now *pass*.

Question put and passed.

Mr. Cowper thereupon moved, That the Title of this Bill be, "*An Act to consolidate and amend the Laws relating to the Police Force.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to consolidate and amend the Laws relating to the Police Force,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,*

*Sydney, 13th January, 1862.*

Speaker.

Question put and passed.

4. Sale of Liquors Licensing Bill :—On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of the Legislative Council's Message, insisting upon its Amendment, in this Bill, which had been disagreed to by the Assembly.

The Chairman reported that the Committee did not insist on its disagreement to the Amendment made in this Bill by the Legislative Council.

Mr. Cowper then moved, That this Report from the Committee of the Whole be now adopted by this House.

Question put and passed.

Whereupon,

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

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated the 9th instant, insisting upon its Amendment in the Sale of Liquors Licensing Bill, to which the Assembly had disagreed,—  
Does not insist upon its disagreement to the said Amendment.

*Legislative Assembly Chamber,  
Sydney, 13 January, 1862.*

Speaker.

Question put and passed.

5. Postponement :—The Order of the Day for the consideration in Committee of the Legislative Council's Amendments in the Navigable Waters Protection Bill postponed, on motion of Mr. Cowper, until the Order of the Day for the Resumption of the Committee of Ways and Means shall have been disposed of.
6. Messages :—The Speaker reported the following Messages from the Legislative Council :—

(1.) New South Wales and Queensland Customs Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to authorize a Treaty respecting Customs Duties on Goods crossing the Queensland land boundary,*" returns the same to the Legislative Assembly without Amendment.

*Legislative Council Chamber,  
Sydney, 13th January, 1862.*

W. C. WENTWORTH,  
President.

(2.) Unlawful Administering of Poison Law Amendment Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to amend the Law relating to the Unlawful Administering of Poison,*" returns the same to the Legislative Assembly without Amendment.

*Legislative Council Chamber,  
Sydney, 13th January, 1862.*

W. C. WENTWORTH,  
President.

(3.) False Pretences Law Amendment Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to amend the Law of False Pretences,*" returns the same to the Legislative Assembly without Amendment.

*Legislative Council Chamber,  
Sydney, 13th January, 1862.*

W. C. WENTWORTH,  
President.

7. Postponements :—The undermentioned Orders of the Day postponed, respectively, as follows :—

- (1.) The second reading of the Queensland Debt Bill,—until Thursday next.—On motion of Mr. Weekes.
- (2.) The second reading of the Railways and Roads Acts Amendment Bill,—until Wednesday next.—On motion of Mr. Weekes.
- (3.) The Resumption of the Adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time",—until the Order of the Day for the consideration in Committee of the Legislative Council's Amendments in the Navigable Waters Protection Bill shall have been disposed of.—On motion of Mr. Cowper.

(4.) The second reading of the Land Transfer and Registry Bill,—until the Order of the Day for the Resumption of the Adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time," shall have been disposed of.—On motion of Mr. Cowper.

8. Supply :—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, further to consider the Supply to be granted to Her Majesty for the Service of the year 1861-2.

And the Committee having continued to sit till after Midnight ;—

TUESDAY, 14 JANUARY, 1862. A.M.

The Chairman reported the following Resolutions :—

SUPPLEMENTARY ESTIMATE FOR 1861.

No. I.—SCHEDULES.

- (3) Resolved, that there be granted to Her Majesty, for the year 1861, a sum not exceeding £255 15s. 7d., to defray supplementary charge for Pensions not provided for by Schedule B to Schedule (No. 1) of the Act of the Imperial Parliament, 18 and 19 Vict., cap. 54 ; being Pension of £200 for Lady Mitchell, Widow of the late Sir Thomas Mitchell, Surveyor General (Resolution of Assembly) ; £6 10s. 2d. for Felix Short, late Storehouseman, Colonial Stores, at £39 1s. per annum, from 1st November ; £30 11s. 5d. for Christopher McDonald, late Turnkey, Maitland Gaol, at £34 4s. 10d. per annum, from 9 February ; and £18 14s. for Benjamin Shaw, late Assistant Harbour Master, difference between £74 15s. voted for 1861, and £93 9s., the amount of Pension authorized.

No.

## No. II.—EXECUTIVE AND LEGISLATIVE.

(4.) Resolved, that there be granted to Her Majesty, a sum not exceeding £36 0s. 9d., to defray supplementary charge for contingencies of the Establishment of His Excellency the Governor, for the year 1861.

## No. III.—CHIEF SECRETARY.

(5.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6 17s. 2d., to defray supplementary charge for Registrar General's Department, being deficiency in amount voted for allowance to District Registrars, 1860.

(6.) Resolved, that there be granted to Her Majesty, a sum not exceeding £535 8s. 6d., to defray supplementary charge for Metropolitan Police (Executive) for the year 1861.

(7.) Resolved, that there be granted to Her Majesty, a sum not exceeding £78 19s. 2d., to defray Supplementary Charge for Police Contingencies, Country Districts (Judicial), for the year 1861.

(8.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,349 18s. 1d., to defray supplementary charge for Police, Country Districts (Executive), for the year 1861.

(9.) Resolved, that there be granted to Her Majesty, a sum not exceeding £109 16s., to defray supplementary charge for Native Police, for the year 1861.

(10.) Resolved, that there be granted to Her Majesty, a sum not exceeding £65 16s. 3d., to defray supplementary charge for Sydney Gaol, for the year 1861.

(11.) Resolved, that there be granted to Her Majesty, a sum not exceeding £238 8s. 6d., to defray supplementary charge for Parramatta Gaol, for the year 1861.

(12.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10, to defray supplementary charge for Maitland Gaol, for the year 1861.

(13.) Resolved, that there be granted to Her Majesty, a sum not exceeding £595, to defray supplementary charge for Goulburn Gaol, for the year 1861.

(14.) Resolved, that there be granted to Her Majesty, a sum not exceeding £109 16s. 6d., to defray supplementary charge for Berrima Gaol, for the year 1861.

(15.) Resolved, that there be granted to Her Majesty, a sum not exceeding £19, to defray supplementary charge for Lunatic Asylum, Tarban, for the year 1861.

(16.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,859 1s. 4d., to defray supplementary charge for Volunteers, for the year 1861; being to meet the expense of Volunteer Corps, further sum.

(17.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,200, to defray supplementary charge for Miscellaneous Services for the year 1861; being £3,000 to meet the expense of taking the Census, further sum; £1,500 to cover the expense of the First Military Expedition to Lambing Flat Gold Fields, further sum; £7,500 to cover the expense of the Second Military Expedition to Lambing Flat Gold Fields; £4,000 to make provision for the adequate representation of the Colony at the Exhibition of the Industry of all Nations, to be held in London during the ensuing year, further sum; and £200 for the purpose of promoting the growth of Flax in this Colony (Resolution of Assembly.)

## No. IV.—ADMINISTRATION OF JUSTICE.

(18.) Resolved, that there be granted to Her Majesty, a sum not exceeding £923 15s., to defray supplementary charge for Law Officers of the Crown, for the year 1861; being £300, Law Expenses in the case "*Robertson ats. Dumaresq*," and to meet Cost of Appeal, &c.; £500 Law Expenses in the case "*Weckes ats. Rusden*," and to meet Cost of Appeal, &c.; and £123 15s., Fees to Prosecuting Barristers, further sum.

(19.) Resolved, that there be granted to Her Majesty, a sum not exceeding £75, to defray supplementary charge for Insolvent Court, for the year 1861.

(20.) Resolved, that there be granted to Her Majesty a sum not exceeding £100 2s. 10d., to defray supplementary charge for Quarter Sessions, for the year 1861.

(21.) Resolved, that there be granted to Her Majesty, a sum not exceeding £92 10s. 8d., to defray supplementary charge for Coroners, being deficiency in votes for the years 1859 and 1860.

## No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(22.) Resolved, that there be granted to Her Majesty, a sum not exceeding £569 12s., to defray supplementary charge for the Customs Establishment, for the year 1861.

(23.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,234 16s. 7d. to defray supplementary charge for Sydney Branch of Royal Mint, for the year 1861.

(24.) Resolved, that there be granted to Her Majesty, a sum not exceeding £22 13s. 10d., to defray supplementary charge for Gold Receivers, for the year 1861.

(25.) Resolved, that there be granted to Her Majesty, a sum not exceeding £262 10s., to defray supplementary charge for Post Office Establishment, for the year 1861.

(26.) Resolved, that there be granted to Her Majesty, a sum not exceeding £858 2s., to defray supplementary charge for the Colonial Storekeeper's Department, for the year 1861.

(27.)

(27.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,618 19s., to defray supplementary charge for Stores and Stationery, for the year 1861; being £200 for Conveyance of Stores, further sum; £1,374 8s. 10d for Barrack Stores, &c., procured from the Imperial Government in 1855; and £2,044 10s. 2d. for Gunpowder forwarded by Imperial Government from England, for Fortifications.

(28.) Resolved, that there be granted to Her Majesty, a sum not exceeding £450, to defray supplementary charge for Printing, Postage Stamps, and Bookbinding, for the year 1861.

(29.) Resolved, that there be granted to Her Majesty, a sum not exceeding £224 10s. 10d., to defray supplementary charge for Gunpowder Magazine, for the year 1861.

(30.) Resolved, that there be granted to Her Majesty, a sum not exceeding £261 7s. 4d., to defray supplementary charge for Steam Navigation and Pilot Boards, for the year 1861.

(31.) Resolved, that there be granted to Her Majesty, a sum not exceeding £141 1s. 7d., to defray supplementary charge for Miscellaneous Services for the year 1861, being to meet expenses incurred in connection with the recent Floods in the Hunter River District.

#### NO. VI.—SECRETARY FOR LANDS.

(32.) Resolved, that there be granted to Her Majesty, a sum not exceeding £85 16s. 8d., to defray supplementary charge for Gold Fields, for the year 1861.

(33.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,734 6s. 8d., to defray supplementary charge for Immigration, for the year 1861.

(34.) Resolved, that there be granted to Her Majesty, a sum not exceeding £108 15s. 3d., to defray supplementary charge for Botanic Gardens, for the year 1861.

(35.) Resolved, that there be granted to Her Majesty, a sum not exceeding £210, to defray supplementary charge for Government Domains and Hyde Park, for the year 1861.

(36.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,616, to defray supplementary charge for Road Branch of the Department of Lands, for the year 1861; being £300 for repair of Road from Grafton to Casino, in addition to the amount provided in the Road Schedule for 1861; £1,500 for Minor Bridges and Roads not classified, further sum; £446 for permanent repair of Approaches to Bridge at Queanbeyan; £150 for formation of Hamilton-street, Sydney, and erection of retaining Wall; £500 for Approaches to Marsden's Bridge, Wollondilly River; £300 for construction of Bridge, Cockburn River, near Tamworth; £70 for repair of Road from Nowra to Bateman's Bay, being the amount expended by the Shoalhaven Municipal Council on that Road; £1,000 for repair of Branch Road from Railway Station at Campbelltown to Great South Road; and £350 for Road from Moruya to Bodalla.

(37.) Resolved, that there be granted to Her Majesty, a sum not exceeding £494 14s. 3d., to defray deficiency in amount voted for 1860 for Kiandra Gold-fields, for the year 1861.

(38.) Resolved, that there be granted to Her Majesty, a sum not exceeding £54 10s. 2d., to defray deficiency in votes from 1858 to 1860 for Aborigines, for the year 1861.

(39.) Resolved, that there be granted to Her Majesty a sum not exceeding £160, to defray supplementary charge for Miscellaneous Services for the year 1861; being £80 for fencing Cemetery at Adelong, and £80 for fencing Cemetery at Sofala.

#### NO. VII.—SECRETARY FOR PUBLIC WORKS.

(40.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,992 1s. 6d., to defray supplementary charge for Public Works and Buildings, for the year 1861; being £2,500 towards erecting King's Island Light-house, further sum; £43 14s. 7d. for Chimney at Royal Mint, further sum; £1 16s. for Hornby Light-house, further sum; £4 1s. for Watch-house, Bowenfels, further sum; £3 11s. 6d. for Pilots' Residence, Watson's Bay, further sum; £11 15s. for Police Magistrate's Residence, at Port Macquarie, further sum; £2 19s. 9d. for Court and Watch-house at Wellington, further sum; £102 for Court and Watch-house at Queanbeyan, further sum; £223 for Pilots' Residence, Newcastle, further sum; £2,000 for alterations and additions to Public Buildings generally, further sum; £2,000 for repairs, alterations, and additions to Victoria Barracks, Volunteer Armories, and Military Buildings, Sydney and in the Country, further sum; £1,000 for fitting up Government Stores, further sum; £1,000 for Furniture for Public Buildings generally, further sum; £750 for covering Tank Stream and building retaining Wall, further sum; £115 3s. 8d., Travelling Expenses for Officers of Department, further sum; £500 for alterations and additions to Abattoirs, Glebe Island; £1,800 for alterations and additions to Parliamentary Buildings; £750 for Police Buildings, Lambing Flat; £20 for Mounted Patrol Barracks at Goulburn, further sum; £800 for additional Cells (6) Maitland Gaol; £164 for erection of a Guard Room and Cells at Stoncy Creek, and sinking Well at Lambing Flat; and £200 for additional accommodation, District Court, Sydney.

(41.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,751 11s. 6d., to defray supplementary charge for Roads, for the year 1861; being £1,250 for the erection of Toll-houses on the Great Northern, Southern, and Western Roads;

Roads; £2,000 for construction of a Bridge at Bondemeer, further sum; £500 for construction of a Bridge at Duck River; and £1 11s. 6d. for construction of a Bridge at Jugiong, further sum.

(42.) Resolved, that there be granted to Her Majesty, a sum not exceeding £250, to defray supplementary charge for Ferries, for the year 1861; being for construction of a Ferry Boat at Singleton.

(43.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,767 18s., to defray supplementary charge for Harbours and Rivers, for the year 1861; being £30 for working Steam Cranes at Newcastle, salaries; £10 for working Steam Cranes at Newcastle, contingencies; £45 18s. for wages to Pump Engine Driver, Glebe Island Abattoirs; £500 for construction of a Wharf at Windsor (Resolution of Assembly); £300 for erection of Steam Crane, further sum; £2,000 for the purchase of Steam Tug for the Dredge "Hunter"; £632 for preliminary Harbour Surveys, further sum; £50 to purchase a Diving Dress, further sum; and £200 for Toil-house, Glebe Island Bridge.

(44.) Resolved, that there be granted to Her Majesty, a sum not exceeding £104, to defray supplementary charge for Electric Telegraph Branch, for the year 1861.

#### TO BE RAISED BY LOAN.

(45.) Resolved, that there be granted to Her Majesty, a sum not exceeding £40,000 to defray supplementary charge for Railways, for the year 1861; being £10,000 for additions and alterations to Workshops and Stations; and £30,000 for extension of Great Western Railway to Nepean.

(46.) Resolved, that there be granted to Her Majesty, a sum not exceeding £43,261 14s. 6d., to defray supplementary charge for compensation to the Municipal Council of Sydney, for Land resumed under the Water Act, 17 Victoria, No. 35. (Resolution of Assembly).

### ESTIMATES OF EXPENDITURE, 1862.

#### I.—SCHEDULES.

(47.) Resolved, that there be granted to Her Majesty, for the year 1862, a sum not exceeding £3,035 9s. 3d., to defray Pensions not provided for by Schedule (B) to Schedule (No. 1) of the Act of the Imperial Parliament 18 and 19 Vict., cap. 54, being inclusive of £933 6s. 8d., as follows, that is to say,—£200 to Lady Amelia S. Forbes, Widow of the late Sir Francis Forbes, Chief Justice; £200 to Lady Harriet Dowling, Widow of the late Sir James Dowling, Chief Justice; £100 to Mrs. Anne Kinchela, Widow of the late Mr. Justice Kinchela; £100 to Mrs. Anne Petrie, Daughter of the late Captain Flinders, R.N.; £133 6s. 8d. to Mr. Edward Robert Stack, late Master of the Benevolent Asylum, Sydney; and £200 to Lady Mitchell, Widow of the late Sir Thomas Mitchell, Surveyor General.

#### II.—EXECUTIVE AND LEGISLATIVE.

(48.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,623, to defray the salaries and contingencies of the Legislative Council Establishment, for the year 1862.

(49.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,155, to defray the salaries and contingencies of the Legislative Assembly Establishment, for the year 1862.

(50.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,111, to defray the salaries and contingencies of the Joint Establishment of the Legislative Council and Assembly, for the year 1862.

#### III.—CHIEF SECRETARY.

(51.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,754, to defray the salaries and contingencies of the Chief Secretary's Establishment, for the year 1862.

(52.) Resolved, that there be granted to Her Majesty, a sum not exceeding, £7,250, to defray the salaries and contingencies of the Registrar General's Establishment, for the year 1862.

(53.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30,000, for the support of National Schools, and Incidental Expenses of the Board, including the Allowances to the Teachers, for the year 1862.

(54.) Resolved, that there be granted to Her Majesty, a sum not exceeding, £30,000, for the support of Denominational Schools, and Incidental Expenses of the Board, including the Allowances to the Teachers, for the year 1862.

(55.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,214, to defray the salaries and contingencies of the Protestant Orphan School, for the year 1862.

(56.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,500, to defray the salaries and contingencies of the Roman Catholic Orphan School, for the year 1862.

(57.) Resolved, that there be granted to Her Majesty, a sum not exceeding £168,423, to defray the salaries and contingencies for the Police Service, for the year 1862; being £2,375 for salaries for the Department of the Inspector General of Police; £3,650 for salaries of Superintendents; £1,800 for salaries of Inspectors; £2,400 for salaries of Sub-Inspectors; £17,703 for salaries of Sergeants; £78,799 for salaries of Constables; £2,112 for salaries of Detective Police; £776 for Aboriginal Trackers; £28,775 for Contingencies; £12,210 for salaries of Police Magistrates; £14,692 for salaries of Police Clerks and Clerks of Petty Sessions; and £3,131 for Contingencies.

(58.)

- (58.) Resolved, that there be granted to Her Majesty, a sum not exceeding £37,351 to defray salaries and contingencies for Gaols and Penal Establishments for the year 1862, being £800 for an Inspector of Prisons and Penal Establishments; £7,667 for Sydney Gaol; £6,231 for Parramatta Gaol; £3,241 for Bathurst Gaol; £2,806 for Maitland Gaol; £2,589 for Goulburn Gaol; £2,527 for Berrima Gaol; £230 for Wollongong Gaol; £110 for Yass Gaol; £110 for Gundagai Gaol; £110 for Albury Gaol; £110 for Tamworth Gaol; £600 for Gaols, COUNTRY Districts; and £10,220 for Penal Establishment, Cockatoo Island.
- (59.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,160, to defray the salaries and contingencies of the Observatory Establishment, for the year 1862.
- (60.) 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 1862.
- (61.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,477, to defray the expenses of the Vaccine Institution, for the year 1862.
- (62.) Resolved, that there be granted to Her Majesty, a sum not exceeding £260 to defray allowance to Medical Board appointed to make weekly visits to Lunatic Asylums, for the year 1862.
- (63.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,977, to defray the salaries and contingencies of the Lunatic Asylum at Tarban, for the year 1862.
- (64.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,603, to defray the salaries and contingencies of the Lunatic Asylum at Parramatta, for the year 1862.
- (65.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,000, to defray the Naval Allowance for the year 1862.
- (66.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,938, to defray the Military Allowance (Infantry), for the year 1862.
- (67.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,587, to defray the expense of the Artillery, for the year 1862.
- (68.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,000, to meet the expense of Artillery and Rifle Volunteer Corps, for the year 1862.
- (69.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,250, to meet the expense of a Naval Brigade, for the year 1862.
- (70.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25,027, to defray Charitable Allowances, for the year 1862; being £2,300 for the support of Paupers in the Colonial Hospitals; £1,727 in aid of the Sydney Infirmary and Dispensary, on condition of an equal amount being raised by private subscriptions; £12,500 in support of the Establishment of the Benevolent Society, Sydney, on condition of £1,000 being raised by private subscriptions; £700 for the support of Infants removed from the Benevolent Asylum, Sydney, to the Asylum for Destitute Children at Randwick; £2,000 in aid of the Asylum for Destitute Children at Randwick, on condition of an equal amount being raised by private subscriptions; £1,800 in aid of the Hospitals, Windsor, Newcastle, Wagga Wagga, Port Macquarie, Yass, Armidale and New England, Sofala, Braidwood, and Port Stephens, at £200 each, on condition of sums to an equal amount being raised by private subscriptions; £600 in aid of the Hospital, Maitland, on same condition; £900 in aid of the Hospitals, Parramatta, Bathurst, and Goulburn, at £300 each, on same condition; £100 in aid of the Hospital at Mudgee, on same condition; £350 in aid of the Benevolent Society, Parramatta, on same condition; £150 in aid of the Benevolent Society, Singleton and Patrick's Plains, on same condition; £150 in aid of the Benevolent Society, Tamworth, on same condition; £200 in aid of the Penrith Hospital and Benevolent Society, on same condition; £1,000 in aid of the erection of an Hospital at Newcastle, on same condition; £300 in aid of the erection of an Hospital at Wellington, on same condition; and £250 in aid of the erection of the Patrick's Plains Benevolent Asylum, on same condition, a further sum.
- (71.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,700, as grants in aid of Public Institutions, for the year 1862; being £200 in aid of the Sydney Mechanics' School of Arts; £200 to supplement the present Annual Endowment of £1,000 to the Australian Museum; £700, salary of Curator of Australian Museum; £200 in aid of the School of Arts at St. Leonard's, on condition of an equal amount being raised by private subscription; £100 in aid of the Literary Institute, Braidwood, on same condition; £200 in aid of the erection of the Tamworth Mechanics' Institute, on same condition; £700 in aid of the erection of the Mechanics' School of Arts, Albury, on same condition; £100 in aid of the Goulburn School of Arts, on condition of an equal amount being raised by private subscription, until a Building be erected; £100 in aid of the Bathurst School of Arts, on same condition, until a Building be erected; £100 in aid of the Albury School of Arts, on same condition, until a Building be erected; and £100 in aid of the Waverley School of Arts, on same condition, until a Building be erected.
- (72.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,600, to defray Miscellaneous Services for the year 1862, being £10,000 for Municipal Council, Sydney, in aid of the City Funds; £4,800 for Expenses attending the preparation of the Electoral Lists; £100 for erecting Pounds, and Allowances to Poundkeepers; £500, gratuity to the Widow of the late Captain Alman, in consideration of the Services of her Husband, and in liquidation of an unsatisfied claim on the Government; and £200 to provide for a Queen's Plate, to be run for annually on Randwick Race Course, under the auspices of the Australian Jockey Club.
- (Resolution of Assembly.)
- To

## TO BE RAISED BY LOAN.

(73.) Resolved, that there be granted to Her Majesty, for the Service of the year 1862, to be raised by Loan, a sum not exceeding £20,000, to encourage the formation of Juvenile Reformatories.

(74.) Resolved, that there be granted to Her Majesty, for the Service of the year 1862, to be raised by Loan, a sum not exceeding £5,000, towards completing the erection of the University of Sydney, a further grant.

## No. IV.—ADMINISTRATION OF JUSTICE.

(75.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,627, to defray the salaries and contingencies of the Establishment of the Law Officers of the Crown, for the year 1862.

(76.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,937, to defray the salaries and contingencies of the Establishments of the Supreme and Circuit Courts, for the year 1862.

(77.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,657, to defray the salaries and contingencies of the Establishment of the Sheriff, for the year 1862.

(78.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,455, to defray the salaries of the Establishment of the Insolvent Court, for the year 1862.

(79.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20,251, to defray the salaries and contingencies of the District Courts Establishments, for the year 1862; being £5,546 for the Metropolitan and Coast District; £2,010 for the Southern District; £1,830 for the South Western District; £1,920 for the Western District; £1,860 for the Northern District; £2,060 for the Hunter River District; and £5,025 for Contingencies. •

(80.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,014, to defray the salaries and contingencies of the Quarter Sessions Establishments, for the year 1862.

(81.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,204, to defray the salaries and contingencies of the Coroners' Establishments, for the year 1862.

(82.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray the expenses of the Court of Claims, for the year 1862.

## No. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(83.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,170, to defray the salaries and contingencies of the Treasury Establishment, for the year 1862.

(84.) Resolved, that there be granted to Her Majesty, a sum not exceeding £23,155, to defray the salaries and contingencies of the Customs Establishments, for the year 1862.

(85.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,205, to defray the salaries and contingencies of the Colonial Distilleries, for the year 1862.

(86.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,815, to defray the salaries and contingencies of the Sydney Branch of the Royal Mint, for the year 1862.

(87.) Resolved, that there be granted to Her Majesty, a sum not exceeding £375, to defray the allowances to Gold Receivers, for the year 1862.

(88.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25,873, to defray the salaries and contingencies of the Post Office Establishment, for the year 1862.

(89.) Resolved, that there be granted to Her Majesty, a sum not exceeding £83,050, to defray the expense of the Conveyance of Mails, for the year 1862.

(90.) Resolved, that there be granted to Her Majesty, a sum not exceeding £37,910, to defray salaries, and the cost of Stores and Stationery, for the year 1862.

(91.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,200, to defray the salaries, wages, and contingencies of the Printing, Postage Stamps, and Bookbinding Establishments, for the year 1862.

(92.) Resolved, that there be granted to Her Majesty, a sum not exceeding £836, to defray the salaries and contingencies of the Gunpowder Magazine Establishment, for the year 1862.

(93.) Resolved, that there be granted to Her Majesty, a sum not exceeding £530, to defray the salaries of Health Officers, for the year 1862.

(94.) Resolved, that there be granted to Her Majesty, a sum not exceeding £718, to defray the salaries and contingencies of the Quarantine Establishment, for the year 1862.

(95.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,149, to defray the salaries and contingencies of the Establishments of the Shipping Masters, for the year 1862.

(96.) Resolved, that there be granted to Her Majesty, a sum not exceeding £23,373, to defray the salaries and contingencies of the Harbours, Light-houses, and Pilot Department, for the year 1862; being £1,202 for Board; £1,400 for Harbour Masters; £250 for Travelling Expenses of Board, Harbour Masters, and Surveyors; £4,867 for Light-houses; £7,958 for Sea and River Pilots; £6,086 for Boatmen; and £1,610 for Contingencies.

(97.)

(97.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,253, to defray Miscellaneous Services, for the year 1862; being £3,223 for Postage of the various Public Departments; £1,500 for the transmission of Telegraphic Messages; £30 for Provisions to be left on Booby Island, for the relief of shipwrecked persons; £2,000 to meet unforeseen expenses, to be hereafter accounted for; £1,500 to meet the expense of carrying on the Coast Surveys; and £3,000 for providing two Pilot Vessels for Port Jackson, at £1,500 each.

NO. VI.—SECRETARY FOR LANDS.

(98.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,650, to defray the salaries and contingencies of the Department of Lands, for the year 1862.

(99.) Resolved, that there be granted to Her Majesty, a sum not exceeding £62,691, to defray the salaries and contingencies of the Establishment for the Survey of Lands, for the year 1862.

(100.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,335, to defray the salaries and contingencies of the Establishment for the Occupation of Lands, for the year 1862.

(101.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,115, to defray the salaries and contingencies of the Immigration Department, for the year 1862.

(102.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30,392, to defray the salaries and contingencies of the Gold Fields Establishments, for the year 1862.

(103.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,468, to defray the salaries and contingencies for the Management of Alpacas, for the year 1862.

(104.) Resolved, that there be granted to Her Majesty, a sum not exceeding £855, to defray the expenses of the Establishment of the Examiner of Coal Fields, for the year 1862.

(105.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,973, to defray the salaries and contingencies of the Botanic Gardens Establishment, Sydney, for the year 1862.

(106.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,623, to defray the salaries and contingencies of the Establishment of the Government Domains and Hyde Park, for the year 1862.

(107.) Resolved, that there be granted to Her Majesty a sum not exceeding £71,720, to defray the expense of the construction and maintenance of Roads, other than Main Roads, for the year 1862; being £2,620 for salaries and allowances of Superintendents and Overseers of Minor Roads, and £69,100 for construction and maintenance of Roads, as follows:—£50,000 for the construction and maintenance of Subordinate Roads, as classified per Schedule; £5,000 for Minor Bridges, and Roads not classified; £100, repair of Enmore Road; £500 towards formation of Road from Milsom's Point to Great North Road, near St. Leonard's; £500 towards formation of Bulga Road, on condition of equal amount being provided by local contribution; £300, grassing of Sand Hills; £1,550, Special Works on Road from Albury to Wagga Wagga, viz—Bridge at Billybong Creek £500, Bridge at Mangoplah £700, sundry Minor Works £200, contingencies £150; £500 for the erection of a Bridge at Bulligal, on the Lachlan; £500, Bridge over Ana Branch, River Darling; £1,000 completion of Mudbank Road at Botany, on condition of the like sum being raised by private subscription; £600, Bridge over Upper Tumut, on condition of £300 being raised by private subscription; £2,000, Road from Bathurst, *via* Carcoar and Cowra, to Young; £1,000, Road from Yass to Young; £250, Road at Kissing Point, Parramatta River, and formation of Wharf; £500, extension of Cleveland-street to the Randwick Road; £4,500 for making the Bunnerong or Old Botany Road, and other Roads; and £300 for new Punt, Tinonee.

(108.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray Medicines and Medical Attendance on the Aborigines, for the year 1862.

(109.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,019, to defray Miscellaneous Services for the year 1862; being £773 for fencing road passing through Mr. H. Flett's property at Taree; £260 for fencing portion of line of Road from Goulburn to Weeho, passing through Mr. Shepherd's land; £100 for fencing other small portions of the Road which pass through enclosures; £886, re-payment to the Railway Department for the Land known as M'Donald's Point, at West Maitland, to be appropriated as a place of recreation for the inhabitants of that Town; and £3,000 to purchase suitable land for a General Cemetery.

TO BE RAISED BY LOAN.

(110.) Resolved, that there be granted to Her Majesty, to be raised by Loan, a sum not exceeding £50,000, for the purpose of Assisting Immigration to this Colony.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(111.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,620, to defray the salaries and contingencies of the Department of Public Works, for the year 1862.

(112.)



- (112.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,540, to defray the salaries and contingencies of the General Establishment of the Railway Branch of the Department of Internal Communication, for the year 1862.
- (113.) Resolved, that there be granted to Her Majesty, a sum not exceeding £71,050, to defray the salaries, contingencies, and working expenses of the Establishments of Existing Lines of Railway, under the Railway Branch of the Department of Internal Communication, for the year 1862.
- (114.) Resolved, that there be granted to Her Majesty, a sum not exceeding £21,627, to defray the salaries, allowances, contingencies, and working expenses of the Establishment of the Electric Telegraph Branch of the Department of Internal Communication, for the year 1862.
- (115.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,525 1s., to defray the salaries and contingencies of the General Establishment of the Road Branch of the Department of Internal Communication, for the year 1862.
- (116.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,493, to defray the salaries of the Field Establishment of the Road Branch of the Department of Internal Communication, for the year 1862.
- (117.) Resolved, that there be granted to Her Majesty, a sum not exceeding £70,700, to defray the expense of construction and maintenance of Roads, under the Road Branch of the Department of Internal Communication, for the year 1862.
- (118.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,225, to defray the salaries and contingencies of the Establishment of the Colonial Architect, for the year 1862.
- (119.) Resolved, that there be granted to Her Majesty, a sum not exceeding £379, to defray the salaries and contingencies of Establishment for Fortification, for the year 1862.
- (120.) Resolved, that there be granted to Her Majesty, a sum not exceeding £64,417, to defray the expense of Public Buildings, for the year 1862; being £12,000 for ordinary repairs, alterations, and additions to Public Buildings generally; £3,000 to provide Furniture and Fittings for the Public Offices generally; £1,500 for repairs to Military Barracks and other Buildings; £250 for lighting lamps, sweeping chimneys, &c., Victoria Barracks; £427 for lighting Government Lamps in streets of Sydney; £2,000 for providing Materials and Implements for employment of Prisoners at Darlinghurst Gaol; £1,500 for same at Parramatta Gaol; £500 for same at Goulburn Gaol; £500 for same at Maitland Gaol; £500 for same at Bathurst Gaol; £500 for same at Berrima Gaol; £25,000 for providing Court Houses, Lock-ups, and Gaols, in the Country Districts; £400 for rent of Buildings in Phillip-street; £7,000 for additions to Lunatic Asylum, Tarban Creek; £2,800 for additional Cells for the Criminal Lunatics' Asylum at Parramatta; £1,000 for additions, alterations, and general repairs to Buildings at Parramatta; £250 for repairs to Buildings at Royal Mint; £300 for erection of three Sheds in Botanic Gardens; £200 for residence for a Messenger's Quarters, Observatory, Sydney; £1,000 for re-shingling and general repairs to Central Police Buildings; £600 for repairing and painting Hospital Ship "Harmony," Quarantine Station; £150 for erection of quarters for Superintendent and Overseer of Roads, Kiandra Gold Fields; £440 for additions to the Telegraph Office, for a Post Office, West Maitland; £400 to provide Post Office accommodation at Morpeth; £1,000 for repairs to Protestant Orphan School at Parramatta; and £1,200 to provide Barrack accommodation for the Commanding Officer.
- (121.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to pay off Debentures falling due in 1862.
- (122.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,250, to defray the salaries and contingencies of the Engineer's Department for Harbours and River Navigation, for the year 1862.
- (123.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,580, to defray the salaries and contingencies of the Department of Harbours and River Navigation for the Steam Dredge "Hunter," for the year 1862.
- (124.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,674, to defray the salaries and contingencies for the Department of Harbours and River Navigation for the Steam Dredge "Hercules," for the year 1862.
- (125.) Resolved, that there be granted to Her Majesty, a sum not exceeding £850, to defray the salaries and contingencies of the Department of Harbours and River Navigation for the Steam Dredge, Shoalhaven, for the year 1862.
- (126.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,436, to defray the salaries and contingencies of the Department of Harbours and River Navigation for Steam Cranes, Newcastle, for the year 1862.
- (127.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, to defray salaries and contingencies of the Department of Harbours and River Navigation for Glebe Island Abattoirs, for the year 1862.
- (128.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,575, to defray expense of Public Works of the Department of Harbours and River Navigation, for the year 1862, being—£1,000 for landing silt from Dredge, and forming ground; £1,000 for Sea Wall, Botanical Gardens; £150 for repairs to Glebe Island Road; £1,425 for laying down Moorings, Harbour of Newcastle; and £1,000 for repairs, painting, &c., to Wharfs, Bridges, &c.
- (129.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,997, to defray the salaries, works, and materials of the Fitz Roy Dock Establishment, for the year 1862.

(130.)

(130.) Resolved, that there be granted to Her Majesty, a sum not exceeding £104, to defray Miscellaneous Services for the year 1862, being for compensation to the family of the late Mrs. De Courcy annually for five years.

TO BE RAISED BY LOAN.

(131.) Resolved, that there be granted to Her Majesty, for the year 1862, to be raised by Loan, a sum not exceeding £1,431,059, to defray salaries, allowances, contingencies and other expenses of the Railway Branch of the Department of Internal Communication,—being £675 for valuation of land; £9,184 for authorized extension of Works in progress; and £1,421,200 for proposed extensions.

(132.) Resolved, that there be granted to Her Majesty, a sum not exceeding £31,450, for the year 1862, to be raised by Loan, to defray the expenses of proposed extensions of Electric Telegraphs; being £14,000 for proposed Extension to the Burrangong Gold Fields; £8,400, from Tenterfield to Grafton; £4,000, to Wollongong and Kiama; £4,000, from Mudgee to Wellington; £350 for Second Wire from Scone to Muswellbrook; and £700 for Second Wire from Newcastle to Singleton.

(133.) Resolved, that there be granted to Her Majesty, for the year 1862, to be raised by Loan, a sum not exceeding £60,000 for Bridges, viz.:—£3,000 for Bridge over River at Bargo; £6,000 for Bridge over Hunter at West Maitland, in lieu of Dam there; £24,000 for Bridge and Approaches over Murrumbidgee at Gundagai; £8,000 for Bridge over River at Deniliquin; £10,000 for Bridge over River at Moama; £5,000 for Bridge over River at Nanami; £4,000 for Bridge over Namoi at Narrabri.

(134.) Resolved, that there be granted to Her Majesty a sum not exceeding £65,000, to be raised by Loan for Public Buildings, for the year 1862; being £10,000 for erection of Police Barracks, Sydney and Country Districts; £25,000 for Free Public Library; £10,000 for District Court, Sydney; and £20,000 for improvement of accommodation in Gaols and Penal Establishments.

(135.) Resolved, that there be granted to Her Majesty a sum not exceeding £28,600, to be raised by Loan, to defray expense of Public Works of the Department of Harbours and River Navigation, for the year 1862; being £5,000 for improvements to Moruya River; £5,000 for extension of Wharf Accommodation, Newcastle; £3,400 for purchase of Steam Cranes; £700 for Pier, Shellharbour; £1,000 for Stone Dyke, Bullock Island, Newcastle; £1,000 for Dyke, Shoalhaven River; £2,500 for Wharf, Ulladulla; and £10,000 for construction of a Breakwater and Pier at Bellambi.

No. VIII.—AUDITOR GENERAL.

(136.) Resolved that there be granted to Her Majesty, a sum not exceeding £4,322, to defray the salaries and contingencies of the Department of the Auditor General, for the year 1862.

FURTHER ADDITIONAL ESTIMATE, 1862.

No. I.—SCHEDULES.

(137.) Resolved, that there be granted to Her Majesty, a sum not exceeding £118 9s. 6d., to defray additional charge for Pensions under Schedule B, for the year 1862.

No. III.—CHIEF SECRETARY.

(138.) Resolved, that there be granted to Her Majesty, a sum not exceeding £84, to defray additional charge for the year 1862, to cover Architect's Commission on additions to Roman Catholic Orphan School Buildings.

(139.) Resolved, that there be granted to Her Majesty, a sum not exceeding £192 3s., to defray additional charge for Horse and Gold Police, for the year 1862.

(140.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,436, to defray additional charge for Gaols, for the year 1862; being £958 for Albury Gaol; £739 for Braidwood Gaol; and £739 for Mudgee Gaol.

(141.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,200, to defray additional charge for Charitable Allowances, for the year 1862; being £900 for the erection of a new Dispensary at the Sydney Infirmary; £150 in aid of the erection of the Benevolent Asylum at Wee Waa, on condition of an equal amount being raised by private subscription; and £150 in aid of the Deaf and Dumb Institution, on same condition.

(142.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,300, to defray additional charge for Grants in Aid of Public Institutions, for the year 1862; being £200 in aid of the Yass Mechanics' Institute, on condition of an equal amount being raised by private subscription, and until a building be erected, being £100 for 1860, and £100 for 1861; £1,000 in aid of the erection of the Yass Mechanics' Institute, on condition of an equal amount being raised by private subscription; £300 in aid of the erection of the Tamworth Mechanics' Institute, on same condition; £500 in aid of the erection of the Morpeth School of Arts, on same condition; £200 for the completion of the Wollongong School of Arts, on same condition; £100 in aid of the erection of a new Hall for the Bellambi and Bulli School of Arts, on condition of an equal amount being raised by the Inhabitants of the District; and £1,000 in aid of the Acclimatisation Society of New South Wales.

(143.)

(143.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600, to defray additional charge for Miscellaneous Services, for the year 1862; being £200, Annuity to the Rev. W. B. Clarke, for his services with reference to the Mineralogy and Geology of the Colony; £200, Remuneration to the Captain and Crew of the schooner "Rebecca," recently arrived from Treasury Island, where she had been despatched for the purpose of rescuing Seamen reported to be on that Island, from crews of ships destroyed by the Natives; and £200, Gratuity to Mr. James Boyle for his services as Superintendent of Boats, at Sydney, as Signal Master, Newcastle, and in command of Government Vessels.

NO. IV.—ADMINISTRATION OF JUSTICE.

(144.) Resolved, that there be granted to Her Majesty, a sum not exceeding £35 1s. 7d., to defray additional charge for Sheriff's Department, for the year 1862.

(145.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,000, to defray additional charge for Quarter Sessions, being to meet deficiency in amount voted for contingencies for 1861.

NO. V.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(146.) Resolved, that there be granted to Her Majesty, a sum not exceeding £120, to defray additional charge for Post Office, for the year 1862.

NO. VI.—SECRETARY FOR LANDS.

(147.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,650, to defray additional charge for Gold Fields, for the year 1862.

(148.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,053 12s., to defray additional charge for Roads other than Main Roads, for the year 1862; being £148 12s. for completion of Log Bridge, on Rocky Point Road; £400, repair of Damages to Bridge at Clarke's Crossing Place, Paterson; £1,000, construction of Bridge over Wollondilly, at site of old Township, Goulburn; £500, construction of Bridge at Tenterfield; £800, construction of Bridge over Macquarie River at Dubbo; £1,000, formation of Road to Lachlan; £205, formation of Roadway leading to Dawe's Point.

(149.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,090 12s. 6d., to defray additional charge for Miscellaneous Services, for the year 1862; being £90 12s. 6d., for the examination of the Shoalhaven and Snowy Rivers, as to fitness for propagation of Salmon, further sum; and £1,000, for Iron railing round Wynyard Square.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(150.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,050, to defray additional charge for Public Works and Buildings, for the year 1862, being £450 for the erection of Housekeeper's Quarters at Custom House, Sydney; and £600 for the erection of new Quarters for Customs' Officer and Boatmen at Broken Bay.

THIRD ADDITIONAL ESTIMATE FOR 1862.

NO. III.—CHIEF SECRETARY.

(151.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600, to defray further additional charge for Gaols, for the year 1862.

(152.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to defray further additional charge for Volunteers, for the year 1862.

NO. VI.—SECRETARY FOR LANDS.

(153.) Resolved, that there be granted to Her Majesty, a sum not exceeding £470, to defray further additional charge for Miscellaneous Services, for the year 1862; being Compensation to Mr. Walford, for loss sustained by sale of land containing improvements, at Wattle Flat, Sofala.

NO. VII.—SECRETARY FOR PUBLIC WORKS.

(154.) Resolved, that there be granted to Her Majesty, a sum not exceeding £79, to defray further additional charge for Electric Telegraphs, for the year 1862.

(155.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,650, to defray further additional charge for Roads and Bridges, for the year 1862; being £1,000 for erection of Beckett's Bridge; £400 for erection of Pile Bridge, Bardenerong Creek; £500 for erection of Bridge at Moulamein; £500 for erection of Bridge over the Billabong, at Wanganella, between Hay and Deniliquin; and £250 for completion of repairs to Road leading from Railway Station, Campbelltown, to Great South Road.

(156.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,420, to defray further additional charge for Public Works and Buildings, for the year 1862; being £8,050 to provide for Court and Watch Houses not under the District Courts Act, and for alterations to Hospital, &c., Berrima Gaol; £750 for alterations, General Post Office, Sydney; £170 for additions, &c., to Pilot Station, Moruya; £250 for erection of Custom House, Grafton, a further sum; and £200 for Compensation to Contractor for Works of Defence, Fort Macquarie, for loss sustained by stoppage of work by the Government.

(157.) Resolved, that there be granted to her Majesty, a sum not exceeding £1,670, to defray further additional charge for Harbors and River Navigation, for the year 1862; being £400 for construction of a Wharf at Kempsey (Resolution of Assembly); £200.

£200 for construction of a Wharf at Balmain; £550 for salary of Engineer for superintending Works, Clarence River; £120 for salary of Driver of the Engine for pumping water at Abattoirs, Glebe Island; and £400 for repairs to Cook's River Dam.

(158.) Resolved, that there be granted to Her Majesty, a sum not exceeding £165, to defray further additional charge for the Fitz Roy Dock, for the year 1862.

TO BE RAISED BY LOAN.

(159.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,000, to be raised by Loan, to defray further additional charge for Public Works and Buildings, for the year 1862; being £5,000 for erection of a Carriage Shed, Machine Shop, and the fixing of an Engine Turn-table, Great Northern Railway; and £3,000 for improvement of the Navigation of the Shoalhaven River, further sum.

Mr. Weekes then moved, That this House do now adopt these Resolutions.

Question put and passed.

Whereupon, Mr. Weekes moved, That the Order of the Day for the Resumption of the Committee of Supply be discharged from the Paper.

Question put and passed.

The House adjourned, on motion of Mr. Cowper, at twenty-eight minutes after One o'clock A.M., until Three o'clock P.M. this day.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, JANUARY 14.

OTHER BUSINESS—NOTICES OF MOTION:—

1. DR. LANG to move, That the sentence passed by the Supreme Court, at Maitland, on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court, in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.
2. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.
3. MR. LUCAS to move, That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House.
4. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain.
5. MR. FORSTER to move, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.
6. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case:—
  - (1.) The names of all Government Officers who have received travelling expenses during the year 1861.
  - (2.) The number of days for which they have respectively received such expenses.
  - (3.) The amount per day paid.
  - (4.) The office each respectively fills.
  - (5.) The localities from and to which each has respectively travelled, and the distance between such localities.
7. DR. LANG to move, That the Petition presented by him, on the 28th November, from numerous merchants, traders, and other respectable inhabitants of Sydney, with a view to the increased development of the mineral resources of this Colony, be taken into consideration with a view to ascertain whether it is the desire of the House that Captain Mechosk should be authorized, as is prayed for in the said Petition, to make a prospecting tour, at the public expense, into the interior of this Colony.
8. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.
9. MR. T. GARRETT to move, That so much of the Standing Orders be suspended as will permit of the passing of the Bulli Coal Mining Company's Incorporation Bill through all its remaining stages this day.
10. MR. HOSKINS to move, That the Petition, presented by him on the 9th January, from the mechanics and labourers of Sydney, relative to Immigration, be printed.
11. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
12. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.

13. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
14. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
15. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
16. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
17. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
18. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
19. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blancy and King's Plains, be printed.
20. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
21. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
22. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
23. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
24. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
25. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
26. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
27. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
28. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
29. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
30. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDER OF THE DAY :—

1. Billi Coal Mining Company's Incorporation Bill; third reading.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. WEEKES to move, That so much of the Standing Orders be suspended as will admit of the passing through this House, in one day, a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year 1861-2.
2. MR. WEEKES to move, That so much of the Standing Orders be suspended as will admit of the passing through this House, in one day, a Bill to enable the Government to raise a Loan for certain Public Works.
3. MR. WEEKES to move for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1861-2.
4. MR. WEEKES to move for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

ORDERS OF THE DAY :—

1. Property Law and Trustees Relief Bill; second reading.
2. Ways and Means; Resumption of the Committee.
3. Navigable Waters Protection Bill; consideration in Committee of Legislative Council's Amendments.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.

Questions :—

*Questions :—*

1. MR. LEARY *to ask* THE SECRETARY FOR LANDS,—When will compensation be granted to those persons, resident in or near Campbelltown, whose cattle have been destroyed by order of the Government?
2. MR. DRIVER *to ask* THE SECRETARY FOR LANDS,—When the Returns relating to the Rockley Road, ordered by this House some time since, will be laid upon the Table?
3. MR. DICK *to ask* THE SECRETARY FOR LANDS,—
  - (1.) Out of what Fund the salary of Mr. Under Secretary Fitzpatrick, as Acting Immigration Agent for the last year, has been paid?
  - (2.) Whether the Secretary for Lands will have any objection to lay upon the Table of this House the Returns lately laid before the Legislative Council, with reference to the Immigration Department?

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WEDNESDAY, JANUARY 15.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Railways and Roads Acts Amendment Bill; second reading.

*Questions :—*

1. DR. LANG *to ask* THE SECRETARY FOR LANDS,—
  - (1.) Whether any grant has ever been issued by the Crown for the Burying Ground appropriated by the Government for the Presbyterians of Sydney (to and for the use of all persons of that communion in and around the city), in the year 1825?
  - (2.) Whether any authority has ever been given by the Government to any particular individuals to assume the management of that property, without the consent and concurrence of those to and for whom the same was granted; and, if so, what right the Government had to give such authority under the law of the land at the time the property was granted?

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THURSDAY, JANUARY 16.

## GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Queensland Debt Bill; second reading.

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FRIDAY, JANUARY 17.

## OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

T. A. MURRAY,  
*Speaker.*

No. 77.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

TUESDAY, 14 JANUARY, 1862.

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

Re-assembling of Parliament:—The following Message from His Excellency the Governor, received and read:—

JOHN YOUNG,  
Governor.

Message, No. 17.

In answer to their Address of the 2nd instant, the Governor assures the Assembly of his concurrence in their desire to discontinue the practice of carrying on the business of legislation during the summer months.

It was under the conviction of the serious inconveniences arising from this practice, that in his Speech at the opening of Parliament, he suggested the desirability of an early termination of the present Session, and of limiting future Sessions to the season of the year most generally convenient.

The Governor does not anticipate that any difficulty will arise to prevent his calling Parliament together not later than during the month of May, so as to afford ample time for the transaction of the Public Business during the cooler months.

Government House,  
Sydney, 14th January, 1862.

2. Field of Mars Common:—Mr. Shepherd, as Chairman, brought up a Progress Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee appointed on the 31st December last, on the Field of Mars Common.

Ordered to be printed.

3. Papers:—

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

(1.) Return, shewing the number of Electors on the Roll of each Electoral District, for 1861-2.

(2.) Return, shewing the estimated number of Electors entitled to vote in the several Gold Fields Electoral Districts, for 1861-2.

Ordered to be printed.

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

(1.) (*In attention to the Question standing in the name of Mr. Driver, No. 2 on the Paper for to-day*)—Return to Address, in reference to Road from Bathurst to Rockley, adopted by this House, on motion of Mr. Driver, on the 22nd October last.

(2.) Five Abstracts of Maitland Road Trust Accounts,—from 1st July, 1856, to 31st December, 1860.

Ordered to be printed.

4. Priority of Government Business this day:—Mr. Cowper moved, without notice, That all the Private Business on the Paper for this day be postponed until after the Government Business shall have been disposed of.

Debate ensued.

Question put and passed.

Whereupon, the House proceeded, at once, to the consideration of the Government Business on the Paper:—

5. Suspension of Standing Orders:—

(1.) Appropriation Bill, 1861-2:—Mr. Weekes moved, pursuant to notice, That so much of the Standing Orders be suspended as will admit of the passing through this House, in one day, a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the Service of the year 1861-2.

Question put and passed.

(2.)

(2.) Loan Bill, 1862:—Mr. Weekes moved, pursuant to notice, That so much of the Standing Orders be suspended as will admit of the passing through this House, in one day, a Bill to enable the Government to raise a Loan for certain Public Works.

Debate ensued.

Question put and passed.

6. Motion Withdrawn:—Mr. Weekes withdrew the motion standing in his name, Nos. 3 and 4 on the Notice Paper of Government Business for to-day.
7. Postponement:—The Order of the Day for the second reading of the Property Law and Trustees Relief Bill, postponed, on motion of Mr. Cowper, until to-morrow.
8. Ways and Means:—On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider of the Ways and Means to meet the Supply granted to Her Majesty, for the service of the year 1861-2. The Chairman reported the following Resolutions:—
  - (2.) Resolved, That towards making good the Supply granted to Her Majesty for the Supplementary Service of the year 1861, the sum of £78,634 13s. 6d. be granted out of the Consolidated Revenue Fund of New South Wales.
  - (3.) Resolved, That towards making good the Supply granted to Her Majesty for the Service of the year 1862, the sum of £1,223,635 Ss. 10d. be granted out of the Consolidated Revenue Fund of New South Wales.
  - (4.) Resolved, That towards making good the Supply granted to Her Majesty during the present Session, a sum not exceeding £1,782,370 14s. 6d. be raised by the sale of Debentures, secured upon the Consolidated Revenue Fund of New South Wales, and bearing interest at a rate not exceeding five per centum per annum, to defray the expense of certain Public Works of the Colony.

Mr. Weekes then moved, That this House do now adopt these Resolutions.

Question put and passed.

9. Postponement:—The remaining Orders of the Day, of Government Business, (viz. — Nos. 3, 4, and 5,) postponed until to-morrow, on motion of Mr. Cowper.  
*The House then proceeded to the consideration of the Private Business on the Paper:—*
10. Reverend W. Chaucer:—Dr. Lang moved, pursuant to notice, That the sentence passed by the Supreme Court at Maitland on the Rev. W. Chaucer, on the 14th March last, for an alleged breach of the Colonial Marriage Laws, was unwarranted by the facts and circumstances of the case, as well as strangely inconsistent with a previous decision of the Supreme Court in a case of acknowledged violation of these laws; and that the said sentence was calculated to confound the distinctions of right and wrong, and to shake the confidence of the public in the administration of justice in this Colony.

Debate ensued.

Notice being taken that there was not a Quorum of Members present, the House was counted; and there being only Nineteen Members present, exclusive of the Speaker, viz. :—Mr. Buchanan, Mr. Cowper, Mr. Dalgleish, Mr. Dangar, Mr. Forster, Mr. Hart, Mr. Holt, Mr. Hoskins, Mr. Irving, Dr. Lang, Mr. Lucas, Mr. Morris, Mr. Piddington, Mr. Rednan, Mr. Robertson, Mr. Terry, Mr. Weekes, Mr. Wilson, and Mr. Wisdom, The Speaker adjourned the House at five minutes before Six o'clock, until to-morrow, at Three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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WEDNESDAY, JANUARY 15.

### GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. WEEKES to move for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the service of the year 1861-2.
2. MR. WEEKES to move for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

### ORDERS OF THE DAY:—

1. Railways and Roads Acts Amendment Bill; second reading.
2. Property Law and Trustees Relief Bill; second reading.
3. Navigable Waters Protection Bill; consideration in Committee of Legislative Council's Amendments.
4. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
5. Land Transfer and Registry Bill; second reading.

OTHER



## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—  
(1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.  
(2.) That the above resolution be conveyed by Address to His Excellency the Governor.
2. MR. LUCAS to move, That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House.
3. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain.
4. MR. FORSTER to move, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.
5. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case:—  
(1.) The names of all Government Officers who have received travelling expenses during the year 1861.  
(2.) The number of days for which they have respectively received such expenses.  
(3.) The amount per day paid.  
(4.) The office each respectively fills.  
(5.) The localities from and to which each has respectively travelled, and the distance between such localities.
6. DR. LANG to move, That the Petition presented by him, on the 28th November, from numerous merchants, traders, and other respectable inhabitants of Sydney, with a view to the increased development of the mineral resources of this Colony, be taken into consideration with a view to ascertain whether it is the desire of the House that Captain Mechosk should be authorized, as is prayed for in the said Petition, to make a prospecting tour, at the public expense, into the interior of this Colony.
7. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.
8. MR. T. GARRETT to move, That so much of the Standing Orders be suspended as will permit of the passing of the Bulli Coal Mining Company's Incorporation Bill through all its remaining stages this day.
9. MR. HOSKINS to move, That the Petition, presented by him on the 9th January, from certain mechanics and labourers of Sydney, relative to Immigration, be printed.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
12. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Lizardet, late Clerk of Petty Sessions at Berrima.
13. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
14. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
15. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
16. MR. DALGLEISH to move,—  
(1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.  
(2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.  
(3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
17. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic No 11. Also, the names of the owners of such cattle, up to the 6th of December.
18. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
19. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
20. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
21. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.

22. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
23. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
24. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
25. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
26. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
27. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
28. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
29. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

ORDER OF THE DAY:—

1. Bulli Coal Mining Company's Incorporation Bill; third reading.

Questions:—

1. DR. LANG to ask THE SECRETARY FOR LANDS,—
  - (1.) Whether any grant has ever been issued by the Crown for the Burying Ground appropriated by the Government for the Presbyterians of Sydney (to and for the use of all persons of that communion in and around the city), in the year 1825?
  - (2.) Whether any authority has ever been given by the Government to any particular individuals to assume the management of that property, without the consent and concurrence of those to and for whom the same was granted; and, if so, what right the Government had to give such authority under the law of the land at the time the property was granted?
2. MR. LAYCOCK to ask THE SECRETARY FOR LANDS,—Whether the boundaries of Mr. Berry's lands at Shoalhaven are accurately defined; if not, whether the Government intend to define those boundaries at an early period, and afford Free Selectors an opportunity of developing the resources of that desirable locality?

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THURSDAY, JANUARY 16.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Queensland Debt Bill; second reading.

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FRIDAY, JANUARY 17.

OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

NOTICE OF MOTION:—

1. MR. DALGLEISH to move, That there be laid upon the Table of this House, a Copy of all Correspondence between W. C. Wentworth, or his Representative, and the Secretary of Works, or any Officer of the Government, on the subject of reclaiming a large portion of land from below high-water mark in Darling Harbour, bounded by Druitt-street on the south; together with a Copy of all Correspondence and Reports from the Engineer for Harbours and Rivers, on the same subject.

T. A. MURRAY,  
*Speaker.*

No. 78.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

—

WEDNESDAY, 15 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
 Resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts:—Mr. Forster, as Chairman, brought up a Progress Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee to whom this subject was referred on the 26th November last, together with Appendix. Mr. Forster then moved, That the said Report and accompanying Proceedings, Evidence, and Appendix, be printed.  
 And a Debate arising,—  
 And an Honorable Member opposing the motion,—  
 The Speaker ruled as follows:—The Debate, as well as the motion itself, *as opposed*, is irregular; for, although a motion for printing the Proceedings of a Select Committee is usually received as a matter of form,—still, the practice is, that such Proceedings must be complete,—which is not the case in the present instance. It is quite open to the House to order the printing of such Proceedings, if it think fit; but, in this case, the motion for the printing is opposed, and the rule is that none but unopposed motions can be made without notice. It is open to the Mover to give notice for a future day. Besides, a Sessional Order of the Assembly gives precedence to Government Business on Wednesdays.  
 Mr. Morris then moved, That this House does not agree to the ruling of the Honorable the Speaker on the matter of printing a Report and Evidence of a Select Committee.  
 Debate ensued.  
 Mr. Morris' motion by leave withdrawn.
2. Paper:—Mr. Arnold laid upon the Table, Return to Order, in reference to Circular Wharf at Woolloomooloo Bay, made by this House, on motion of Mr. Lucas, on the 7th instant.
3. Appropriation Bill, 1861-2:—  
 (1.) Mr. Weekes moved, pursuant to notice, for leave to bring in a Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain sums to make good the Supplies granted for the Service of the year 1861-2. Question put and passed; Ordered, that the Mover and Seconder prepare and bring in the Bill.  
 (2.) Mr. Weekes having presented this Bill, Bill, intituled, "*A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales, certain Sums to make good the Supplies granted for the Service of the year 1861-2*",—read a first time, and ordered to be printed.  
 (3.) Bill, on motion of Mr. Weekes, read a second time.  
 Whereupon, on motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself a Committee of the Whole for the consideration of this Bill. The Chairman having reported the Bill without amendment, the House adopted the Report.  
 (4.) Bill then, on motion of Mr. Weekes, read a third time, and *passed*.  
 Mr. Weekes 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 1861-2*".  
 Question put and passed.  
 Whereupon Mr. Weekes moved, That this Bill be carried to the Legislative Council, with the following Message:—

MR.

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 1861-2,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,*

*Sydney, 15 January, 1862.*

Speaker.

Question put and passed.

4. Loan Bill, 1862:—

(1.) Mr. Weekes moved, pursuant to notice, for leave to bring in a Bill to enable the Government to raise a Loan for certain Public Works.

Question put and passed; Ordered, That the Mover and Seconder prepare and bring in the Bill.

(2.) Mr. Weekes having presented this Bill, intituled, "*A Bill to enable the Government to raise a Loan for certain Public Works and for other purposes,*" read a first time, and ordered to be printed.

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

Debate ensued.

Mr. Forster moved, That the Question be amended by the omission of the word "now," with a view to the addition, at the end, of the words "this day six months."

Debate continued.

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

The House divided.

Ayes, 45.

Mr. Cowper,	Mr. Mate,
Mr. Arnold,	Mr. Dickson,
Mr. Weekes,	Mr. Wilson,
Mr. Robertson,	Mr. Dangar,
Mr. C. Cowper,	Mr. Daniel,
junior,	Mr. Lackey,
Mr. Love,	Mr. Flett,
Mr. Holt,	Mr. Morrice,
Mr. Caldwell,	Mr. Markham,
Mr. Dalgleish,	Mr. Walker,
Mr. Sutherland,	Mr. Morris,
Mr. Lewis,	Mr. Wisdom,
Mr. Raper,	Mr. Buchanan,
Mr. Hart,	Mr. Alexander,
Mr. Cunneen,	Mr. Rotton,
Mr. J. T. Ryan,	Mr. Gordon,
Mr. Leary,	Mr. Irving,
Mr. Piddington,	Mr. Atkinson,
Mr. Shepherd,	Mr. Bell,
Mr. Laycock,	Mr. Sadleir,
Mr. Egan,	Mr. Stewart,
Mr. Terry,	Mr. Driver,
Mr. Dick,	Mr. T. Garrett,

Noes, 6.

Mr. Forster,	} Tellers.
Mr. Hbskins,	
Capt. Moriarty,	
Mr. Hay,	
Mr. Allen,	
Mr. Lucas,	

Original Question then put and passed;—

And Bill read a second time.

5. Resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts:—The Speaker, advertng to his ruling on the Point of Order in this matter (recorded in Entry No. 1 above), stated that, having had time to look further into the subject, he had now arrived at the conclusion, that the general Rule, as observed in the House of Commons, under which he had given his decision, was over-ridden, so far as Mr. Forster's motion was concerned, by the 29th Standing Order of the Assembly, which declares as follows:—"it shall always be in order, on the presentation of any document, except a Petition, for the Member presenting it to move, "without previous notice, that it be printed." He therefore took the earliest opportunity afforded him of correcting his decision, in order that the Honorable Member, whose motion had been declared irregular, might have the opportunity of repeating it, at once, if desirous of doing so.

But no motion being made in consequence of this explanation, the matter dropped.

6. Loan Bill, 1862:—

(1.) On motion of Mr. Weekes, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole, for the consideration of this Bill.

The Chairman having reported the Bill without amendment, the House adopted the Report.

(2.) Bill, then, on motion of Mr. Weekes, read a third time, and passed.

Mr. Weekes then moved, That the Title of this Bill be "*An Act to enable the Government to raise a Loan for certain Public Works, and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to enable the Government to raise a Loan for certain Public Works and for other purposes,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,*

*Sydney, 15 January, 1862.*

Speaker.

Question put and passed.

The House adjourned, on motion of Mr. Cowper, at three minutes before Twelve o'clock, until To-morrow, at Three o'clock.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, JANUARY 16.

## GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Queensland Debt Bill ; second reading.
2. Railways and Roads Acts Amendment Bill ; second reading.
3. Property Law and Trustees Relief Bill ; second reading.
4. Navigable Waters Protection Bill ; consideration in Committee of Legislative Council's Amendments.
5. Resumption of the adjourned Debate on the motion of Mr. Cowper, "That the Land Titles Declaration Bill be now read a second time."
6. Land Transfer and Registry Bill ; second reading.

## OTHER BUSINESS—NOTICES OF MOTION:—

1. MR. WILSON to move,—
  - (1.) That, in the opinion of this House, in order to carry out the repeatedly expressed wishes of this House with regard to the Gold Duty, such duty ought not to be levied after the 30th June, 1862.
  - (2.) That the above resolution be conveyed by Address to His Excellency the Governor.
2. MR. LUCAS to move, That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House.
3. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain.
4. MR. FORSTER to move, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.
5. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case:—
  - (1.) The names of all Government Officers who have received travelling expenses during the year 1861.
  - (2.) The number of days for which they have respectively received such expenses.
  - (3.) The amount per day paid.
  - (4.) The office each respectively fills.
  - (5.) The localities from and to which each has respectively travelled, and the distance between such localities.
6. DR. LANG to move, That the Petition presented by him, on the 28th November, from numerous merchants, traders, and other respectable inhabitants of Sydney, with a view to the increased development of the mineral resources of this Colony, be taken into consideration with a view to ascertain whether it is the desire of the House that Captain Mechosk should be authorized, as is prayed for in the said Petition, to make a prospecting tour, at the public expense, into the interior of this Colony.
7. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.
8. MR. T. GARRETT to move, That so much of the Standing Orders be suspended as will permit of the passing of the Bulli Coal Mining Company's Incorporation Bill through all its remaining stages this day.
9. MR. HOSKINS to move, That the Petition, presented by him on the 9th January, from certain mechanics and labourers of Sydney, relative to Immigration, be printed.
10. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
11. MR. WALKER to move, That the Petition presented by him on the 4th December from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
12. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
13. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
14. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
15. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
16. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.

17.

17. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
18. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
19. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
20. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
21. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
22. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
23. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
24. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
25. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
26. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
27. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Design for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
28. MR. DRIVER to move, That the Petition of John Cookerell, presented by him on the 22nd October last, be printed.
29. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

## ORDER OF THE DAY:—

1. Bulli Coal Mining Company's Incorporation Bill; third reading.

## Questions:—

1. MR. DRIVER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Why the amount due to Mr. Kidd by the Government for the erection of a Bridge over the Murray, at Albury, has not been paid?
  - (2.) When is it likely the amount will be paid?
  - (3.) Have the Government refused to pay the amount charged for extras; if so, why?
  - (4.) Why no reply has been forwarded to the letter of Mr. Kidd, of the 6th December last?
  - (5.) Will the Government consent to refer the claim of Mr. Kidd to arbitration?
2. MR. TERRY to ask THE SECRETARY FOR PUBLIC WORKS,—Whether Designs will be open to competition in the Colony for the erection of a Free Library?
3. MR. ROTTON to ask THE SECRETARY FOR PUBLIC WORKS,—Will the Plans and Sections and Books of Reference of the Line of Railroad from Penrith to Bathurst, referred to in the Engineer-in-Chief's Report, of the 31st July, 1861, ordered to be laid on the Table on the 26th November last, or so much thereof as relates to the extension of part of the said line authorized by this House, be laid on the Table before the close of the Session, and in time to enable the House to adopt the same?

FRIDAY, JANUARY 17.

## OTHER BUSINESS—ORDER OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.

## NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That there be laid upon the Table of this House, a Copy of all Correspondence between W. C. Wentworth, or his Representative, and the Secretary for Public Works, or any Officer of the Government, on the subject of reclaiming a large portion of land from below high-water mark in Darling Harbour, bounded by Druitt-street on the south; together with a Copy of all Correspondence and Reports from the Engineer for Harbours and Rivers, on the same subject.
2. MR. ROTTON to move, That the Report of, and Evidence taken before, the Select Committee upon the Resignation of Mr. Quodling, be printed.
3. MR. LUCAS to move, That the Paper laid upon the Table of this House, on the 15th January, with reference to the Circular Wharf at Woolloomooloo Bay, be printed.

T. A. MURRAY,

Speaker.

No. 79.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

THURSDAY, 16 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Papers:—Mr. Robertson laid upon the Table the undermentioned Papers:—  
(1.) Despatches from Messrs. Parkes and Dalley, Emigration Lecturers, dated respectively London, 12th, 18th, and 25th November, 1861 (with certain Enclosures.)  
(2.) Despatch dated London, 26th November, 1861, from Government Emigration Board.  
Ordered to be printed.
2. Robert Edgar Adams:—Mr. Dick presented a Petition from Robert Edgar Adams, of the City of Sydney, Commander of the barque "Shah Jehan," representing certain losses and inconveniences sustained by him in consequence of his having been charged with maliciously causing the death of five Lascars on a voyage from Mauritius to Sydney (of which charge he was acquitted), and praying relief.  
Petition received.
3. Paper:—Mr. Robertson laid upon the Table, Correspondence respecting Assisted Immigration, (Introduction of Immigrants under Regulations of 21 June, 1861.)  
Ordered to be printed.
4. Dr. F. Beer:—Captain Moriarty, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on the 22nd October last, to inquire into and report upon the Petition of Dr. F. Beer, together with Appendix.  
Ordered to be printed.
5. Queensland Debt Bill:—The Order of the Day for the second reading of this Bill, discharged from the Paper, on motion of Mr. Weekes.  
Bill, then, on motion of Mr. Weekes, discharged from the Paper.
6. Railways and Roads Acts Amendment Bill:—The Order of the Day for the second reading of this Bill, discharged from the Paper, on motion of Mr. Arnold.  
Bill, then, on motion of Mr. Arnold, discharged from the Paper.
7. Property Law and Trustees Relief Bill:—Mr. Cowper moved, "That" this Bill be now read a second time.  
Mr. Dick moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words, "the Order of the Day for the second reading of this Bill be discharged from the "Paper."  
Debate ensued.  
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.  
Question,—That the words proposed to be inserted, in the place of the words omitted, be so inserted,—put and passed.  
Question then,—That the Order of the Day for the second reading of this Bill be discharged from the Paper,—put and passed.  
Whereupon, Bill, on motion of Mr. Cowper, discharged from the Paper.
8. Navigable Waters Protection Bill:—Mr. Arnold moved "That" the Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole, for the consideration of the Legislative Council's Amendments in this Bill.  
Mr. Walker moved, That the question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the "Order of the Day for the consideration in Committee of the Legislative Council's "Amendments in this Bill be discharged from the Paper."  
Debate ensued.

Question,

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

Original Question then put and passed.

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

The Chairman reported that the Committee had disagreed from one and agreed to all other of the Amendments made by the Legislative Council in this Bill.

Whereupon Mr. Arnold moved, That the Report from the Committee of the Whole on the Amendments made by the Legislative Council in this Bill be now adopted by this House.

Question put and passed.

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

(1.) Law of Felo-de-se Amendment Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Law relating to verdicts of Felo-de-se,*" returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,

Sydney, 16th January, 1862.

W. C. WENTWORTH,

President.

(2.) Osborne Wallsend Coal Company's Incorporation Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to Incorporate the Osborne Wallsend Coal Company,*" returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,

Sydney, 16th January, 1862.

W. C. WENTWORTH,

President.

(3.) Police Regulation Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to consolidate and amend the Laws relating to the Police Force,*" with the Amendment indicated by the accompanying Schedule, in which Amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 16th January, 1862.

W. C. WENTWORTH,

President.

On motion of Mr. Cowper, the Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Amendment made by the Legislative Council in the Police Regulation Bill.

The Chairman reported, that the Committee had agreed to the Amendment made by the Legislative Council in this Bill.

Mr. Cowper then moved, that this House do now adopt the Amendment so agreed to.

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendment made by the Legislative Council in the Bill, intituled, "*An Act to consolidate and amend the Laws relating to the Police Force.*"

Legislative Assembly Chamber,

Sydney, 16 January, 1862.

Speaker.

Question put and passed.

10. The Adjourned Debate on the motion of Mr. Cowper, "*That the Land Titles Declaration Bill be now read a second time*,"—resumed.

Mr. Dick moved, That the Question be amended by the omission of all the words after the word *That*, with a view to the insertion in their place of the words,—"*the Order of the Day for the second reading of this Bill be discharged from the Paper.*" Debate ensued.

The Honorable Member for East Sydney, Mr. Forster, having characterized a certain ruling of the Speaker, on a question of Order arising in the Debate, in language excepted to by the Speaker,—the Speaker appealed to the House to uphold the dignity of the Chair.

Mr. Cowper moved, That the language of the Honorable Member for East Sydney, in calling the ruling of the Honorable the Speaker "*absurd,*" is unparliamentary and disorderly, and ought to be withdrawn.

And the Speaker calling upon the Honorable Member, Mr. Forster, to offer any explanation he might think fit, and then to withdraw,—

And the Honorable Member neither offering any explanation, nor withdrawing,—

Mr. Dalglish moved, That this House do now adjourn.

Debate ensued.

Question for the proposed adjournment, put and negatived.

Mr. Cowper then moved, That the Honorable Member for East Sydney, Mr. Forster, be ordered to withdraw.

Debate ensued.

After



After which, Mr. Forster, explaining in his place, withdrew the expression excepted to, and apologized for it.  
Whereupon, Mr. Cowper's two motions respecting this Point of Order, by leave withdrawn.

Debate on main Question resumed.

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

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

Question then,—That the Order of the Day for the second reading of this Bill be discharged from the Paper,—put and passed.

Whereupon Bill, on motion of Mr. Dick, discharged from the Paper.

11. Navigable Waters Protection Bill:—Mr. Cowper moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 27th December, 1861, requesting its concurrence in certain Amendments made by the Council in the "Navigable Waters Protection Bill,"—

Disagrees from the Amendment in page 1, clause 3, line 24;

Because the Penalties would apply to Tidal waters only, whereas it is intended to apply to some Rivers where no high-water mark exists.

And agrees to all the remaining Amendments.

*Legislative Assembly Chamber,  
Sydney, 16 January, 1862.*

Speaker.

Question put and passed.

12. *Question of Order*:—Mr. Dalgleish, drawing attention to the Petition from Robert Edgar Adams, presented this day by Mr. Dick, and received by the House (see Entry No. 2 above), and suggesting its rejection on account of its alleged indirect prayer for a grant of public money,—

Petition read at length by the Clerk, by direction of the Speaker,—

Whereupon, Mr. Dalgleish moved, That the Petition of Captain Adams, presented by the Honorable Member for Liverpool Plains, is irregular, and that the Order of the House for its reception be discharged.

Question put and negatived.

13. Land Transfer and Registry Bill:—The Order of the Day for the second reading of this Bill discharged from the Paper, on motion of Mr. Cowper.

Bill then, on motion of Mr. Cowper, discharged from the Paper.

14. Motion Withdrawn:—Mr. Wilson withdrew the motion standing in his name, No. 1 on the Notice Paper of Other Business for to-day.

15. Benevolent Asylum, Sydney:—Mr. Lucas moved, pursuant to notice, That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House.

Debate ensued.

Mr. Buchanan moved the Previous Question.

Debate continued.

And the House continuing to sit till after Midnight,—

FRIDAY, 17 JANUARY, 1862. A.M.

Mr. Dalgleish moved, That this Debate be now adjourned until a later hour this day.  
Question put and passed.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, JANUARY 17.

OTHER BUSINESS—ORDERS OF THE DAY:—

1. Drainage Promotion Bill; to be further considered in Committee.
2. Bulli Coal Mining Company's Incorporation Bill; third reading.
3. Resumption of the Adjourned Debate on the motion of Mr. Lucas, "That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House,"—upon which Mr. Buchanan had moved the Previous Question.

NOTICES OF MOTION:—

1. MR. DALGLEISH to move, That there be laid upon the Table of this House, a Copy of all Correspondence between W. C. Wentworth, or his Representative, and the Secretary for Public Works, or any Officer of the Government, on the subject of reclaiming a large portion of land from below high-water mark in Darling Harbour, bounded by Druitt-street on the south; together with a Copy of all Correspondence and Reports from the Engineer for Harbours and Rivers, on the same subject.

2. MR. ROTTON to move, That the Report of, and Evidence taken before, the Select Committee upon the Resignation of Mr. Quodling, be printed.
3. MR. LUCAS to move, That the Paper laid upon the Table of this House, on the 15th January, with reference to the Circular Wharf at Woolloomooloo Bay, be printed.
4. MR. DICK to move, That the Petition presented by him on the 16th January from Captain Adams of the barque "Shah Jehan," be printed.
5. MR. DALGLEISH to move, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain.
6. MR. FORSTER to move, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.
7. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case:—
  - (1.) The names of all Government Officers who have received travelling expenses during the year 1861.
  - (2.) The number of days for which they have respectively received such expenses.
  - (3.) The amount per day paid.
  - (4.) The office each respectively fills.
  - (5.) The localities from and to which each has respectively travelled, and the distance between such localities.
8. DR. LANG to move, That the Petition presented by him, on the 28th November, from numerous merchants, traders, and other respectable inhabitants of Sydney, with a view to the increased development of the mineral resources of this Colony, be taken into consideration with a view to ascertain whether it is the desire of the House that Captain Mechosk should be authorized, as is prayed for in the said Petition, to make a prospecting tour, at the public expense, into the interior of this Colony.
9. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.
10. MR. T. GARRETT to move, That so much of the Standing Orders be suspended as will permit of the passing of the Bulli Coal Mining Company's Incorporation Bill through all its remaining stages this day.
11. MR. HOSKINS to move, That the Petition, presented by him on the 9th January, from certain mechanics and labourers of Sydney, relative to Immigration, be printed.
12. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
13. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
14. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
15. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.
16. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
17. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
18. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
19. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No 11. Also, the names of the owners of such cattle, up to the 6th of December.
20. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
21. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
22. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
23. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
24. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
25. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.

26. MR. ROTTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
27. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
28. MR. HARPUR to move, That the Petition of James Miller, presented by him on the 4th December, be printed.
29. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
30. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
31. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

*Questions :—*

1. MR. DALGLEISH to ask THE SECRETARY FOR LANDS,—When it is his intention to place upon the Table of this House a copy of the correspondence between Mr. Keightley, the late Clerk of Petty Sessions and Land Agent at Tamworth, and the Government, in 1857 and 1858, respecting the sale of lands at Nundle and Tamworth to Robinson and Mc Pherson; together with all memoranda attached to such correspondence;—moved for by Mr. T. Garrett, and carried by this House, Tuesday, 29 January, 1861?
2. MR. SADLEIR to ask THE COLONIAL SECRETARY,—Has he received any communication from Port Macquarie respecting fitting up the Gaol and other public buildings there for a Juvenile Reformatory; a public meeting having been held there recently, in which it has been stated that the said buildings could be repaired for £1,000;—thereby saving a very large sum of money, and preventing the necessity of raising money by Loan?
3. MR. SADLEIR to ask THE COLONIAL SECRETARY,—What was the date of the leave of absence of Captain Browne, late Immigration Agent; and whether he had left the Colony before said date?
4. MR. DANGAR to ask THE COLONIAL SECRETARY,—
  - (1.) If he is aware of the objectional proceedings that occurred, about the 31st December last, at Singleton,—when certain of the Magistrates composing the Bench threatened to commit a brother Magistrate for contempt of Court?
  - (2.) Whether there will be any objection to inquire into this case and the glaring and frequent irregularities occurring at this Bench?
5. MR. DANGAR to ask THE SECRETARY FOR LANDS,—If an Office has been set apart for the Land Agent at Singleton, and whether any remonstrance has been made, by the Bench of Magistrates at Singleton, objecting to the Police Office being used for that purpose, especially on Court days?
6. MR. LUCAS to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Whether the Government have directed the Colonial Architect, or any other Public Officer, to take prompt and effectual measures for the abatement of an offensive and dangerous public nuisance which has been repeatedly notified during the last twelve months by the Municipal Officer of Health to arise from the escape of night-soil from the Gaol of Darlinghurst over the subjacent parts of the City?
  - (2.) If such directions have been given, why the nuisance above referred to still remains unremoved and undiminished?
7. MR. DALGLEISH to ask THE SECRETARY FOR PUBLIC WORKS,—When the return (of the cost and expenditure of Existing Railway Lines) ordered by this House, Tuesday, 26th November, 1861, will be laid upon the table of this House?
8. MR. DRIVER to ask THE SECRETARY FOR PUBLIC WORKS,—
  - (1.) Is it true that a stand or tent is to be erected in the Domain by the Government on the occasion of the visit of the All England Cricketers?
  - (2.) For whose accommodation is the same to be erected?
  - (3.) Is it intended to open the same for the use of the public or for Members of Parliament only?

T. A. MURRAY,  
*Speaker.*



No. 80.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

FRIDAY, 17 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Proposed Special Adjournment:—Mr. Cowper, with a view to the Prorogation of Parliament, offered to move, *without notice*, "That this House do, at its rising, adjourn until *half-past Twelve o'clock* on Monday next."  
But Mr. Piddington objecting;—the Speaker ruled that the motion could not be received—*Three o'clock* being the time fixed by Sessional Order for the meeting of the House on Mondays.
2. Papers:—Mr. Cowper laid upon the Table the undermentioned Papers:—  
(1.) Despatch, dated 9 November, 1861, from the Duke of Newcastle, relative to a Petition from the Inhabitants of Tenterfield and New England Districts, praying that no Separation of the Clarence and Richmond River Districts from the Colony of New South Wales may take place.  
(2.) Correspondence with Messrs. Hickey and Mort, respecting the purchase of Cotton Seed.  
Ordered to be printed.
3. Mrs. Anne Greene—Pleuro-Pneumonia:—Mr. Wilson presented a Petition from Mrs. Anne Greene, of Billabong, in the Colony of New South Wales, Widow, representing considerable loss and inconvenience sustained by her, as therein set forth, in consequence of her herds of Cattle in the District having been subjected to Quarantine, by the Inspector appointed under the Regulations respecting Pleuro-Pneumonia—and praying that justice may be done in the matter.  
Petition received.
4. System of Railway Locomotion proposed by Mr. E. Bell:—Mr. Wilson, as Chairman, brought up a Progress Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before the Select Committee, appointed on this subject on the 12th November last.  
Ordered to be printed.
5. Drainage Promotion Bill:—The Order of the Day for the further consideration in Committee of this Bill, discharged from the Paper, on motion of Mr. Buchanan.  
Bill, then, on motion of Mr. Buchanan, discharged from the Paper.
6. Bulli Coal Mining Company's Incorporation Bill, on motion of Mr. T. Garrett, read a third time, and *passed*.  
Mr. T. Garrett then moved, That the Title of this Bill be "*An Act to Incorporate the 'Bulli Coal Mining Company.'*"  
Question put and passed.  
Whereupon, Mr. T. Garrett moved, That this Bill be carried to the Legislative Council with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled, "*An Act to Incorporate the 'Bulli Coal Mining Company'*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of evidence taken before, the Select Committee thereon.

*Legislative Assembly Chamber,*  
*Sydney, 17 January, 1862.*

Speaker.

Question put and passed.

7. Benevolent Asylum, Sydney :—The adjourned Debate on the motion of Mr. Lucas, "That the Report of the Select Committee on the Benevolent Asylum, Sydney, brought up by him on the 7th January, be now adopted by this House,"—upon which Mr. Buchanan had moved the Previous Question,—resumed. Previous Question put,—That this Question be now put. The House divided.

Ayes, 28.

Mr. Robertson,	Mr. Piddington,
Mr. Weekes,	Mr. Hay,
Mr. Love,	Mr. Forster,
Mr. Alexander,	Capt. Moriarty,
Mr. Caldwell,	Mr. Hoskins,
Mr. Dalgleish,	Mr. Holroyd,
Mr. Stewart,	Mr. Dangar,
Mr. Lewis,	Mr. Wilson,
Mr. Driver,	Mr. Cunneen,
Mr. Sadleir,	Mr. Arnold,
Mr. Sutherland,	Mr. Morris,
Mr. Terry,	Mr. Laycock,
Mr. Macleay,	Mr. T. Garrett,
Mr. Mate,	Mr. Lucas,

Noes, 4.

Mr. Smart,	} Tellers.
Mr. Wisdom,	
Mr. Dickson,	
Mr. Buchanan,	

Original Question then put and passed.

8. Reclaiming of Land in Darling Harbour :—Mr. Dalgleish moved, pursuant to notice, That there be laid upon the Table of this House, a Copy of all Correspondence between W. C. Wentworth, or his Representative, and the Secretary for Public Works, or any Officer of the Government, on the subject of reclaiming a large portion of land from below high-water mark in Darling Harbour, bounded by Druitt-street on the south; together with a Copy of all Correspondence and Reports from the Engineer for Harbours and Rivers, on the same subject. Question put and passed.
9. Paper :—Mr. Arnold laid upon the Table, Correspondence respecting the application of W. C. Wentworth, Esq., to fill in the frontage to his property in Darling Harbour, between Sussex and Druitt Streets (*being the Return to the Order recorded in the preceding Entry, No. 8.*) Ordered to be printed.
10. Resignation of Mr. Quodling, late Inspector of Roads in the Northern Districts :—Mr. Piddington, on behalf of Mr. Rotton, moved, pursuant to notice, standing in the name of Mr. Rotton, That the Report of, and Evidence taken before, the Select Committee upon the Resignation of Mr. Quodling, be printed. Debate ensued. Question put and passed. Ordered to be printed.
11. Circular Wharf at Woolloomooloo Bay :—Mr. Lucas moved, pursuant to notice, That the Paper laid upon the Table of this House, on the 15th January, with reference to the Circular Wharf at Woolloomooloo Bay, be printed. Question put and passed. Ordered to be printed.
12. Robert Edgar Adams :—Mr. Forster, on behalf of Mr. Dick, moved, pursuant to notice standing in the name of Mr. Dick, That the Petition presented by Mr. Dick on the 16th January from Captain Adams, of the barque "Shah Jehan," be printed. Question put and passed. Ordered to be printed.
13. Exclusion of the Public from the Domain :—Mr. Dalgleish moved, pursuant to notice, That, in the opinion of this House, the fact of a Cricket Match, or other game, being played in the Domain, is not of sufficient importance to justify the exclusion of the Public from free access to the Domain. Debate ensued. Mr. Driver moved the Previous Question. Debate ensued. Motion made by Mr. Weekes, and Question put and passed,—That this Debate be now adjourned until a later period of the day.
14. Messages :—The Speaker reported the following Messages from the Legislative Council :—

(1.) Navigable Waters Protection Bill :—

MR. SPEAKER,

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 16th instant, disagreeing to the Amendment made by the Council in Clause 3, line 24, of the Navigable Waters Protection Bill, and agreeing to all the other Amendments in the said Bill, does not insist upon its said Amendment so disagreed to.

Legislative Council Chamber,  
Sydney, 17th January, 1862.

W. C. WENTWORTH,  
President.

(2.)

## (2.) Appropriation Bill, 1861-2 :—

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 1861-2,*" returns the same to the Legislative Assembly without Amendment.

The Council has refrained from exercising its right of amending this Bill by restoring the Salary of the President to its established amount, on the assurance only of the Government that, in the ensuing Session of Parliament, a Supplementary Vote will be proposed for the purpose, and that the Legislature will be invited to consider a Bill for placing the Salaries of the Officers and Servants of the Council upon a permanent and independent basis.

*Legislative Council Chamber,  
Sydney, 17th January, 1862.*

W. C. WENTWORTH,  
President.

15. Exclusion of the Public from the Domain :—The Debate on this subject (*See Entry 13 above*) resumed.

Previous Question,—That this Question be now put,—put and negatived.

Mr. Weekes moved, That this House do now adjourn until Three o'clock on Monday next.

Debate ensued.

Question put and passed.

Whereupon the Speaker left the Chair, and the House stood adjourned, at a quarter after Eleven o'clock, until Monday next, at Three o'clock.

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NOTICES OF MOTION.

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MONDAY, JANUARY 20.

OTHER BUSINESS—NOTICES OF MOTION :—

1. MR. WILSON to move, That the petition of Mrs. Anne Greene, presented by him on the 17th January, praying that justice be done her for losses sustained through the action of the Pleuro-Pneumonia Commissioners, be printed.
2. MR. FORSTER to move, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.
3. MR. LUCAS to move, That there be laid upon the Table of this House, a Return shewing and specifying in each case :—
  - (1.) The names of all Government Officers who have received travelling expenses during the year 1861.
  - (2.) The number of days for which they have respectively received such expenses.
  - (3.) The amount per day paid.
  - (4.) The office each respectively fills.
  - (5.) The localities from and to which each has respectively travelled, and the distance between such localities.
4. DR. LANG to move, That the Petition presented by him, on the 28th November, from numerous merchants, traders, and other respectable inhabitants of Sydney, with a view to the increased development of the mineral resources of this Colony, be taken into consideration with a view to ascertain whether it is the desire of the House that Captain Mechosk should be authorized, as is prayed for in the said Petition, to make a prospecting tour, at the public expense, into the interior of this Colony.
5. DR. LANG to move, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.
6. MR. T. GARRETT to move, That so much of the Standing Orders be suspended as will permit of the passing of the Bulli Coal Mining Company's Incorporation Bill through all its remaining stages this day.
7. MR. HOSKINS to move, That the Petition, presented by him on the 9th January, from certain mechanics and labourers of Sydney, relative to Immigration, be printed.
8. MR. BUCHANAN to move, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.
9. MR. WALKER to move, That the Petition presented by him on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.
10. MR. WILSON to move, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of all the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.
11. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.

12. MR. HOLROYD to move, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.
13. MR. HOLROYD to move, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.
14. MR. DALGLEISH to move,—
  - (1.) That the plan and specification of Steam Dredge, Shoalhaven, with the conditions imposed on the tenderers, be laid upon the Table of this House.
  - (2.) Also a copy of specifications and conditions of the second invitation for tenders to construct a Steam Dredge for Shoalhaven.
  - (3.) Also a copy of all Correspondence between the Engineer for Harbours and Rivers and every other person on the same subject.
15. MR. RAPER to move, That there be laid upon the Table of this House, a Return shewing the number of cattle destroyed by order of the Government, under the Act of Council, 24 Vic. No. 11. Also, the names of the owners of such cattle, up to the 6th of December.
16. MR. DRIVER to move, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.
17. MR. DRIVER to move, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.
18. MR. DRIVER to move, That the Petition presented by him on 26th November, from the Inhabitants of Evans' Plains, be printed.
19. MR. COWPER to move, That the Petition presented by him on the 29th November, from certain Teachers of Denominational Schools, be printed.
20. MR. COWPER to move, That the Petition, presented by him on the 5th December, from the Municipality of Hunter's Hill, in reference to the Field of Mars Common, be printed.
21. MR. COWPER to move, That the Petition, presented by him on the 5th December, from certain Commoners of the Field of Mars Common, be printed.
22. MR. RORTON to move, That the Petition from Orange, praying for Railway Extension to Bathurst, presented by him on the 26th November, be printed.
23. MR. DICK to move, That the Petition presented by him, on the 19th November, from James Killough, late a Constable in the Police at Gunnedah, praying redress for grievances, be printed.
24. MR. HARPUR to move; That the Petition of James Miller, presented by him on the 4th December, be printed.
25. MR. ALEXANDER to move, That an Address be presented to the Governor, praying that His Excellency will be pleased, as early as possible, to cause to be laid upon the Table of this House, Copies of all Proceedings of the Board of Commissioners appointed to decide upon the Designs for the new Houses of Parliament and Public Offices, and of all Papers and Documents connected therewith.
26. MR. DRIVER to move, That the Petition of John Cockerell, presented by him on the 22nd October last, be printed.
27. MR. BUCHANAN to move, That the Petition of Isabella Mary Kelly, presented by him on the 6th December, be printed.

*Questions :—*

1. MR. BUCHANAN to ask THE COLONIAL SECRETARY,—If the Government is aware that Isidore Maurice Blake, J.P. and Coroner, has been bound over to keep the peace, by the Yass Bench, for assaulting James John Brown,—and whether the Government mean to remove this gentleman from his position as Magistrate and Coroner?
2. MR. PIDDINGTON to ask THE COLONIAL SECRETARY,—
  - (1.) Is it true that the Attorney General has publicly stated that it is the intention of the Government to introduce a Bill next Session to secure the Salaries of the Officers of the Legislative Council by a statutory enactment?
  - (2.) Is it the intention of the Government to introduce such a Bill next Session?
3. MR. PIDDINGTON to ask THE SECRETARY FOR LANDS,—Have the Government yet come to any decision with reference to the disputes respecting the claim of the Hawkesbury Benevolent Society to the Mooki Run?

T. A. MURRAY,  
*Speaker.*



No. 81.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE ASSEMBLY.

MONDAY, 20 JANUARY, 1862.

1. The House met pursuant to adjournment; the Speaker took the Chair.  
Loan Bill, 1862 :—The Speaker reported the following Message from the Legislative Council :—  
MR. SPEAKER,  
The Legislative Council having this day agreed to the Bill, intituled, “ *An Act to enable the Government to raise a Loan for certain Public Works and for other purposes,*” returns the same to the Legislative Assembly without Amendment.  
*Legislative Council Chamber,* W. C. WENTWORTH,  
*Sydney, 17th January, 1862.* President.
2. Mrs. Anne Greene—Pleuro-Pneumonia :—Mr. Wilson moved, pursuant to notice, That the Petition of Mrs. Anne Greene, presented by him on the 17th January, praying that justice be done her for losses sustained through the action of the Pleuro-Pneumonia Commissioners, be printed.  
Question put and passed.  
Ordered to be printed.
3. Aboriginal Black Boys “ Archy ” and “ Tommy ” :—Mr. Forster moved, pursuant to notice, That the Petition of Alexander K. Collins, presented by him on the 9th January, be printed.  
Question put and passed.  
Ordered to be printed.
4. Travelling Expenses of Government Officers :—Mr. Lucas moved, pursuant to notice, That there be laid upon the Table of this House, a Return shewing and specifying in each case :—  
(1.) The names of all Government Officers who have received travelling expenses during the year 1861.  
(2.) The number of days for which they have respectively received such expenses.  
(3.) The amount per day paid.  
(4.) The office each respectively fills.  
(5.) The localities from and to which each has respectively travelled, and the distance between such localities.  
Question put and passed.
5. Paper :—Mr. Weekes laid upon the Table, Despatch dated 17 May, 1861, from the Duke of Newcastle, respecting Steam Postal Service, together with Contract for conveyance of Mails between Point de Galle and Australia.  
Ordered to be printed.
6. Distribution of Relief to Sufferers by last Flood at Windsor :—Mr. Driver, as Chairman, brought up the Report from, and laid upon the Table the Proceedings of, and Minutes of Evidence taken before, the Select Committee for whose inquiry and report this subject was referred on the 17th September last, together with Appendix.  
Ordered to be printed.
7. Motion withdrawn :—Dr. Lang withdrew the motion standing in his name, No. 4 on the Notice Paper for to-day.
8. Field of Mars Common :—Dr. Lang moved, pursuant to notice, That the Petition presented by him on the 8th January, from certain Citizens of Sydney, relative to the Field of Mars Common, be printed.  
Question put and passed.  
Ordered to be printed.

9. Bulli Coal Mining Company's Incorporation Bill :—The Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled, "*An Act to Incorporate the 'Bulli Coal Mining Company,'*" returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,  
Sydney, 20th January, 1862.

W. C. WENTWORTH,  
President.

10. Motion Dropped :—Mr. T. Garrett not making the motion standing in his name, No. 6 on the Notice Paper for to-day, it dropped.
11. Immigration :—Mr. Hoskins moved, pursuant to notice, That the Petition, presented by him on the 9th January, from certain mechanics and labourers of Sydney, relative to Immigration, be printed.  
Question put and passed.  
Ordered to be printed.
12. Reprieve of Shanahan :—Mr. Buchanan moved, pursuant to notice, That an Address be presented to the Governor, praying that His Excellency will cause to be laid upon the Table of this House, all communications to the Government, and Minutes of the Executive, having reference to the reprieve of Shanahan.  
Question put.  
The House divided.

Ayes, 10.

Mr. Driver,  
Mr. Sutherland,  
Mr. Piddington,  
Mr. Dalgleish,  
Mr. Haworth,  
Mr. Terry,  
Mr. Forster,  
Mr. Leary,  
Mr. Hoskins,  
Mr. Buchanan, } Tellers.

Noes, 31.

Mr. Cowper, Mr. T. Garrett,  
Mr. Weekes, Mr. Love,  
Mr. Robertson, Mr. J. T. Ryan,  
Mr. Holroyd, Mr. Bell,  
Mr. Wilson, Mr. Gray,  
Mr. Dick, Mr. Irving,  
Capt. Moriarty, Mr. Wisdom,  
Mr. Redman, Mr. Atkinson,  
Mr. Alexander, Mr. Caldwell,  
Mr. Sadleir, Mr. Flett,  
Mr. Cunncor, Mr. Markham,  
Mr. Smart, Mr. Holt,  
Mr. Shepherd, Dr. Lang,  
Mr. Morrice, Mr. Lucas, } Tellers.  
Mr. Stewart, Mr. Morris,  
Mr. Dangar,

13. Fines Charitable Application Bill :—Mr. Terry, on behalf of Mr. Walker, moved, pursuant to notice standing in the name of Mr. Walker, That the Petition presented by Mr. Walker on the 4th December, from the Committee of Management of the Hawkesbury Benevolent Society, be printed.  
Question put and passed.  
Ordered to be printed.
14. Mr. J. E. Liardet :—Mr. Wilson moved, pursuant to *amended* notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, a copy of the Correspondence which has taken place with the Government, relative to the dismissal, from the Public Service, of Mr. J. E. Liardet, late Clerk of Petty Sessions at Berrima.  
Question put and passed.
15. Sale of Liquors Licensing Bill :—  
(1.) Mr. Holroyd moved, pursuant to notice, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Mulgoa and Penrith, be printed.  
Question put and passed.  
Ordered to be printed.  
(2.) Mr. Holroyd moved, pursuant to notice, That the Petition relative to the Sale of Liquors Licensing Bill, presented by him, on the 13th December, from the Inhabitants of Sydney and neighbourhood, be printed.  
Question put and passed.  
Ordered to be printed.
16. Encouragement of Colonial Wines :—Mr. Holroyd moved, pursuant to notice, That the Petition relative to the encouragement of Colonial Wines, presented by him, on the 13th December, from the Inhabitants of Black Creek and Stanhope, be printed.  
Question put and passed.  
Ordered to be printed.
17. Motion withdrawn :—Mr. Dalgleish withdrew the motion standing in his name, No. 14 on the Notice Paper for to-day.
18. Motion dropped :—Mr. Raper not making the motion standing in his name, No. 15 on the Notice Paper for to-day, it dropped.
19. Improved Communication with the Interior :—  
(1.) Mr. Driver moved, pursuant to notice, That the Petition presented by him on the 26th November, from the Inhabitants of Blaney and King's Plains, be printed.  
Question put and passed.  
Ordered to be printed.

(2.) Mr. Driver moved, pursuant to notice, That the Petition from the Inhabitants of Guyong, Cornish Settlement, and surrounding Districts, presented by him on 26th November, be printed.

Question put and passed.

Ordered to be printed.

20. Black Rod:—The Usher of the Black Rod was admitted, and, having delivered a Message, “That it is the pleasure of the Governor that this Honorable House do forthwith attend His Excellency in the Legislative Council Chamber,” the House attended accordingly, and the Honorable the Speaker addressed His Excellency the Governor as follows:—

MAY IT PLEASE YOUR EXCELLENCY,—

The Legislative Assembly has voted the Supplies required to enable Her Majesty's Government to defray the Expenses of the Public Service. In the name of the Commons, I pray that 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 1861-2,*” and the Bill, intituled, “*An Act to enable the Government to raise a Loan for certain Public Works and for other purposes,*” may receive the Royal sanction.

21. Presentation of Bills:—The Honorable the Speaker then presented to His Excellency the two Bills specified in his Address (*recorded in the last preceding Entry*), and also a Bill, intituled, “*An Act to Incorporate the ‘Bulli Coal Mining Company.’*”
22. Assent to Bills:—His Excellency was then pleased to subscribe, and declare his Assent, in the name and on the behalf of Her Majesty, to the undermentioned Bills:—
- (1.) “An Act to amend the Richmond Bridge Company's Act of 1857.”
  - (2.) “An Act to amend the Law relating to the unlawful administering of Poison.”
  - (3.) “An Act to amend the Law of False Pretences.”
  - (4.) “An Act to consolidate and amend the Law relating to Licensed Publicans.”
  - (5.) “An Act to Incorporate the ‘Osborne Wallsend Coal Company.’”
  - (6.) “An Act to amend the Law relating to Verdicts of Felo-de-se.”
  - (7.) “An Act to consolidate and amend the Laws relating to the Police Force.”
  - (8.) “An Act for the better protection of Navigable Waters.”
  - (9.) “An Act to Incorporate the ‘Bulli Coal Mining Company.’”
  - (10.) “An Act to enable the Government to raise a Loan for certain Public Works and for other purposes.”
  - (11.) “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 1861-2.”
23. Reservation of Bill:—His Excellency then declared that he had reserved for the signification of Her Majesty's pleasure thereon, the undermentioned Bill:—
- “*An Act to authorize a Treaty respecting Customs Duties on Goods crossing the Queensland Boundary.*”
24. Prorogation Speech:—After which His Excellency was pleased to make to both Houses of Parliament the following Speech:—

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

1. In releasing you from further attendance in Parliament, I am happy to be able to congratulate you upon the successful result of your labours during this long and arduous Session.

2. Various measures of great importance have been completed, and several Acts have been passed calculated to develop the interests to which they have reference.

3. Prominent among the Acts passed during this Session, are those which relate to the Alienation and Occupation of Crown Lands—the Gold Fields—the Police Force—the Administration in Insolvency—and the Licensed Publicans.

4. By these enactments, questions of deep concern to the social and material advancement of the community—some of which have for years past agitated the public mind—have been determined.

5. The provision which you have made for the establishment of Juvenile Reformatories, for increasing the number of Primary Schools, and for other Educational objects, and for the improvement of our Lunatic Asylums, Gaols, and Penal Establishments, is proof of an enlightened and philanthropic spirit. The funds granted for these purposes shall be administered with an anxious desire to carry out the intentions with which they have been so wisely placed at the disposal of the Government.

6. The large sums which you have appropriated for the Extension of Railway and Telegraphic Communication shall be used with a strict regard to their economical expenditure.

7. I have had much pleasure in forwarding to the Duke of Newcastle the Address which you presented to me for transmission to His Grace, in reference to his Despatch respecting the separation of the Clarence and Richmond Districts from New South Wales, and I congratulate the Colony upon the determination which has been arrived at by the Imperial Government.

GENTLEMEN

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

8. I thank you for the Supplies which you have voted for the Public Service. It will afford you much gratification to learn that during the past year there has been a considerable increase, under every head of the Revenue, over the amount realized for the year 1860.

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

9. The funds which were so liberally placed by Parliament at the disposal of the Commissioners who undertook the duty of providing for the representation of New South Wales, at the Exhibition of the Industry of all Nations, to be held in London during the present year, have enabled them to accomplish the object entrusted to them. Their zealous exertions will, I sincerely hope, be rewarded by the high position in which the Colony will be placed from this additional proof of its numerous and valuable resources.

10. In bringing this Session to a close, I thankfully acknowledge the diligence and perseverance which you have shewn in the performance of the duties devolving upon you as Members of the Legislature. You are now returning to your homes, where many of you have extensive influence to exercise, and duties to perform of hardly less moment than the labours from which you are now released; and I entertain a confident assurance that, under the guidance of Divine Providence, that influence will be so used, and those duties so performed, as to promote a spirit of order and goodwill among all classes of the community.

11. I now prorogue this Parliament to Thursday, the twentieth day of February next.

T. A. MURRAY,  
*Speaker.*