

Votes

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 29 JUNE, 1909.

1. OPENING OF THE SESSION :—The House met at Twelve o'clock at Noon, pursuant to a Proclamation of His Excellency the Governor, bearing date the tenth day of June, 1909.

Mr. Speaker took the Chair.

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

“ NEW SOUTH WALES, } Proclamation by His Excellency The Right Honorable FREDERIC
“ TO WIT. } JOHN NAPIER, BARON CHELMSFORD, Knight Commander of the Most
“ (L.S.) } Distinguished Order of Saint Michael and Saint George, Governor of
“ CHELMSFORD, } the State of New South Wales and its Dependencies, in the
“ Governor. } Commonwealth of Australia.

“ WHEREAS the Parliament of New South Wales now stands prorogued to Tuesday, the fifteenth day of June instant : Now I, FREDERIC JOHN NAPIER, BARON CHELMSFORD, in pursuance of the power and authority in me vested as Governor of the said State, do hereby further prorogue the said Parliament to Tuesday, the twenty-ninth day of June instant : And I do hereby further announce and proclaim that the said Parliament shall assemble for the despatch of business on the aforesaid twenty-ninth day of June instant, at twelve o'clock at noon, in the buildings known as the Legislative Council Chambers, situate in Macquarie-street, in the City of Sydney : And the Members of the Legislative Council and Legislative Assembly, respectively, are hereby required to give their attendance at the said time and place accordingly.

“ Given under my Hand and Seal, at Sydney, this tenth day of June, in the year of our Lord one thousand nine hundred and nine, and in the ninth year of His Majesty's Reign.

“ By His Excellency's Command,

“ W. H. WOOD.

“ GOD SAVE THE KING !”

2. ASSENT TO BILLS :—Mr. Speaker reported that, during the recess, he had received the following Messages from His Excellency the Governor :—

(1.) Appropriation Bill :—

HARRY H. RAWSON,
Governor.

Message No. 1.

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 from the 1st day of July, 1908, to the 30th day of June, 1909, inclusive of both dates ; to adjust the vote 'Advance to Treasurer, Consolidated Revenue Fund, 1907-1908,' for supplementary charges during the period from 1st July, 1907, to 30th June, 1908, inclusive of both dates ; to cover payments 'Unauthorised in Suspense, Consolidated Revenue Fund' for urgent claims on account of Services of the years 1906-7 and 1907-8 ; to provide for Public Works and other Services out of the Public Works Fund ; and to provide for Services out of the Closer Settlement Fund ; and for purposes connected with and incidental to the above objects.* ”—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 His 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.

State Government House,
Sydney, 21st December, 1908.

29th June, 1909.

(2.) Loan Bill :—

HARRY H. RAWSON,
Governor.

Message No. 2.

A Bill, intituled "*An Act to authorise the raising of a Loan for Public Works and Services, and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 21st December, 1908.

(3.) Harris-street to Evans-street, Balmain, Electric Tramway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 3.

A Bill, intituled "*An Act to sanction the construction of an electric tramway from Harris-street, viâ Miller-street, Abattoir-road, Glebe Island Bridge, and Weston-street, to Evans-street, Balmain; and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 21st December, 1908.

(4.) The Spit to Manly Electric Tramway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 4.

A Bill, intituled "*An Act to sanction the construction of an electric tramway from The Spit to Manly; and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 21st December, 1908.

(5.) Cooma to Bombala, viâ Nimitybelle, Railway Bill :—

HARRY H. RAWSON,
Governor.

Message No. 5.

A Bill, intituled "*An Act to sanction the construction of a line of railway from Cooma to Bombala, viâ Nimitybelle; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 21st December, 1908.

(6.) Industrial Disputes Amendment Bill :—

HARRY H. RAWSON,
Governor.

Message No. 6.

A Bill, intituled "*An Act to amend the Industrial Disputes Act, 1908; and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 21st December, 1908.

(7.) Sydney Corporation (Amendment) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 7.

A Bill, intituled "*An Act to provide for the making and levying of rates on the unimproved capital value of land in the City of Sydney; for the suspension in the said City of certain Acts relating to land tax; to include the Municipality of Camperdown in the said City; to vest in the Council certain lands and certain public places and public institutions; to authorise the Council to establish and maintain milk depôts; for widening Elizabeth-street and Liverpool-street; for the payment of certain sums by the Council to the Treasury; to authorise the Council to resume certain lands and borrow certain moneys; to amend the Sydney Corporation Act, 1902, the Public Health Act, 1902, the Hyde, Cook, and Phillip Parks Act, 1904, and other Acts; and for purposes consequent thereon or incidental thereto*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 22nd December, 1908.

(8.)

29th June, 1909.

(8) Crown Lands (Amendment) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 8.

A Bill, intituled "*An Act to provide for the conversion of certain tenures under the Crown Lands Acts and under the Act 44 Vic. No. 19, into certain other tenures; to otherwise amend the Crown Lands Acts; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 24th December, 1908.

(9.) Local Government (Amending) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 9.

A Bill, intituled "*An Act to amend the Local Government Act, 1906; to amend the law relating to local government, and for that purpose to amend Acts relating to public health, water and sewerage and drainage, public watering places, public roads and public parks and cemeteries; to amend the Stage Carriages Act, 1899, and the Audit Act, 1902, and certain other Acts; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 24th December, 1908.

(10.) Pure Food Bill :—

HARRY H. RAWSON,
Governor.

Message No. 10.

A Bill, intituled "*An Act for securing the wholesomeness and purity of food and drugs, and fixing standards for the same; for preventing the sale or other disposition, or the use of articles dangerous or injurious to health; for the prevention of deception and fraud; to amend the Public Health Act, 1902; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 24th December, 1908.

(11.) Minimum Wage Bill :—

HARRY H. RAWSON,
Governor.

Message No. 11.

A Bill, intituled "*An Act to provide a minimum wage for certain persons; to make better provision in certain cases for the payment of overtime and tea-money; to amend the Factories and Shops Act, 1896; and for purposes consequent thereon and incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 24th December, 1908.

(12.) Sydney Bethel Union Extension Bill :—

HARRY H. RAWSON,
Governor.

Message No. 12.

A Bill, intituled "*An Act to extend the powers of the trustees of the Sydney Bethel Union in dealing with their land and buildings in George-street, Sydney, and to enable them to sell, lease, or mortgage the said land and buildings, and to purchase other land and erect other buildings for the benefit of seamen visiting the Port of Sydney; to provide for the appointment of new trustees of the Sydney Bethel Union; to provide for the vesting of the trust property without conveyance or assignment, and to enable the trustees to accept certain land in exchange for land which has been resumed by the Government of New South Wales; and for other purposes therein mentioned,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 24th December, 1908.

(13.)

29th June, 1909.

(13.) Roman Catholic Diocese of Lismore Church Lands Bill :—

HARRY H. RAWSON,
Governor.

Message No. 13.

A Bill, intituled "*An Act to validate and confirm certain grants of land to the trustees of the Roman Catholic Church at Lismore; to regulate the trusts of the Roman Catholic lands in the Diocese of Lismore, and to provide for the appointment and succession of trustees thereto; and to confer on such trustees powers to lease, mortgage, sell, and exchange the said lands,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

State Government House,
Sydney, 24th December, 1908.

(14.) Coal Mines Regulation (Amending) Bill :—

HARRY H. RAWSON,
Governor.

Message No. 14.

A Bill, intituled "*An Act to amend the Coal Mines Regulation Act, 1902; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 24th December, 1908.

(15.) Western Lands Act Amendment Bill :—

HARRY H. RAWSON,
Governor.

Message No. 15.

A Bill, intituled "*An Act to extend the term of office of the Commissioners of the Western Land Board of New South Wales,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 24th December, 1908.

(16.) Sydney Harbour Trust and Navigation Amendment Bill :—

HARRY H. RAWSON,
Governor.

Message No. 16.

A Bill, intituled "*An Act to amend the Sydney Harbour Trust Act, 1900, the Navigation Act, 1901, and the State Debt and Sinking Fund Act, 1904; and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 29th December, 1908.

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

" MR. SPEAKER,—

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

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

The House resumed pursuant to adjournment.—Mr. Speaker took the Chair.

4. APPOINTMENT OF THE RIGHT HONORABLE FREDERIC JOHN NAPIER, BARON CHELMSFORD, K.C.M.G., AS GOVERNOR OF THE STATE OF NEW SOUTH WALES :—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker :—

CHELMSFORD,
Governor.

Message No. 1.

The Right Honorable Frederic John Napier, Baron Chelmsford, Knight Commander of the Most Distinguished Order of Saint Michael and St. George, has the honor to inform the Legislative Assembly that His Majesty has been graciously pleased, by a Commission under His Royal Sign Manual and Signet, bearing date at St. James', the sixteenth day of March, 1909, to appoint him to be Governor in and over the State of New South Wales and its Dependencies, in the Commonwealth of Australia, and that, on the twenty-eighth day of May last, he assumed the Government of the State accordingly.

State Government House,
Sydney, 25th June, 1909.

Ordered, by Mr. Speaker, That the Message be taken into consideration To-morrow.

5.

5. PAPERS:—

Mr. Moore laid upon the Table,—

- (1.) Regulations Nos. 371 to 403, inclusive, and Regulation No. 149, and Forms Nos. 130 to 153, inclusive, under the Crown Lands (Amendment) Act, 1908; Amended Regulations Nos. 9, 11, 35, 44, 48, 49, 53, 74, 75, 76, 85, 87, 106, 121, 122, 125, 148, 157F, 210, 228, 282, 287, 303, 306, 309, 310, 311, 312, 313, 314, 314A, 315, and 356, and Amended Forms Nos. 3, 5, 9, 21, 25, 27, 66B, 75, 78, 95, 106, 108, 127, and 129, under the Crown Lands Acts; cancellation of Regulations Nos. 33, 81, 95, 109, 334, 363, and 369, and Forms Nos. 7, 22, 36, 50, 78A, 96, 111, 114, and 124, under the Crown Lands Acts.
- (2.) Amended Regulation No. 18, under the Crown Lands Acts.
- (3.) Amended Regulation No. 46A, under the Crown Lands Acts.
- (4.) Additional Regulation No. 32A, Amended Regulation No. 33, Amended Form No. 29, and Additional Forms Nos. 29A and 30A, under the Closer Settlement Acts.
- (5.) Amended Regulation No. 18, under the Crown Lands Acts.
- (6.) Amended Timber and Quarry Regulations Nos. 3, 18, 26, and 33, under the Crown Lands Acts.
- (7.) Amended Regulation No. 215, under the Crown Lands Acts.
- (8.) Amended Regulation No. 307, under the Crown Lands Acts.
- (9.) Additional Regulation No. 215A, and Additional Form No. 154, under the Crown Lands Acts.
- (10.) Amended Regulation No. 205, under the Crown Lands Acts.
- (11.) Cancellation of Regulation No. 351, under the Crown Lands Acts.
- (12.) Amended Regulation No. 75, under the Crown Lands Acts.
- (13.) Amended Form No. 92, under the Crown Lands Acts.
- (14.) Amended Rules Nos. 37, 39, and 46; cancellation of Rule No. 30, and renumbering of Rules Nos. 31 to 49, inclusive, as Nos. 30 to 48, inclusive, of the Land Appeal Court of New South Wales.
- (15.) Amended Regulation No. 46, and Amended Forms Nos. 19 and 25, under the Pastures Protection Acts.
- (16.) Additional Regulation No. 1A, and Amended Regulation No. 15, under the Closer Settlement Acts.
- (17.) Notice of intention to declare that Homestead Selection No. 1908-3, portions Nos. 84, 85, 86, and 87, parish of Tumbarumba, county of Selwyn, Land District of Tumbarumba, applied for by Ellen Hayes (Ellen Hayes Caplice), shall cease to be voidable.
- (18.) Notice of intention to declare that Conditional Lease No. 29,434, portion 39, parish of Romney, county of Clive, Land District of Tenterfield, applied for by Henry Bindon, shall cease to be voidable.
- (19.) Particulars of leases issued under the provisions of the Western Lands Act, 1901, from 23rd December, 1908, to the 9th June, 1909.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—

- (1.) Report of the Comptroller General of Prisons for 1908.
- (2.) Despatch from the Secretary of State for the Colonies, enclosing copy of an Order of His Majesty the King-in-Council, dated 21st April, 1909, respecting appeals from the Supreme Court of New South Wales to the King-in-Council.
- (3.) Report of Executive Committee of the New South Wales Public Disaster Relief Fund for 1908.
- (4.) Report of Royal Commission on Communication between Sydney and North Sydney; together with copy of Commission, Appendices, Evidence, and Plans.
- (5.) Regulation under the Prisoners' Detention Act, 1908.
- (6.) Amended Regulations Nos. 191, 226 to 295, and 419, under the Public Service Act, 1902.
- (7.) Returns under the several Acts of Parliament administered by the Registrar-General for 1908.
- (8.) Return (*in part*) to an Order made on 17th March, 1892,—“Convictions under the Licensing Act.”

Referred by Sessional Order to the Printing Committee.

Mr. Perry laid upon the Table,—

- (1.) Regulation No. 11, under the Vine and Vegetation Diseases Act, 1901.
- (2.) Cancellation of Regulations under the Vine and Vegetation Diseases (Fruit Pests) Act, 1906, and substituting Regulations in lieu thereof.
- (3.) Additional Regulation No. 12, under the Vine and Vegetation Diseases Act, 1901.
- (4.) Cancellation of Regulations under the Stock Diseases (Tick) Act, 1901, and substituting Regulations in lieu thereof.
- (5.) Regulations under the Stock Diseases (Tick) Act, 1901.
- (6.) Cancellation of Regulation No. 28, under the Stock Diseases (Tick) Act, 1901, and amended Regulation in lieu thereof.
- (7.) Additional Regulation No. 7A, under the Pastures Protection Act, 1902, and the Pastures Protection (Amendment) Act, 1906.
- (8.) Cancellation of Regulation No. 8, under the Pastures Protection Act, 1902, and amended Regulation No. 8A in lieu thereof.
- (9.) Additional Regulations under the Stock Act, 1901.
- (10.) Statement of Receipts and Expenditure of the Hay Irrigation Trust for 1908.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

- (1.) By-laws, regulating Water Supply of the Municipalities of Bourke, Berry, Kiama, Warren, Picton, Moree, Corowa, Cobar, Gunnedah, Nowra, and Ballina, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (2.) Amended By-laws of the Municipality of Bourke, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (3.)

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- (3.) Amended By-law of the Municipality of Goulburn, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (4.) Sewerage By-laws of the Municipality of Parramatta, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (5.) By-laws of the Trustees of the Nelson's Plains Drainage Trust, Oreel No. 2 Bore Water Trust, Oreel No. 1 Bore Water Trust, Brundee Swamp Drainage Trust, Bomuckledi Bore Water Trust, Millie Bore Water Trust, Black's Drain Swamp Drainage Trust, and Telleraga Bore Water Trust, under the Water and Drainage Act, 1902.
- (6.) By-laws of the Hunter District Water Supply and Sewerage Board, under the Hunter District Water and Sewerage Acts, 1892-1906.
- (7.) By laws of the Hunter District Water Supply and Sewerage Board, under the Hunter District Water and Sewerage Acts, 1892-1906.
- (8.) By-laws under the Metropolitan Water and Sewerage Act Extension Act of 1894.
- (9.) By-law, regulating Water Supply of the Municipality of Cobar, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (10.) By-laws of the Municipality of Lismore, under the Country Towns Water and Sewerage Acts, 1880-1905.
- (11.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of water to the town of Cootamundra.
- (12.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Belmore to Chapel-road Railway.
- (13.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Tocumwal Railway.
- (14.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of water to the town of Singleton.
- (15.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Para Bore No. 2.
- (16.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Mulgee to Duncdoe, *via* Canadian Lead, Railway, Part 1.
- (17.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Barren Jack Dam.
- (18.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Bellevue Hill Tramway.
- (19.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Nowley Bore.
- (20.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Bogan Gate to Bulbodney Railway, Part 3.
- (21.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Barren Jack Dam.
- (22.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of Sewerage Works for Newcastle and Suburbs.
- (23.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of water to the village of Murwillumbah.
- (24.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Barren Jack Dam.
- (25.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Maitland to South Grafton Railway.
- (26.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Barren Jack Dam.
- (27.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Barren Jack Dam.
- (28.) Notification of resumption of land, under the Public Works Act, 1900, for the erection of a Police Station at Neutral Bay.
- (29.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Wollongong Water Supply.
- (30.) Report of the Hunter District Water Supply and Sewerage Board for the year ended 30th June, 1908; together with Plans, &c.

Referred by Sessional Order to the Printing Committee.

6. *Pro forma* BILL—LAW OF EVIDENCE BILL :—Mr. Wade presented a Bill, intituled "*A Bill to amend the Law of Evidence*,"— and moved *pro forma*, That this Bill be now read a first time.
Question put and passed.
Bill read a first time.
7. THE GOVERNOR'S OPENING SPEECH :—Mr. Speaker reported that the House had this day attended the Governor in the Legislative Council Chamber when His Excellency was pleased to deliver an Opening Speech to both Houses of Parliament, of which, for greater accuracy, he had obtained a copy,—which he read to the House as follows :—

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

1. I desire to express the sincere pleasure it gives me to call you together, and welcome you to the discharge of your high and responsible duties.

2. I offer you my congratulations on the prosperity the State now enjoys, and on the prospect of a continuance of conditions calculated to make for the general welfare. Any fears that may have been entertained of a dry winter have, happily, been dispelled by bounteous and widely-

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widely-distributed falls of rain. It is gratifying to know that for almost all primary products satisfactory prices prevail; and an ever-increasing demand abroad creates a steady augmentation in the volume of exports. At the same time, it is reassuring to observe the growing strength and stability of our manufacturing industries, and the greater number of people to which these give employment.

3. The Royal Commission appointed to give advice as to the best means of connecting the northern with the southern shores of Sydney Harbour has sent in its report. The Royal Commission on City Improvement has also completed its work. These reports will be laid before Parliament for consideration.

4. During the recess the Premiers of the States met in conference in Hobart, primarily for the purpose of dealing with the financial relations between the Commonwealth and the States, and also for discussing other matters of common interest to the States. Resolutions were arrived at which, in due course, will be laid before you.

5. The choice by the Federal Parliament of Yass-Canberra as the territory wherein the Capital Site shall be established commands, it is believed, general approval in this State. Certain surveys have already been made, and other preliminary work undertaken, with the object of bringing about an early settlement of the Capital Site question in such a way as will, while meeting the general wishes of the States, also comply with the spirit of the Constitution.

6. A request has been received from the Government of the Commonwealth that the Parliament of New South Wales should join with the other States in delegating to the Commonwealth Parliament authority to intervene when the conditions of employment are such that one State is enabled to unfairly compete with another in the disposal of goods. My Ministers have taken steps to arrange a Conference of State Premiers at an early date, for the purpose of arriving at uniformity of action in respect of this proposal.

HONORABLE GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

7. It is a source of gratification to be able to refer to the sound and satisfactory condition of the public finances. While the growing demands of the railway and tramway undertakings, the necessary provision for water and sanitary services, the steadily increasing productiveness in our primary industries, and the material progress in almost all directions, have combined to make additional outlay imperative, the Treasury returns again show a surplus of revenue over expenditure. With regard more particularly to the railways and tramways, in connection with which large expenditure has been incurred for rolling stock, improvements, and extensions, these services continue to yield a fair margin of profit as a result of the year's operations.

8. The time is fast approaching when the financial relations of the Commonwealth and the States may be governed by conditions fundamentally different from those now existing. Whilst liberal allowance should be made for increased expenditure on the part of the Commonwealth, no scheme can be satisfactory which fails to recognise the ever-growing obligations of the States consequent upon internal development and the increase of population. At the recent Conference of State Premiers held at Hobart resolutions were unanimously agreed to which were framed in conformity with the above considerations. It is felt by my Ministers that these proposals are of so equitable a character as to justify the belief that they will receive most favourable treatment at the hands of the Commonwealth.

9. Estimates of expenditure for the ensuing year, framed with a strict regard to economy, and at the same time to the growing requirements of the State, are being prepared, and they will in due course be laid before you.

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

10. My Advisers continue to attach the highest importance to the subject of Closer Settlement. As a result of the active policy recently entered upon, whereby large areas of private land have been acquired and made available for settlement, many desirable settlers have been provided with holdings. In pursuance of this policy, you will be asked, early in the Session, to approve of further acquisitions of estates suitable for settlement. A Bill will also be submitted to amend the existing law, in order to bring about the subdivision of private lands adjacent to populous centres, under conditions that will ensure permanent settlement; to facilitate action and lessen the cost in connection with Crown acquisitions; and to lighten the burdens of settlers in the initial stages of their occupation. You will also be invited to pass a measure to effect certain necessary amendments in the law relating to Crown lands. Under the combined operations of the Closer Settlement and Crown Lands Acts it is hoped that all legitimate demands for land for residential settlement will speedily be met. It is further proposed to introduce a Bill for the purpose of securing to tenant farmers compensation for improvements effected by them.

11. Legislation will be proposed at an early date providing for the constitution of a Commission to exercise certain powers in connection with the administration of the Lands Department; and also for the reconstitution of the Western Land Board.

12. To the subject of Forestry special attention has also been given. The branch of the service dealing with this subject has been transferred from the Lands to the Agricultural Department. A Bill will be submitted to you to deal with the whole question of Forestry laws. This will include provisions for classification of the timber lands of the State, for the dedication of areas as permanent forests, for afforestation, and generally for regulating the timber trade in such a way as to safeguard the public interest and preserve the rights of those engaged in the industry.

13. The agricultural interests of the State are being actively aided by the further extension of Demonstration Farms and Experimental Plots. By this means it is anticipated that settlers will be helped to establish industries best suited to the varying conditions of soils and climate.

14. Closely associated with the development of the internal resources of the State is the subject of immigration. The initial work of advertising the advantages and attractions of New South

29th June, 1909.

South Wales is now bearing fruit ; and a steady stream of immigrants, who will make useful citizens, is being directed to these shores. It is intended in the immediate future to largely extend the operations of the Immigration Bureau with the view of introducing an increased number of immigrants.

15. The forward policy of public works which the Government has entered upon has been framed with a full appreciation of the necessity for meeting the expansion of State services consequent on the opening up and development of the country and the increase in population and primary production. In this connection, the demands arising out of proposals for railway and tramway extensions, water conservation, irrigation schemes, harbour improvements, and other great services will be met, due regard being given to the financial resources of the State.

16. My Advisers propose to make more liberal provision to meet the growing requirements of elementary, secondary, and technical education throughout the State. Facilities will be provided for securing to women a wider education in all matters appertaining to domestic science. It is intended to amend the Public Instruction Act so as to secure the regularity of attendance of children at primary schools. A Bill to alter the constitution of the Senate of the University of Sydney will also be submitted.

17. Experience has shown the necessity for further protecting the health of women engaged in factories by prohibiting, as far as practicable, their employment during night time. A Bill to amend the Factories Act with this object in view will be submitted for your approval. This measure will at the same time aim at effectually preventing Asiatics from unfairly competing with our own people by working beyond the hours permitted by law. Provision will also be made for improved conditions of sanitation in factories.

18. Among other measures to be submitted will be a Bill amending the law relating to Defamation ; also a Bill further dealing with the treatment of Inebriates. It is further in contemplation to place the law relating to Fire Brigades and Fisheries on a more satisfactory footing.

19. Additional measures to be introduced will include a Workers' Compensation Bill, Public Service Appeal Bill, Murrumbidgee Settlement Bill, Poisons Bill, Local Government Amendment Bill, and certain Bills amending the Mining Laws of the State.

20. I now leave you to the discharge of your Legislative duties with the earnest prayer that, under Divine guidance, your deliberations may tend to further promote the welfare and add to the happiness of all classes of the people.

Mr. Parkes moved, and Mr. Gilbert seconded the motion,—

(1.) That a Select Committee be appointed to prepare an Address in Reply to the Speech which His Excellency the Governor has addressed to both Houses of Parliament on opening this Session of the Parliament of the State of New South Wales.

(2.) That such Committee consist of Mr. Gilbert, Mr. Nobbs, Mr. John Miller, Mr. Morton, Colonel Ryrie, Mr. McCoy, Mr. Taylor, and the Mover.

Question put and passed.

The Committee retired to prepare the Address.

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

To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

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

2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, and that the necessary provision for the Public Service will be made in due course.

3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of the State.

Whereupon Mr. Parkes moved, and Mr. Gilbert seconded the motion, That the Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House.

Mr. McGowen moved, That the Address be amended by the insertion after paragraph 2 of the following words to stand as paragraph 3.

" And we further wish to inform Your Excellency,—

" (1.) That nothing short of a graduated Land Tax will adequately meet the needs of Closer Settlement, and until our lands are unlocked by this means, it is criminal to bring immigrants to this State to swell the ranks of the unemployed workers.

" (2.) That the Government's action in reference to the Chief Justiceship is deserving of the severest censure."

Question proposed,—That the words proposed to be inserted be so inserted.

Debate ensued.

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

Question put and passed.

Ordered, That the Debate be adjourned until To-morrow, and (*with the unanimous concurrence of the House*) take precedence of other Business.

8. ADJOURNMENT :—Mr. Wade moved, That this House do now adjourn until To-morrow, at Four o'clock.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 2.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 30 JUNE, 1909.

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

THE GOVERNOR'S OPENING SPEECH :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes; That the following Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House :—

*"To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight
"Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor
"of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.*

"MAY IT PLEASE YOUR EXCELLENCY,—

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

"2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, and that the necessary provision for the Public Service will be made in due course.

"3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of the State."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion, after paragraph 2, of the following words, to stand as paragraph 3 :—

"And we further wish to inform Your Excellency,—

"1. That nothing short of a graduated Land Tax will adequately meet the needs of Closer Settlement, and until our lands are unlocked by this means, it is criminal to bring immigrants to this State to swell the ranks of the unemployed workers.

"2. That the Government's action in reference to the Chief Justiceship is deserving of the severest censure."

And the Question being again proposed,—That the words proposed to be inserted be so inserted,—The House resumed the said adjourned Debate.

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

Question put and passed.

Ordered, That the Debate be adjourned until To-morrow, and (*with the unanimous concurrence of the House*) take precedence of other Business.

2. ADJOURNMENT :—Mr. Lee moved, That this House do now adjourn until To-morrow at Four o'clock. Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 1 JULY, 1909.

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

THE GOVERNOR'S OPENING SPEECH :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes, That the following Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House :—

*"To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight
Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor
of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.*

"MAY IT PLEASE YOUR EXCELLENCY,—

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

"2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, and that the necessary provision for the Public Service will be made in due course.

"3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of the State."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion, after paragraph 2, of the following words, to stand as paragraph 3 :—

"And we further wish to inform Your Excellency,—

"1. That nothing short of a graduated Land Tax will adequately meet the needs of Closer Settlement, and until our lands are unlocked by this means, it is criminal to bring immigrants to this State to swell the ranks of the unemployed workers.

"2. That the Government's action in reference to the Chief Justiceship is deserving of the severest censure."

And the Question being again proposed,—That the words proposed to be inserted be so inserted,—The House resumed the said adjourned Debate.

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

Question put and passed.

Ordered, That the Debate be adjourned until Tuesday next, and (*with the unanimous concurrence of the House*) take precedence of other Business.

2. ADJOURNMENT :—Mr. Waddell moved, That this House do now adjourn until Tuesday next, at Four o'clock.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 4.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 6 JULY, 1909.

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

PAPER:—Mr. Speaker laid upon the Table,—A letter from the Auditor-General, transmitting for presentation to the Legislative Assembly, under the directions contained in the 34th Section of the Audit Act, 1902, copies of Minutes of His Excellency the Governor and the Executive Council, authorising transfers of amounts from one head of Service to supplement a Vote for another Service, viz. :—

- (a) £22,350 from Vote, "Local Government," to the following Votes, viz. :—£10,000 to Vote, "Department of Lands—Contingencies"; £6,000 to Vote, "Stores Supply and Tender Board—Contingencies"; £4,000 to Vote, "Sydney Harbour Trust—Contingencies"; £760 to Vote, "To pay interest on uninvested Cash Balances at the credit of various Trust and other Accounts in temporary possession of the Government"; £90 to Vote, "To meet claims for refund of Pilotage, Harbour, and Light Dues in certain cases"; £400 to Vote, "Agent-General for New South Wales—Contingencies"; £500 to Vote, "Department of Agriculture—Contingencies"; £600 to Vote, "Commercial Agents—Contingencies."
- (b) £250 from Vote, "Incidental, Unforeseen, and Petty Expenses, Freight, Insurance, Extra Clerical Assistance, &c., and General Contingencies, Bureau of Microbiology," to Vote, "Stores Supply and Tender Board."
- (c) £1,000 from Vote, "Police," to Vote, "Stores Supply and Tender Board."
- (d) £1,500 from Vote, "Lunacy—Contingencies," to Vote, "Stores Supply and Tender Board."
- (e) £1,400 from Vote, "Police," to Vote, "Aborigines Protection Board."
- (f) £600 from Vote, "Police," to Vote, "Stores Supply and Tender Board."
- (g) £650 from the Public Works Revenue Schedules, 1908-9, to the Sub-vote, "Public Works," under the "Stores Supply and Tender Board."
- (h) £150 from Vote, "Intelligence Department—Contingencies," to Vote, "Premier's Office—Contingencies."
- (i) £184 from Vote, "Government Domain (Outer)—Contingencies," to Vote, "Botanic Gardens—Contingencies."
- (j) £300 from Vote, "Sheriffs—Contingencies," and £350 from Vote, "Coroners—Contingencies," to Vote, "Judges—Contingencies."
- (k) £2,500 from Vote, "Prisons—Contingencies," to Vote, "Petty Sessions—Contingencies."
- (l) £100 from Vote, "Refund of Fees paid for Licenses issued on Certificates granted by Magistrates," and £100 from Vote, "To provide for New Positions which may be created after Estimates have been passed by Parliament," to Vote, "Purchase of Law Books, &c.—Attorney-General and Justice—Miscellaneous Services."
- (m) £1,500 from Vote, "Prisons—Contingencies," to Vote, "Legal Expenses of all Departments of the State, &c."
- (n) £500 from Vote, "Prisons—Contingencies," to Vote, "Attorney-General and Justice—Contingencies."
- (o) £100 from Vote, "Prothonotary—Contingencies," to Vote, "Premier's Office—Contingencies."
- (p) £500 from Vote, "Sheriffs—Contingencies," to Vote, "Attorney-General and Justice—Miscellaneous Services—To meet the Legal Expenses of all Departments of the State, &c."
- (q) £100 from Vote, "Attorney-General and Justice—Miscellaneous Services—Refund of Fees paid for Licenses issued on Certificates granted by Magistrates," to Vote, "Master in Equity—Contingencies."

Referred by Sessional Order to the Printing Committee.

6th July, 1909.

2. THE GOVERNOR'S OPENING SPEECH :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes, That the following Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House :—

“ To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, *Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.*

“ MAY IT PLEASE YOUR EXCELLENCY,—

“ We, His Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of New South Wales, in Parliament assembled, desire to express our thanks for Your Excellency's Speech, and to assure you of our unfeigned attachment to His Most Gracious Majesty's Throne and Person:

“ 2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, and that the necessary provision for the Public Service will be made in due course.

“ 3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of the State.”

Upon which Mr. McGowen had moved, That the Address be amended by the insertion, after paragraph 2, of the following words, to stand as paragraph 3 :—

“ And we further wish to inform Your Excellency,—

“ 1. That nothing short of a graduated Land Tax will adequately meet the needs of Closer Settlement, and until our lands are unlocked by this means, it is criminal to bring immigrants to this State to swell the ranks of the unemployed workers.

“ 2. That the Government's action in reference to the Chief Justiceship is deserving of the severest censure.”

And the Question being again proposed,—That the words proposed to be inserted be so inserted,—The House resumed the said adjourned Debate.

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

Question put and passed.

Ordered, That the Debate be adjourned until To-morrow, and (*with the unanimous concurrence of the House*) take precedence of other Business.

3. ADJOURNMENT :—Mr. Lee moved, That this House do now adjourn until To-morrow, at Four o'clock.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 7 JULY, 1909.

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

PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Fisher Library, Sydney University*):—

Mr. Ball, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence and Plans, relating to the proposed completion of the Fisher Library, Sydney University.
Referred by Sessional Order to the Printing Committee.

2. THE GOVERNOR'S OPENING SPEECH:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes, That the following Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House:—

*"To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight
Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor
of the State of New South Wales and its Dependencies, in the Commonwealth of Australia."*

"MAY IT PLEASE YOUR EXCELLENCY,—

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

"2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, and that the necessary provision for the Public Service will be made in due course.

"3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of the State."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion, after paragraph 2, of the following words, to stand as paragraph 3:—

"And we further wish to inform Your Excellency,—

"1. That nothing short of a graduated Land Tax will adequately meet the needs of Closer Settlement, and until our lands are unlocked by this means, it is criminal to bring immigrants to this State to swell the ranks of the unemployed workers.

"2. That the Government's action in reference to the Chief Justiceship is deserving of the severest censure."

And the Question being again proposed,—That the words proposed to be inserted be so inserted,—The House resumed the said adjourned Debate.

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

Question put and passed.

Ordered, That the Debate be adjourned until to-morrow, and (*with the unanimous concurrence of the House*) take precedence of other Business.

3. ADJOURNMENT:—Mr. Wood moved, That this House do now adjourn until To-morrow, at Four o'clock.
Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 6.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 8 JULY, 1909.

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

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

(1.) Amended Regulation No. 159, and Amended Form No. 112, under the Crown Lands Acts.

(2.) Amended Regulation No. 18, and Additional Regulation No. 18A, under the Closer Settlement Acts.

Referred by Sessional Order to the Printing Committee.

2. THE GOVERNOR'S OPENING SPEECH:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes, That the following Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House:—

*"To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight
Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor
of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.*

"MAY IT PLEASE YOUR EXCELLENCY,—

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

"2. We beg to assure Your Excellency that our earnest consideration will be given to the
measures to be submitted to us, and that the necessary provision for the Public Service will be
made in due course.

"3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our
labours may be so directed as to advance the best interests of the State."

Upon which Mr. McGowen had moved, That the Address be amended by the insertion, after paragraph 2, of the following words, to stand as paragraph 3:—

"And we further wish to inform Your Excellency,—

"1. That nothing short of a graduated Land Tax will adequately meet the needs of Closer
Settlement, and until our lands are unlocked by this means, it is criminal to bring immigrants to
this State to swell the ranks of the unemployed workers.

"2. That the Government's action in reference to the Chief Justiceship is deserving of the
severest censure."

And the Question being again proposed,—That the words proposed to be inserted be so inserted,—The House resumed the said adjourned Debate.

And the House continuing to sit after Midnight,—

FRIDAY, 9 JULY, 1909, A.M.

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

Question put and passed.

Ordered, That the Debate be adjourned until Tuesday next, and (*with the unanimous concurrence of the House*) take precedence of other Business.

3. ADJOURNMENT:—Mr. Hogue moved, That this House do now adjourn until Tuesday next, at Four o'clock.

Question put and passed.

The House adjourned accordingly, at twenty-six minutes after Twelve o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 7.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 13 JULY, 1909.

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

COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirements of the Parliamentary Electorates and Elections Act, 1902, laid upon the Table his Warrant appointing the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

“ By the Honorable the Speaker of the Legislative Assembly of the State of New South Wales, in the Commonwealth of Australia.

“ PURSUANT to the power in that behalf vested in me, as Speaker of the Legislative Assembly of the State of New South Wales, in the Commonwealth of Australia, by the Parliamentary Electorates and Elections Act, 1902, I do hereby appoint—

“ Richard Thomas Ball, Esquire,

“ Matthew Charlton, junior, Esquire,

“ Daniel Levy, Esquire,

“ Robert Davidson, Esquire,

“ Donald Macdonell, Esquire,

Mark Fairles Morton, Esquire,

Frederick William Arthur Downes, Esquire,

John Rowland Dacey, Esquire, and

William Arthur Holman, 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 thirteenth day of July, in the year of our Lord one thousand nine hundred
“ and nine.

“ WILLIAM McCOURT,

“ Speaker.”

2. THE GOVERNOR'S OPENING SPEECH:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Parkes, That the following Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House:—

“ *To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight
“ Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor
“ of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.*

“ MAY IT PLEASE YOUR EXCELLENCY,—

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

“ 2. We beg to assure Your Excellency that our earnest consideration will be given to the measures to be submitted to us, and that the necessary provision for the Public Service will be made in due course.

“ 3. We join Your Excellency in the hope that, under the guidance of Divine Providence, our labours may be so directed as to advance the best interests of the State.”

Upon which Mr. McGowen had moved, That the Address be amended by the insertion, after paragraph 2, of the following words, to stand as paragraph 3:—

“ And we further wish to inform Your Excellency,—

“ 1. That nothing short of a graduated Land Tax will adequately meet the needs of Closer Settlement, and until our lands are unlocked by this means, it is criminal to bring immigrants to this State to swell the ranks of the unemployed workers.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th July, 1909.

" 2. That the Government's action in reference to the Chief Justiceship is deserving of the " severest censure."
And the Question being again proposed,—That the words proposed to be inserted be so inserted,—
The House resumed the said adjourned Debate.

And the House continuing to sit after Midnight,—

WEDNESDAY, 14 JULY, 1909, A.M.

Debate continued.

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

The House divided.

Ayes, 30.

Mr. Nielsen,	Mr. John Storey,
Mr. McGowen,	Mr. Horne,
Mr. Maedonell,	Mr. Mechan,
Mr. Lynch,	Mr. Gus. Miller.
Mr. McNeill,	<i>Tellers,</i>
Mr. Estell,	Mr. Treflé,
Mr. Peters,	Mr. G. A. Jones.
Mr. Dacey,	
Mr. Scobie,	
Mr. Meagher,	
Mr. Hollis,	
Mr. Kelly,	
Mr. McGarry,	
Mr. Edden,	
Mr. Arthur Griffith,	
Mr. Page,	
Mr. Grahame,	
Mr. Stuart-Robertson,	
Mr. Carmichael,	
Mr. Cann,	
Mr. Mercer,	
Mr. Charlton,	
Mr. Burgess,	
Mr. Dooley,	

Noes, 46.

Mr. Mahony,	Mr. McFarlane,
Mr. Hogue,	Mr. Broughton,
Mr. Levy,	Mr. Taylor,
Mr. Wood,	Mr. Davidson,
Mr. Nobbs,	Mr. Moxham,
Mr. Lee,	Mr. Hunt,
Mr. Perry,	Mr. Levien,
Mr. Wade,	Mr. Price,
Colonel Rylie,	Mr. Donaldson,
Mr. Lonsdale,	Mr. Parkes,
Mr. Ball,	Mr. John Miller,
Mr. Waddell,	Mr. Collins,
Mr. Oakes,	Mr. Henley,
Mr. Moore,	Mr. McLaurin,
Mr. Brown,	Mr. E. M. Clark,
Mr. Thomas,	Mr. Barton,
Mr. Robson,	Mr. McCoy,
Mr. Downes,	Mr. Gilbert,
Mr. Brinsley Hall,	Mr. W. Millard,
Mr. Cohen,	Mr. Briner.
Mr. J. C. L. Fitzpatrick,	<i>Tellers,</i>
Mr. Robert Jones,	Mr. Morton,
Colonel Onslow,	Mr. Gillies.
Mr. Latimer,	

And so it passed in the negative.

Original Question,—That the Address in Reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House,—put and passed.

Mr. Wade informed the House that he had ascertained it to be the pleasure of the Governor to receive their Address in Reply to his Excellency's Opening Speech on Thursday next, at half-past Four o'clock p.m., at the State Governor's Offices, Macquarie-street.

3. COMMITTEE OF SUPPLY:—Mr. Waddell moved, That this House will, on its next sitting day, resolve itself into the Committee of Supply.
Question put and passed.
4. COMMITTEE OF WAYS AND MEANS:—Mr. Waddell moved, That this House will, on its next sitting day, resolve itself into the Committee of Ways and Means.
Question put and passed.
5. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn until To-morrow, at Four o'clock.
Question put and passed.

The House adjourned accordingly, at three minutes before Ten o'clock, a.m., until Four o'clock, p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 8.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 14 JULY, 1909.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by the Ministers named, and read by Mr. Speaker:—

By Mr. Wade,—

- (1.) Inebriates (Amendment) Bill:—

CHELMSFORD,
Governor,

Message No. 2.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Inebriates Act, 1900; and for other purposes.

*State Government House,
Sydney, 13th July, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

- (2.) University and University Colleges (Amendment) Bill:—

CHELMSFORD,
Governor.

Message No. 3.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the University and University Colleges Act, 1900, and the University and University Colleges (Amendment) Act, 1902; and for other purposes.

*State Government House,
Sydney, 13th July, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

By Mr. Waddell,—

- (3.) Consolidated Revenue Fund and Public Works Fund Bill:—

CHELMSFORD,
Governor.

Message No. 4.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910; and out of the Public Works Fund; and for Services to be hereafter provided for by loan.

*State Government House,
Sydney, 13th July, 1909.*

Ordered to be referred to the Committee of Supply.

14th July, 1909.

2. RETIREMENT OF LAURENCE JOSEPH HARNETT, ESQUIRE, FROM THE POSITION OF SERJEANT-AT-ARMS:—
Mr. Speaker reported that he had received from the Premier a letter informing him that His Excellency the Governor, with the advice of the Executive Council, had approved of the retirement from the Public Service of Mr. Laurence Joseph Harnett, Serjeant-at-Arms, Legislative Assembly, to take effect from the 30th June, 1909.

The letter he had received from Mr. Harnett requesting to be retired, he then read to the House as follows:—

“ Elizabeth Cottage, Cronulla, 14th June, 1909.

“ Dear Mr. Speaker,—

“ It is with much regret that I write to inform you that, notwithstanding your kindness in granting me six months' leave of absence last Session, my health is so uncertain that I feel it quite impossible for me to take up my duties again in the House. I therefore respectfully request that I may be retired from the Public Service as from the 30th June instant.

“ In coming to this decision, I desire to tender to you, to the Chairman of Committees, and my fellow officers my most grateful thanks for the many acts of consideration and kindness that I have received from time to time; indeed I might extend my thanks to every Member of Parliament with whom, during my long service, I have come in contact.

“ I enclose a medical certificate from Dr. Lamrock, from which you will see that I have no option but to take this step.

“ I am, dear Sir,

“ Very sincerely yours,

“ (Signed) LAU. J. HARNETT,

“ Serjeant-at-Arms.”

[Enclosure.]

“ Deuaran, Kogarah.

“ I certify that I have been attending Mr. L. J. Harnett professionally for some considerable time. He is suffering from an affection of the heart, which renders it impossible for him to attend his Parliamentary duties, and I am of opinion that he will never again be able to take up such duties.

“ (Signed) James Lamrock, M.B., C.M.

“ 15/6/09.”

Mr. Speaker said: I wish to say a few words in reference to the letter I have just read. Mr. Harnett joined the Parliamentary Staff in 1860, and was appointed to the position of Serjeant-at-Arms on the 7th May, 1873, so that he has occupied that high office for about thirty-six years; and I feel sure that I shall be expressing the opinion of Honorable Members when I say that on all occasions he performed the duties of his office, which frequently required firmness, tact, and judgment, with courtesy, and so as to command the respect and esteem of all concerned. I desire also to place on record my appreciation of his services, and to express my deep regret at his retirement, especially in view of the causes which have rendered that step necessary. Mr. Harnett served under various Speakers from the time of Mr. (afterwards Sir) Terence Aubrey Murray, and I believe they all expressed high approval of the manner in which he performed his duties. I believe this approval is shared by the outside public, to whom, in the performance of his duties at Parliament House, he was ever considerate and obliging. I would, therefore, suggest that Mr. Harnett's letter, and my remarks concerning his retirement, might be placed on the permanent records of the House.

Whereupon Mr. Wade moved, That the letter from Laurence Joseph Harnett, Esquire, requesting his retirement from the position of Serjeant-at-Arms, as read by Mr. Speaker, and Mr. Speaker's remarks thereon, be entered in the Votes and Proceedings.

The motion having been seconded by Mr. McGowen,—

Question put and passed.

3. QUESTIONS:—

- (1.) Sewage Pipes, Hurstville Council:—Mr. Parkes asked the Secretary for Public Works,—

(1.) Is it a fact that the Health Department has compelled the Hurstville Council to take up the temporary pipes conducting sewage from the main street of Hurstville and the buildings thereon?

(2.) Is the result a serious menace to the public health in that district?

(3.) Will he instruct the Water and Sewerage Board, to at once construct the necessary sewer pipe to remove this menace?

Mr. Lee answered,—

(1.) I am advised that the Health Department has not taken action of the nature indicated.

(2.) It is stated that this is not the case.

(3.) The sewerage system of the Illawarra Suburbs is in progress as far as Carlton Railway Station, but the Water Supply and Sewerage Board report that it will be some considerable time before operations reach the vicinity of Hurstville Railway Station.

- (2.) Extension of Addison-road Electric Tram:—Mr. Parkes asked the Secretary for Public Works,—

(1.) What length of line would have to be constructed to extend the Addison-road tram along Canterbury-road to the junction with the Old Canterbury road?

(2.) What is estimated to be the probable cost of such tram extension?

Mr. Lee answered;—

(1.) 70 chains.

(2.) Estimated cost of double-track electric tramway, including junctions and crossings with existing lines, £13,207.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th July, 1909.

- (3.) Local Government :—Mr. J. C. L. Fitzpatrick asked the Secretary for Public Works,—
- (1.) How many Local Government Shires are there in the State?
 - (2.) How many Shire Councillors are there, and what was the total amount paid in fees to members of the respective Shires during the first year of their occupation of office?
- Mr. Lee answered,—
- (1.) There are 134 Shires.
 - (2.) During the year ended 31st December, 1907, the Presidents of 117 Shires received allowances amounting to £4,444; the Councillors of 126 Shires received travelling expenses amounting to £12,464. In that year there were 831 Councillors. (*Vide* "Statistical Register," 1909, Part IX.)
- (4.) Proposed Forestry Bill :—Mr. McFarlane asked the Minister for Agriculture,—Is it a fact as reported, that it is his intention to adopt generally the recommendations made by the Forestry Commissioners, in his proposed Bill dealing with forestry?
- Mr. Lee answered,—Many of the recommendations of the Commission will be found in the Bill.
- (5.) Lack of Sidings, Grafton-Casino Railway :—Mr. McFarlane asked the Colonial Treasurer,—
- (1.) Is it a fact that the settlers along the Grafton-Casino railway line are suffering much loss and inconvenience through there being no sidings provided at a number of important centres?
 - (2.) Is it a fact that the reason sidings are not provided is through there being no funds available?
 - (3.) Will he cause necessary funds to be provided so that the farmers can truck produce and timber at the various centres?
- Mr. Waddell answered,—Applications have been made for additional sidings along the Grafton-Casino Railway; but as the trucking facilities are equal to those provided on other lines, and as other works of a more important nature have to be undertaken, it is not considered that the circumstances warrant special provisions being made for this line.
- (6.) Prevention of Erosion of Banks of Coastal Rivers :—Mr. McFarlane asked the Secretary for Public Works,—Is it his intention to introduce a Bill this Session providing for a systematic scheme for the prevention of the erosion of the banks of the coastal rivers?
- Mr. Lee answered,—This question is receiving careful consideration, and at present I am unable to say whether a Bill will be submitted this Session.
- (7.) State Loans :—Mr. Carmichael asked the Colonial Treasurer,—
- (1.) When is the first payment of interest on subscriptions to the last loan to be made?
 - (2.) Was any extra discount allowed on payments made by the beginning of June; if so, what rate?
- Mr. Waddell answered,—
- (1.) Three months' interest is payable on 1st July, 1909.
 - (2.) Payment of instalments may be made in full on 4th June, 1909, or on any subsequent day under discount at the rate of 2 per cent. per annum.
- (8.) Prosecution of Messrs. Garton, for Breach of Fisheries Act :—Mr. Carmichael asked the Colonial Secretary,—Has an inquiry been held into the action of the Fisheries Department in regard to S. and E. Garton; and, if so, what decision was arrived at?
- Mr. Wood answered,—Inquiry has been made into the matter of Samuel and Edward Garton. It has not been decided to take further steps in the matter.
- (9.) Inspectors under Industrial Disputes and Minimum Wage Acts :—Mr. Carmichael asked the Premier,—How many inspectors have been appointed to carry out the duties of inspection under the Industrial Disputes Act and Minimum Wage Act, and were they already doing duty as inspectors under other Acts?
- Mr. Wade answered,—Seven under the Industrial Disputes Act, and nine under the Minimum Wage Act. These officers were also Inspectors under the Factories and Shops Act. By rearrangement of work, it is hoped that they can, without difficulty, attend to these new duties. An additional Inspector for the Metropolitan district is about to be appointed.
- (10.) Railway Station-masters and Postal Distribution :—Mr. Carmichael asked the Colonial Treasurer,—
- (1.) Is it a fact that many railway station-masters are employed managing the postal distribution in small country towns?
 - (2.) What remuneration is received by the Railway Department for this service, and what made to the men?
- Mr. Waddell answered,—
- (1.) Yes.
 - (2.) The amount received from the Postal Department varies from £5 to £155 per annum per station according to the extent of the business transacted, and the number of additional staff rendered necessary. In fixing the remuneration of officers, consideration is given to the whole duties, railway and postal, to be performed, and the salary fixed accordingly. Separate payments are not made. This is the most satisfactory arrangement for the purpose of ensuring proper discipline and control of the joint business.
- (11.) Police and Sunday Duty :—Mr. O'Sullivan asked the Colonial Secretary,—
- (1.) Has he arrived at a decision as to whether the policemen are to have a Sunday off in turn?
 - (2.) If so, will he state when the new arrangement is to begin?
 - (3.) If not, will he be prepared to discuss the matter on a motion for adjournment?

Mr.

14th July, 1909.

Mr. Wood answered,—It has been decided to extend the period of annual leave of absence to all police from twenty-one days to twenty-eight days. This will enable them to take one Sunday off per month, with an addition of sixteen days' leave, or the whole twenty-eight days at once if preferred.

(12.) Political Rights to State Employees:—Mr. Nielsen asked the Premier,—

(1.) Is he aware of the fact that the Fisher Government took the necessary action to give full political rights to all the employees of the Federal Government?

(2.) Will he bring in this Session an amendment of the law to accomplish a similar purpose for all State employees?

(3.) Will he also amend the Government Railways Act and the Acts controlling other Commissions and Boards, so that such Boards and Commissions will not be able to prevent their employees exercising similar political rights, and also to provide that facilities must be afforded to allow of their employees recording their votes?

Mr. Wade answered,—

(1.) This is not quite correct. The latest Commonwealth Regulations contain certain restrictions for the purpose of preserving discipline in the Service.

(2.) An Act of Parliament is not necessary to bring about the change indicated.

(3.) Although there is a difference in the language between the Federal and State Regulations, yet the general purpose is the same. The Regulations have always been construed liberally in this State, and I do not know of any case where a State officer has been prevented from exercising the same political rights as are now enjoyed by Commonwealth officers. All reasonable facilities will be afforded to enable State employees to record their votes.

(13.) Rabbit Pest:—Mr. O'Sullivan asked the Minister for Agriculture,—

(1.) Has an open letter been addressed to him on the question of the rabbit pest, by Mr. William Rodier?

(2.) If so, what steps does he propose to take with regard to it?

Mr. Lee answered,—

(1.) Yes.

(2.) It has been sent on for consideration.

(14.) Retiring Allowances to Dredge Service Employees:—Mr. O'Sullivan asked the Secretary for Public Works,—

(1.) Is it a fact that the High Court of Australia has decided that the dredge service employees are entitled to a month's pay on retirement?

(2.) Did he promise Mr. J. L. Fegan, Mr. W. Grahame, M.L.A., and the Hon. E. W. O'Sullivan, that the decision in the Heffernan case would rule all others?

(3.) Was he asked permission to cite a case for the Privy Council, *re* the decision of the High Court, and was the request refused?

(4.) If so, why does he not pay up, and give the men justice?

Mr. Wade answered,—

(1.) The High Court has not had before it any question as to the legal rights of employees in the Dredge Service. The decision of the Court was with regard to a postal official (John Heffernan) transferred to the Commonwealth. The Government will apply the judgment of the High Court in Heffernan's case to employees of the State also. Each individual case, however, will have to be decided, as it arises, upon an examination of the nature of the service of the retiring employee prior to the passing of the Public Service Act, 1895.

(2 and 3.) I am not aware of any such promise. In a statement laid upon the Table of this House last September, and ordered to be printed, and in my reply to Mr. Grahame's Question of the 9th of the same month, it was stated that the Government intended to appeal to the Privy Council against the High Court's judgment. The Privy Council has since refused to give leave for such appeal.

(4.) The High Court's decision does not affect the State Government's absolute discretion to allow a gratuity of less than one month's pay for each year of service as it thinks fit. The words of the Public Service Act are: "A gratuity not exceeding one month's pay for each year of service from the date of his permanent appointment."

(15.) Case of Mr. J. P. Kennedy, Fitter, Locomotive Department:—Mr. O'Sullivan asked the Colonial Treasurer,—

(1.) Did Mr. James P. Kennedy join the Railway Service in 1902, and serve an apprenticeship of five years at fitting in the Locomotive Department?

(2.) When he completed his term in 1907, was he employed for one year and five months at the full rate for fitter at 10s. per day, and did he give every satisfaction, and was he recommended for a permanent position?

(3.) Was he then sent to pass the eyesight test, and was he dismissed for defective vision in one eye?

(4.) Has he since consulted Dr. Odillo Maher, the eye specialist, and did he report that the sight of Kennedy's left eye had been defective from birth, and was so when he entered the service?

(5.) Under these circumstances will he ask the Commissioner to give Kennedy another chance for the eyesight test?

Mr. Waddell answered,—

(1.) Yes.

(2.) Yes.

(3.) Yes; but failed. Certificate of Railway Medical Officer shows left eye 6-36, but as the standard required for mechanics is 6-12, he could not be placed on the permanent staff, and his services, therefore, ceased.

(4.) I am not aware.

(5.) No objection, if application is made.

(16.)

14th July, 1909.

- (16.) Detective Department :—Mr. O'Sullivan asked the Colonial Secretary,—
- (1.) Is it an official order that communications addressed to the Detective Department are to be held secret and confidential?
 - (2.) Are such communications so addressed to the Detective Department ever allowed out of the Inspector-General's Department to be shown to persons not associated or connected with the Detective Department?
 - (3.) Will he ascertain by what means a private and confidential communication addressed to the Detective Department by Mr. Edward Shaw was taken from the Detective Department and shown to private people not connected with the Department?
 - (4.) Is it a fact that such action resulted in very heavy loss to Mr. Edward Shaw through an action taken against him for £400?
 - (5.) Is it a fact that when this letter was handed to a judge he remarked that he was not aware that such letters were allowed out of the Department?

Mr. Wood answered,—The Inspector-General of Police informs me,—

- (1.) Yes, unless circumstances demand otherwise.
 - (2.) No, unless there are special reasons for so doing.
 - (3.) The private and confidential communication referred to was an anonymous letter, and even then the contents were not disclosed until the Papers were produced at Court upon subpoena.
 - (4.) From the Law Report it appears that a verdict was given for the defendant (Mr. Shaw).
 - (5.) I am not aware of this.
- (17.) Lambton Public School :—Mr. Edden asked the Minister of Public Instruction,—Have any steps been taken to remedy the defects at the Lambton Public School?
- Mr. Hogue answered,—I have authorised the carrying out of the necessary improvements. Directions have been given to expedite the matter.
- (18.) Electrification of Newcastle Tramways :—Mr. Edden asked the Colonial Treasurer,—Is it the intention of the Railway Commissioners to proceed with the electrification of the tramways of Newcastle and Suburbs; if so, when?
- Mr. Waddell answered,—It is the intention to electrify the Tramways of Newcastle and Suburbs when funds can be provided.

- (19.) Government Loans to Farmers :—Mr. Dacey asked the Colonial Secretary,—Why was not the Commonwealth Bureau of Census and Statistics furnished with complete and up-to-date information about Government loans to farmers?

Mr. Waddell answered,—The Commissioners of the Government Savings Bank inform me that they have no record of any such information as that referred to by the Honorable Member having ever been called for by the Commonwealth Bureau of Census and Statistics. They add, however, that quite recently the Bureau asked for a copy of the Bank's Annual Report and Balance-sheet for the year ended 31st December, 1908, and were informed that a copy would be supplied as soon as the Report had been laid upon the Table of this House.

- (20.) Land affected by Murrumbidgee Irrigation Scheme :—Mr. Estell, for Mr. Scobie, asked the Secretary for Public Works,—
- (1.) Will the survey of the route to be followed by the main northern and branch canals for the development of the Murrumbidgee Irrigation Scheme, when such canals are constructed and fenced, have the effect of cutting off from access to water, now available, considerable areas of cultivation and grazing lands, and will this depreciate their value and render such lands practically useless to present owners?
 - (2.) Will the Government arrange for the immediate resumption of lands likely to be thus affected, before commencing such works of construction and fencing?

Mr. Lee answered,—

- (1.) No.
 - (2.) Not deemed necessary.
- (21.) State and Federal Electoral Systems :—Mr. Nielsen asked the Premier,—
- (1.) Was a conference held recently between the State and Federal Electoral Officers?
 - (2.) If so, has anything been done to bring the State and Federal systems into conformity?
 - (3.) Will he take the necessary steps to provide that the same rolls may be used for both State and Federal elections?
 - (4.) Will he amend the law this Session to make the qualification for State and Federal franchise the same, and also to provide similar facilities for voting to those now in existence in the Federal law?
- Mr. Wade answered,—
- (1.) A conference was held in June, 1908, between the Commonwealth Electoral Officer and the Chief Clerk of the Chief Secretary's Department, which administers the Electoral Acts.
 - (2.) The matter has been fully considered.
 - (3.) This is not at present practicable.
 - (4.) It is not proposed to amend the Electoral Law this Session.

- (22.) Railway Rolling-stock :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer.—Will he give this House the following information :—Number of locomotives under order; also the number of sheep and cattle waggons under order, coal hoppers under order, wheat and other freight trucks under order, ballast waggons ordered, and passenger carriages ordered?

Mr. Waddell answered,—This information should be moved for in the form of a return.

(23.)

14th July, 1909.

(23.) Information *re* Respective Merits of Tunnels and Bridges :—*Mr. G. A. Jones*, for *Mr. E. M. Clark*, asked the Premier,—

(1.) Did the Government instruct *Mr. C. N. J. Oliver*, late Chief Commissioner for Railways, when in London last year, to obtain information unfavourable to bridges and favourable to tunnels?

(2.) Did *Mr. Oliver* arrange with *Sir George Gibb*, Chairman of the London Underground Railway, to supply *Mr. Joseph Davis* with special information bearing upon tunnels?

(3.) Has *Mr. Davis* furnished the Government with a report and scheme for underground railways and tunnel connection with the North Shore?

(4.) Did the Royal Commission adopt *Mr. Davis's* scheme?

(5.) What has been the total cost of—(a) *Mr. Davis* and *Mr. Oliver's* inquiries in London; (b) the Royal Commission in Sydney?

Mr. Wade answered,—

(1.) No such instruction was issued. *Mr. Oliver*, who was in England at the time of his appointment to the Royal Commission, was invited to obtain the latest information regarding the construction of bridges, tunnels, and tubes, but the time at his disposal was too limited to permit of his acting under this request. He had, however, previously acquired much information on the subject of tunnel and bridge developments.

(2.) I am informed, no; but that he suggested that *Mr. Davis* should see *Mr. J. R. Chapman*, Chief Engineer under *Sir George Gibb*.

(3.) Yes.

(4.) No.

(5.) (a) *Mr. Oliver's* inquiries, nil; *Mr. Davis's* inquiries, about £87; (b) £2,705 18s. 7d.

(24.) Construction of Sewerage Works, Newcastle and Suburbs :—*Mr. Grahame* asked the Secretary for Public Works,—

(1.) Upon what date was the construction of the sewerage works for Newcastle and Suburbs commenced?

(2.) What completed sections of such works have so far been transferred to the Hunter District Water Supply and Sewerage Board, and upon what date were such transfers made?

(3.) What is the approximate date for completion of portions of above works for which contracts have been let?

(4.) What is the approximate date of completion of the whole scheme?

(5.) What work has yet to be carried out to complete the scheme?

(6.) Is interest upon the expenditure during construction and up to the date of transfer of the completed sections to the Hunter District Water Supply and Sewerage Board added to the capital cost of the works so transferred?

(7.) If so, what interest charges have been so added in respect of the sections already transferred to the Hunter District Water Supply and Sewerage Board?

Mr. Lee answered,—

(1.) The construction of the outlet sewer was commenced in 1903.

(2.) The following works were transferred to the Board on 17th July, 1907, viz. :—The Outfall Sewer, the Pacific-street Branch Sewer, the Gasworks and Dawson-street Branch Sewers, the Merewether Sub-main, the Reticulation Sewerage of the City. On 16th June, 1909, the ventilation works in connection with the First Division of the Reticulation was handed over.

(3.) The following Contracts have been let and are in progress, viz. :—

Contract No.		Contract time expires.
801.	Waratah Main Sewer, First Section ...	5th August, 1910.
802.	First Division Wickham, and Second Division City Reticulation ...	9th July, 1909.
819.	No. 1 Pumping Station ...	10th December, 1910.
797.	Machinery for No. 2 Pumping Station ...	16th July, 1909.

(4.) December, 1911.

(5.) In addition to completion of Contracts enumerated in reply to Question 3, the following sub-mains have to be constructed, viz. :—Part of Waratah Sub-main, Adamstown Sub-main. The following Municipalities will require reticulation, viz. :—Waratah, Adamstown, part of Wickham, and part of Hamilton.

(6 and 7.) No interest is added; the actual cost of the work only is charged against the capital cost of the works.

(25.) Saturday Half-holiday Commission :—*Mr. John Miller* asked the Colonial Secretary,—

(1.) Has a Royal Commission been appointed to inquire into the question of the Saturday half holiday for Sydney and Suburbs and Newcastle only?

(2.) Will he extend the scope of that Commission to other large towns?

(3.) Will he extend the scope of that Commission to the whole State?

Mr. Wade answered,—

(1.) Yes.

(2 and 3.) This will largely depend upon the nature of the report issued by the Royal Commission now inquiring into the metropolitan area and Newcastle.

(26.) Hour of starting Newcastle Train :—*Mr. O'Sullivan* asked the Colonial Treasurer,—

(1.) Has an application been made to alter the hour of starting the Newcastle train, from 9.5 a.m. to 6.30 a.m.?

(2.) Is it a fact that such an alteration would seriously interfere with the business people of Newcastle, and that they do not approve of the alteration?

Mr. Waddell answered,—Application has not been made to alter the starting time of the Newcastle train from 9.5 a.m. to 6.30 a.m.; but an additional earlier train has been asked for, which has not, so far, been considered necessary. (27.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th July, 1909.

(27.) Government Architect's Department:—Mr. O'Sullivan asked the Secretary for Public Works,—

- (1.) Has his attention been drawn to an article in *Building* relative to alleged corruption in the Government Architect's Department?
- (2.) In connection therewith, on whose authority, and why, in the drawing up of the specification for the private houses on the "Rocks" area, were Australasian-made window balances prohibited?
- (3.) Is it a fact that the foreign-made fittings installed proved worthless, and that the Australian-made article, originally objected to, were substituted?
- (4.) What was the cost of this mistake?
- (5.) Is it a fact that the tender submitted by an Australian manufacturer for the tiles for part of the Prince Alfred Hospital was the lowest; if so, why was it not accepted?
- (6.) Is it a fact that the higher tenderer, whose price was accepted, used the lowest tenderer's material?
- (7.) Who was responsible for the original rejection of the Australian-made article, and what was the amount thereby lost to the public?
- (8.) Why were the glazed firebricks to be used in the George-street North Fire Station specified to be only of British manufacture?
- (9.) Has it been proved that Australian manufacturers are making as good firebricks, if not better?
- (10.) Have any officers connected with his Department, under the control of the Government Architect, been fined or disgraced by the Public Service Board for malpractices; and, if so, are they at present in responsible positions in the Department?
- (11.) Will he appoint a Royal Commission to inquire into the working of the Government Architect's Department?

Mr. Lee answered,—

- (1.) Yes, on the 6th instant.
- (2.) The specification—with the view of economy—provided for patent sash balances as follows:—For sashes weighing up to 13 lb., 5s. per set of four; for sashes weighing from 13 to 20 lb., 6s. 6d. per set of four. No qualification as to Australasian or any other make was inserted in the specification.
- (3.) The fittings selected under the above were of American manufacture, but after twenty months' use by the occupants of the tenements they proved to be unequal to the daily wear and tear, and the Austral window balance, at a cost of 10s. per set, exclusive of fixing and painting, was recommended and approved.
- (4.) The substitution for the thirty-two houses cost £5 18s. 7½d. per house, or £189 16s. If the Austral window balance had been adopted in the first instance, the contract amount would have been increased by £1 3s. 11d. per house, or £38 5s.
- (5.) The tenders of the Australian Tessellated Tile Company of Victoria, and Mr. J. McKenzie, importer, of Sydney, were equal and the lowest. Neither sample, however, in the judgment of the officer reporting, matched the colouring of the original tiling.
- (6.) I am assured that the tiles selected were used, but whether any of the individual colours of the pattern submitted by the successful tenderer were obtained from the other tenderers is not within the knowledge of the Branch.
- (7.) The Minister (Mr. E. W. O'Sullivan) approved of the acceptance of the higher tender on the recommendation of the Government Architect and his officers. I am not aware of any loss occasioned in this matter.
- (8.) The specification for the addition to the George-street North Fire Station was based upon that for the original building erected eighteen years ago, and contains provision for glazed English bricks. Owing to the structural difficulty, it is now proposed to abandon the use of glazed bricks—substituting glazed tiles. In either case, the Branch would by preference use an equally good Sydney production, on submission by the contractor.
- (9.) There is no reason why Australian manufactured bricks should not be highly satisfactory, but the early experiments are not so. It is understood that these bricks are manufactured at Mitchan, Victoria, the cost delivered in Sydney being 50 per cent. higher than imported from Leeds, and the bricks are unsuitable for cutting.
- (10.) During the last twelve years four officers in responsible positions have been punished by censure, fine, or reduction in salary for negligence or incompetence in the performance of their official duties, and are still in the Service.
- (11.) Inquiry was instituted forthwith, and a searching investigation will be made.

(28.) Perpetual Trustee Company (Limited):—Mr. Arthur Griffith asked the Attorney-General and Minister of Justice,—

- (1.) Is it a fact that the Perpetual Trustee Company (Limited) is a trading corporation?
- (2.) Is it a fact that the Act constituting the Company provides for the payment into the Treasury of unclaimed trust moneys?
- (3.) Has any such money ever been paid into the Treasury?
- (4.) Did this Company at any time refuse to allow an officer from the Audit Department to inspect its books, for the purpose of ascertaining what amount, if any, of such moneys are held by the Company?
- (5.) Is it a fact that a Bill was drafted, at the instance of his predecessor, and printed for submission to Parliament, for the purpose of compelling this Company to submit its books for inspection by a public officer?
- (6.) If so, why was such Bill not submitted to Parliament?
- (7.) In view of the fact that the clients of this and kindred companies are mostly the widowed and the fatherless, will the Government undertake to introduce, during the present Session, legislation to make provision for the administration of trust estates by a Public Department?

Mr.

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Mr. Wade answered,—

- (1.) I am informed not, and that by its articles the Company is specially debarred from trading. The powers conferred by Parliament upon the Company are contained in the Perpetual Trustee Company (Limited) Act, assented to 29th June, 1888.
- (2 and 3.) Yes.
- (4.) No.
- (5 and 6.) I have no knowledge of any such Bill.
- (7.) The general question of legislation has been under consideration.

(29.) Pilots employed in Torres Straits:—*Mr. G. A. Jones*, for *Mr. E. M. Clark*, asked the Colonial Secretary,—

- (1.) Has his attention been drawn to the frequency of the grounding of vessels in Torres Straits while in charge of pilots, and can he say what are the alleged causes?
- (2.) Is it a fact that some of the pilots have been reported for drunkenness, and that some ship captains have refused to entrust their vessels to such pilots?
- (3.) Is there a record of five and six different ships ashore in Torres Straits by pilots who are still allowed to retain their certificates?
- (4.) Is it a fact that the Brisbane authorities, operating through a local pilots' clique, usurp the whole control of the northern pilots, even though their vessels travel outside Queensland waters, namely, in Sydney, Newcastle, &c.?
- (5.) Will he see that, as these Queensland pilot certificates assume a right to control ships in Sydney and Newcastle harbours, pilot certificates are issued to qualified men by the New South Wales navigation authorities?
- (6.) Will he assert the authority of New South Wales to the right of control of shipping in Sydney and Newcastle with regard to the issue of pilots' certificates affecting such vessels inward or outward bound?

Mr. Waddell answered,—

- (1, 2, 3, and 4.) The control and management of the Torres Straits pilots are in the hands of the Brisbane Marine Board, and are matters quite outside the jurisdiction of the Government of this State.
- (5 and 6.) Certificates of exemption from pilotage issued by the Brisbane Marine Board apply only to Queensland ports, and cannot be used for any port in New South Wales. Moreover, no attempt has ever been made to so use them. It would be impossible for a Torres Straits pilot to act as pilot on board any vessel, at either Sydney or Newcastle, as the Navigation Act provides that no person other than the master of a vessel whose name appears on her certificate of registry is competent to use a certificate of exemption from pilotage issued in this State.

(30.) Exemption of Chief Commissioner from Railway Engineers' Award:—*Mr. Nobbs* asked the Colonial Treasurer,—

- (1.) Has he considered the request placed before him by a deputation that waited upon him on 30th March last, representing the Amalgamated Society of Engineers, in connection with the Engineering Award and Common Rule and the exemption granted to the Chief Commissioner for Railways?
- (2.) If so, what decision has been arrived at with respect to the matter with a view of bringing the Chief Commissioner into line with outside and competing establishments?

Mr. Waddell answered,—

- (1.) Yes.
- (2.) The matter was referred to the Attorney-General, who is of opinion that the exemption does not affect the question of the wages. In view of such opinion, steps will be taken to pay to the employees affected the arrears of wages since 17th March last, the date upon which the exemption from the award took effect.

(31.) Woolla Woolla Public School:—*Mr. Price* asked the Minister of Public Instruction,—

- (1.) Has his attention been directed to the dilapidated condition of the Woolla Woolla School?
- (2.) Is it a fact that the building is being destroyed with white ants?
- (3.) What is being done towards providing for a new school at this place?

Mr. Hogue answered,—

- (1.) Yes.
- (2.) The building, an old one, has been attacked by white ants, but is not dangerous.
- (3.) The matter will receive consideration.

(32.) Hospital Patients, Little Bay, employed by Contractors:—*Mr. O'Sullivan* asked the Secretary for Public Works,—

- (1.) Is it a fact that a contractor, in connection with the Government Architect's Department, on a work at the Little Bay Hospital, is allowed to employ patients of that hospital?
- (2.) If so, what rate of pay is the contractor paying to these patients?

Mr. Lee answered,—I am not aware that this is the case, but I will have inquiry made, and will furnish a reply to the Honorable Member's Questions as soon as possible. There are at present six contractors carrying out works at the institution in question.

(33.) Leave of Absence to Police:—*Mr. Dacey* asked the Colonial Secretary,—

- (1.) Is it a fact that the Inspector-General of Police informed the Press that the twenty-eight days leave of absence per annum allowed to the New South Wales Police Force is the most liberal in the world?
- (2.) Is it a fact that the London Force has, for many years, had one day's leave a fortnight and from ten to twenty-one days, according to rank, in addition, making a total of thirty-six to forty-seven days per annum?

(3.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(3.) Is it a fact that a Committee of the House of Commons, specially appointed to inquire into the matter, recently recommended that every member of the Force should have one day's rest in seven, and that the authorities have decided to carry out this recommendation?

(4.) Will he ascertain if the Inspector-General of Police was aware of these facts when he made the statement to the Press?

(5.) Will he facilitate the appointment of a Committee of this House to inquire into the question of leave of absence to members of the Force?

Mr. Wood answered,—

(1, 2, 3, and 4.) The Inspector-General of Police has informed me that he has stated that the New South Wales Police Force is the most liberally treated force in the world as regards pay, allowances, pension rights and leave of absence. Sick leave is granted on full pay, in many instances for months at a time, and each member of the service now gets twenty-eight days annually on full pay, and that according to the "Instruction Book for the guidance of the London Metropolitan Police," the London Metropolitan Police are granted leave as follows:—Chief and local inspectors, 21 days annually; divisional inspectors and inspectors, 19 and 17 days, respectively; sub-inspectors, station sergeants and divisional clerks, 15 days; sergeants, 13 days; and constables, 10 days.

(5.) I see no good purpose to be served by the appointment of such Committee. I may say to the Honorable Member and those interested in the police that if I am to give any further consideration to the police I prefer increasing their pay to giving them additional leave.

(34.) Public School, Werris Creek:—Mr. Levien asked the Minister of Public Instruction,—

(1.) Have communications and recommendations been received by him from the Progress Committee at Werris Creek with reference to erecting a new public school in a convenient part of that town?

(2.) If so, is it his intention to have the building erected, and when will tenders be called for same?

Mr. Hogue answered,—

(1.) Communications were received.

(2.) Steps are being taken to acquire a site. The question of building will be decided when that of site has been settled.

(35.) Police Station, Werris Creek:—Mr. Levien asked the Colonial Secretary,—

(1.) Has a site been decided upon for a new police station and quarters at Werris Creek?

(2.) If so, when will tenders be called for the erection of these buildings?

Mr. Wood answered,—

(1.) A site has recently been acquired for the purpose.

(2.) This is a matter for the consideration of the Department of Public Works.

(36.) Consolidation of the Statutes:—Mr. Levy asked the Premier,—Will he consider the advisableness of introducing and passing into law the following Bills drafted by the Royal Commission on the Consolidation of the Statutes:—(a) The Statute of Limitations Bill, passed by the Legislative Council in December, 1902; (b) the Statute Law Revision Bill (No. 2), passed by the Legislative Council in November, 1903?

Mr. Wade answered,—Yes.

(37.) Proposed Public Trustee:—Mr. Levy asked the Premier,—Will he consider the advisableness of introducing legislation to create the office of Public Trustee on similar lines to those which are now in vogue in England and New Zealand?

Mr. Wade answered,—The Honorable Member's attention is invited to reply just given by me to a Question asked by the Honorable Member for Sturt on this subject.

(38.) Public Schools at George's Plains, Newbridge, and Edith:—Mr. Beeby asked the Minister of Public Instruction,—

(1.) Is it a fact that tenders have been called for the erection of a new public school building at George's Plains; if so, when is it proposed to proceed with the work?

(2.) Is it a fact that tenders were called for alterations to the public school at Newbridge, and that the successful tenderer's deposit was subsequently returned to him with an intimation that the Department had no funds to go on with the work; if so, when is it proposed to make the necessary alterations?

(3.) Is it a fact that the school accommodation at Edith is totally inadequate, and has he considered a petition forwarded by local residents for additions to the school?

(4.) Is it proposed to enlarge the school; if so, when is it likely that the work will be commenced?

Mr. Hogue answered,—

(1.) A tender has been accepted for the work in question.

(2.) Tenders were called. The deposit of the lowest tenderer has not been returned. I will shortly consider the acceptance of a tender.

(3 and 4.) The circumstances do not seem to warrant expenditure in enlarging the school at present, but a further report will be obtained.

4. PAPERS:—

Mr. Lee laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Four Post Bore.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—

(1.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes under the Crown Lands Act of 1884.

(2.) Abstract of Sites for Cities, Towns, and Villages, under the Crown Lands Act of 1884.

(3.) Abstract of Alterations of Designs of Cities, Towns, and Villages under the Crown Lands Act of 1884.

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- (4.) Abstract of Crown Lands authorized to be dedicated to Public Purposes, under the Crown Lands Act of 1884.
 - (5.) Abstract of Crown Lands intended to be dedicated to Public Purposes, under the Crown Lands Act of 1884.
 - (6.) Return of Leases granted under the provisions of Section 18, Crown Lands Act Amendment Act, 1903.
 - (7.) Notice of intention to declare that Original Conditional Purchase No. 1908-2, and Conditional Lease No. 1908-3, portion 2, parish of Coree, county of Cowley, Land District of Yass, applied for by William Thomas Gracc, shall cease to be voidable.
 - (8.) Notification of resumption of land, under the Public Works Act, 1900, for establishing a Public Park at Bega.
 - (9.) Notification of resumption of land, under the Public Works Act, 1900, for establishing a Public Park at Bradley's Head.
 - (10.) Notification of resumption of land, under the Public Works Act, 1900, for establishing a Public Cemetery at Gloucester.
 - (11.) Notification of resumption of land, under the Public Works Act, 1900, for establishing a Public Park at Cambewarra Mountain.
- Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—

- (1.) Amended Regulation, under the District Courts (Amendment) Act, 1905.
 - (2.) Twenty-eighth General Report of the Parliamentary Standing Committee on Public Works.
- Referred by Sessional Order to the Printing Committee.
- (3.) Correspondence and Reports respecting the Yass-Canberra proposed Federal Territory.
- Ordered to be printed.

Mr. Wood laid upon the Table,—

- (1.) Commission appointing The Right Honorable Lord Chelmsford, K.C.M.G., to be Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.
 - (2.) Regulations under the Metropolitan Traffic Act, 1900.
 - (3.) By-laws regulating common lodging-houses of the Municipality of Wagga Wagga, under the Public Health Act, 1900.
 - (4.) Regulations respecting the sanitary area of Boggabri, under the Public Health Act, 1900.
 - (5.) Regulations under the Pure Food Act, 1908.
 - (6.) Minute of the Public Service Board respecting special sick leave of absence to Mr. P. S. Oakes, clerk, office of the Inspector-General of Police.
 - (7.) Minute of the Public Service Board respecting leave of absence to Mr. H. A. Pyne, Government Asylums for the Infirm.
 - (8.) Amended rule and list of directors under the Destitute Children's Society Act, 1901.
 - (9.) Statement showing liabilities and assets of Banks and Public Companies for quarters ended 31st December, 1908, and 31st March, 1909.
 - (10.) Report of the Fire Brigades Board, Sydney, for 1908.
 - (11.) Report of the Police Department for 1908.
 - (12.) Report of the Aborigines Protection Board for 1908.
 - (13.) Proclamation declaring Village Lands, village of Hill End, to be Private Lands within the meaning of the Mining Act, 1906.
 - (14.) Proclamation declaring Village Lands, village of Canbelego, to be Crown Lands within the meaning of the Mining Act, 1906.
 - (15.) Report of the Miners' Accident Relief Board for 1908.
 - (16.) Regulation under the Miners' Accident Relief Act, 1900.
 - (17.) Report of the Department of Mines for 1908.
- Referred by Sessional Order to the Printing Committee.

Mr. Waddell laid upon the Table,—

- (1.) Report of the Proceedings of the Pharmacy Board for 1908.
- (2.) Report of the Chief Commissioner for Railways and Tramways for quarter ended 31st December, 1908.
- (3.) Report of the Chief Commissioner for Railways and Tramways for quarter ended 31st March, 1909.
- (4.) Statement of Trust Moneys Deposit Account, from 1st April, 1908, to 31st March, 1909.
- (5.) Abstract of the Balance sheet of the Savings Bank of New South Wales on 31st December, 1908.
- (6.) Additional Regulation No. 16a, under the Government Savings Bank Act, 1906.
- (7.) Regulations Nos. 100 to 109, inclusive, under the Navigation Act, 1901.
- (8.) Regulations Nos. 243, 244, and 245, under the Sydney Harbour Trust Act, 1900.
- (9.) Regulation No. 247, under the Sydney Harbour Trust Act, 1900.
- (10.) Notification of appropriation and resumption of land, under the Public Works Act, 1900, for extending the Railway Station Yard at Werris Creek.
- (11.) Notification of appropriation of land, under the Public Works Act, 1900, for Railway Station Officers' Residences at Pothana.
- (12.) Notification of appropriation and resumption of land, under the Public Works Act, 1900, for Trucking Yards at Gunnedah.
- (13.) Notification of appropriation and resumption of land, under the Public Works Act, 1900, for deviation of the Great Western Railway Zig-zag, Section B.
- (14.) Notification of resumption of land, under the Public Works Act, 1900, for improving the Traffic Arrangements on the Hornsby-Milsons Point Railway at Waitara.

(15.)

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- (15.) Notification of resumption of land, under the Public Works Act, 1900, for improving the Tramway at Maitland.
- (16.) Notification of appropriation and resumption of land, under the Public Works Act, 1900, for extension of the Railway Siding Accommodation at Murray terrace, Bullock Island.
- (17.) Notification of appropriation and resumption of land, under the Public Works Act, 1900, for duplicating the Great Northern Railway, between Boronia and Hawkesbury River.
- (18.) Notification of resumption of land, under the Public Works Act, 1900, for erection of Tramway Signal Box, at High street, West Maitland.
- (19.) Notification of resumption of land, under the Public Works Act, 1900, for improving the working of the George and Pitt street Tramways.
- (20.) Minute of the Colonial Treasurer respecting the adjustment of the Vote "Advance to "Treasurer," 1908-1909.
- (21.) Proclamation amending Regulation No. 2 of the Regulations in the Eighth Schedule to the Navigation Act, 1901.
- (22.) Regulation No. 250, under the Sydney Harbour Trust Act, 1900.
Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—

- (1.) Report of the Minister of Public Instruction for 1908.
- (2.) Notification of resumption of land, under the Public Works Act, 1900, for public school purposes, at Philip, Wheatacre, Arroy, Tuntable Creek, Bringle, Wimbledon, and Myall Creek.
- (3.) Report of the Trustees of the Public Library of New South Wales for the year 1908.
- (4.) Report of the Trustees of the Sydney Grammar School for 1908.
- (5.) Report of the Trustees of the National Art Gallery for 1908.
- (6.) Substituted Regulation No. 97, under the Public Instruction Act, 1880.
- (7.) Amended Regulations Nos. 20, 21, 22, 23, 25, 30, 31, and 32, under the Public Instruction Act, 1880.
- (8.) Amended By-laws and Regulations of the University of Sydney, under the University and University Colleges Act, 1900.
- (9.) New Rule of the Australian Museum, under the Australian Museum Act, 1902.
- (10.) Regulation under the Neglected Children and Juvenile Offenders Act, 1905.
Referred by Sessional Order to the Printing Committee.

5. CHAIRMAN OF COMMITTEES:—Mr. Ball moved, pursuant to Notice, That John Jacob Cohen, Esquire, be Chairman of Committees of the Whole House for the present Session.

Debate ensued.

Question put.

The House divided.

Ayes, 42.

Mr. Waddell,	Mr. Donaldson,
Mr. Wade,	Mr. Morton,
Mr. Wood,	Mr. Nobbs,
Mr. Moore,	Mr. Hunt,
Mr. Oakes,	Mr. Briner,
Mr. Lee,	Mr. Levien,
Mr. Perry,	Mr. James,
Mr. Latimer,	Mr. Barton,
Colonel Rytic,	Mr. McFarlane,
Mr. Brown,	Mr. McLaurin,
Mr. Hogue,	Mr. O'Sullivan,
Mr. McCoy,	Mr. Robson,
Mr. Mahony,	Mr. Ball,
Mr. E. M. Clark,	Mr. David Storey,
Mr. Downes,	Mr. Henley,
Mr. Collins,	Mr. W. Millard,
Mr. Taylor,	Mr. Gillies,
Mr. Moxham,	Colonel Onslow.
Mr. Levy,	Tellers,
Mr. Davidson,	
Mr. Brinsley Hall,	Mr. Thomas,
Mr. Gilbert,	Mr. Broughton.

Noes, 34.

Mr. Cann,	Mr. McGowen,
Mr. Treflé,	Mr. Edden,
Mr. Arthur Griffith,	Mr. Scobie,
Mr. Macdonell,	Mr. John Miller,
Mr. Kelly,	Mr. Parkes,
Mr. Lynch,	Mr. McGarry,
Mr. McNeill,	Mr. Norton,
Mr. Nielsen,	Mr. G. A. Jones,
Mr. Hollis,	Mr. Page,
Mr. Estell,	Mr. Carmichael.
Mr. Mercer,	Tellers,
Mr. Beeby,	
Mr. Gus Miller,	Mr. Price,
Mr. Stuart-Robertson,	Mr. Robert Jones.
Mr. Dooley,	
Mr. Grahame,	
Mr. Meehan,	
Mr. Charlton,	
Mr. Dacey,	
Mr. Horne,	
Mr. John Storey,	
Mr. Peters,	

And so it was resolved in the affirmative.

Whereupon Mr. Cohen made his acknowledgments to the House.

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

Mr. Stuart-Robertson moved, That the Question be amended by leaving out the words "Four o'clock p.m." and inserting the words "Ten o'clock a.m."—instead thereof.

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

Debate ensued.

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

Mr. Price moved, That the following words be added, "Provided that, unless otherwise ordered, no new business shall be taken after Eleven o'clock."

Question proposed,—That the words proposed to be added be so added.

Debate ensued.

Question put and negatived.

Original Question put and passed.

14th July, 1909.

7. **PRECEDENCE OF BUSINESS (Sessional Order)** :—Mr. Wade moved, pursuant to Notice,—
 (1.) That, during the present Session, unless otherwise ordered, General Business shall take precedence of Government Business on Tuesdays, and Government Business shall take precedence of General Business on Wednesdays and Thursdays.
 (2.) That General Notices of Motions and General Orders of the Day shall take precedence respectively on each alternate Tuesday.
 Debate ensued.
 Question put and passed.
8. **STANDING ORDERS COMMITTEE (Sessional Order)** :—Mr. Wade moved, pursuant to Notice, That the Standing Orders Committee for the present Session consist of Mr. Speaker, Mr. Nielsen, Mr. Cann, Mr. Cohen, Mr. McGowen, Mr. Mahony, Mr. Donaldson, Mr. J. C. L. Fitzpatrick, Mr. Arthur Griffith, and the Mover, with leave to sit during any adjournment, to report in any matter or thing referred to or pending before the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council, and that Mr. Speaker be empowered to convene meetings of the Committee.
 Question put and passed.
9. **LIBRARY COMMITTEE (Sessional Order)** :—Mr. Wade moved, pursuant to Notice, That the Library Committee for the present Session consist of Mr. Speaker, Mr. O'Sullivan, Mr. Hollis, Mr. Broughton, Mr. Downes, Mr. Gus. Miller, Mr. Holman, Mr. Collins, Mr. Levy, and the Mover, with leave to sit during any adjournment, and authority and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's resolution of the 6th August, 1862.
 Question put and passed.
10. **REFRESHMENT COMMITTEE (Sessional Order)** :—Mr. Oakes moved, pursuant to Notice, That the Refreshment Committee for the present Session consist of Mr. Speaker, Mr. Briner, Mr. Gillies, Mr. Page, Mr. Macdonell, Mr. Edden, Mr. Brinsley Hall, Colonel Ryrie, Mr. Levicn, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
 Question put and passed.
11. **PRINTING COMMITTEE (Sessional Order)** :—Mr. Oakes moved, pursuant to Notice,—
 (1.) That the Printing Committee for the present Session consist of Mr. Robson, Mr. Thomas, Mr. Morton, Mr. Henley, Mr. G. A. Jones, Mr. Estell, Mr. Kelly, Mr. Charlton, Mr. McLaurin, and the Mover, to whom are hereby referred all papers (except such as the Standing Orders, or the House direct shall be printed, Reports from Select Committees on Private Bills, Estimates of Expenditure, and Estimates of Ways and Means), which may be laid upon the Table of the House. It shall be the duty of such Committee to report from time to time which of the papers referred to them ought, in their opinion, to be printed, and whether in full or in abstract; and it shall be in the power of the Committee to order such papers or abstracts thereof to be prepared for press by the Clerk in attendance upon such Committee, and such papers or abstracts shall be printed unless the House otherwise order.
 (2.) That the Clerk of the House shall cause to be printed, as a matter of course, all reports from the Printing Committee.
 (3.) That the Committee have leave to sit during the sittings of the House.
 Question put and passed.
12. **APPOINTMENT OF THE RIGHT HONORABLE FREDERIC JOHN NAPIER, BARON CHELMSFORD, K.C.M.G., AS GOVERNOR OF THE STATE OF NEW SOUTH WALES** :—The Order of the Day having been read,—
 Mr. Wade moved, That His Excellency's Message No. 1 be read.
 Question put and passed.
 And Message (as recorded in the Votes and Proceedings of 29th June, 1909) read by the Clerk, by direction of Mr. Deputy-Speaker.
 Mr. Wade then moved, That the following Address in acknowledgment of His Excellency's Message be adopted by this House and presented to His Excellency :—
To His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor of the State of New South Wales and its Dependencies, in the Commonwealth of Australia.
MAY IT PLEASE YOUR EXCELLENCY,—
 We, the Members of the Legislative Assembly, in Parliament assembled, desire to express our thanks for Your Excellency's Message, informing us of your assumption of the Government of the State, in virtue of a Commission from His Most Gracious Majesty appointing you Governor.
 We beg Your Excellency to accept our cordial congratulations on your assuming the Government of New South Wales. The choice made by His Majesty will, we feel assured, tend to strengthen the loyal attachment of all classes to His Majesty's Throne and Person.
 And the Motion having been seconded by Mr. Oakes,—
 Debate ensued.
 Question put and passed.
13. **ADJOURNMENT** :—Mr. Wade moved, That this House do now adjourn.
 Debate ensued.
 Question put and passed.

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

RICHD. A. ARNOLD,
 Clerk of the Legislative Assembly.

WILLIAM McCOURT,
 Speaker.

New South Wales.

No. 9.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 15 JULY, 1909.

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

ADDRESS IN REPLY TO THE GOVERNOR'S OPENING SPEECH:—The Assembly proceeded to the State Governor's Offices, there to present to the Governor their Address in Reply to the Speech His Excellency had been pleased to make to both Houses of Parliament on opening the Session.

And being returned,—

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

State Government House, Sydney.

To the Honorable the Speaker and the Members
of the Legislative Assembly of New South Wales,—

I thank you for your expressions of loyalty and attachment to the Throne and Person of His Most Gracious Majesty King Edward the Seventh, and I am glad to receive your assurance that earnest consideration will be given to the measures to be submitted to you, and that the necessary provision for the Public Service will be made in due course.

I have every confidence that, under Divine Providence, your labours will conduce to the general welfare and happiness of all classes of the community.

CHELMSFORD,

Governor.

15th July, 1909.

2. APPOINTMENT OF THE RIGHT HONORABLE FREDERIC JOHN NAPIER, BARON CHELMSFORD, K.C.M.G., AS GOVERNOR OF THE STATE OF NEW SOUTH WALES:—Mr. Speaker reported that the Assembly had presented to the Governor the Address of Congratulation adopted by the House in reply to His Excellency's Message No. 1, and that His Excellency had been pleased to give thereto the following answer:—

State Government House, Sydney.

To the Honorable the Speaker and Members
of the Legislative Assembly,—

I receive, with much gratification, your Address on my appointment as the Representative of His Most Gracious Majesty in this State, and I desire to return to you my sincere thanks for the terms in which your congratulations are expressed.

I can assure you that, in the faithful and careful discharge of my duties, it will be my continued and earnest endeavour to promote the welfare and happiness of this State, and to strengthen that loyal attachment to His Majesty's Crown and Person which distinguishes already the people of New South Wales.

CHELMSFORD,

Governor.

15th July, 1909.

3. WIDTH OF TIRES BILL:—The following Message from His Excellency the Governor was delivered by Mr. Lee, and read by Mr. Speaker:—

CHELMSFORD,

Governor.

Message No. 5.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to regulate the width of the tires of vehicles and traction engines, and the weight of such vehicles and engines, and of their loads; to regulate the use of such vehicles and engines on public roads, and their construction if so used; and for purposes consequent thereon and incidental thereto.

State Government House,

Sydney, 13th July, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

15th July, 1909.

4. QUESTIONS :—

(1.) Unalienated Crown Lands in Eastern, Central, and Western Divisions :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—

- (1.) What is the area of the unalienated lands of the State, in the Eastern, Central, and Western Divisions respectively?
- (2.) What area is held in each Division under lease?
- (3.) What proportion of the total unalienated area is fit for agriculture, and what for grazing?
- (4.) What area do the travelling stock, camping, water, and forest reserves comprise?

Mr. Moore answered,—

- (1.) The total area of unalienated land in the State is 147,527,461 acres, of which 69,997,892 acres are in the Eastern and Central Divisions, and 77,529,569 acres are in the Western Division.
- (2.) The areas held under leases, occupation licenses, and permissive occupancies, are :—Eastern Division, 22,817,644 acres; Central Division, 28,962,776 acres; Western Division, 77,529,569 acres.
- (3.) Information is being obtained with the view of making an approximate estimate.
- (4.) 15,981,953 acres in Eastern, Central, and Western Divisions.

(2.) Application by S. J. Purcell, Burrawang Leases :—Mr. Kelly asked the Secretary for Lands,—

- (1.) Has an application by S. J. Purcell, for block 69, in the ballot for the Burrawang leases, been refused by the Condobolin Land Board?
- (2.) Is it the practice that where an applicant for land has his application witnessed by a Justice of the Peace of another State, that the Land Board will not permit the applicant to reswear his declaration before the Chairman of the Board?
- (3.) Does he intend to amend the provisions of section 14 of the 1889 Act, with a view to allow the Chairman of a local Land Board to reswear an applicant's declaration when any defect of a similar nature to that of S. J. Purcell may be disclosed in the original application?
- (4.) In view of the many probable Victorian applicants for blocks on the Walla Walla and other, closer settlement areas, will he take immediate steps to draw attention to the necessity of their declarations being witnessed by a New South Wales Magistrate?

Mr. Moore answered,—

- (1.) Yes, as the declaration accompanying the application was not attested as required by law.
- (2 and 3.) Section 14 of the Crown Lands Act of 1889, as already amended by the Crown Lands (Amendment) Act of 1908, provides a remedy.
- (4.) All necessary information will be given in connection with estates set apart for closer settlement.

(3.) Area of Holdings, Western Division :—Mr. Estell, for Mr. Burgess, asked the Secretary for Lands,—

- (1.) What is the total area of land contained in the following holdings, situated within the Western Division, viz. :—Angledool, Bangheet, Boorooma, Bundabulla, Dumble, Dungalcar, Dunambral, Gingie, Goondoolbaie, Llanillo, Milrea, Mogil Mogil, Moongulla West, Muckewerawa, Pinegobla, Quantambone, Weilmoringle, and Talawanta?
- (2.) What amount of rent was received for these holdings prior to the passage of the Western Lands Act, and what is the amount received at the present time?
- (3.) Is it a fact that the largest proportion of these holdings are more suitable for small holdings than the land situated on the opposite side of the Barwon River in the Central Division?
- (4.) How much of this land has been made available for small holdings as provided by the Western Lands Acts?

Mr. Moore answered,—

- (1.) The total area comprised in the holdings mentioned is 2,018,607 acres.
- (2.) The total rental of such holdings under the Crown Lands Acts was £18,726, and under the Western Lands Acts it is £11,874.
- (3.) No.
- (4.) No areas have been granted out of the holdings named, but reports have been obtained on those suitable for smaller holdings with a view to withdrawing the one-eighth and making the land available for lease in the near future.

(4.) Peel River Estate Commission :—Mr. Stuart-Robertson asked the Secretary for Lands,—

- (1.) The number of sittings by the Commission for the resumption of Peel River Estate?
- (2.) The total cost of the inquiry?
- (3.) The total legal costs paid by the Government?
- (4.) Is the cost of such Commission charged to the cost of resumption?
- (5.) If not, to what account is it charged?

Mr. Moore answered,—

- (1.) Fifty-four.
- (2 and 3.) This information cannot yet be supplied as the Company's bill of costs has not been presented or taxed.
- (4 and 5.) With regard to these Questions, I would be glad if the Honorable Member would put them in such a form as to make it quite clear what information it is that he desires to obtain—whether he wishes to know, as a matter of bookkeeping, to which particular account the cost is charged, or whether the costs are added to the cost of resumption. If the Honorable Member makes that clear I will answer it on Tuesday.

(5.) Unsettled Area, Colo Valley :—Mr. Kelly, for Mr. O'Sullivan, asked the Secretary for Lands,—

- (1.) Is it a fact that there is about 1,000 square miles of the Colo Valley which have not been explored?
- (2.) Is he prepared to appoint a party of experts to explore this land and report as to what may be done with it?

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Mr. Moore answered,—

(1.) There is an area of about 600 square miles upon the watershed of the Colo River, and northward of the Capertee River, upon which there is practically no settlement. The surrounding features and some of the interior ones were traversed many years ago. An inspection of the southern part of this tract was made by the Metropolitan district surveyor in March, 1908, to determine the possibility of its being settled upon. This inspection, taken with the information previously available, shows the land to consist of very poor sandstone country of little or no value, even if it were accessible. Owing to the extremely broken nature of the country it is practically inaccessible for any of the purposes of settlement. Occurring in the sandstone formation are some few small areas of basalt which, however, are of too limited extent to be usable.

(2.) It is not considered necessary to make a detailed examination of this tract of country.

(6.) Proposed Amending Closer Settlement Bill :—Mr. Kelly asked the Secretary for Lands,—

(1.) Will he introduce, during this Session, an Amending Closer Settlement Bill to provide that settlers after paying their first deposit shall be allowed three years before paying the next instalment?

(2.) Will he further provide that the same concession be extended to those who have acquired holdings under the existing Act?

Mr. Moore answered,—As has already been announced, the Amending Closer Settlement Bill, about to be introduced, will include provisions for lightening the burdens of settlers in the initial stages of their occupation. I am not at present prepared to further indicate the scope of such provisions.

(7.) Forest Reserve, Yarrowitch :—Mr. E. M. Clark, for Mr. Levien, asked the Secretary for Lands,—

(1.) Is it a fact that a large area of the best of a forest reserve at Yarrowitch, in the parish of Enfield, county of Vernon, has been allowed to be applied for as conditional purchase land?

(2.) Is it a fact that the timber contained on these areas, aggregating some hundreds of acres, exceeds many thousands sterling in value, and that this timber is the most accessible to the market of the forest reserves at Yarrowitch?

(3.) Was an extensively-signed petition, containing over seventy signatures, forwarded to the Minister praying for the retention of these areas in the forest reserves, and what action was taken?

(4.) What forest officer, if any, recommended the alienation of this land, and will he take steps to have the petition answered, and the land gazetted into the forest reserve?

Mr. Moore answered,—

(1.) An area of 1,270 acres was revoked from Forest Reserve No. 13,457, parish of Enfield, county of Vernon, on 17th June, 1908, and set apart on same date for settlement, about 4,300 acres being retained for forestry purposes.

(2.) The reports obtained went to show that the area revoked for settlement was comparatively lightly timbered.

(3.) Yes; such a petition was received through the Honorable Member, but containing seven, not seventy, signatures, and was given full consideration.

(4.) A special Forestry Board recommended revocation of the part of the reserve in question. The land was all selected on the 27th August, 1908.

(8.) Civil Service Pensions :—Mr. Kelly, for Mr. O'Sullivan, asked the Premier,—In reference to certain paragraphs which appeared in the *Daily Telegraph* and *Sunday Times* of 20th and 25th April last regarding retired old Civil Servants, to the effect that, notwithstanding the full amount of abatement has been paid, deductions are still exacted upon their small pensions, will he instruct the Public Service Board to inquire whether any such cases exist; and, if so, give the aggrieved ones an opportunity of individually explaining their case?

Mr. Wade answered,—The Honorable Member's attention is invited to the reply given by me to the Questions asked for the Honorable Member on the 25th November last on this subject. I do not see my way to take the action desired.

(9.) Closer Settlement, Young District :—Mr. Estell, for Mr. Burgess, asked the Secretary for Lands,—

(1.) Does he intend to resume any of the estates in the Young District for closer settlement?

(2.) Is it a fact that the proclamation covering Crowther Estate will shortly expire, and does the Government intend dealing with that estate before such expiration?

Mr. Moore answered,—The Government's intentions regarding these estates will shortly be announced.

(10.) Court-house, Werris Creek :—Mr. E. M. Clark, for Mr. Levien, asked the Attorney-General and Minister of Justice,—

(1.) Has a site been decided upon for a new court-house at Werris Creek?

(2.) If so, when will tenders be called for the erection of the building?

Mr. Wade answered,—

(1.) Yes.

(2.) The matter is in a preliminary stage, and an estimate of cost is now being submitted with a view to provision of the necessary funds.

(11.) Revision by Mr. Speaker of Members' Notices of Questions and Motions :—Mr. McGowen asked the Premier,—

(1.) Was it by the direction of Mr. Speaker that certain Questions, given notice of by the Honorable Member for Sturt, which appeared on the Business Paper of this House on Wednesday, 7th July, 1909, were subsequently deleted from the Business Paper?

(2.) Is there any Standing Order of this House under which Mr. Speaker is allowed to take such a step?

(3.)

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- (3.) Will he ascertain if Mr. Speaker's attention has been called to Standing Order 106, under which such a step can be taken only by the authority and order of this House?
- (4.) Is there any precedent for such a step by Mr. Speaker in the records of the House of Commons or of this House?
- (5.) Will he ascertain if Mr. Speaker claims that he has power to make alterations in Questions of Honorable Members after they have appeared upon the Business Paper?
- (6.) If so, to what extent is such power to be carried; will it apply also to Notices of Motions?
- Mr. Wade answered,—
- (1.) Yes; the Question which appeared on the Revised Business Paper was altered by Mr. Speaker's direction.
- (2.) Standing Orders 76 and 77 regulate the subjects on which Questions may be asked, and the form in which they should be put. And in cases not specially provided for, under Standing Order No. 2 the rules, forms, and usages of the Imperial Parliament may be resorted to.
- (3.) Standing Order No. 106 refers only to Notices of Motions.
- (4.) This has frequently been done, but corrections of Notices are not recorded in the Votes and Proceedings.
- (5.) It is Mr. Speaker's duty to see that Notices of Questions and of Motions are framed in accordance with the Standing Orders and the rules and usages of Parliament. This is usually done in the manuscript stage, but occasionally the irregularity is not detected until in print.
- (6.) Every case will be dealt with on its merits. Notices of Motions do not require correction as frequently as Questions.
- (12.) Applications under the Commercial Causes Act:—Mr. Levy asked the Premier,—
- (1.) Since the passing of the Commercial Causes Act, 1903, how many applications have been made in each year, to have cases heard under this Act?
- (2.) How many of such applications have been granted, and how many refused?
- Mr. Wade answered,—
- (1.) 1904, three; 1905, two; 1906, three; 1907, two; 1908, four; 1909 (to date), one. Total fifteen.
- (2.) Eight granted, three refused, four abandoned.
- (13.) Sunny Ridge Estate:—Mr. Beeby asked the Secretary for Lands,—
- (1.) What portions of the Sunny Ridge Closer Settlement Area have been disposed of, and at what price?
- (2.) How many of the blocks are yet undisposed of?
- Mr. Moore answered,—All but four of the farms have been disposed of at various prices ranging from £3 2s. to £6 2s. 6d. per acre. The farms not yet selected are Nos. 2, 3, 4, and 5.
- (14.) Closer Settlement in Blayney District:—Mr. Beeby asked the Secretary for Lands,—
- (1.) Is it proposed to refer any estates adjoining Bathurst, Rockley, Newbridge, or Blayney to the Closer Settlement Advisory Board?
- (2.) Is it a fact that a great number of young men, the sons of old settlers, are continuously leaving the district on account of their inability to obtain land on reasonable terms?
- Mr. Moore answered,—
- (1.) The duty of an Advisory Board is to furnish reports respecting any properties within its district suitable for closer settlement, without special reference. If the Honorable Member furnishes information in respect of any particular estates it will be placed before the Board.
- (2.) I am not aware.
- (15.) Survey of Underground Workings of Coal Mines, Newcastle District:—Mr. John Miller asked the Secretary for Mines,—
- (1.) Is it a fact that the Honorable Member for Kahibah stated in this Assembly that the barrier between the Hetton and Stockton Mines, Newcastle District, had been encroached upon by the underground workings?
- (2.) If so, are the lives of the miners in danger?
- (3.) Are coal-mine owners compelled to keep accurate plans of all underground workings?
- (4.) Are some of these plans prepared from surveys made by men unqualified as surveyors under the Mining Act?
- (5.) If so, will he take steps to compel all coal-mine owners to employ qualified surveyors?
- Mr. Wood answered,—
- (1.) I am not aware that the Honorable Member for Kahibah stated that the barrier referred to had been "encroached upon."
- (2.) It cannot be definitely asserted that the lives of the miners are in danger; but as there was an element of doubt, it was deemed prudent to take the precaution of serving notice upon the colliery manager in accordance with section 20 of the Coal Mines Regulation Act.
- (3.) Yes, as prescribed by section 28, Coal Mines Regulation Act, 1902.
- (4.) Some of the plans are prepared from surveys made by men who are not licensed surveyors under the Lands Department, but I am not prepared to say that they are unqualified.
- (5.) I do not consider it necessary to take such a course.
- (16.) Suspension of Labour Conditions, Commonwealth Oil Corporation:—Mr. Dooley asked the Secretary for Mines,—
- (1.) Is it the intention of his Department to oppose a further suspension of labour conditions to the Commonwealth Oil Corporation?
- (2.) Is it a fact that the Company has never attempted to comply with the labour conditions on certain leases held by them?
- (3.) Will he obtain a report on the matter

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Mr. Wood answered,—

- (1.) The power to deal with applications for suspension of labour on mining leases is entirely in the hands of the warden.
- (2.) All the mining leases held by the Company at Wolgan are amalgamated; therefore they are entitled to concentrate the labour required on one or more blocks.
- (3.) As the Company have been granted suspension of labour, a report is unnecessary.

(17.) Bridge over the Macintyre River at Bukkulla :—Mr. G. A. Jones asked the Secretary for Public Works,—

- (1.) Is it a fact that he is giving a special grant of £450, or some similar amount, to the Ashford Shire Council as half or part cost of building a bridge across the Macintyre River at Bukkulla?
- (2.) Is it a fact that the proposed bridge will practically serve only the one person, the President of the Shire Council?
- (3.) Has he received any protests against the expenditure of public money upon a bridge which will only serve one person?
- (4.) Was a proposal made to him before the establishment of Local Government that the Works Department should build this bridge?
- (5.) Was a protest made against such expenditure on that occasion; if so, what was his decision in connection with such protest?
- (6.) Did the Road Superintendent, and other departmental officers, report on the proposed bridge; if so, what was the nature of such reports?
- (7.) Is it a fact that some miles further down the river a main and important travelling stock route from Queensland to the New South Wales railway at Delungra crosses the stream at a point where the main road from Ashford to Graman and Delungra also crosses, and that there is a large traffic along the travelling stock route and road, and much more benefit would accrue to the public if the bridge were built at that point?
- (8.) Will he have a report made upon the suggestion of a bridge at a point most likely to serve the general public?
- (9.) Will he lay upon the Table the papers in connection with this special grant?

Mr. Lee answered,—

- (1.) A grant of £450 towards a bridge estimated to cost £950 has been made.
- (2.) No.
- (3.) From the Honorable Member only.
- (4.) Yes.
- (5.) Yes, by the Honorable Member—my decision being “in view of more urgent works this will have to stand over.”
- (6.) Yes. The Road Superintendent, in June, 1906, reported: “If a bridge were constructed an outlet from Cherry Tree and Graman to Tenterfield and Emmaville will be afforded. Between Inverell and Wallangra there is no bridge, and that at Wallangra is a footbridge. I think the river should be spanned by a low-level bridge at the site proposed. The deviation suggested by Mr. Stuart (a previous acting road superintendent) is a very long detour and causes a bad severance.” A petition was also received in October, 1906, from residents of Cherry Tree Hill, Graman, and Ashford, stating a bridge at Bukkulla “is urgently needed.” The Council applied in October, 1908, for a grant to erect this bridge.
- (7.) The road in travelling stock reserve between Ashford and Graman does cross the river at a point some miles below Bukkulla, but the traffic was so unimportant that the length was not even classified by the Department prior to Local Government.
- (8.) Seeing the Shire Council have to find at least half the amount to build a bridge it is not likely a structure will be erected where no benefit will accrue to the public.
- (9.) There is no objection if applied for in the usual way.

(18.) Press Branch Employees, Government Printing Office :—Mr. Mercer asked the Colonial Treasurer,—

- (1.) Is it a fact that some of the employees in the Press Branch of the Government Printing Office have been recommended for an increase from 1st January, 1909?
- (2.) If so, have they received the same; if not, why not?

Mr. Waddell answered,—Some of the employees in the Press Room of the Government Printing Office have been recommended for promotion and transfer from the Temporary to the Permanent Staff, to take effect from the 1st instant, and the matter is now before the Public Service Board. If the recommendation be approved, the increases will be paid after the necessary provision has been made by Parliament.

(19.) Burruga Railway :—Mr. Beeby asked the Secretary for Public Works,—

- (1.) Has he received any report from Departmental officers as to the proposed Burruga Railway?
- (2.) Will he lay the reports, when received, upon the Table of this House?

Mr. Lee answered,—

- (1.) The survey is now in hand, and report will be furnished when completed.
- (2.) It is not usual to do so unless moved for, but there will be no objection to furnish the substance of the report to the Honorable Member, if requested.

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(20.) Proposed Railway, Condobolin to Broken Hill:—Mr. Lynch asked the Secretary for Public Works,—

(1.) Has he asked for a report from the Chief Commissioner for Railways on the proposed railway from Condobolin to Broken Hill?

(2.) If so, has the report been furnished, and is it available for Honorable Members' perusal?

(3.) If no report has been called for, does he contemplate asking for one in the near future?

Mr. Lee answered,—

(1.) Yes.

(2.) Yes, but is not available at the present stage.

(3.) See answer to No. 2.

(21.) Land Resumption, Walgett and Collarenebri Districts:—Mr. Collins asked the Secretary for Lands,—

(1.) When will action be taken to resume the one-eighth of the pastoral leases in the vicinity of Walgett and Collarenebri, as provided for in the Western Lands Act?

(2.) Is it a fact that a great portion of the land in the Western Division, contiguous to the Central Division, is equal and, in many cases, better than the land in the western portion of the Central Division?

(3.) Will he consider the advisableness of introducing legislation to provide for the resumption of larger areas of the western lands which are suitable for small pastoral settlement, and within reach of the Walgett and Collarenebri railways?

Mr. Moore answered,—

(1.) Information has been obtained in connection with most of the holdings in the locality referred to, and steps will shortly be taken to make the necessary withdrawals from those holdings suitable for settlement in smaller areas. It is expected that all necessary steps will be taken to render the land available for lease at an early date.

(2.) It is understood that for the purposes of present settlement none of the lands in the part of the Western Division referred to are equal to the contiguous lands in the Central Division.

(3.) I will look into the matter.

(22.) Importation of Diseased Potatoes:—Mr. J. C. L. Fitzpatrick asked the Minister for Agriculture,—
What steps are being taken by his Department with the object of limiting as much as possible any trouble to growers in this State which may be caused by the indiscriminate importation from Tasmania and other outside places of consignments of diseased potatoes?

Mr. Perry answered,—The indiscriminate importation of potatoes is not allowed. Various serious diseases affecting potatoes have been proclaimed under the Vine and Vegetation Diseases Act, 1901. Rigid inspection is carried out at the wharfs, and potatoes found to be affected are not allowed entry into the State. The growers and seed merchants have been warned through the Press to exercise great care in the selection of seed. I may add that diseases affecting potatoes from Tasmania are at present under investigation by the Bureau of Microbiology, as well as the alleged outbreak of Irish blight which has been reported in Queensland.

(23.) Agistment on Conditional Purchases and Conditional Leases:—Mr. G. A. Jones asked the Secretary for Lands,—

(1.) Was a departmental notice issued recently to Thos. Boland, of Moree, warning him of his liability under the 1908 Act, if he agisted stock on his conditional purchase and conditional lease without Ministerial permission?

(2.) Were similar notices issued at the same time to Mr. Boland's immediate neighbours; if not, why was there a discrimination?

Mr. Moore answered,—

(1.) In view of the inspector's report, Thomas Boland's attention was invited to the provisions of section 43 of the Crown Lands Act of 1895.

(2.) Inquiry will be made.

5. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the First Report from the Printing Committee.

6. PAPERS:—

Mr. Wade laid upon the Table,—Report of Royal Commission for the Improvement of the City of Sydney and its Suburbs; together with the Interim Report and a copy of the Commission, Evidence, Appendices, and Plans.

Ordered to be printed.

Mr. Hogue laid upon the Table,—

(1.) Regulations under the Minimum Wage Act.

(2.) Report of the Department of Labour and Industry on the working of the Factories and Shops Act, Early Closing Acts, and Shearers' Accommodation Act, &c., during 1908.

Referred by Sessional Order to the Printing Committee.

7. TEMPORARY CHAIRMEN OF COMMITTEES:—Mr. Speaker, pursuant to Standing Order No. 28, appointed,—

Niels Rasmus Wilson Nielsen, Esquire,
John Charles Lucas Fitzpatrick, Esquire
Richard Denis Meagher, Esquire,
Owen Gilbert, Esquire, and
Robert Scobie, Esquire,

to act as Temporary Chairmen of Committees during the present Session.

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8. SYDNEY HARBOUR TRUST AND NAVIGATION AMENDMENT BILL (*Reserved Clauses*):—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 6.

The Governor hereby signifies to the Legislative Assembly that the Bill passed by the Parliament of New South Wales in 1908, intituled "An Act to amend the Sydney Harbour Trust Act, 1900, the Navigation Act, 1901, and the State Debt and Sinking Fund Act, 1904; and for other purposes,"—of which sections 5 to 10 were reserved for the signification of His Majesty's pleasure,—has been laid before His Royal Highness the Prince of Wales, commissioned to act on His Majesty's behalf during His absence from His Realm in Foreign Parts, and His Royal Highness, with the advice of His Majesty's Privy Council, has been pleased to confirm, on behalf of His Majesty, the said Act.

The Royal approval in this matter was duly notified by proclamation in the *Government Gazette*, dated 5th May last, No. 56.

The Bill has already been transmitted for enrolment in the manner required by law.

State Government House,
Sydney, 15th July, 1909.

9. WIDTH OF TIRES BILL:—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the width of the tires of vehicles and traction engines, and the weight of such vehicles and engines and of their loads; to regulate the use of such vehicles and engines on public roads, and their construction if so used; and for purposes consequent thereon and incidental thereto.
Question put and passed.
10. INEBRIATES (AMENDMENT) BILL:—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Inebriates Act, 1900; and for other purposes.
Question put and passed.
11. UNIVERSITY AND UNIVERSITY COLLEGES (AMENDMENT) BILL:—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the University and University Colleges Act, 1900, and the University and University Colleges (Amendment) Act, 1902; and for other purposes.
Question put and passed.
12. SUSPENSION OF STANDING ORDERS:—Mr. Waddell moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan," through all its stages in one day, and would also preclude the resolutions of the Committees of Supply and of Ways and Means respectively, whereon the Bill is proposed to be founded, being received on the same day on which they were come to by the said Committees respectively.
Debate ensued.
Question put.
The House divided.

Ayes, 38.

Noes, 28.

Mr. Cohen,	Mr. Mahony,
Mr. Waddell,	Mr. Collins,
Mr. Wade,	Mr. Briner,
Mr. Moore,	Mr. Lonsdale,
Mr. Wood,	Mr. John Miller,
Mr. Oakes,	Mr. J. C. L. Fitzpatrick,
Mr. Perry,	Mr. Robert Jones,
Mr. Hogue,	Mr. Thomas,
Mr. Lee,	Mr. Barton,
Mr. Downes,	Mr. Hunt,
Mr. Nobbs,	Mr. Brinsley Hall,
Mr. Ball,	Mr. Gilbert,
Mr. Taylor,	Mr. Moxham,
Mr. Levy,	Mr. Davidson,
Mr. McCoy,	Mr. W. Millard,
Mr. James,	Mr. Henley.
Mr. E. M. Clark,	<i>Tellers,</i>
Mr. Latimer,	
Mr. McParlane,	Mr. Robson,
Mr. Donaldson,	Colonel Onslow.

Mr. Arthur Griffith,	Mr. Carmichael,
Mr. Stuart-Robertson,	Mr. Hollis,
Mr. Treflé,	Mr. McGarry,
Mr. Dooley,	Mr. Beeby,
Mr. Cann,	Mr. Macdonell,
Mr. Scobie,	Mr. G. A. Jones.
Mr. Peters,	<i>Tellers,</i>
Mr. Meehan,	
Mr. Horne,	Mr. Estell,
Mr. Gus. Miller,	Mr. Dacey.
Mr. Charlton,	
Mr. Nielsen,	
Mr. Grabame,	
Mr. Page,	
Mr. Lynch,	
Mr. Mercer,	
Mr. Edden,	
Mr. John Storey,	
Mr. Norton,	
Mr. Holman,	

And so it was resolved in the affirmative.

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

And

15th July, 1909.

And the Committee continuing to sit after Midnight,—

FRIDAY, 16 JULY, 1909, A.M.

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

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

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolution, which was read a first time, as follows:—

(1.) *Resolved*,—

That there be granted to His Majesty a sum not exceeding £3,776,880: being £2,015,130 to defray the expenses of the various Departments and Services of the State during the months of July, August, and September, or following month of the financial year ending 30th June, 1910, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1909, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1909-1910; and

£1,476,500 payable out of the Consolidated Revenue Fund for the following Services, viz.:—

£500 for Treasurer and Secretary for Finance and Trade, being—Contribution towards cost of entertaining Delegates to the Seventh Congress of Chambers of Commerce of the British Empire. £184,000 for Secretary for Public Works, being—Punts, Ferries, and Launches, £11,000; Harbours and Rivers, £9,000; Public Buildings, £20,000; Local Government (Endowments of Shires), £144,000; and

£1,292,000 in anticipation of Loan Votes, being

£575,000 for Railways and Tramways, viz.—Railways—Rolling-stock to meet the expansion of the business, including the equipment of New Lines, £375,000; Additions to Railway Lines and Buildings, and for other purposes, including Duplication of Lines, £200,000; Sydney Harbour Trust—Towards Construction of Works generally, and for the improvement of the Port, £20,000.

£697,000 for Secretary for Public Works, viz.—Railways—Belmore to Chapel Road, £5,000; Mudgee to Dunculoo, £30,000; Cowra to Canowindra, £50,000; Kyogle to Casino, £50,000; Narramine to Peak Hill, £40,000; Lockhart to Clear Hills, £10,000; North Coast Railway (Maitland to South Grafton), £250,000; Cooma to Bombala (towards), £15,000; Water Supplies—Country Towns Water Supplies, £40,000; Barren Jack Storage Reservoir and Northern Murrumbidgee Irrigation Scheme, £60,000; Miscellaneous—New Public Abattoir at Homebush Point, £25,000; New Street, George-street to Regent-street, £8,000; Metropolitan Board of Water Supply and Sewerage—Water Supply—General Reticulation, Improvements, Land, Buildings, Canal Works, &c., and for other purposes, £60,000; Sewerage Construction, and Ventilation of Sewers generally, Land, Buildings, &c., and for other purposes, £50,000; Hunter District Water Supply and Sewerage Board—Water Supply—Extension and Reticulation, £4,000; and

£285,250 payable out of the Public Works Fund, in anticipation of Votes for the following Services, viz.:—

£145,000 for Treasurer and Secretary for Finance and Trade, viz.—Resumed Properties Branch—Erection of Shops and Buildings, £10,000; Reconstruction of Streets and Improvements, £10,000; Sydney Harbour Trust—Replacement of Wharfs, Jetties, and Buildings under Reconstruction Schemes, £25,000; Railways—Towards Deviation to cut out the Lithgow Zigzag, £100,000.

£64,250 for Secretary for Public Works, viz.—Roads, £6,750; Public Watering Places, Artesian Bores, Water Conservation, Water Supplies, and Drainage, £12,500; Grant under section 5 of Public Works Fund Act to Shires and Municipalities, £10,000; Metropolitan Board of Water Supply and Sewerage—Renewal of Water Mains, Sewers, Plant, Buildings, &c., for renewal works generally, Lining and strengthening Upper Canal; also to recoup to Loan Votes for Machinery and Plant worn out or dismantled, £35,000.

£76,000 for Public Instruction, viz.—School Buildings, Teachers' Residences and Sites Equipment, Renewals, and Improvements of Schools, and Residences and Materials, £60,000; Technical Education—For providing Sites, Buildings, and Equipment for Technical Education, and Alterations and Improvements to existing Buildings, £10,000; Miscellaneous Services—Equipment and Minor Works, £6,000.

On motion of Mr. Waddell, the resolution was read a second time, and agreed to.

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

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

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

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolution, which was read a first time, as follows:—

(1.) *Resolved*,—That towards making good the Supply granted to His Majesty for the Services of the financial year 1909-1910, the sum of £3,776,880 be granted, viz., £3,491,630 out of the Consolidated Revenue Fund, and £285,250 out of the Public Works Fund of New South Wales.

On motion of Mr. Waddell, the resolution was read a second time, and agreed to.

15. CONSOLIDATED REVENUE FUND AND PUBLIC WORKS FUND BILL:—

(1.) Ordered, on motion of Mr. Waddell, That a Bill be brought in, founded on Resolution of Ways and Means (No. 1), to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan.

(2.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

15th July, 1909.

(2.) Mr. Waddell then presented a Bill, intituled "A Bill to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,"—which was read a first time.

Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

On motion of Mr. Waddell, the report was adopted.

Ordered, That the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Waddell, passed.

Mr. Waddell then moved, That the Title of the Bill be "An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan."

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled, "An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 16th July, 1909, a.m.

16. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at seventeen minutes after Six o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 20 JULY, 1909.

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

FIRE BRIGADES BILL:—The following Message from His Excellency the Governor was delivered by Mr. Wood, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 7.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 20th July, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

2. DEPUTY-SPEAKER'S COMMISSION TO ADMINISTER THE OATH OF ALLEGIANCE:—Mr. Speaker reported that he had received a Commission, under the Public Seal of the State, dated 15th day of July, 1909, and signed by His Excellency the Governor, empowering John Jacob Cohen, Esquire, Chairman of Committees of the Legislative Assembly, in the absence of the Speaker, to administer to Members the Oath or Affirmation of Allegiance required by law,—which Commission, by direction of Mr. Speaker, was read by the Clerk, as follows:—

"By His Excellency The Right Honorable FREDERIC JOHN NAPIER, BARON CHELMSFORD, Knight
"Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor of
"the State of New South Wales and its Dependencies, in the Commonwealth of Australia.

"To all to whom these presents shall come,—

"Greeting:

"In pursuance of the authority in me vested in that behalf, I, FREDERIC JOHN NAPIER, BARON
"CHELMSFORD, as Governor of the State of New South Wales, do hereby authorise John Jacob Cohen,
"Esquire, Chairman of Committees of the Legislative Assembly of the said State, in the absence of
"the Honorable the Speaker of the said Assembly, to administer from time to time, as occasion may
"require, to any Member of the said Assembly to whom the same shall not have been previously
"administered, the Oath or Affirmation of Allegiance to His Majesty the King, 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 Public Seal of the State, at Sydney, in New South Wales
"aforesaid, this fifteenth day of July, in the year of our Lord one thousand nine
"hundred and nine, and in the ninth year of the Reign of His Majesty King Edward
"the Seventh.

"CHELMSFORD,
"Governor.

"By His Excellency's Command,
"W. H. WOOD."

20th July, 1909.

3. PAPER :—Mr. Speaker laid upon the Table,—A letter from the Auditor-General, transmitting for presentation to the Legislative Assembly, under the directions contained in the 34th section of the Audit Act, 1902, copies of Minutes of His Excellency the Governor and the Executive Council, authorising transfers of amounts from one head of Service to supplement a Vote for another Service, viz. :—

(a) £1,500 from Vote, "Lunacy—Salaries," to Vote, "Stores Supply and Tender Board."

(b) £4,320 from Vote, "Darling Harbour Resumptions—Interest on Compensation Money," to the following Votes, viz. :—£320 to Vote, "Centennial Park—Contingencies"; £3,000 to Vote, "Industrial Court—Contingencies"; £1,000 to Vote, "To meet Legal Expenses (with exception of Verdicts in cases against Crown, and Costs in connection therewith) of all Departments of the State in matters placed in the hands of Crown Solicitor."

(c) £2,480 from Vote, "Local Government," to the following Votes, viz. :—£2,000 to Vote, "In aid of Educational Institutions for Maintenance Purpose,"; £260 to Vote, "Sydney Hospital, Aid on condition that an equal amount be raised by Private Annual Contributions, &c.,"; £220 to Vote, "Benevolent Asylum, Sydney, and other Kindred Institutions for support of Women and Children."

(d) £2,000 from Vote, "Commission on payments in England by Government Financial Agents," to the following Votes, viz. :—£1,000 to Vote, "Department of Lands—Contingencies"; £1,000 to Vote, "Wentworth Irrigation Area—Maintenance."

(e) £5,000 from Vote, "Public Works and Services," to the following Votes, viz. :—£4,000 to Vote, "Gratuities to Officers on retirement,"; £1,000 to Vote, "Department of the Attorney-General and of Justice—Contingencies"

Referred by Sessional Order to the Printing Committee.

4. QUESTIONS :—

- (1.) Railway Station, Blayney :—Mr. Beeby asked the Colonial Treasurer,—

(1.) Is it a fact that the residents of Blayney are still seriously inconvenienced by the present construction of the Blayney Railway Station?

(2.) Is it a fact that the crossing at Adelaide-street, Blayney, is still a source of danger to residents, and that recently a funeral was delayed for half an hour waiting shunting operations?

(3.) Is it a fact that the goods-shed is on the side of the railway line furthest from the town?

(4.) Is there any intention to alter the general construction of the railway station to meet the increased traffic?

(5.) Is it a fact that if the station yard was reconstructed the rent derivable from the new refreshment-room would more than pay the interest on the outlay?

Mr. Waddell answered,—

(1.) Not more so than the residents of other railway towns similarly situated.

(2.) There is a certain amount of risk at all level crossings, but this is minimised, as far as possible, by the employment of gatekeepers. A funeral was recently delayed for about ten minutes, due to the fact that advice was not sent to the railway staff, who were not aware of the movements of the funeral procession.

(3.) Yes.

(4.) Yes, when funds are available.

(5.) No.

- (2.) Tramway Offices, Sydney :—Mr. Beeby asked the Colonial Treasurer,—

(1.) What portions of Blashki Buildings have been leased by the Railway Commissioners for tramway offices?

(2.) What is the term of the lease, and what rent is payable thereunder?

(3.) Have the Commissioners considered the advisability of erecting offices on land owned by them in Phillip-street?

Mr. Waddell answered,—

(1.) The whole of the five upper floors and one shop.

(2.) Ten years from 1st July, 1909, at an annual rental of £1,962.

(3.) Yes; but there is no land in Phillip-street vested in the Chief Commissioner suitable for the erection of offices.

- (3.) Public School Teachers' Salaries :—Mr. Lynch asked the Minister of Public Instruction,—

(1.) Is it his intention to raise the minimum salary of teachers to £110 per annum?

(2.) Is a higher salary to be paid to female assistants?

(3.) If so, when will these changes take effect?

Mr. Hogue answered,—To establish a minimum of £110 per annum for all teachers would necessitate a general revision of the salaries allotted for all grades of the Service. The equitable adjustment of the salaries paid to teachers is a matter constantly kept in view by the Department.

- (4.) Haulage of Goods Trains between Katoomba and Penrith :—Mr. Hollis asked the Colonial Treasurer,—

(1.) Has a practice grown up during the last eighteen months of coupling two engines on goods and mineral trains between Katoomba and Penrith?

(2.) Has the result been additional breakages of draw-gear and couplings than was the case when only one engine was on the train?

(3.) What is the total number of such cases of breakage during the period referred to?

Mr. Waddell answered,—

(1.) On 1st March, 1907, in order to facilitate return of engines from Katoomba to Penrith after assisting down trains, either goods or passenger, an instruction was issued that such engines should be returned either light or attached to a train, whichever afforded the most expeditious return; and the practice has been in operation since that date.

(2.) No.

(3.) Forty-two.

(5.)

20th July, 1909.

- (5.) Proposed Railway, Bathurst to Burruga, *via* Rockley :—Mr. John Miller asked the Secretary for Public Works,—When will the survey and preliminary computations regarding cost of the proposed Bathurst to Burruga, *via* Rockley, Railway be completed ?

Mr. Lee answered,—The survey will shortly be completed from Perth to Burruga, *via* Rockley, and the plan and sections will be prepared as soon as possible. At the present time it cannot be stated when the latter work will be finished.

- (6.) Police Station and Court-house, Werris Creek :—Mr. Levien asked the Secretary for Public Works,—When will tenders be called for the erection of the new police station and court-house at Werris Creek ?

Mr. Lee answered,—Plans and specifications will be prepared as soon as funds are available.

- (7.) Public School Teachers, Broken Hill :—Mr. Cann asked the Minister of Public Instruction,—

(1.) What living allowance is made in the Barrier District to teachers—(a) headmasters ; (b) assistants ?

(2.) Has he read the evidence re cost of living on the Barrier, as given before the Federal Arbitration Court ?

(3.) Will he compare the allowance granted the police temporarily stationed in that district ?

(4.) Will he call for the papers forwarded to the Public Service Board showing the annual financial loss incurred by teachers transferred to Broken Hill ?

(5.) Will he institute further inquiries as to these losses ?

(6.) How many teachers, during the past five years, have died from typhoid in Broken Hill, or suffered from that disease ?

(7.) What compensation is granted to teachers to defray the heavy cost involved during such illnesses ?

Mr. Hogue answered,—

(1.) They receive the regulation allowance granted to officers stationed in remote parts of the State, viz. :—To officers receiving salary of £200 per annum and under : married, £20 per annum allowance ; single, £12 per annum. To officers receiving a salary of over £200 per annum and under £500 per annum : married, at the rate of 10 per centum per annum ; and single, at the rate of 6 per centum per annum, of the annual salary. These rates are applicable alike to headmasters and assistants.

(2.) Yes.

(3, 4, and 5.) I will have further inquiries made, together with such comparisons as may be necessary.

(6.) Only one death of a teacher at Broken Hill, from typhoid, has been recorded within the last five years. The number of cases of teachers who have suffered from typhoid cannot be exactly stated, but they have been few ; and, as far as teachers are concerned, Broken Hill does not compare unfavourably with some other towns in the State.

(7.) No special compensation is granted to teachers, but they are allowed leave of absence on full pay up to one month on account of illness. A second month may be granted on half pay. Special consideration is given to cases in which the circumstances warrant a concession.

- (8.) Appointment of Mr. W. H. O'Brien to the Commission of the Peace :—Mr. Brinsley Hall asked the Colonial Secretary,—

(1.) Did the Honorable Member for The Hawkesbury recommend Mr. W. H. O'Brien, of Windsor, for appointment to the Commission of the Peace ?

(2.) If not, upon whose recommendation was the appointment made ?

Mr. Wood answered,—

(1.) No.

(2.) So far as I know, it has not been the practice to disclose information as to nominations to the Commission of the Peace, for which the Government take the responsibility.

- (9.) Removal of Messrs. J. H. Ivey and J. Wise from Magistrates' Roll :—Mr. Arthur Griffith asked the Colonial Secretary,—On what ground he recommended to His Excellency the Governor the removal of the names of Mr. J. H. Ivey and Mr. J. Wise from the Roll of Magistrates of the State ?

Mr. Wood answered,—The prescribed writs were issued in the cases of Messrs. Ivey and Wise on very sufficient evidence that they had taken such action as to disqualify them from being retained on the Commission of the Peace.

- (10.) Accommodation for Storing Farmers' Produce, Metropolitan Railway Station :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—

(1.) Will he bring under the notice of the Railway Commissioners the need for erecting at Redfern a commodious building, to be connected by railway siding, for the storage of farmers' produce ?

(2.) Is it a fact that there is no such building, connected with the Metropolitan railway premises, available for use for the purposes indicated, whilst in country wheat-growing centres grain-sheds are erected at most railway premises ?

Mr. Waddell answered,—It is not considered that the storage of farm produce on the railway premises should be undertaken in the Metropolitan district. Sheds for the storage of grain, until its transit by rail is required, have been erected at a number of country railway stations, and it is considered that this arrangement meets all reasonable requirements.

- (11.) Metropolitan Board of Water Supply and Sewerage :—Mr. J. C. L. Fitzpatrick asked the Secretary for Public Works,—

(1.) How many members are there on the Water and Sewerage Board, what are their names, and what interests do they represent ?

(2.) What fees per sitting are paid these members, and what was the individual amount, in allowance and fees, paid each member for the financial year ended 30th June, 1909 ?

20th July, 1909.

(3.) Will he consider if it would be to the interests of the taxpayer, and for the purposes of general economy, if the constitution were amended, providing for a Board, analogous to that of the Railway Commission?

Mr. Lee answered,—The Secretary of the Board has furnished me with the following replies to Questions 1 and 2:—

(1.) Seven members—W. J. Millner, A.M. Inst. C.E. (President); Honorable J. Garrard and John Macpherson (Official Members), appointed to represent Government interests; Aldermen E. Jones and R. D. Meagher, M.L.A. (City Members), elected by the Aldermen of the Municipal Council of Sydney; Aldermen J. G. Griffin and T. Henley, M.L.A. (Vice-President), Suburban Members, elected by the Aldermen of the Suburban and Country Municipalities supplied with water by the Board.

(2.) The President is paid a salary of £750 per annum, and the other members each receive the sum of £5 per week for attendance at one or more meetings of the Board, the total amount per annum not to exceed £250 each. The amounts received during the financial year ended 30th June, 1909, were—W. J. Millner, £750; J. Garrard, J. Macpherson, E. Jones, R. D. Meagher, and J. G. Griffin, £250 each; and T. Henley, £210.

(3.) A change in the constitution of the Board in the manner suggested has not been considered, and in view of the interests to be served, will require careful investigation.

5. OLD-AGE PENSION (REPEAL) BILL:—The following Message from His Excellency the Governor was delivered by Mr. Waddell, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 8.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to repeal the Old-age Pensions Act, 1900; to amend the Invalidity and Accidents Pensions Act, 1907; and for other purposes.

State Government House,
Sydney, 13th July, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

6. PAPERS:—

Mr. Perry laid upon the Table,—Report of the Director of the Botanic Gardens and Domains for 1908.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Return of Leases granted under the provisions of section 18, Crown Lands Act Amendment Act, 1903.

Referred by Sessional Order to the Printing Committee.

7. TOTALIZATOR BILL:—Mr. Peters moved, pursuant to Notice, That leave be given to bring in a Bill to legalise and regulate the use of an instrument known as the totalizator on racecourses, and for that purpose to amend certain Acts relating to gaming, betting, and wagering; and for other purposes in connection therewith.

Debate ensued.

Question put.

The House divided.

Ayes, 15.

Mr. Dacey,
Mr. Levien,
Mr. Peters,
Mr. Macdonell,
Mr. Dooley,
Mr. E. M. Clark,
Mr. Norton,
Mr. Briner,
Mr. David Storey,
Mr. Nielsen,
Mr. John Miller,
Mr. Ball,
Mr. W. Millard.

Tellers,

Mr. Arthur Griffith,
Mr. Broughton.

Noes, 31.

Mr. Waddell,	Mr. Brinsley Hall,
Mr. Moore,	Mr. Parkes,
Mr. Nobbs,	Mr. McCoy,
Mr. Hogue,	Mr. Moxham,
Mr. Charlton,	Mr. Price,
Mr. Cohen,	Mr. Robert Jones,
Mr. Cann,	Mr. Hunt,
Mr. Lee,	Mr. Henley,
Mr. McGowen,	Mr. Perry,
Mr. John Storey,	Mr. Collins,
Mr. G. A. Jones,	Mr. Latimer,
Mr. Grahame,	Mr. Davidson.
Mr. Wood,	Tellers,
Mr. Mercer,	Colonel Onslow,
Mr. Levy,	Mr. Taylor.
Mr. Lonsdale,	
Mr. Downes,	

And so it passed in the negative.

8. ELECTORAL LAW AMENDMENT—THE HARE-SPENCE SYSTEM:—Mr. Ball moved, pursuant to Notice, That, in the opinion of this House, the Electoral Act of this State should be amended to provide for effectual voting by the adoption of what is known as the Hare or Hare-Spence system of voting.

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

Question put and passed.

Ordered, That the Debate be adjourned until Tuesday next.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 11.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 21 JULY, 1909.

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

COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—

- (1.) *Maturity of Warrant reported*:—Mr. Speaker reported that his Warrant, appointing the Committee of Elections and Qualifications for the present Session, laid upon the Table on Tuesday, 13th July, 1909, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect as an appointment of such Committee, and intimated that it was, therefore, open to Members of the Committee to be sworn at the Table by the Clerk, in accordance with the 117th section of the Parliamentary Electorates and Elections Act, 1902.
- (2.) *Members Sworn*:—Richard Thomas Ball, Esquire, Matthew Charlton, junior, Esquire, Robert Davidson, Esquire, and John Rowland Dacey, Esquire, came to the Table, and were sworn by the Clerk as Members of the Committee of Elections and Qualifications.

2. QUESTIONS :—

- (1.) *Weir across Namoi River at Wee Waa*:—Mr. Collins asked the Secretary for Public Works,—Has he received the final report yet in respect to the construction of a weir across the Namoi, at Wee Waa; if so, what is its nature, and when is it likely finality in the matter will be reached?
Mr. Lee answered,—The final report has not yet been received.
- (2.) *Killarney Estate, Narrabri, for Closer Settlement*:—Mr. Collins asked the Secretary for Lands,—
- (1.) Has he received the report of the Northern Advisory Board in respect to the proposed resumption of Killarney Estate, Narrabri?
 - (2.) What is the cause of the delay in giving notice of the Government's intention to resume this estate?
 - (3.) Is it a fact that the township of Narrabri is hemmed in on all sides by large estates, and that the progress and expansion of the district is marred in consequence?
 - (4.) Is it a fact that there is a butter factory and freezing works at Narrabri, and that its output is limited in consequence of no land being available in close proximity to the town for dairying purposes?
 - (5.) Is it a fact that Narrabri is a great wheat-growing centre, that last year the yield was between 30 and 40 bushels to the acre, and that there has only been one failure—and that in the great drought of 1902—for the past fifteen years?
 - (6.) Is it a fact that much larger quantities of wheat would be grown in the district if more land were made available for the purpose?
 - (7.) Will he take further steps to secure the resumption of Killarney Estate, and if not quite satisfied as to its suitability for closer settlement purposes, will he visit the district with as little delay as possible, to personally inspect the estate?

Mr. Moore answered,—The proposed acquisition of Killarney estate for the purposes of Closer Settlement has been notified by proclamation in this day's *Gazette*.

- (3.) *Dress-cutting System taught at the Technical College*:—Mr. O'Sullivan asked the Minister of Public Instruction,—
- (1.) Is it a fact that the Fels system of dress-cutting is taught at the Technical College?
 - (2.) Was the system condemned by competent judges, and only adopted at the instance of the teachers?

(3.)

21st July, 1909.

(3.) Has it been represented that the system now taught in the college entails unnecessary labour and expense to students, with imperfect, inferior, and old-fashioned results?

(4.) Is the Fels system used by any of the leading city dressmakers; if not, why is not the method they use taught at the college for the benefit of students?

Mr. Hogue answered,—

(1.) No.

(2.) No. It was not adopted at the instance of the teachers.

(3.) No. The system taught at present in the College does not entail unnecessary labour or expense for equipment. The results of the system in use are neither imperfect, inferior, nor old-fashioned.

(4.) Yes. The system in use in the College is satisfactory.

(4.) Vacant Position of Master of Dredge "Tethys":—Mr. Gilbert asked the Secretary for Public Works,—

(1.) Is it proposed to call, by advertisement, for applications for the position of master of the dredge "Tethys"?

(2.) If so, why has this course been adopted?

(3.) Is there no master at present in the Service able and willing to fill the position?

Mr. Lee answered,—

(1.) Yes.

(2.) In order to obtain applications from outside as well as inside the Service. The advertisement states that applicants already permanently employed in the Public Service will receive first consideration.

(3.) A number of senior officers in the dredge service have expressed themselves unwilling to accept the promotion entailing charge of a bar dredge. In view of this, it was considered advisable to widen the scope of selection by advertising.

(5.) Overtime worked on Tugs "Minerva" and "Ganymede":—Mr. Gilbert asked the Secretary for Public Works,—

(1.) Is he aware that the men employed on the tugs "Minerva" and "Ganymede" at Newcastle work, on an average, eight hours overtime weekly in conveying dredge employees to and from their work?

(2.) If so, will he see these men are paid for the overtime worked, or at least allowed time off?

Mr. Lee answered,—

(1.) The Department allows the crews of dredges the privilege of being conveyed by tugs "Minerva" or "Ganymede" to and from their work at Newcastle. The crews of the tugs concerned are, I am informed, claiming overtime for the service thus rendered to their fellow employees.

(2.) I have given instructions for the claim to be investigated, and, when the report is before me, I will decide what shall be done.

(6.) Telephone Service, Pilots' Waiting-room, Newcastle:—Mr. Gilbert asked the Colonial Treasurer,—

(1.) Is he aware that at the present time there is no direct telephone service to the Pilots' Waiting-room, Newcastle?

(2.) Has it been represented that inconvenience is thereby caused to the shipping community at Newcastle, and will he see that this defect is remedied?

Mr. Waddell answered,—

(1.) Yes.

(2.) No such representation has been made. The present telephone connection is quite ample for the needs of the pilot service, and the expense involved in establishing another telephone is not considered necessary at the present time.

(7.) Ventilation of Coal Mines:—Mr. Charlton asked the Secretary for Mines,—In view of the decision of the High Court in the case *Watson v. Broughall*, will he amend General Rule 1, section 47, of the Coal Mines Regulation Act, so as to provide that an adequate amount of ventilation, being not less than 100 cubic feet per minute for each man, boy, and horse engaged in the mine, shall be instantly produced?

Mr. Wood answered,—Provision is made in a Bill which I hope to pass into law this Session.

(8.) Public Service Board Offices:—Mr. Beeby asked the Colonial Secretary,—

(1.) How many rooms are comprised in the new offices of the Public Service Board, and what rent is being paid therefor?

(2.) What rent was paid for the previous offices occupied by the Board?

Mr. Waddell answered,—

(1.) Twelve rooms, with strong rooms. Rental, £770 per annum, which covers cleaning and repairs, and rates and taxes.

(2.) £560 per annum, but this did not include cleaning, which costs £122 per annum; rates, taxes and insurance, £87 per annum; total, £769 per annum. In addition, the Government had to repair.

(9.) Metropolitan Board of Water Supply and Sewerage:—Mr. Parkes asked the Secretary for Public Works,—

(1.) What was the total receipts and expenditure of the Metropolitan Board of Water Supply and Sewerage for the last financial year?

(2.) What was the total cost of administration (including all items) of the Board during that year?

Mr. Lee answered,—The Secretary of the Board has supplied the following answers:—

(1.) Total receipts, £496,463 17s. 8d.; total expenditure, £472,069 5s. 5d.

(2.) Administration, £36,500.

(10.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

21st July, 1909.

(10.) Construction of Drummoyne and Canterbury Sewers :—Mr. Parkes asked the Secretary for Public Works,—

- (1.) What is the length of each of the four sections of the Drummoyne main sewer, lately and now under construction?
- (2.) The names of the contractors for each section?
- (3.) What is the cost of each section of sewer, and what is estimated to be the total cost of the whole when completed?
- (4.) Is it a principle that all works of this magnitude coming from the Public Works Committee are carried out by the Public Works Department?
- (5.) Is it the intention of the Metropolitan Board of Water Supply and Sewerage to follow this system of sectional construction in future?
- (6.) If not, on what grounds was this sewer made a special case?
- (7.) Is the Member of Parliament representing this district also a Member of the Metropolitan Board of Water Supply and Sewerage?
- (8.) Why was the answer given to the Honorable Member for Canterbury by the Minister, that the Canterbury sewerage, as it exceeded £20,000, must be carried out by the Public Works Department, and could not be carried out in sections?
- (9.) Does he intend that one system should be applied to Drummoyne and another to Canterbury?

Mr. Lee answered,—

- (1.) The work is divided into three sections, as follows :—First section, 5,570 feet; second section, 5,928 feet; third section, 8,787 feet.
- (2.) First section, Butler and Willis; second section, John Ahearn; third section, R. Gendle.
- (3.) First section, £9,500; second section, £15,000; third section, £22,500. Estimated total cost of mains and sub-mains, £50,000.
- (4.) Yes; but these works are being carried out by the Metropolitan Water Supply and Sewerage Board at the request of the Department of Works.
- (5 and 6.) From these Questions the Honorable Member is apparently unaware that the Drummoyne Sewerage was reported upon by the Parliamentary Standing Committee, and that an Enabling Act was passed for its construction. The sewer has been cut up into convenient lengths for contracts.
- (7.) Yes.
- (8.) The Minister, when he spoke of the sewerage of a portion of Canterbury being referred to the Parliamentary Standing Committee, referred to the area south of Cook's River. The area north of Cook's River is within the Western Suburbs Sewerage Scheme, and there is an Enabling Act for its construction.
- (9.) As in the case of Drummoyne, the question of sewerage for the portion of Canterbury to the south of the river will be submitted to Parliament.

(11.) Condobolin to Broken Hill Railway :—Mr. Cann asked the Secretary for Public Works,—

- (1.) Has his attention been called to the Chief Railway Commissioner's statement in Broken Hill on 8th July, re Condobolin to Broken Hill Railway, as follows :—“If the Minister required a statutory report, he would no doubt ask for it, but that had not been done yet”?
- (2.) Will he refer to paragraph 1 of Question No. 20 asked by Mr. Lynch, 15th July, and his answer, and will he state what is the explanation?

Mr. Lee answered,—The Press report of the Chief Railway Commissioner's reply at Broken Hill was inaccurate. He has informed me that his remarks at that stage referred to the Broken Hill-Menindie Line. The report has been received from the Chief Commissioner, as already stated, and, necessarily, includes the portion from Broken Hill to Menindie.

(12.) Umberumberka Supplementary Water Supply for Broken Hill :—Mr. Cann asked the Secretary for Public Works,—

- (1.) Will he make the reference of the Umberumberka Supplementary Water Supply to the Public Works Committee an urgent matter?
 - (2.) If so, when will the proposal be made?
- Mr. Lee answered,—Yes, as early as possible.

(13.) Superior Public School, Orange :—Mr. J. C. L. Fitzpatrick asked the Minister of Public Instruction,—

- (1.) Has a tender yet been accepted for additions and repairs to the Superior Public School, Orange; if so, what is the contract price and name of contractor?
- (2.) If not, what is the cause of delay, and how long is it since tenders were first called for this work?

Mr. Hogue answered,—I have authorised the acceptance of the tender of Mr. P. Beddie for this work. The contract price is £2,698 7s.

(14.) Effect of Rabbit Poison on Bird Life :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—

- (1.) Will he cause inquiry to be made of the several Pastures Protection Boards of the State regarding the general effect produced upon bird life in their respective districts, as the outcome of the use of poison for rabbit destruction purposes?
- (2.) Will he also make inquiry as to whether it is not now possible in those districts in which wire-netting has been resorted to with such beneficial effect as to reduce the rabbit-pest to a minimum, to discontinue the use of poison for the purpose above indicated?

Mr. Perry answered,—Inquiry will be made.

(15.) Consumption :—Mr. Carmichael asked the Colonial Secretary,—

- (1.) Has his attention been drawn to the necessity for making consumption a notifiable disease under the Public Health Act?
- (2.) Will he take the necessary steps to have this done?

Mr. Wood answered,—The matter is under consideration.

21st July, 1909.

(16.) Federal Capital Site, Purchase of Alienated Lands:—Mr. Carmichael asked the Premier,—Has any arrangement been made for the purchase of the alienated lands included in the Federal Capital Site or has any basis of transfer been arranged with Federal Ministers?

Mr. Wade answered,—No.

(17.) Bellevue Hill Tramway:—Mr. Nobbs, for Mr. Levy, asked the Colonial Treasurer,—

(1.) It is a fact that, on the Bellevue Hill line, single and double cars run alternately during the busy hours of the day, viz., 7.50 to 9.20 a.m., and 12.50 to 2.30 p.m., and 5.30 to 7 p.m., and double cars during the slack times?

(2.) If so, will he see that double cars only run during the busy hours?

Mr. Waddell answered,—

(1.) As far as practicable double cars are run on the Bellevue Hill line during the busy hours; and single cars at other times.

(2.) It is considered that the service provided is equal to requirements.

(18.) Removal of Messrs. J. H. Ivey and W. J. Wise from the Commission of the Peace,—Mr. Dacey, for Mr. Arthur Griffith, asked the Colonial Secretary,—With reference to the reply given by him, on 20th July instant, to a Question asked by the Honorable Member for Sturt concerning the removal of the names of Messrs. J. H. Ivey and W. J. Wise from the Commission of the Peace, will he inform the House what were the particular utterances which he considers justify such action?

Mr. Wood answered,—If the Honorable Member refers to my answer he will see that, while it does not refer to utterances, it covers a great deal more. The names of these gentlemen were removed, the Government being quite satisfied that such action was in the public interest.

3. PAPERS:—

Mr. Wade laid upon the Table,—

(1.) Report by the Honorable Sir Joseph Hector Carruthers, K.C.M.G., respecting Immigration. Referred by Sessional Order to the Printing Committee.

(2.) Report by the Chief Engineer for Harbours and Water Supply respecting flow of the Cotter River, from 1st January to 7th July, 1909, in connection with the Yass-Canberra proposed Federal Territory. (*In supplementation of correspondence laid upon the Table on the 14th July, 1909.*) Ordered to be printed.

Mr. Waddell laid upon the Table,—

(1.) Regulation No. 246 under the Sydney Harbour Trust Act, 1900.

(2.) Regulations Nos. 248 and 249 under the Sydney Harbour Trust Act, 1900.

(3.) Regulation No. 251 under the Sydney Harbour Trust Act, 1900.

(4.) Regulations Nos. 254 and 255 under the Sydney Harbour Trust Act, 1900.

(5.) Statement of the transactions of the State Debt Commissioners for the year 1908-9.

(6.) Notification of appropriation of land, under the Public Works Act, 1900, for the extension of the Railway Station Yard at Springdale.

Referred by Sessional Order to the Printing Committee.

Mr. Wood laid upon the Table,—

(1.) Regulations under the Pure Food Act, 1908.

(2.) Amendment of Rule under the Police Regulation Act, 1899, respecting annual leave to members of the Police Force.

Referred by Sessional Order to the Printing Committee.

4. CRIMES (GIRLS' PROTECTION) BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

A Bill, intituled "*An Act to extend to girls of and above the ages of fourteen and sixteen years respectively, and under the ages of sixteen and seventeen years respectively, the protection given to girls under the ages of fourteen and sixteen years respectively, by certain provisions of the criminal law relating to offences against the person; to bring step fathers within certain of those provisions; to enable certain of those offences to be dealt with in a summary way; to exclude girls under the age of eighteen from brothels; and to amend the Crimes Act, 1900.*"—forwarded to the Legislative Assembly during a previous Session of the present Parliament, not having been finally dealt with because of the prorogation of the Legislature, the Legislative Council requests that the said Bill be proceeded with under the Assembly's Standing Order in that behalf.

Legislative Council Chamber,
Sydney, 21st July, 1909.

F. B. SUTTOR,
President.

And the 296th Standing Order of the House permitting of the restoration of the Bill to the stage it had reached at the close of a previous Session,—

Ordered, That the Bill be read a second time To-morrow.

5. CLOSER SETTLEMENT—PARTS OF MUNGERY ESTATE:—Mr. Moore moved, pursuant to Notice, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor agreeing with the owner of the land situate between Narromine and Peak Hill, having an area of 55,250 acres, more or less, being those portions of the Mungery Estate, partly within and partly without the 15 miles limit of the approved railway line from Narromine to Peak Hill, that the price to be paid for the said land which was resumed by notification in the *Gazette* of the 13th day of January, 1909, shall be the sum of £2 2s. per acre, which sum shall include the said land and all the improvements thereon.

Debate ensued.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

21st July, 1909.

6. OLD-AGE PENSION (REPEAL) BILL :—Mr. Moore, *on behalf of Mr. Waddell*, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to repeal the Old-age Pensions Act, 1900; to amend the Invalidity and Accidents Pensions Act, 1907; and for other purposes.
Question put and passed.
7. INEBRIATES (AMENDMENT) BILL :—
(1.) The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to amend the Inebriates Act, 1900, and for other purposes.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be *now* received.
The Chairman then reported the resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to amend the Inebriates Act, 1900, and for other purposes.
On motion of Mr. Wade the resolution was read a second time and agreed to.
(2.) Mr. Wade then presented a Bill, intituled “*A Bill to amend the Inebriates Act, 1900, and for other purposes*,”—which was read a first time.
Ordered to be printed and read a second time To-morrow.
8. CONSOLIDATED REVENUE FUND AND PUBLIC WORKS FUND BILL :—Mr. Speaker reported the following Message from the Legislative Council :—
MR. SPEAKER,—
The Legislative Council having this day agreed to the Bill, intituled “*An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909–1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan*,”—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 21st July, 1909.
F. B. SUTTON,
President.
9. WIDTH OF TIRES BILL :—
(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair; and the House resolved itself into a Committee of the Whole, to consider the expediency of bringing in a Bill to regulate the width of the tires of vehicles and traction engines, and the weight of such vehicles and engines and of their loads; to regulate the use of such vehicles and engines on public roads, and their construction if so used; and for purposes consequent thereon and incidental thereto.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be *now* received.
The Chairman then reported the resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to regulate the width of the tires of vehicles and traction engines, and the weight of such vehicles and engines and of their loads; to regulate the use of such vehicles and engines on public roads, and their construction if so used; and for purposes consequent thereon and incidental thereto.
On motion of Mr. Lee, the resolution was read a second time, and agreed to.
(2.) Mr. Lee then presented a Bill, intituled “*A Bill to regulate the width of the tires of vehicles and traction engines, and the weight of such vehicles and engines and of their loads; to regulate the use of such vehicles and engines on public roads, and their construction if so used; and for purposes consequent thereon and incidental thereto*,”—which was read a first time.
Ordered to be printed and read a second time To-morrow.
- The House adjourned at half-past Eleven o'clock, until To-morrow at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales,

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 22 JULY, 1939.

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

QUESTIONS :—

(1.) Immigration and Closer Settlement :—*Mr. McGowen*, for *Mr. Kelly*, asked the Secretary for Lands,—How many immigrants have been able to establish themselves on the land as a result of the Government repurchase policy?

Mr. Moore answered,—Five English immigrants secured farms on Myall Creek settlement purchase area. At present Government assistance is confined to immigrants who are farm labourers.

(2.) Main Outfall Sewer, Long Bay :—*Mr. Taylor* asked the Secretary for Public Works,—When does he expect to be in a position to call for tenders for the construction of the main outfall sewer to Long Bay?

Mr. Lee answered,—Tenders can be invited so soon as funds for the work have been voted.

(3.) Leave of Absence to Police :—*Mr. Dacey* asked the Colonial Secretary,—

(1.) With reference to the replies given on the 14th instant regarding leave to the Police Force, is it a fact that, in addition to the leave of absence stated to be given to the London police, they also receive two days each month?

(2.) Has the Home Secretary recently decided to arrange that the London Police Force shall in future only work six days in each week?

(3.) Will he consider if it would be in the interest of the Police Force and the public if a similar arrangement could be made in the cities and larger towns of this State?

(4.) In view of his statement that he prefers increasing the pay of the police, will he consider the question of increasing the pay for six days a week, and leave of absence without pay for the seventh?

Mr. Wood answered,—

(1.) The Inspector-General of Police has informed me that, since the reply was given to the Question on the 14th instant, he has learned that leave is granted to inspectors, sergeants, and constables in the London Police twice a month, one day to be on a Sunday when practicable.

(2.) The Government has recently approached the Home Authorities with a view of ascertaining what leave is granted, and under what conditions. Nothing is known here beyond newspaper reports.

(3.) The police of this State are working under far better conditions than those of London, as regards climate, pay, pension, and other concessions.

(4.) No.

(4.) Ingress and Egress for Crowded Ferry Services :—*Mr. E. M. Clark* asked the Colonial Treasurer,—

(1.) Is it a fact that the Sydney Harbour Trust Commissioners have lately suggested an improved method of ingress and egress for crowded ferry services, and has this been considered necessary in the interests of public safety?

(2.) Is it a fact that the matter has been referred to the Sydney Ferries Company for its approval or otherwise?

(3.) Has a reply been received from the Company, and what action do the Sydney Harbour Trust Commissioners intend taking?

Mr. Waddell answered,—I am informed :—

(1.) That for the safety and convenience of the public, the Sydney Harbour Trust Commissioners have lately suggested an improved method of ingress and egress for crowded ferry services.

(2.) Yes.

(3.) A reply has been received from the Company, and the matter is still under consideration.

(5.)

22nd July, 1909.

(5.) Tramway, McMahon's Point (property of Sydney Ferries, Limited) to Crow's Nest:—Mr. E. M. Clark asked the Secretary for Public Works,—

- (1.) When will the tramway extension from McMahon's Point to the Crow's Nest be completed?
- (2.) What was the estimated cost of that portion of construction and levelling on the property of the Sydney Ferries Company at McMahon's Point, and has the Company also asked the Department to pay half the cost of a waiting-room on this property?
- (3.) Was any written agreement or lease entered into with the Company protecting public interests?
- (4.) Was one of the conditions of the construction of this tramway that the Company should run a ten minutes' service, equal to the present one at Milson's Point; and is it a fact that the Company consented to do so?
- (5.) Is it a fact that the Company now repudiates that arrangement, and proposes to run only a quarter hour service?
- (6.) Will the construction of the terminus of this tramway on the Ferry Company's property prevent the Government from doing other in the matter than as dictated by the Company; and, if so, in what way?

Mr. Lee answered,—

- (1.) About the end of August.
- (2.) No estimate was prepared of this particular portion. The Company asked for payment of half the cost of waiting-room, but are only to receive half the cost of lavatory accommodation.
- (3.) The formal lease has not yet been executed, but negotiations therefor have been practically completed.
- (4.) No.
- (5.) The Company agreed to run a service not exceeding fifteen minutes.
- (6.) The Company will lease to the Government, for a term of 999 years, at a nominal rental, certain land at McMahon's Point, and the Government undertake to construct and maintain the tramway.

(6.) Bookmakers in the City:—Mr. E. M. Clark asked the Colonial Secretary,—

- (1.) Is it a fact that numerous bookmakers are established in city offices for the purpose of betting; and will he obtain legal opinion as to whether this is a violation of the Gaming and Betting Acts?
- (2.) Is it a fact that bookmakers are employed as perambulating bettors around city club and hotel bars; and will he obtain legal opinion as to whether this also is a violation of the Gaming and Betting Acts?
- (3.) What steps, if any, are the police taking to prevent a return to a system of shop and street betting; and was this system responsible for the passing of the Gaming and Betting Acts?

Mr. Wood answered,—

- (1.) It has been reported to me that bookmakers who do a large business on the various racecourses have offices in the city, which are not used for the purpose of betting; neither are they frequented by the public.
- (2.) No. Prosecutions were instituted in five cases of street betting recently—one in an hotel bar—all the defendants being fined.
- (3.) Three shops suspected of carrying on betting business have been quarantined, under the provisions of section 8 of the Gaming and Betting Act, 1906. Suspected premises are kept under close observation, and immediate action taken when the necessary evidence is obtained.

(7.) Conditional Leases in Gunnedah Land District:—Mr. Collins asked the Secretary for Lands,—

- (1.) Is it a fact that the rentals of certain conditional leases in the Gunnedah Land District, which were recently referred by the Department to the Local Land Board for reappraisal as a result of the expiration of the first fifteen years' tenure, were increased as follows:—From 2½d. to 1s., 2½d. to 1s. 10d., 2d. to 1s. 3d., 2d. to 2s. 7d., 1½d. to 1s. 6d., 2d. to 1s. 6d., 2½d. to 2s. 3d., 1½d. to 1s. 2d., 2½d. to 1s. 8d., 2½d. to 1s. 5½d., 2½d. to 3s. 5d., 2½d. to 2s. 9d., 3d. to 3s. 5d.?
- (2.) Is it also a fact that in another case the lessee was originally paying 1½d. per acre, the Crown asked 3s. 4d., and, upon the case being strongly fought by counsel, the rent was ultimately fixed by the Board at 3d. per acre?
- (3.) Will he state why the Board fixed upon this rental in this particular case, and not in the others?
- (4.) Is it a fact that the greater portion of these lands are situated over 30 miles from a railway?
- (5.) Will he state upon what basis these lands were valued, and who was the officer who valued same?
- (6.) If the above circumstances are correct will he take the necessary steps to have the cases referred to sent back to the Local Land Board, in order that further consideration may be given to these alleged excessively high rentals, and thus avoid the necessity of putting the lessees to the expense and trouble of appealing to the Land Appeal Court?
- (7.) Will he also consider the advisableness of altering the present system of valuing Crown lands and of appointing practical men to carry out the work in justice to the men, who are struggling to make a living off the land?

Mr. Moore answered,—

- (1.) Yes; so far as can be identified.
- (2 and 3.) No such case has reached Head Office, but inquiry will be made. It is thought, however, that the details of the Question are not correct.
- (4.) The lands in the cases identified are from 5 to 30 miles from the railway station.
- (5.) I understand the land was appraised on its productive capabilities. Mr. Staff Surveyor Nowland carried out the duty of appraiser, so far as the cases are concerned that have reached the Head Office.
- (6.) If the parties are aggrieved they should appeal, and if they are too late I will waive my objection on that score, provided application is made without delay.
- (7.) In very many cases practical experts outside the Department are employed to make valuations, and this practice will be extended as far as possible.

(8.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd July, 1909.

- (8.) Proposed Alteration of Schedule, Industrial Disputes Act :—Mr. Carmichael asked the Premier,—
- (1.) Is it the intention of the Government to take steps to insert in the Schedule to the Industrial Disputes Act certain trades that were overlooked in the amending Act?
 - (2.) Has he received applications from the employees engaged in cement-making, broom and brush manufacturing, and slaters, tilers, and shinglers, to be placed on the Schedule of the Act?
 - (3.) Is it a fact that the said three groups of industries were registered under the old Arbitration Act?

Mr. Wade answered,—Applications have been received for the inclusion of certain trades in the Schedule to the Act. The amendment of the Schedule will be considered at the first practicable opportunity.

- (9.) Lambton Public School :—Mr. Cann, for Mr. Edden, asked the Secretary for Public Works,—Will he state when tenders will be called to carry out the suggested improvements at the Lambton Public School?

Mr. Lee answered,—Within three weeks.

- (10.) Subscriptions to "Dreadnought" Fund :—Mr. Beeby asked the Premier,—
- (1.) Is it a fact that a fund alleged to amount to nearly £100,000 has been subscribed by private citizens for the purchase of a "Dreadnought"?
 - (2.) Is he in possession of any information as to the actual amount subscribed to this fund?
 - (3.) Is it a fact that a considerable sum of money alleged to have been subscribed has only been promised, and has not been paid into the fund?
 - (4.) Is it a fact that all police officers of the State were asked either by the Inspector-General of Police, or some responsible officer, to subscribe one day's pay to the fund?
 - (5.) Will he take steps to prevent appeals of this nature being made by superior officers to their subordinates?
 - (6.) Is it proposed to introduce legislation to compel the originators of special funds for charitable and public purposes to submit their accounts for audit by some Government official?
 - (7.) Will the Government consider a proposal to grant a £ for £ subsidy to the "Dreadnought" fund on the understanding that the whole amount will be handed to the Federal Government for the purposes of local defence?

Mr. Wade answered,—

- (1.) I understand that certain moneys have been subscribed.
- (2.) No.
- (3.) I am not aware.
- (4 and 5.) I am informed that subscriptions were made throughout the Public Service on patriotic grounds, and police who felt inclined to do so were asked to contribute—a day's pay being suggested. It was purely a voluntary matter, and quite immaterial to the Inspector-General whether they contributed or not.
- (6.) Not at present.
- (7.) No. It is the province of the Commonwealth to deal with matters of local defence.

2. THE COUPON SYSTEM :—Mr. Taylor presented a Petition from certain grocers, bootmakers, butchers, and drapers, being retailers of Sydney and Suburbs, representing that the burden borne by Petitioners under legitimate conditions, has been greatly increased by the advent of the Coupon System; that Petitioners feel assured that their wail of lament, arising out of the compulsory distribution of Coupons, has been heard by Honorable Members to a greater extent than has come under their notice by reading the Report of the Select Committee on the Coupon System; that Petitioners feel keenly their position in having to bring this question under notice, but, so great is the burden which the Coupon System imposes, that they would be wanting in moral courage and good citizenship if they did not ask the House to remove it; that Petitioners are not all Coupon distributors, but are all sufferers under the System, because the distributors have to refund more value than the increased turnover produces, and the non-distributors lose what, under fair trading conditions would be theirs, and praying the House to, in all cases, enforce the humane law, that man shall live by the sweat of his own brow.

Petition received.

3. LEASE CONVERSION AND LAW AMENDMENT BILL (*Formal Motion*):—Mr. E. M. Clark moved, pursuant to Notice, That the Lease Conversion and Law Amendment Bill, which was introduced in the Assembly during a previous Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.

Question put and passed.

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

4. FIRE BRIGADES BILL :—Mr. Wade, on behalf of Mr. Wood, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts; and for purposes consequent thereon or incidental thereto.

Question put and passed.

22nd July, 1909.

5. OLD-AGE PENSION (REPEAL) BILL:—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to repeal the Old-age Pensions Act, 1900; to amend the Invalidity and Accidents Pensions Act, 1907; and for other purposes. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to repeal the Old-age Pensions Act, 1900; to amend the Invalidity and Accidents Pensions Act, 1907; to provide for special medical examination in certain cases; and to extend the provisions of that Act to make it apply to cases not thereunder provided for; and for other purposes.

On motion of Mr. Waddell, the resolution was read a second time, and agreed to.

6. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Second Report from the Printing Committee.

7. FORESTRY BILL:—The following Message from His Excellency the Governor was delivered by Mr. Perry, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 9.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products, and of stone, earth and other material; for regulating sawmills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act of 1898; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 22nd July, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

8. CLOSER SETTLEMENT—COREEN AND BACK PADDOCK PORTIONS OF GUNAMBIL ESTATE:—Mr. Mocre moved, pursuant to Notice, That, subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor agreeing with the owner of the land situate near Clear Hills and Daysdale, being the Coreen and Back Paddock portions of the Gunambil Estate, partly within and partly without the 15 miles limit of the approved railway line from Lockhart to Clear Hills, which was resumed by *Gazette* notice of the 13th day of January, 1909, that the price to be paid for the said land shall be the sum of £140,000, which sum shall include the said land, together with any improvements thereon.

Debate ensued.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 13.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 27 JULY, 1909.

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

CONSOLIDATED REVENUE FUND AND PUBLIC WORKS FUND BILL:—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 10.

A Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,*"—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 His 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.

State Government House,
Sydney, 23rd July, 1909.

2. THE SERJEANT-AT-ARMS:—Mr. Speaker reported that he had received a Commission in favour of William Sydney Christie, Esquire, who had been appointed by the Governor and Executive Council, Serjeant-at-Arms to the Legislative Assembly, in the room of Laurence Joseph Harnett, Esquire, retired.
Mr. Speaker then administered to William Sydney Christie, Esquire, the Oaths of Allegiance and of Office, respectively, as Serjeant-at-Arms to the Legislative Assembly of New South Wales.

3. QUESTIONS:—

- (1.) Victoria Military Barracks, Sydney:—Mr. Meagher asked the Premier,—
(1.) In view of the projected extensive improvements of Sydney by the widening of streets and other methods, is it intended that the Federal Government should be allowed to retain the Military Barracks in Oxford-street, Paddington?
(2.) Has the substitution of another site for these Barracks formed the subject of correspondence and discussion between the Federal and State Governments?
(3.) Will he have a report made as to the value of the premises and lands comprised in the Barracks, (apart from the question of valuation for transfer purposes, recently arrived at by a Federal Interstate Committee), having in view the suitability of the site for building purposes, and allowing a necessary portion for street-widening purposes?

Mr. Wade answered,—

- (1.) The Victoria Barracks are vested in the Commonwealth by virtue of the Federal Constitution Act. The State, therefore, has no control over this area.
(2.) The question of removing the Barrack premises to another site was brought before a previous Government and formed the subject of interviews and correspondence with the Federal authorities, who could not see their way clear to grant the request.
(3.) It would be useless to obtain a special valuation in view of the above answers, but negotiations are being carried on with the Federal Government with a view to obtaining a frontage area facing Oxford-street. The question of widening Oxford-street will form part of these negotiations.

- (2.) Crown Lands suitable for Settlement, Gloucester Electorate:—Mr. Price asked the Secretary for Lands,—
(1.) Is it a fact that there is a large area of land locked up in unnecessary railway and other reserves in the Gloucester Electorate?

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- (2.) What is the area of Crown lands in the counties of Hawes, Gloucester, Durham, Macquarie, and Brisbane?
- (3.) Is it a fact that a considerable area of such land is suitable for settlement?
- (4.) What steps are being taken to open up such lands?
- (5.) Will he arrange for expediting the survey and opening up of such Crown lands?
- Mr. Moore answered,—
- (1.) No. The total approximate area of reserves in the Gloucester Electorate is 403,500 acres. About 280,000 acres of this area is covered by forest reserves which are nearly all classified as permanent; the balance, about 123,500 acres, is covered by the following reserves:—Mining, 42,400 acres; water, 10,900 acres; travelling stock, 14,100 acres; railway, 1,000 acres; and miscellaneous, 55,100 acres.
- (2.) Approximately, 1,500,000 acres of Crown lands not reserved, and 2,500,000 acres of Crown lands, including reserves.
- (3.) Yes.
- (4.) Since 13th January, 1904, the area of Crown lands made available for settlement amounts to 272,740 acres, approximately, and steps are being taken to make further areas available.
- (5.) Yes; as far as practicable.
- (3.) Tarce Public School:—Mr. Price asked the Minister of Public Instruction,—
- (1.) Was it decided to carry out necessary alterations in connection with the Tarce Public School and teacher's residence?
- (2.) Were tenders called for same; if so, have such tenders been accepted?
- (3.) Will he expedite the acceptance of the tenders and the carrying out of the work?
- Mr. Hogue answered,—
- (1.) Yes.
- (2 and 3.) Yes. I have approved of a tender being accepted.
- (4.) Public Wharf, Nelson's Bay:—Mr. Price asked the Secretary for Public Works,—
- (1.) Is it a fact that the trade of the Gloucester District and Port Stephens is being prejudiced by the want of a suitable public wharf at Nelson's Bay?
- (2.) What steps are being taken with the view to the erection of a new wharf?
- Mr. Lee answered,—
- (1.) I am not aware that the trade of the district is being prejudiced through want of a wharf.
- (2.) Tenders for a new wharf close on 13th September next.
- (5.) Kimbriki Public School:—Mr. Price asked the Minister of Public Instruction,—
- (1.) Is it a fact that the school and teacher's residence, Kimbriki Public School, are in a very bad and dilapidated state?
- (2.) Will he give instructions for the necessary improvements and painting in connection with the buildings to be carried out; if so, when?
- Mr. Hogue answered,—
- (1.) It has been reported that the premises are in need of painting and some repairs of a minor character.
- (2.) Yes; as soon as possible.
- (6.) Wingham Public School:—Mr. Price asked the Minister of Public Instruction,—
- (1.) Is it a fact that the Wingham Public School buildings are totally inadequate to meet present requirements?
- (2.) Were representations made to him through the Honorable Member for Gloucester and the Secretary for Public Works?
- (3.) What steps are being taken to carry out the necessary improvements, and will he expedite the matter?
- Mr. Hogue answered,—
- (1.) No. There is sufficient accommodation in the existing building for the present enrolment of pupils.
- (2.) Yes.
- (3.) The question of making necessary improvements to the building is now receiving attention.
- (7.) Bridge across Narrabri Creek:—Mr. Collins asked the Secretary for Public Works,—
- (1.) When was the bridge across the Narrabri Creek erected?
- (2.) Is it a fact that it is at present unfit for traffic, and a source of danger to the public?
- (3.) Are tenders to be invited for a new structure; and, if so, when?
- Mr. Lee answered,—
- (1.) In 1877.
- (2.) Bridge was recently repaired pending re-erection.
- (3.) Yes; probably in September.
- (8.) Police Buildings, Carinda:—Mr. Collins asked the Secretary for Public Works,—Will he state when tenders will be invited for new police buildings at Carinda?
- Mr. Lee answered,—Tenders will be invited so soon as funds have been voted.
- (9.) Conversion of Mortgaged Homestead Selections and Settlement Leases:—Mr. Kelly asked the Secretary for Lands,—
- (1.) Is it a fact that the Government Savings Bank Commissioners object to the conversion of homestead selections and settlement leases over which they hold mortgage, owing to the provisions of section 25 of the Crown Lands (Amendment) Act, 1908?
- (2.) If so, does he propose to remove this difficulty by remedial legislation?
- Mr. Moore answered,—The matter is being inquired into.

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(10.) Appointment of Superintendent of Manual Training :—*Mr. Darcy*, for *Mr. Lynch*, asked the Minister of Public Instruction,—

- (1.) When is the Superintendent of Manual Training to be appointed?
- (2.) Is it a fact that applications were received on 6th December, 1908?
- (3.) Is the choice to be determined by examination or otherwise?

Mr. Hogue answered,—

- (1.) The appointment of a Superintendent of Manual Training is now under the consideration of the Public Service Board.
- (2.) Yes.
- (3.) No examination is proposed. The choice will be determined by the qualifications and previous experience of the applicants.

(11.) Woolgoolga Jetty :—*Mr. Briner* asked the Secretary for Public Works,—Is it proposed to carry out any further improvements at Woolgoolga Jetty, and, if so, what works are proposed and when will they be undertaken?

Mr. Lee answered,—Further improvements proposed are—(1) re-erection of a 5-ton steam derrick crane at the shore end of the jetty; (2) putting a new loop in tramline at the outer end of the jetty; (3) awning to cargo shed and wharfinger's office; (4) new waiting shed; and (5) new landing stage. Plans and specifications are almost completed; works will be carried out as soon as funds are made available.

(12.) Capital Values of Crown Lands available for Conditional Purchase Lease, Dorrigo District :—*Mr. Briner* asked the Secretary for Lands,—

- (1.) Is it a fact that the capital values of Crown lands made available on 22nd July, for conditional purchase lease at Dorrigo, ranged from £3 10s. to £6 per acre?
- (2.) Who fixed these values, and how were the amounts arrived at?
- (3.) Is the land improved in any way, or what is its character as regards soil, timber, &c.?
- (4.) What is the distance from Sydney?
- (5.) The distance from the nearest railway station connected with Sydney?
- (6.) What is the nearest seaport, and how is it reached?
- (7.) Are the values named the highest known in the State for lands so situated and made available for settlement?

Mr. Moore answered,—

- (1.) Yes.
- (2.) The values were fixed on the recommendations of the inspecting surveyor and district surveyor.
- (3.) The land is not improved; it is of volcanic formation, the soils varying from light to rich black; the timbers consist of gum, tea-tree, oak, and dense brush.
- (4.) About 260 miles.
- (5.) About 70 miles from Armidale.
- (6.) Bellingen Heads, distant about 35 miles.
- (7.) It is believed not, but the Question is not sufficiently definite. I may remind the Honorable Member that, so far as the selector is concerned, the prices are practically provisional, as he has a right of appraisalment.

(13.) Shipping Facilities, Coff's Harbour :—*Mr. Briner* asked the Secretary for Public Works,—What improvements are proposed to be carried out at Coff's Harbour in connection with the jetty and facilities for shipping, and when will tenders be invited?

Mr. Lee answered,—Re-erection of a 5-ton steam derrick crane at the shore end of the jetty, duplication of tramline, extension of timber ramp, and the widening of jetty on one side near the 7½-ton steam crane, and providing of a small locomotive for the haulage on the jetty. Plans and specifications are almost completed, and tenders will be invited as soon as funds are available.

(14.) Appointment of Chief Commissioner for Railways :—*Mr. Briner* asked the Premier,—For the information of Honorable Members, will he lay upon the Table of this House all papers and correspondence relating to the appointment of *Mr. Johnson* as Chief Commissioner for Railways?

Mr. Wade answered,—As the papers deal with the comparative merits of a number of persons it is not desirable to make their contents public.

(15.) Tramway and Ferry Service to Mosman :—*Mr. E. M. Clark* asked the Colonial Treasurer,—

- (1.) Is it a fact that strong representations have been made to the Railway Commissioners in favour of a twenty minutes tram service all day between Mosman and North Sydney; and do they approve of it?
- (2.) Is it a fact that the Sydney Ferries Company have either declined to run their Mosman ferry service to suit such extension, or are delaying the matter to an indefinite period?
- (3.) Is it a fact that the matter of the Cremorne extension, now being considered by the Public Works Committee, has been urged by the Railway Commissioners as a relief to the great strain of traffic on this line?
- (4.) What steps, if any, are being taken to insist on the ferry company meeting the proposed time table referred to, or can no persuasion be used upon that body to comply with what appears to the Railway Commissioners to be in the interest of public convenience?

Mr. Waddell answered,—

- (1 and 2.) I am informed that representations have been made to the Chief Commissioner in favour of a twenty minutes tram service, and the Ferry Company was asked if they could arrange a twenty minutes steamer service; but the Directors of the Company decided that owing to the very light traffic

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traffic between 9.35 a.m. and 4 p.m. a twenty minutes service was not warranted. In view of the boat service being half-hourly during the greater portion of the day, the Chief Commissioner does not propose to run, under present circumstances, a more frequent tramway service.

(3.) Yes.

(4.) The matter is one which is under the control of the Ferry Company.

(16.) Railway, Forbes to Stockinbingal:—*Mr. Carmichael*, for *Mr. Lynch*, asked the Secretary for Public Works,—

(1.) When does he purpose referring to the Parliamentary Standing Committee on Public Works the proposal to construct a line of railway from Forbes to Stockinbingal?

(2.) Will such investigation cover the whole question of cross country lines?

Mr. Lee answered,—

(1.) Will be dealt with by Cabinet with other works when considering public works proposals.

(2.) No.

(17.) Working Hours, Police Department:—*Mr. Dooley* asked the Colonial Secretary,—

(1.) Is it a fact that certain clerks and others in the Police Department are regularly working shifts of twenty-four hours?

(2.) If so, what is the reason for compelling men to work such unreasonably long hours?

(3.) Is it his intention that this practice shall be discontinued?

(4.) If so, when will the reduction in working hours commence?

Mr. Wood answered,—

(1.) Station-sergeants and reserve constables do duty in reliefs of twenty-four hours on and twenty-four hours off. They are not working half the time, but their presence is necessary at the station. They are relieved two hours for meals and four hours for sleep.

(2.) There is no compulsion about it. Any police so employed can go to general duty if desired and all the police so employed prefer such employment to general duty.

(3.) Some time ago police performing duty in three shifts of eight hours each asked to be allowed to revert to the twenty-four hours system.

(4.) See replies 2 and 3.

(18.) Standing Orders Committee:—*Mr. J. C. L. Fitzpatrick* asked the Premier,—Will he confer with *Mr. Speaker* with a view to convening a meeting of the Standing Orders Committee with the object of introducing new, and amending existing Standing Orders, providing—(1) that a motion for leave to introduce a Bill shall be taken as formal; (2) that a motion for leave to reinstate a Bill at the stage reached when its progress was interrupted by the close of a preceding Session, shall be taken as formal; (3) that answers to Questions, of which notice has been given, shall be furnished in printed form on the business sheet from day to day, instead of by word of mouth by Ministers, as is the custom at present?

Mr. Wade answered,—Under the terms of the appointment, *Mr. Speaker* has power to convene a meeting of the Standing Orders Committee; but the Committee has no power to consider any proposal to amend the Standing Orders unless authorised by the House.

(19.) Sand-shifting for Unemployed at Kensington:—*Mr. McNeill* asked the Secretary for Public Works,—Is it a fact that his Department has made arrangements with the State Labour Bureau to put men on sand-shifting at Kensington, at the rate of 2½d. per yard; if so, why?

Mr. Lee answered,—Labourers are offered work on Crown land at Kensington in preparation for sale, and at rates of wages, piece-work, that will enable them to earn current wages. None so employed are immigrants.

4. THE COUPON SYSTEM:—*Mr. Taylor* presented a Petition from certain residents of New South Wales, representing that Petitioners are supporters of the Coupon System; that they prefer this system of obtaining discount on their purchases to any other form of discount, and are quite satisfied with the value of the goods which they receive in exchange for coupons; that Petitioners have heard that an attempt is being made to have legislation introduced to do away with the present practice of issuing coupons; that if such legislation is introduced, Petitioners will suffer loss by being unable to obtain a discount in the form referred to on their cash purchases, and the inducement offered them to pay cash will be suppressed; and praying the House to reject any such legislation.
Petition received.

5. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—*Mr. Ball*, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table,—

(1.) *Electric Tramway, Waverley to Bronte*:—Report, together with Minutes of Evidence, relating to the proposed electric tramway from Waverley to Bronte.

(2.) *Electric Tramway, Military-road North Sydney to Cremorne Point*:—Report, together with Minutes of Evidence and Plan, relating to the proposed electric tramway from the Military-road, North Sydney, to Cremorne Point.

(3.) *Railway, Moree to Mungindi*:—Report, together with Minutes of Evidence and Plan, relating to the proposed railway from Moree to Mungindi.

Referred by Sessional Order to the Printing Committee.

6. PAPER:—*Mr. Wood* laid upon the Table,—Additional Regulations under the Noxious Trades Act, 1902.

Referred by Sessional Order to the Printing Committee.

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7. **ELECTORAL LAW AMENDMENT—THE HARE-SPENCE SYSTEM**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Ball, "That, in the opinion of this House, the Electoral Act of this State should be amended to provide for effectual voting by the adoption of what is known as the Hare or Hare-Spence system of voting,"—
And the Question being again proposed,—
The House resumed the said adjourned Debate.
Mr. J. C. L. Fitzpatrick moved, "That the Question be now put."
Question,—That the Question be now put,—put and negatived.
Debate continued.
Motion, by leave, withdrawn.
8. **POSTPONEMENT**:—The Order of the Day for the second reading of the Lease Conversion and Law Amendment Bill postponed until Tuesday, 10th August.
9. **CRIMES (GIRLS' PROTECTION) BILL**:—The Order of the Day having been read,—Colonel Onslow moved That this Bill be now read a second time.
Mr. Arthur Griffith moved, That this Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until To-morrow.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 14.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 28 JULY, 1909.

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

QUESTIONS:—

- (1.) Premises rented by the Government:—Mr. Beeby asked the Premier,—What public offices within the City of Sydney are rented from private owners, and what rents are paid therefor?

Mr. Waddell answered,—I will lay this information upon the Table to-morrow in the form of a return.

- (2.) Electric Signalling System, Central Railway Station:—Mr. Beeby asked the Colonial Treasurer,—
(1.) When was the installation of the electric signalling system at the Central Railway Station completed?

(2.) Has the plant been used since completion?

(3.) If not, what reason is offered by the officers responsible for the installation of the plant?

Mr. Waddell answered,—The installation is not yet completed.

- (3.) Chief Draftsman, Land Titles Office:—Mr. Beeby asked the Attorney-General and Minister of Justice,—

(1.) Is it a fact that the leave of absence granted to the late Chief Draftsman of the Land Titles Office expired on the 1st June last?

(2.) When is it proposed to appoint that officer's successor?

(3.) Is it a fact that the failure to appoint a successor is preventing the promotion to which a number of other officers are entitled?

Mr. Wade answered,—The Honorable Member's Questions probably refer to the late Draftsman-in-Charge, who was retired through ill-health, on 1st June, 1908. His successor was appointed shortly afterwards. This has opened the way to the promotion of other officers, which has not yet been dealt with finally, but probably will be at an early date.

- (4.) Gratuity to Widow of the late John Kevin, Inspector of Schools:—Mr. Beeby asked the Minister of Public Instruction,—

(1.) (a) Is it a fact that John Kevin, late Inspector of Public Schools, was in the Public Service for about thirty years, and during the greater portion of that period paid subscriptions into the Superannuation Fund; and (b) what amount was paid by him to the said fund?

(2.) Did his death occur just prior to the age at which he could have claimed a retiring allowance?

(3.) Is it a fact that the widow of the deceased inspector is in very poor circumstances, and will he reopen the question of granting her a gratuity?

(4.) Is it a fact that the Department at one time recommended the payment of a gratuity of £200 to her?

Mr. Hogue answered,—

(1.) The late Mr. Kevin's length of service was forty-one and a half years; he contributed to the Superannuation Fund during eighteen and three-quarter years; and his total payments to the fund were £359 11s. 11d.

(2.) He died when nearly 59 years of age. Had he lived until attaining the age of 60 years he could then have retired on a pension, but upon his decease such pension would terminate and his representatives would have no claim on the fund.

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(3 and 4.) I am not aware of the widow's present circumstances. It was at one time recommended that she should receive a gratuity not exceeding the amount of six months' salary of her late husband, but she was shortly afterwards appointed as a sewing mistress in a public school, which position she resigned on 31st October, 1906, owing to ill-health. Any reopening of the matter would have to be considered in connection with other cases of a similar nature that have been brought before the Government.

(5.) Railway Offices, Montagu Buildings :—Mr. Beeby asked the Colonial Treasurer,—

(1.) Is it a fact that the Railway Commissioners are about to occupy a portion of Montagu Buildings; and, if so, what is the term of the lease and the rent therefor, and for what purposes are the premises to be occupied?

(2.) Is it a fact that the Railway Commissioners have taken a lease of Longueville-terrace, in Young-street, Sydney; if so, for what period, and at what rent?

Mr. Waddell answered,—

(1.) I am informed that some of the tramway staff under the Chief Commissioner for Railways and Tramways occupy portion of Montagu Chambers, but the property belongs to the Chief Commissioner.

(2.) Yes; for five years at a net rental of £400 per annum for the accommodation of the Solicitor for Railways and staff, and other purposes.

(6.) Cab-drivers' Working Conditions :—Mr. Dacey, for Mr. Hollis, asked the Premier,—

(1.) Is it a fact that under the definition given in the Schedule of the amended Industrial Disputes Act, the majority of men who drive cabs in the Metropolitan area cannot obtain relief under the Wages Board granted to their calling owing to the cab and horse being rented from the owner?

(2.) Will he amend the Schedule in this particular, so that the Act can apply to all cab drivers, whether they rent the cabs, or are paid wages?

Mr. Wade answered,—The Boards appointed under the Industrial Disputes Act have jurisdiction to inquire into disputes in those cases only where relation of employer and employee exists.

(7.) Permanent and Perpetual Trustee Companies :—Mr. Dacey, for Mr. Cann, asked the Colonial Treasurer,—

(1.) Has section 20 of the Permanent Trustee Company of New South Wales (Limited), Act, 1888, been enforced; if so, what is the total amount held by the Treasury under that provision; and in what number of estates?

(2.) Will he give the same information in reference to the Perpetual Trustee Company?

(3.) Has the Treasurer taken action under section 22 of each of the Companies' Acts; with what result?

Mr. Waddell answered,—

(1 and 2.) Lodgments have been made from time to time in obedience to the directions contained in section 20 of each of the Companies' Acts. Total amount now under the custody of the State Debt Commissioners to whom the Testamentary and Trust Fund with other Trust Accounts were handed over by the Treasurer under the State Debt and Sinking Fund Act, 1904, is £807 1s. 2d., which includes interest earned, and is made up as follows :—£296 8s. 6d. on account of Permanent Trustee Company (Limited), representing one estate, and £510 12s. 8d. on account of Perpetual Trustee Company (Limited), representing seven estates. Reports are sent half-yearly to the Commissioners by the Companies, when there are no unclaimed balances in their hands.

(3.) It has not been found necessary to take any action under section 22 of the Companies Act.

(8.) Ghoolendaadi Estate, near Boggabri, for Closer Settlement :—Mr. Collins asked the Secretary for Lands,—Has he received the report of the Northern Advisory Board on the proposed acquisition of Ghoolendaadi Estate, near Boggabri; if so, what further action is it proposed to take in regard to same?

Mr. Moore answered,—The Northern Advisory Board has not yet reported upon this estate.

(9.) Grafton-Casino Railway :—Mr. McFarlane asked the Colonial Treasurer,—

(1.) What were the receipts and expenditure for the Grafton-Casino Railway for the year ended 30th June last?

(2.) What amount has been expended on the Grafton-Casino line in carrying out improvements other than maintenance charges, from the date of taking over the line by the Commissioners, to the 30th June last?

Mr. Waddell answered,—This information will take some little time to prepare, and I invite the Honorable Member to move for it in the form of a return.

(10.) Nymboida Water Supply Scheme, Grafton :—Mr. McFarlane asked the Secretary for Public Works,—

(1.) When will the Nymboida Water Supply Scheme for the city of Grafton and South Grafton be ready to submit to the Public Works Committee?

(2.) Will he, in view of the urgency of the work, have the proposal submitted to the Public Works Committee early this Session?

Mr. Lee answered,—The surveys are completed. It will take about six weeks to plot surveyors' field notes and prepare detailed estimates. The matter of electric lighting in conjunction with water supply will also require looking into. So that it will be quite two months before the scheme will be ready to submit to the Public Works Committee.

(11.) Darling Harbour Railway Employees :—Mr. Parkes asked the Colonial Treasurer,—

(1.) What was the number and what were the names of salaried officers and wages staff at Darling Harbour railway yards who received increases from 1st July, 1909?

(2.) The names of those recommended for increases who did not receive such?

(3.) From what causes were those recommended refused their increases?

Mr. Waddell answered,—I must ask the Honorable Member to move for the information in the form of a return.

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2.) Sewerage Connection, Canterbury :—Mr. Parkes asked the Secretary for Public Works,—

- (1.) Is it a fact that owing to the criticism of the Honorable Member for Canterbury, the sewerage extension to Fern Hill and Canterbury has been delayed by the Metropolitan Board of Water Supply and Sewerage?
- (2.) Is it a fact that in the Canterbury Municipality the population has now reached 14,000, in Hurstville, 9,000, and in Enfield, 6,000; and that the houses number in Canterbury 2,500, in Hurstville, 1,500, Enfield, 1,000, and that this population is grouped together in close centres?
- (3.) Is there any other equally populous area in the Metropolitan area without sewerage connection?
- (4.) Is it a fact that the areas indicated in Question 2 have no other means of disposing of their sewage other than by casting it upon their own limited building allotments and back yards?
- (5.) Is it a fact that in five years at the rate of present progress, this population will reach 35,000?
- (6.) Is it a danger to the general public to allow these unsewered areas to exist?
- (7.) Will he at once have this work of sewerage carried out?

Mr. Lee answered,—

- (1.) A sewerage scheme for Fern Hill was prepared by the Department last March, and it was pointed out to a deputation by me that the return on capital cost was only about $1\frac{1}{2}$ per cent. The sewerage of Canterbury is now being investigated.
- (2.) Last statistical return (December, 1908), gives as population—Canterbury, 8,850; Hurstville, 6,830; and Enfield, 3,160.
- (3.) Yes, several, viz.: North Botany, Botany, Vacluse, Hunter's Hill, Ryde, Rookwood, Auburn, Granville, and others.
- (4.) Dry-earth pan system in use as in other unsewered localities for removal of night-soil.
- (5.) I cannot say.
- (6.) Possibly it is.
- (7.) A sewerage scheme for the whole of Canterbury and Enfield is now under investigation by the Department with a view to submission to Public Works Committee. Hurstville is included in the Illawarra Suburbs Sewerage Scheme now under construction by the Metropolitan Board of Water Supply and Sewerage.

(13.) Members of Parliament sitting upon Boards, Commissions, or Trusts :—Mr. Parkes asked the Secretary for Public Works,—

- (1.) Does the Constitution preclude Members of the State Parliament from sitting upon the Railway Commission and the Sydney Harbour Trust?
- (2.) If so, upon what grounds?
- (3.) What are the principles of distinction which allow Members of the State Parliament to sit upon the Metropolitan Board of Water Supply and Sewerage, such being a Government Department?

Mr. Lee answered,—

- (1 and 2.) The Constitution Act precludes Members of Parliament from holding an office of profit under the Crown, except as a Minister.
- (3.) The Metropolitan Water and Sewerage Act specially provides that the office of an elected member of the board shall not be deemed to be an "office of profit under the Crown."

(14.) Congested State of the Railways :—Mr. Parkes asked the Colonial Treasurer,—In view of the immediate need of meeting the congested state of the railways, will the Government take into consideration the following scheme :—

- (1.) That the Sydenham-Bankstown line be projected $4\frac{1}{2}$ miles further to connect with the Main Southern Line at Liverpool?
- (2.) That a line of double rails be constructed from Belmore, $2\frac{1}{2}$ miles, to Flemington?
- (3.) That the Illawarra line be connected with Belmore by a line leaving Hurstville or Penshurst?
- (4.) That a double line be carried from Ashfield to Glebe Island?
- (5.) That the whole of the Southern and South Coast traffic be thus taken off the western suburban track, obviating the further resumption and costly addition of lines of rails to that section of line?

Mr. Waddell answered,—The schemes suggested by the Honorable Member have already been under review and are being considered in connection with the policy of further railway extensions.

(15.) Conference respecting Railway Rates :—Mr. G. A. Jones asked the Premier,—

- (1.) Did the Conference between the Premier of Queensland and himself take place upon the question of railway charges?
- (2.) If so, was any agreement arrived at, and what, if any, are the details of such agreement?

Mr. Wade answered,—

- (1.) Yes.
- (2.) The terms of the agreement have now been adopted by both Governments, and when the document has been executed its provisions may be made available.

(16.) Revision of Electoral Rolls :—Mr. G. A. Jones asked the Colonial Secretary,—

- (1.) Is it his intention to have a fresh collection and revision of the Electoral Rolls prepared before the General Election of 1910?
- (2.) Is it a fact that many deputy-registrars who keep rolls reside many miles from the centres of voting districts, thus rendering it impracticable for electors to view the rolls and get their names upon the list?

Mr. Wood answered,—

- (1.) Yes.
- (2.) It has already been determined to give additional facilities to electors to inspect rolls.

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(17.) Rocky Creek and Strathbogie Improvement Leases :—Mr. G. A. Jones asked the Secretary for Lands,—

(1.) When will the forfeited improvement leases on Rocky Creek and Strathbogie Holdings be made available for settlement?

(2.) Is it proposed to make the whole of the area forfeited available for original or for additional only; if not, what are the particulars of each class, in area and situation?

Mr. Moore answered,—1,505 acres will be available for additional holdings to-morrow, 29th July. Two other blocks of about 1,800 acres each are now being measured with a view to disposal as original holdings. In view of objections by the Mines Department, it is not proposed at present to make the remainder (about 10,000 acres) available for settlement.

(18.) Saturday Half-holiday Commission :—Mr. J. C. L. Fitzpatrick asked the Premier,—

(1.) Will he consider the desirability of extending the scope of the Royal Commission now sitting in connection with the Saturday Half-holiday proposal, with the object of having inquiry made as to the possibility of making such half-holiday universal throughout the State?

(2.) Has he had petitions presented him in favour of this project from the larger towns in the State?

Mr. Wade answered,—

(1.) The Honorable Member's attention is invited to the answer given by me on this point to Question asked by the Honorable Member for Bathurst, on 14th instant.

(2.) A petition in favour of this change has been received from the storekeepers of Orange.

(19.) Reduction of Members, State Parliament :—Mr. J. C. L. Fitzpatrick asked the Premier,—Has he noticed in the daily Press notification that—(1) the Farmers and Settlers' Conference, by an overwhelming majority, on Monday, rejected a proposal "that the Government be asked to reduce the number of Members of the State Parliament"; and (2) that the Chamber of Commerce, at its annual meeting, on the same day, adopted in the annual report the sentiment that "they should oppose any further reduction of Members"?

Mr. Wade answered,—Yes.

(20.) Railway Station-masters acting as Postmasters :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—

(1.) How many railway station-masters are acting postmasters, and what sum per annum, if any, is allowed each for the service rendered?

(2.) What annual sum, in the aggregate, has been paid by the Commonwealth to the State Government for such services, and what portion of this sum has been paid to such stationmasters?

(3.) Are stationmasters appointed postmasters, to sell stamps, postal-notes, &c., to suit the public convenience, and what good reason exists for withholding from them the whole or portion of the allowance made by the Commonwealth Government for this special service?

Mr. Waddell answered,—

(1.) I am informed that at the present time postal duties are performed at 181 railway stations throughout the lines.

(2 and 3.) The amount recovered at the present time from the Commonwealth for the services rendered, including accommodation, is £4,678 per annum. A separate salary is not paid to the railway officers on account of the postal duties, but their railway salary is adjusted according to the extent of the postal business, and the salary paid is deemed to be sufficient for the combined duties.

(21.) Closed Fronts for protection of Drivers on Trams :—Mr. Hollis asked the Colonial Treasurer,—

(1.) How many tram cars are now running on the Metropolitan lines without the closed front protection for the drivers?

(2.) How many have been so fitted during the last twelve months?

(3.) When does he reasonably expect they will all be so fitted?

Mr. Waddell answered,—

(1.) I am informed that 252 cars in traffic have been fitted, and 583 are at present without closed fronts.

(2.) 235.

(3.) As the work can only be done as the cars can be conveniently taken out of traffic, the time necessary to complete must be at least three years.

(22.) Abattoirs at Homebush :—Mr. Henley asked the Secretary for Public Works,—

(1.) How long a time has elapsed since statutory authority was given to purchase a site and build abattoirs at Homebush?

(2.) What was the amount of money paid for the land?

(3.) What amount has been spent to the end of the financial year ended June, 1909, in railways and platforms, levelling site, roads, and general purposes?

(4.) On what date does he propose to have the abattoirs ready for general use?

(5.) Will he urge the completion of the proposed abattoirs and accessories?

Mr. Lee answered,—

(1.) April, 1907.

(2.) £76,670 11s. 10d.

(3.) £56,556 9s. 11d.

(4.) The building operations are expected to cover a period of two and a half years after commencement.

(5.) Yes.

(23.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

28th July, 1909.

(23.) Metropolitan Stock Saleyards :—Mr. Henley asked the Premier,—Will he, in view of the large public interest involved, refer at an early date, the question of building Metropolitan stock saleyards within the area recently purchased by the Government for abattoirs and stock purposes generally to a public inquiry ?

Mr. Wade answered,—Further representations which were recently put before me by a deputation on this subject will be without delay placed before the Government for consideration.

(24.) Tobacco Cultivation :—Mr. G. A. Jones asked the Minister for Agriculture,—Does he propose to appoint an expert or instructor in the cultivation and curing of tobacco in time to permit of such officer being able to assist growers with the crops during the forthcoming season ?

Mr. Perry answered,—The matter is at present under consideration.

(25.) Prize for Aeroplane Invention by Australian :—Mr. Dacey asked the Premier,—Will the Government offer (say) £5,000 to the first Australian by birth, adoption, or naturalisation, who invents a practical aeroplane ?

Mr. Wade answered,—I understand the Commonwealth Government have in contemplation the provision of a prize for this purpose, presumably in connection with defence matters.

(26.) North Coast Railway :—Mr. Price asked the Secretary for Public Works,—

(1.) Has provision been made for a double line of railway from Maitland to South Grafton ?

(2.) Is it a fact that the provision made on the following portions of the railway works on the North Coast only provide for a single line, viz., (a) the tunnels, (b) the bridges ?

(3.) In view of the possibilities of the development of the trade on the North Coast Railway, Maitland to South Grafton, will he see that provision is made for the duplication of the railway line in the near future ?

Mr. Lee answered,—

(1.) No.

(2.) Yes, so far as the tunnels are concerned, with the exception of the one through Monkerai Range, which will be double. Yes, so far as bridges are concerned.

(3.) It is not proposed to make any such provision at present.

(27.) Imported and Locally Manufactured Locomotives :—Mr. Price asked the Colonial Treasurer,—

(1.) Will he have a return prepared showing,—(a) The number of miles run by the engines manufactured by the Clyde Engineering Works ; (b) the like information regarding those manufactured by Beyer, Peacock, & Co. ; (c) the cost for repairs, at per mile, for both classes of engines ; (d) the number of occasions on which the Clyde engines and those made by Beyer, Peacock, & Co., have been sent into dock for repairs or alterations ?

(2.) Any further information as to the comparative tests of the two makes of engines ?

(3.) Will he take an early opportunity of calling for tenders for engines, so as to enable New South Wales firms to tender for the manufacture of engines ?

(4.) Is it a fact that the engines made by the Clyde Engineering Works have proved satisfactory ?

Mr. Waddell answered,—The information should be moved for in the usual way.

2. PAPERS :—

Mr. Wade laid upon the Table,—Report of Proceedings of the Conference between the Commonwealth and State Premiers and Ministers, held at Hobart, March, 1909.

Ordered to be printed.

Referred by Sessional Order to the Printing Committee.

Mr. Wood laid upon the Table,—Proclamation declaring Zinc to be a "Mineral" within the meaning of the Mining Act, 1906.

Mr. Moore laid upon the Table,—Notice of intention to declare that Additional Conditional Purchase 86-80, portions 100, 101, 102, and 247, parish of Bala, county of King, Land District of Boorowa, applied for by Edmund Slattery, junior, shall cease to be voidable.

Referred by Sessional Order to the Printing Committee.

3. HOMING PIGEONS PROTECTION BILL (*Formal Motion*) :—Mr. Carmichael moved, pursuant to Notice, That the Homing Pigeons Protection Bill, which was introduced in the Assembly during last Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.

Question put and passed.

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

4. ACCOUNTANTS BILL (*Formal Motion*) :—Mr. Broughton moved, pursuant to Notice, That the Accountants Bill, which was introduced in the Assembly during a previous Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.

Question put and passed.

Ordered, That the Bill be read a second time To-morrow.

5. POSTPONEMENT :—The Order of the Day, "Crimes (Girls' Protection) Bill (*Council Bill*) ; resumption "of the adjourned Debate, on the motion of Colonel Onslow, 'That this Bill be now read a second "time" ;—postponed until Tuesday, 24th August.

28th July, 1909.

6. CLOSER SETTLEMENT AND PRIVATE SALES BILL:—The following Message from His Excellency the Governor was delivered by Mr. Moore, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 11.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to regulate the sale of private land for Closer Settlement; to amend the Closer Settlement Act, 1904; the Closer Settlement (Amendment) Act, 1906; the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 27th July, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

7. ROYAL NORTH SHORE HOSPITAL OF SYDNEY BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled “*An Act to incorporate, regulate, and otherwise promote the objects of the Royal North Shore Hospital of Sydney; to amend the Public Hospitals Act, 1898; and for purposes consequent thereon or incidental thereto,*”—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 28th July, 1909.

F. B. SUTTON,
President.

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

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

8. COMMITTEE OF ELECTIONS AND QUALIFICATIONS—*Members sworn*:—Daniel Levy, Esquire, Donald Macdonell, Esquire, and Mark Fairles Morton, Esquire, came to the Table and were sworn by The Clerk as Members of the Committee of Elections and Qualifications.

9. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Belmore, Mr. O’Sullivan, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—“The necessity for according a more charitable treatment to the unemployed.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. O’Sullivan moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 27.

Noes, 40.

Mr. Nielsen,	Mr. Mercer,
Mr. Treflé,	Mr. Meehan,
Mr. Cann,	Mr. Grahame,
Mr. Beeby,	Mr. John Storey.
Mr. Dacey,	
Mr. Horne,	<i>Tellers,</i>
Mr. McNeill,	Mr. Stuart-Robertson,
Mr. McGowen,	Mr. Macdonell.
Mr. Hollis,	
Mr. Carmichael,	
Mr. Holman,	
Mr. Estell,	
Mr. Kelly,	
Mr. McGarry,	
Mr. Arthur Griffith,	
Mr. Page,	
Mr. Charlton,	
Mr. Edden,	
Mr. G. A. Jones,	
Mr. Dooley,	
Mr. Gus. Miller,	

Mr. Mahony,	Mr. Morton,
Mr. Lee,	Mr. Lonsdale,
Mr. Hogue,	Mr. Brinsley Hall,
Mr. Moore,	Mr. Hunt,
Mr. Wade,	Mr. Henley,
Mr. Oakes,	Mr. Fallick,
Mr. Wood,	Mr. Gilbert,
Mr. J. C. L. Fitzpatrick,	Mr. John Miller,
Mr. Levy,	Mr. W. Millard,
Mr. Perry,	Mr. McFarlane,
Colonel Onslow,	Mr. Barton,
Mr. Nobbs,	Mr. Taylor,
Mr. Ball,	Mr. Price,
Mr. Cohen,	Mr. Robert Jones,
Mr. Brown,	Mr. McCoy,
Mr. Hindmarsh,	Mr. Davidson,
Mr. James,	Mr. Donaldson.
Mr. Thomas,	
Mr. Waddell,	<i>Tellers,</i>
Colonel Ryrie,	Mr. Latimer,
Mr. Downes,	Mr. Robson.

And so it passed in the negative.

10. COMMITTEE OF ELECTIONS AND QUALIFICATIONS—*Members sworn*:—Frederick William Arthur Downes, Esquire, and William Arthur Holman, Esquire, came to the Table and were sworn by The Clerk as Members of the Committee of Elections and Qualifications.

11. FORESTRY BILL:—Mr. Perry moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products, and of stone, earth and other material; for regulating sawmills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act, 1898; and for purposes consequent thereon or incidental thereto.
- Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

28th July, 1909.

12. FIRE BRIGADES BILL :—The Order of the Day having been read,—on motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to consolidate and amend the law relating to the prevention and extinguishing of fires ; for the protection of life and property from fire ; to constitute a Fire Brigades Board, and define its powers and duties ; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy ; to repeal the Fire Brigades Act, 1902 ; and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts ; and for purposes consequent thereon or incidental thereto.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows :—

Resolved,—That it is expedient to bring in a Bill to consolidate and amend the law relating to the prevention and extinguishing of fires ; for the protection of life and property from fire ; to constitute a Fire Brigades Board, and define its powers and duties ; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy ; to repeal the Fire Brigades Act, 1902 ; and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts ; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Wood, the resolution was read a second time, and agreed to.

13. DEFAMATION (AMENDMENT) BILL :—

(1.) Mr. Wade moved, pursuant to Notice, That leave be given to bring in a Bill to amend the law of Defamation.

And the House continuing to sit after Midnight,—

THURSDAY, 29 JULY, 1909, A.M.

Debate ensued.

Question put and passed.

(2.) Mr. Wade then presented a Bill, intituled "*A Bill to amend the law of Defamation*," which was read a first time.

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

The House adjourned, at nineteen minutes after Twelve o'clock, a.m., until Four o'clock, p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 15.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 29 JULY, 1909.

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

QUESTIONS:—

- (1.) Exemption of Residence Conditions on Conditional Purchase Leases, Dorrigo:—Mr. Briner asked the Secretary for Lands,—

- (1.) How many holders of conditional purchase leases in the first and second Dorrigo subdivisions have been granted exemption or suspension of the residence condition?
- (2.) The period of such exemption or suspension in each case?
- (3.) How many of the holders in these subdivisions have been granted permission to reside in adjacent towns or elsewhere?
- (4.) How many transfers have taken place to date in connection with holdings in these two subdivisions?

Mr. Moore answered,—

- (1.) Extension of time to commence residence granted to fifty-eight selectors in first subdivision, and eighteen in second subdivision. Five suspensions granted in first subdivision.
- (2.) The periods vary from nine months to five years.
- (3.) Five granted permission to reside in adjacent towns, and two to reside elsewhere.
- (4.) Four, and three others are under consideration.

- (2.) Railway Coal Contracts:—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—

- (1.) What quantity of coal has been contracted for at Lithgow for the last two contracts respectively for the use of the railways?
- (2.) What price per ton in such contracts, and the sum total in each, is the coal taken delivery of at the pit's mouth or at the coal stage?

Mr. Waddell answered,—I am informed that the first contract was for an estimated quantity of 175,000 tons per annum for four years, from 1st July, 1905, to 30th June, 1909, at 6s. 5d. per ton; any extra quantity at 7s. 3d. per ton. The second contract is for an estimated quantity of 200,000 tons per annum for five years from 1st July, 1909, at 6s. 8d. per ton. The delivery under both contracts is in Government trucks at pit's mouth.

- (3.) Leave of Absence and Promotions, Police Force:—Mr. Dacey asked the Colonial Secretary,—

- (1.) What is the system adopted for making promotions in the Police Force?
- (2.) Are promotions in the country districts made under an identical system and in similar manner as in the Metropolis?
- (3.) With reference to the replies given on the 14th and 22nd instant, regarding leave to the Police Force, is it a fact that whilst the police of this State have, until this year, received twenty-one days' leave annually, the police of London have hitherto received leave ranging from thirty-six to forty-seven days per annum?
- (4.) Has his attention been drawn to a cablegram from London, which appeared in the Sydney papers, of 22nd instant, announcing the fact that King Edward VII had expressed his satisfaction at the London Police having been granted a weekly day of rest?

Mr. Wood answered,—

- (1.) When vacancies occur, the Superintendent of the Metropolitan District obtains reports from the various divisional officers as to the best, most fitted and deserving of promotion. A conference is held, when all the divisional officers are present, and the record sheets are produced, the claims of those recommended being discussed and a determination arrived at as to who are the best fitted to be recommended for advancement. The recommendations are then submitted for the Inspector-General's decision.

(2.)

29th July, 1909.

- (2.) No; it is obviously quite impracticable to follow the same procedure, but full information is obtained from the Superintendents of Police to see that the best and most deserving men are promoted.
- (3.) As already stated, the Government are making inquiries from the Home authorities.
- (4.) I have read the account in the newspapers. No comparison can, however, be made between the London and Sydney police as regards conditions of service, climate, pay, pension and other concessions.
- (4.) Coff's Harbour to South Grafton Section of the North Coast Railway :—Mr. Briner asked the Secretary for Public Works,—
- (1.) Is it a fact that in reply to several representations made to him it has always been stated that no more surveyors are available for Coff's Harbour to South Grafton section of the North Coast Railway survey?
- (2.) Is it a fact that this section is a very important portion of the proposed line, and that it would at once develop a large area of country, give market facilities to existing settlers, and be the means of a good revenue at once?
- (3.) Will a portion when built form part of the proposed connection with Dorrigo?
- (4.) In view of the importance of the work will he again endeavour to secure additional surveyors for the section mentioned, and to have the work expedited?
- (5.) When the survey has been completed from South Grafton to Coff's Harbour, is it his intention to invite tenders for this section and have the work carried out as early as possible?
- Mr. Lee answered,—Yes.
- (5.) Land Board Office, Kempsey :—Mr. Briner asked the Secretary for Lands,—
- (1.) When will the new Land Board and District Survey Office be established at Kempsey?
- (2.) What areas will be included in the new district?
- Mr. Moore answered,—
- (1.) As soon as the necessary alterations to the office premises to render them suitable for the accommodation of the staff can be carried out, probably in about two months.
- (2.) The Land Districts of Bellingen, Kempsey, and Port Macquarie.
- (6.) Settlement Leases on Ellengerah Cancelled Holding, Coonamble :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—
- (1.) Will he state when the appeal to the Full Court in regard to the settlement leases thrown open on Ellengerah Cancelled Improvement Lease Holding, Coonamble District, will come on for hearing?
- (2.) How many cases are involved?
- (3.) When were these blocks thrown open; and what was the real cause of the trouble and delay which have ensued?
- (4.) Is it a fact that several of the successful balloters for these blocks are still awaiting the result of the appeal; and that they are being subjected to much loss of time and money in consequence?
- Mr. Moore answered,—The appeal is set down for hearing of the High Court at the sitting at Sydney, which commenced on the 26th July instant. There are five cases involved. The land became available on the 13th August, 1908. I am not prepared to answer the rest of the Questions at present.
- (7.) Wages of Railway Employees :—Mr. Beeby asked the Colonial Treasurer,—
- (1.) Is it the intention of the Railway Commissioners to pay to its employees at least the rates of wages fixed by Industrial Boards for similar classes of employees not in the Public Service?
- (2.) Will the Commissioners recognise the rate of wages and classification of labour for painters as fixed by the Painters' Industrial Board?
- Mr. Waddell answered,—The Chief Commissioner for Railways and Tramways is subject to the jurisdiction of the Industrial Disputes Act. Unless otherwise provided, by an award made under the provisions of the said Act, the wages paid will be governed by the Government Railways Act or regulations and by-laws made under the authority of that Act.
- (8.) Political Rights to Railway Employees :—Mr. Hollis asked the Premier,—
- (1.) Does rule 33 of the Rules and Regulations of the Railway Service, as approved by the Governor-in-Council, dated 14th May, 1907, state: "In order that Officers of all ranks may be enabled to render loyal and efficient service, they are expressly forbidden to take any part in political affairs otherwise than by recording their votes"?
- (2.) Will he consider whether the rule has any bearing upon or application to the Chief Commissioner for Railways?
- (3.) If not, whether there is any other regulation or order of any kind which has any such application to the Chief Commissioner for Railways?
- Mr. Wade answered,—The regulation referred to has been repealed for some time.
- (9.) Sale of Stock arriving by Steamer :—Mr. Nobbs, for Mr. Henley, asked the Secretary for Public Works,—
- (1.) Is it a fact, that from 40,000 to 50,000 head of pigs, calves, and horned cattle intended for slaughter, arrive per steamer, &c., in the harbour every year?
- (2.) If not what is the total average for the past five years?
- (3.) Is it the intention of the Government, in connection with the Metropolitan Abattoir System, to provide means of transit for this class of stock to Homebush Point?
- (4.) Will suitable provision be made on the abattoir area near the point of landing for the sale of the stock referred to?
- (5.) What is the area of land purchased by the Government on which to carry on this business?
- (6.) How many acres of the low-lying Crown land adjoining the land purchased could be reclaimed and added to the area if thought desirable?
- Mr.

29th July, 1909.

Mr. Lee answered,—

(1 and 2.) I am not aware.

(3.) It is the intention to construct a wharf at Homebush Point; also to form a suitable basin and channel communicating with the Parramatta River, in order to afford facilities for stock arriving by steamer being unloaded at the abattoirs area.

(4.) This has not yet been determined.

(5.) The area of the land purchased is 1,040 acres.

(6.) This Question cannot be answered until a survey of the ground has been made.

(10.) Chief Railway Commissioner and Political Organisations :—Mr. Dacey asked the Premier,—

(1.) Is it a fact that the Farmers and Settlers' Association is a political organisation?

(2.) Is it a fact that the Chief Railway Commissioner or the Chief Traffic Manager, or both, make it a practice to attend the annual conference of that Association for the purpose of rendering an account of their stewardship in certain particulars?

(3.) Will he direct the Chief Railway Commissioner to attend annual meetings of the Labour Council of New South Wales for a like purpose?

Mr. Wade answered,—

(1.) This is a matter of opinion, and the Honorable Member is equally competent with myself to form a judgment on this question.

(2 and 3.) It has been the practice of the Chief Commissioner and the Chief Traffic Manager to attend the Annual Meeting of the Farmers and Settlers' Association when matters affecting the railways in connection with the farmers and settlers were discussed purely from a railway point of view. Obviously questions of policy should not be discussed.

(11.) Edgeroi and Boolcarrol Estates, Narrabri, for Closer Settlement :—Mr. Collins asked the Secretary for Lands,—Will he instruct the Northern Advisory Board to hold inquiries in respect to Edgeroi and Boolcarrol Estates, in the Narrabri district, with the view to their acquisition for closer settlement purposes?

Mr. Moore answered,—The Advisory Board has already been supplied with particulars of the Edgeroi Estate. Its attention will be directed to Boolcarrol.

(12.) City Tramway Extensions :—Mr. Parkes asked the Colonial Treasurer,—

(1.) How many tram extensions have been submitted to the Chief Railway Commissioner since his entering upon his duties?

(2.) How many has he approved of, and how many has he reported against?

(3.) Is it a fact that the Chief Commissioner has reported to the Government that no more extensions can be made, as there is not room to carry the further traffic on the city streets?

(4.) What total sum of money has the Chief Commissioner asked the Government to provide for improvement upon the various railway lines of the State?

Mr. Waddell answered,—This information will take some little time to prepare, and I invite the Honorable Member to move for it in the form of a return.

(13.) Addison-road Tramway :—Mr. Parkes asked the Secretary for Public Works,—

(1.) What is the total length of the tram line lately opened and known as the Addison-road tramway?

(2.) What was the total cost of such tramway?

Mr. Lee answered,—

(1.) Length, 1 mile 78 chains, double track.

(2.) £56,539 12s. 2d., including power, feeders, and rolling-stock.

(14.) Train Service, Sydney to Newcastle :—Mr. Edden asked the Colonial Treasurer,—

(1.) Have the Railway Commissioners decided to run an extra train from Sydney to Newcastle?

(2.) If so, at what time in the day will it start?

Mr. Waddell answered,—I am informed the question is being considered in connection with the general revision of the time-tables in September for the summer service.

(15.) Wingham Public Wharfs :—Mr. Price asked the Secretary for Public Works,—

(1.) In whom are the Wingham public wharfs vested, and what are the conditions under which they are held?

(2.) Is it a fact that the decking and superstructure is in a very dilapidated state?

(3.) Is it a fact that the piles are in a dilapidated condition, and that it would be dangerous to place heavy loads on the wharfs?

(4.) In view of the increased traffic caused by the construction of the North Coast railway, will he have a special report in regard to the wharfs, piles, &c., prepared, with a view to the carrying out of the necessary improvements?

Mr. Lee answered,—

(1.) In the Council of the Wingham Municipality. Under sections 73 and 74 of the Local Government Act, municipalities have the care, control, maintenance, construction and management of public wharfs.

(2.) I cannot say.

(3.) I am not aware.

(4.) This is a matter for the Wingham Municipal Council, in whom the wharfs are vested.

(16.) Roads in the Gloucester Shire :—Mr. Price asked the Secretary for Public Works,—

(1.) Is it a fact that a large extent of roads and the road works are entailed upon the Gloucester Shire in consequence of the opening up of Crown lands and the construction of the North Coast Railway?

(2.) Will he have a report prepared with a view to increasing the subsidy payable to the Gloucester Shire?

29th July, 1909.

Mr. Lee answered,—

(1.) This may be the case.

(2.) The Gloucester Shire Council should have a report prepared by their engineer showing in detail what additional road work is necessary as the direct result of the opening up of Crown lands to settlement, and what will be necessary as the result of the diversion of traffic to the North Coast Railway which will occur when that railway is constructed. Report, with any representations the Council may submit, can be laid before the Committee which has been specially appointed to advise the Government as to the proposed reclassification of the Shires for endowment purposes.

(17.) Lectures by Agricultural Experts, Manning District:—Mr. Price asked the Minister for Agriculture,—

(1.) When will experts be available to give demonstrations in the making of ensilage and general instruction in farming and dairying in the Manning District?

(2.) Will he expedite the necessary arrangements for carrying out the lectures and demonstrations at Wingham and Taree, Manning River District?

Mr. Perry answered,—

(1.) An inspector has been appointed to the North Coast, and is available for lectures and demonstrations, and will visit the Manning River District in due course.

(2.) The Chief Inspector recently visited the Manning River, but found it to be impossible to give demonstrations in the making of silage, owing to the insufficiency of green fodder. Arrangements were, however, made with farmers in the district to grow crops for silage, so that demonstrations may be made as soon as the fodder is available.

(18.) Inclusion of Portland Cement Workers in Schedule of Industrial Disputes Act:—Mr. Estell, for Mr. Dooley, asked the Attorney-General and Minister of Justice,—In view of the Portland cement workers wishing to settle their disputes with their employer by peaceful methods, will he cause their industry to be placed in the Schedule of the Industrial Disputes Act without delay?

Mr. Wade answered,—I have already promised that the question will be considered as soon as it is practicable to do so.

2. THE COUPON SYSTEM:—Mr. Taylor presented a Petition from certain residents of New South Wales, representing that Petitioners are supporters of the Coupon System; that they prefer this system of obtaining discount on their purchases to any other form of discount, and are quite satisfied with the value of the goods which they receive in exchange for coupons; that Petitioners have heard that an attempt is being made to have legislation introduced to do away with the present practice of issuing coupons; that, if such legislation is introduced, Petitioners will suffer loss by being unable to obtain a discount in the form referred to on their cash purchases, and the inducement offered them to pay cash will be suppressed; and praying the House to reject any such legislation.
Petition received.

3. PAPERS:—

Mr. Waddell laid upon the Table,—

(1.) Regulation No. 256, under the Sydney Harbour Trust Act, 1900.

(2.) Statement respecting pension payments, &c., required by section 48 of the Old-age Pensions Act, 1900.

(3.) Statement showing Railway Rolling-stock under order.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—Printed papers and plans received from the Prime Minister of the Commonwealth respecting the Yass-Canberra proposed Federal Territory.

Referred by Sessional Order to the Printing Committee.

Mr. Perry laid upon the Table,—Amended Timber and Quarry Regulation No. 10, under the Crown Lands Acts.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) By-laws of the Board of Water Supply and Sewerage, under the Metropolitan Water and Sewerage Acts, 1880–1889, and the Metropolitan Water (Camden) Act, 1898.

(2.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Barren Jack Dam.

Referred by Sessional Order to the Printing Committee.

4. POSTPONEMENT:—The Order of the Day for the third reading of the Homing Pigeons Protection Bill postponed until Tuesday, 7th September.

5. FACTORIES AND SHOPS (AMENDMENT) BILL:—The following Message from His Excellency the Governor was delivered by Mr. Hogue, and read by Mr. Speaker:—

CHELMSFORD,

Governor.

Message No. 12.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Factories and Shops Act of 1896; and for other purposes.

State Government House,

Sydney, 29th July, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

29th July, 1909.

6. MESSAGES FROM LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Saint James' Parsonage Lands Amending Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to enable the trustees for the time being of certain lands originally granted upon trust for the erection of a clergyman's dwelling-house in connection with the parish of Saint James, in the City of Sydney, to mortgage the said lands for the purpose of erecting upon another site a dwelling-house for the clergyman licensed to officiate in the said parish; to amend the Saint James' Parsonage Land Leasing Act; to authorise the application of the rents and profits of the said lands towards the payment off of the said mortgage; and to other parochial purposes not authorised by the said Act.*"—presents the same to the Legislative Assembly for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.

Legislative Council Chamber,
Sydney, 29th July, 1909.

F. B. SUTTON,
President.

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

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

(2.) Motor Traffic Bill :—

MR. SPEAKER,—

A Bill, intituled "*An Act to provide for the regulation of motor vehicles and their drivers; to amend the Government Motor Omnibus Act, 1905; and for purposes incidental thereto or consequent thereon.*"—forwarded to the Legislative Assembly during a previous Session of the present Parliament, not having been finally dealt with because of the prorogation of the Legislature, the Legislative Council requests that the said Bill be proceeded with under the Assembly's Standing Order in that behalf.

Legislative Council Chamber,
Sydney, 29th July, 1909.

F. B. SUTTON,
President.

And the 296th Standing Order of the House permitting of the restoration of the Bill to the stage it had reached at the close of a previous Session,—

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

7. CLOSER SETTLEMENT AND PRIVATE SALES BILL :—Mr. Moore moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the sale of private land for Closer Settlement; to amend the Closer Settlement Act, 1904; the Closer Settlement (Amendment) Act, 1906; the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto. Question put and passed.

8. INEBRIATES (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

Mr. Deputy-Speaker resumed the Chair; and Mr. Nielsen, Temporary Chairman, reported progress, and asked leave to sit again on Tuesday next.

9. PRINTING COMMITTEE :—Mr. Kelly, as Chairman, brought up the Third Report from the Printing Committee.

10. FORESTRY BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Perry, Mr. Deputy-Speaker left the Chair, and the House resolved itself into the Committee of the Whole to consider the expediency of bringing in a Bill to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products, and of stone, earth and other material; for regulating sawmills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act, 1898; and for purposes consequent thereon or incidental thereto.

Mr. Deputy-Speaker resumed the Chair; and Mr. Nielsen, Temporary Chairman, reported that the Committee had come to a resolution.

Ordered, on motion of the Temporary Chairman, That the report be now received.

The Temporary Chairman then reported the resolution, which was read a first time, as follows :—

Resolved,—That it is expedient to bring in a Bill to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products, and of stone, earth, and other material; for regulating sawmills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act, 1898; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Perry, the resolution was read a second time, and agreed to.

(2.)

29th July, 1909.

(2.) Mr. Perry then presented a Bill, intituled "*A Bill to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products, and of stone, earth, and other material; for regulating sawmills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act of 1898; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.

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

11. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 16.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 3 AUGUST, 1909.

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

QUESTIONS :—

- (1.) Instalments on Converted Conditional Purchase Leases:—Mr. Briner asked the Secretary for Lands,—

(1.) If a conditional purchase lease applied for on 22nd July, 1909, and for which the application was confirmed on 29th July of the same year, be converted into a conditional purchase at the earliest moment permissible by law, what will be the amount of each annual instalment payable to the Crown, and for how many years will payments be necessary in order to make the land freehold, provided the capital value of the land be fixed at £6 per acre, the area of the conditional purchase at 200 acres, and the instalments are paid regularly to the end?

(2.) The same information for a holding of 130 acres at £4 per acre?

Mr. Moore answered,—

(1.) Annual instalment, £60 for twenty-six years. (After payment of the twenty-sixth instalment there would remain a small balance of £5 13s. to be paid to complete the conditional purchase.)

(2.) Annual instalment, £26 for twenty-six years. (After payment of the twenty-sixth instalment there would remain a small balance to be paid, viz., £2 10s. to complete the conditional purchase.)

- (2.) Coramba to Dorrigo Road :—Mr. Briner asked the Secretary for Public Works,—

(1.) With reference to the road from Coramba to Dorrigo, was the Honorable Member for Raleigh informed some time ago that the incomplete portion would be carried out, and that tenders were to be invited?

(2.) Is it intended to complete the whole road, Coramba to Dorrigo, at once; and, if so, when will the work be undertaken?

(3.) Will he make the road fairly permanent by having it metalled right through before asking the Dorrigo Shire Council to take it over and maintain it?

Mr. Lee answered,—

(1.) The Honorable Member was informed on the 23rd June that tenders were being invited for the construction of a road to effect connection between the completed lengths of the main road.

(2.) Contract for one section of the connecting length is already in hand. Tenders for the remainder will probably be invited during current month.

(3.) It is not proposed to metal throughout.

- (3.) N.S.S. "Sobraon":—Mr. Briner asked the Minister of Public Instruction,—

(1.) The number of boys enrolled on the N.S.S. "Sobraon" for each of the years 1904, 1905, 1906, 1907, 1908, and 1909?

(2.) The number sent to the "Sobraon" in each of these years?

(3.) The percentage of boys dealt with who were sent to the "Sobraon" in each of these years?

(4.) How is the falling-off in numbers (if any) accounted for?

(5.) Is it a fact that the committals to the "Sobraon" have decreased because of a desire in certain quarters to lessen the importance of the "Sobraon" and to belittle the value of the work carried out by the ship's master and his officers?

(6.) Is it a fact that the "Sobraon's" record as an institution is exceptionally good, and are the results better from the "Sobraon" than from any other institution of a like character in the State?

Mr.

3rd August, 1909.

Mr. Hogue answered,—

(1.) Boys enrolled on the "Sobraon"—1903-4, 578; 1904-5, 472; 1905-6, 570; 1906-7, 569; 1907-8, 494; 1908-9, 442.

(2.) Number of lads sent to the "Sobraon" in each year—1903-4, 160; 1904-5, 171; 1905-6, 137; 1906-7, 142; 1907-8, 120; 1908-9, 88.

(3.) These figures are only available for full periods of a year commencing 1st May, 1906. The Neglected Children and Juvenile Offenders Act did not come into force until the end of 1905. The following percentages are based upon the committals to the three institutions for boys ("Sobraon," Carpenterian Reformatory, and Mittagong Farm Home):—Sent to "Sobraon" in 1906-7, 50 per cent.; 1907-8, 33·4 per cent.; 1908-9, 25·3 per cent. The Farm Home, Mittagong, did not commence operations until 17th October, 1906.

(4.) The falling off is due to the operation of the Neglected Children and Juvenile Offenders Act, which provides for an extensive system of probation, and the establishment of another industrial school, namely, the Farm Home for Boys, Mittagong, to which boys are now committed from the Children's Courts as well as to the other institutions.

(5.) No.

(6.) Yes. There is no other institution of a similar type with which a comparison can be made.

- (4.) Leave of Absence to Railway Officers:—Mr. Gilbert asked the Colonial Treasurer,—Has he yet obtained the opinion of the Attorney-General on the question of leave of absence to railway officers, as promised in reply to a Question by the Honorable Member for Newcastle, on 27th November, 1908?

Mr. Waddell answered,—This will be furnished as soon as possible.

- (5.) Barren Jack Irrigation Scheme:—Mr. G. A. Jones, for Mr. Norton, asked the Secretary for Public Works,—

(1.) Will he lay upon the Table of this House a plan, showing all canals, weirs, and other works connected with the Murrumbidgee Irrigation Scheme, of which the Barren Jack Reservoir forms a portion, as originally submitted to the Parliamentary Standing Committee on Public Works; the said plan to show also all lands such scheme was intended to benefit, with the area of each holding, and the name of its then owner or occupier?

(2.) Will he lay upon the Table of this House a plan, showing all such works as those mentioned in the foregoing Question at present completed, or in course of construction, with the area of each holding to be benefited thereby, and the name of its present occupier or owner, and the nature of its tenure?

Mr. Lee answered,—I will presently lay upon the Table a general plan showing the proposed scheme, also a schedule giving approximate area of holdings affected by works in course of construction, with names of occupiers or owners, but it will take some time to collect and tabulate the whole of the information required by the Honorable Member.

- (6.) Botany Tanneries and Wool-scouring Works:—Mr. Estell, for Mr. Page, asked the Secretary for Public Works,—

(1.) Is it a fact that the Board of Health has publicly cautioned the owners of tanneries and wool-scours against allowing waste water to escape into watercourses or bays; if so, has it been represented that the action of the Board of Health is tantamount to closing all the factories in Botany?

(2.) When does he intend to connect Botany with the sewerage system?

Mr. Lee answered,—

(1.) I am informed by the President of the Board of Health that it is not a fact.

(2.) Preparations will be made to do so when the Long Bay outfall is available.

- (7.) Working of the Inebriates Act:—Mr. O'Sullivan asked the Premier,—

(1.) For how many inebriates committed under the Act has accommodation been provided by the Government, distinguishing males from females?

(2.) When was such accommodation provided; and was it by instalments, or all at one time; and the dates of each respectively?

(3.) How many inebriates have been placed in control since the initiation of this system?

(4.) How many have been discharged?

(5.) What is the proportionate number of those under control to the total number of drunkards by repeated convictions who have become subject to the Inebriates Act in the year between 1st July, 1908, and 30th June, 1909?

Mr. Wade answered,—

(1.) Twenty-two males, thirty-four females.

(2.) The institution at Darlinghurst was proclaimed as from 12th August, 1907. There was then accommodation for fourteen males and twelve females. Certain alterations were effected, and accommodation for twenty-two males and fourteen females is now available. Shaftesbury Institution was occupied in August, 1908.

(3.) Forty-four males, thirty-two females.

(4.) Twenty-two males, fourteen females.

(5.) This information is not at present available, but I will furnish it to the Honorable Member as early as possible.

- (8.) Resumption of Foreshores, Kerosene Bay:—Mr. E. M. Clark asked the Secretary for Lands,—Has any consideration been given to the further resumption of land at Kerosene Bay, adjoining the foreshore frontage of the Berry Estate, resumed by the Government, or is it the intention to make any further resumption at this part of the northern shores of the harbour?

Mr. Moore answered,—The matter has not yet been considered.

(9.)

3rd August, 1909.

- (9.) Tramway and Ferry Service, McMahon's Point:—Mr. E. M. Clark asked the Colonial Treasurer,—
- (1.) Is it a fact that the Sydney Ferries (Limited) has declined to run a ten minutes service to meet the tram traffic of the new line at McMahon's Point?
 - (2.) Is it a fact that the proposed quarter-hour service to this point will seriously interfere with the present tram service to Willoughby, Chatswood, Gore Hill, and Burns' Bay road; and what steps do the Railway Commissioners propose to take to maintain the present or a more regular service to these places?

Mr. Waddell answered,—

- (1.) I am informed that the Sydney Ferries propose to run a fifteen minutes' service.
 - (2.) A better tram service could be given if the ferry steamers ran at ten minutes' intervals; but until the ferry service is improved the tram service must run in correspondence.
- (10.) Land for Public Recreation near Suspension Bridge, North Sydney:—Mr. E. M. Clark asked the Secretary for Lands,—Has he decided to set aside an area of 117 acres of Crown lands near the Suspension Bridge at North Sydney and Willoughby, for purposes of public recreation; and, if not, will he take the matter into his earliest and favourable consideration?
- Mr. Moore answered,—No such decision has yet been arrived at. The matter is receiving consideration.

- (11.) Land resumed for Park Purposes, Stanwell Park:—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—

- (1.) What was the price asked by H. F. Halloran for land resumed for park purposes at Stanwell Park, and what was the amount awarded by the Court?
- (2.) What was the total amount paid in costs by the Crown in connection with this case?
- (3.) Did Mr. Halloran, when he was asked to name a price without prejudice, quote £2,300 for the area which the jury afterwards said was worth £3,210?

Mr. Moore answered,—

- (1.) Mr. Halloran asked £9,911 for the land resumed from him and the hotel company, and the jury awarded £3,210.
 - (2.) The costs have not been taxed.
 - (3.) Mr. Halloran offered to sell for £80 per acre if certain roads were set apart by the Crown.
- (12.) Travelling-van Schools:—Mr. G. A. Jones asked the Minister of Public Instruction,—
- (1.) How many travelling-van schools are in existence in country districts?
 - (2.) What is the approximate cost to the State of each pupil under the van system?

Mr. Hogue answered,—

- (1.) There is only one travelling-van school in New South Wales, viz., Eton-Harrow.
 - (2.) The approximate cost to the State of each child under the van system is £7 13s. 9d. per annum.
- (13.) Provisional School, Hurricane Hill, Inverell District:—Mr. G. A. Jones asked the Minister of Public Instruction,—
- (1.) Is it the policy or general practice of his Department, in establishing provisional schools in sparsely-settled country districts, to insist upon parents interested building the school-house and handing it over to the Department?
 - (2.) Has he made any condition of such a nature in regard to the establishment of a provisional school at Hurricane Hill, in the Inverell District?
 - (3.) If so, will he say why these people are called upon to build their own school-house?
- Mr. Hogue answered,—
- (1.) Buildings for provisional schools are, as a rule provided wholly at the cost of the Department, but in certain cases where, owing to local conditions, the permanency of the school is not sufficiently assured, the Department undertakes to appoint a teacher on condition that a school building is provided either wholly or partly at the cost of the residents.
 - (2.) A grant of £20 has been made towards the cost of the building for the school at Hurricane Hill.
 - (3.) For the reasons stated in answer to Question 1.

- (14.) Motor Traffic:—Mr. Taylor, for Mr. Morton, asked the Premier,—Is it the intention of the Government to introduce legislation this Session to deal with the registration and numbering of motor cars?

Mr. Wade answered,—The Honorable Member's attention is invited to Bill No. 2 on the list of Orders for to-day.

- (15.) Level Crossings on Railways:—Mr. Parkes asked the Colonial Treasurer,—
- (1.) Has he any intention of bringing in this Session a Bill to close certain level-crossings upon the railways?
 - (2.) Has this Bill been promised for the last three Sessions?
 - (3.) Is it a fact that frequent deaths take place at these level crossings?

Mr. Waddell answered,—

- (1.) Yes.
- (2.) Such a Bill has been promised for some time.
- (3.) It cannot be said that frequent deaths occur. Attendants are in charge of public crossings, but accidents do occasionally happen.

3rd August, 1909.

- (16.) Queensland Tick on Northern Rivers :—Mr. Price asked the Minister for Agriculture,—
 (1.) Is it a fact that the Queensland tick has been found in the Richmond and Tweed Rivers Districts ; and, if so, what steps are being taken to eradicate it ?
 (2.) Will he take steps to protect the dairy herds in the Manning River and Gloucester Districts against the ticks spreading south ?

Mr. Perry answered,—The Queensland tick has been found in certain parts of the Richmond and Tweed Rivers Districts. For the purpose of preventing its spread, and with a view to ultimate eradication, certain areas have been placed in quarantine, the cattle are periodically and systematically inspected, and sprayed or dipped as occasion requires. Every precaution necessary to prevent the spread of the tick southward is being taken.

- (17.) Locomotives manufactured by the Clyde Engineering Company :—Mr. Price asked the Colonial Treasurer,—
 (1.) Have the engines made by the Clyde Engineering Works proved satisfactory since the Railway Commissioners have had same in use ?
 (2.) Is it his intention to have further engines made in the State of New South Wales ?
 (3.) Will he give an early opportunity to the New South Wales firms to make early arrangements for manufacturing such engines by spreading the tenders for construction for a large number to meet future requirements ?

Mr. Waddell answered,—

- (1.) I am informed that the Clyde Company's locomotives have proved satisfactory.
 (2.) Yes.
 (3.) This matter is engaging my consideration.

- (18.) Attendance of Chief Railway Commissioner on Wages Boards :—*Mr. Estell*, for Mr. Edden, asked the Colonial Treasurer,—
 (1.) Is it a fact that Mr. Johnson, Chief Railway Commissioner, sits on Wages Boards regarding and affecting railway matters ?
 (2.) If so, was he appointed to do such work, and could not other officers do the business on the Wages Boards as well as Mr. Johnson ?

Mr. Waddell answered,—

- (1.) Yes.
 (2.) The question of representation is one within the discretion of the Chief Commissioner, and he deems it advantageous in the public interests that he should sit on certain Wages Boards.

- (19.) State Loans :—Mr. Henley asked the Premier,—Will he, in view of the urgent need for the construction of large public works of great public utility and of a developmental and reproductive character, review our present methods of public borrowing in this State and abroad, and, if need be, secure the services of an expert from London or elsewhere to advise on the question of financial reform ?

Mr. Wade answered,—I will be glad to refer the matter for consideration.

2. PAPERS :—

Mr. Waddell laid upon the Table,—

- (1.) Return of offices within the City of Sydney rented by Government Departments from private owners.
 (2.) Report of the Chief Commissioner for Railways and Tramways for the year ended 30th June, 1909.

Referred by Sessional Order to the Printing Committee.

Mr. Wood laid upon the Table,—Regulations under the Theatres and Public Halls Act, 1908.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Notice of intention to declare that Additional Conditional Purchase 08-25, portion 76, parish of Ashby, county of Clarence, Land District of Grafton, applied for by William Stanley Cartner, shall cease to be voidable.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

- (1.) Schedule showing approximate area of holdings affected by works in connection with the Murrumbidgee Northern Irrigation Scheme in course of construction, with names of occupiers and owners ; together with Plan.
 (2.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Kurri Kurri Hospital Sewerage.
 (3.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Gurley Siding Bore.
 (4.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Condobolin West Weir.
 (5.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Murrumbidgee Northern Irrigation.
 (6.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Boolooroo Bore.

Referred by Sessional Order to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

3rd August, 1909.

3. OLD-AGE PENSION (REPEAL) BILL (No. 2):—The following Message from His Excellency the Governor was delivered by Mr. Waddell, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 13.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to repeal the Old-age Pensions Act, 1900; and for purposes incidental thereto.

State Government House,
Sydney, 30th July, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

4. THE POLICE FORCE:—Mr. McGowen moved, pursuant to Notice, That, in the opinion of this House, the members of the Police Force should be allowed,—(a) one Sunday per fortnight off duty; (b) railway fares at reduced rates, when travelling during their holidays.

Debate ensued.

Question put.

The House divided.

Ayes, 23.

Mr. Gus Miller,	Mr. Hollis,
Mr. Stuart-Robertson,	Mr. McGowen,
Mr. Dooley,	Mr. Treflé,
Mr. G. A. Jones,	Mr. Carmichael.
Mr. Charlton,	<i>Tellers,</i>
Mr. Lynch,	Mr. Thomas,
Mr. Arthur Griffith,	Mr. Horne.
Mr. Peters,	
Mr. Grahame,	
Mr. Broughton,	
Mr. Edden,	
Mr. Nielsen,	
Mr. Macdonell,	
Mr. Cann,	
Mr. Estell,	
Mr. Mercer,	
Mr. Dacey,	

Noes, 32.

Mr. Nobbs,	Mr. Brinsley Hall,
Mr. Mahony,	Mr. Barton,
Mr. Hogue,	Mr. Moxham,
Mr. Moore,	Mr. Hunt,
Mr. Wade,	Mr. Robert Jones,
Mr. Oakes,	Mr. Henley,
Mr. Wood,	Mr. Parkes,
Mr. Perry,	Colonel Onslow,
Mr. Lee,	Mr. Lonsdale,
Mr. Ball,	Mr. W. Millard,
Mr. Davidson,	Mr. Price,
Mr. James,	Mr. Fallick,
Mr. Robson,	Mr. Gilbert.
Mr. Downes,	<i>Tellers,</i>
Mr. McFarlane,	Colonel Rynie,
Mr. J. C. L. Fitzpatrick,	Mr. Hindmarsh.
Mr. McCoy,	

And so it passed in the negative.

5. COAL AND SHALE MINES HOURS REGULATION BILL:—Mr. Edden moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the hours of labour in coal and shale mines in the State of New South Wales.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 17.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 4 AUGUST, 1909.

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

QUESTIONS:—

- (1.) Government Savings Bank Loans :—Mr. Dacey asked the Colonial Treasurer,—
- (1.) Does the Government Savings Bank lend money to anyone who can give satisfactory security?
 - (2.) How much has been lent on property situate in the cities and towns of the State?
 - (3.) Is it a fact that the deposits in the Government Savings Bank consist mostly of the savings of the wage-earners throughout the State?
 - (4.) How much has been lent to wage earners for the erection of homes?
 - (5.) Is it a fact that the Government Savings Bank only lends money to settlers; if so, will the Government establish a bank which will only lend money to trade-unionists?
 - (6.) What is the rate of interest and penal rate demanded by the Government Savings Bank?
 - (7.) What is the rate of interest and penal rate demanded by the leading proprietary banks of the State?
 - (8.) Is it a fact that the delay before inspection and in advancing money after a loan has been granted by the Government Savings Bank, is so great as to often render the loan useless?
 - (9.) Is it a fact that the small proportion of advance granted compared with the security offered is absurd?

Mr. Waddell answered,—

- (1.) Yes, provided the valuator's report is of a satisfactory character, and the proposition submitted comes within the terms of the Act.
 - (2.) A few loans have been made from the Savings Bank Department for investment purposes on properties so situated, but the class of security referred to is not sought after by the Commissioners.
 - (3.) The Commissioners are not aware if such is a fact, as no classification is kept as to the trades or professions of the various depositors, the Bank being authorised to receive deposits from any person above the age of 12 years.
 - (4.) The Commissioners have not dealt with propositions of this nature. The chief function of the Bank with regard to advances is distinctly set out in the Act, viz., to assist settlement on the land.
 - (5.) No.
 - (6.) The interest rate varies according to the nature of the security, and the margin of advance. It is generally fixed at 5 per cent. on loans up to £500, and 4½ per cent. above that amount. The penal rate for late payment of instalments is fixed by the Act, and is 1 per cent. higher than the rate named in the mortgage.
 - (7.) I am not aware.
 - (8.) The Commissioners are not aware. No unavoidable delay occurs in dealing with applications for loans or in completing the subject advances, having regard to the situation of the security, the distance to be travelled by the Bank's valuers, and the state of the applicant's title.
 - (9.) No. In this connection it might be pointed out that the Commissioners are bound by statutory limitations as to the amount of advance.
- (2.) Applications for Conversion of Homestead Selections, Dorrigo District :—Mr. Briner asked the Secretary for Lands,—
- (1.) How many applications for conversion of Homestead Selections have been received to date from Dorrigo district?
 - (2.) How many of these were referred by him for determination of capital values, according to section 4 of the Act of 1908?
 - (3.) In how many cases did the applicants request the fixing of the capital values?

(4.)

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- (4.) Is it a fact that in any cases applicants have given notice of withdrawal, or have withdrawn their applications on the ground that they believed high values had already been recommended to the Local Land Board?
- (5.) Have instructions been given that an application for conversion must carry with it a reappraisal of capital value?
- (6.) Will he see that the Act is administered in the spirit, as well as in the letter, in which Parliament agreed to pass it?
- Mr. Moore answered,—
- (1.) Ten.
 - (2.) Six.
 - (3.) None.
 - (4.) One application has been withdrawn.
 - (5.) No.
 - (6.) Yes.
- (3.) Intelligence Department :—Mr. Briner asked the Premier,—
- (1.) The total cost of the Tourist and Caves Branch of the Intelligence Department for last year?
 - (2.) The total annual cost of the Department of Intelligence, Immigration, and Tourists and Caves?
- Mr. Wade answered,—
- (1.) Approximately, £3,000. This expenditure is greatly exceeded by the revenue.
 - (2.) £8,195.
- (4.) Parliamentary Library :—Mr. Estell, for Mr. Meehan, asked the Secretary for Public Works,—
- (1.) Is it a fact that a portion of the new room in the Parliamentary Library fell down?
 - (2.) If so, who was the contractor for this work?
 - (3.) What was the cost of repairing?
- Mr. Lee answered,—
- (1.) The ceiling mouldings in one corner panel became detached and fell.
 - (2.) Messrs. Hocking Brothers.
 - (3.) The cost would have been trifling, but the opportunity was taken to substitute a metal ceiling to the library, in place of the original concrete one. The cost was £207 6s. 10d.
- (5.) Bookmakers in the City :—Mr. Nobbs, for Mr. E. M. Clark, asked the Colonial Secretary,—Has he any objections to give the names and professed business of bookmakers having offices in the city said to be necessary for the purposes of their profession as bookmakers?
- Mr. Wood answered,—I am not aware of a statutory obligation upon anyone to collect such information, consequently I have no record.
- (6.) Lending Branch, Free Public Library :—Mr. J. C. L. Fitzpatrick, for Mr. Morton, asked the Minister of Public Instruction,—
- (1.) Is the Lending Branch of the Free Public Library being transferred to the City Council?
 - (2.) Is it a fact that teachers in the Department have availed themselves largely of certain privileges in connection with this library in the past, and that it has been announced that these privileges are now stopped?
 - (3.) Will he arrange that the City Council, in taking over the library, will continue the loan of books as usual to country teachers?
- Mr. Hogue answered,—
- (1.) Yes.
 - (2.) Yes. Teachers have used the privileges granted to persons residing in the country in connection with the loan of books from the library. These privileges are still available.
 - (3.) Recommendations dealing with the library generally, inclusive of this matter, have been made to the City Council, and I am advised that they are at present under consideration by that body.
- (7.) Jamberoo-Kiama Railway :—Mr. J. C. L. Fitzpatrick, for Mr. Morton, asked the Secretary for Public Works,—With reference to the proposal to connect Jamberoo and Kiama by means of a light railway, mentioned in a letter from his Department to the Honorable Member for Allowrie, dated 4th November, 1908, will he say when a trial survey will be carried out?
- Mr. Lee answered,—A survey will be made so soon as the surveys now in hand or authorised, have been completed.
- (8.) Exemption of Shires under Local Government (Amending) Act :—Mr. Parkes asked the Secretary for Public Works,—
- (1.) How many municipalities and shires have applied for exemption under section 103, subsection 2 of the Local Government (Amending) Act, 1908?
 - (2.) How many requests have been granted and how many refused?
 - (3.) What are the names of the shires and municipalities which have applied for exemption, and those granted and those refused?
 - (4.) Upon what grounds are exemptions generally recommended and granted?
- Mr. Lee answered,—The preparation of these replies will entail a considerable amount of research. I would therefore suggest to the Honorable Member that he defer it for a month.
- (9.) Portland Railway Station Waiting-room :—Mr. Dooley asked the Colonial Treasurer,—
- (1.) Is it a fact that Portland Railway Station is without a waiting-room for the convenience of the travelling public?
 - (2.) Is it a fact that the Portland Station serves a population which is estimated at 2,500, and that nearly all the passenger train service is at night?
 - (3.)

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(3.) Will he endeavour to have some improvement made immediately to protect the people from the sleet and snow, from which the open shed there does not afford protection?

Mr. Waddell answered,—

- (1.) I am informed a waiting-shed is provided.
- (2.) The population is considerable; and the principal passenger trains arrive and depart at night.
- (3.) Plans for improved station and siding accommodation are now under consideration, and the work will be proceeded with when funds are available.

(10.) Hotel at Mount Kosciusko:—Mr. Dooley asked the Premier,—

- (1.) What was the total cost of building the hotel at Mount Kosciusko?
- (2.) Did the Public Works Committee report on the matter?
- (3.) How many attendants are employed in the hotel?
- (4.) What is the manager's name, and what is his salary?

Mr. Wade answered,—

- (1.) £18,922.
- (2.) No.
- (3 and 4.) The manager of the hotel (H. E. Stoye) is a contractor, and the attendants are employed by him.

(11.) Amount spent advertising Tourist Resorts:—Mr. Dooley asked the Premier,—

- (1.) What was the total amount spent last year in advertising the health and pleasure resorts of New South Wales?
- (2.) What were the respective amounts spent in booming the following places:—Mount Victoria, Mount Kosciusko, Blackheath, Medlow Bath, Katoomba, and Leura?
- (3.) Does Mr. Percy Hunter, the Director of the Intelligence Department, deliver lectures with the object of advertising the tourists' spots in the State?
- (4.) Does the Government pay all or any portion of the cost of these lectures?
- (5.) What are the names of the places Mr. Hunter lectured on during the last year and the number of times on each place?

Mr. Wade answered,—

- (1.) £630.
- (2.) Mount Kosciusko, £116; Mount Victoria, Blackheath, Medlow Bath, Katoomba, and Leura, £118.
- (3.) Yes.
- (4.) Sometimes.
- (5.) No lectures were given last year.

(12.) Tramway, Rail, and Ferry Service, Milson's Point:—Mr. Nobbs, for Mr. E. M. Clark, asked the Colonial Treasurer,—

- (1.) When was the tramway opened from Milson's Point to Ridge-street; what was the fare at that time, and what is the fare at present?
- (2.) When was the railway between Milson's Point and Hornsby opened, and what, approximately, has been the reduction of season tickets and fares to the present?
- (3.) When was the combined railway and ferry season tickets issued; what was the charge by the ferry company then, and what is the present charge to the Commissioners?
- (4.) Is it a custom for the Commissioners to make considerable reduction in season ticket fares to families; if so, to what number, and does the ferry company make an equivalent reduction in the combined ferry season fare; if not, have they been asked to do so?

Mr. Waddell answered,—

- (1.) I am informed that the tramway from Milson's Point to Ridge-street was opened on the 22nd May, 1886, the fare being 4d. The present fare is 1d.
- (2.) 1st May, 1893. I will forward the Honorable Member comparative figures, showing the ordinary and season ticket fares, then and now.
- (3.) Combined railway and ferry tickets were first issued in April, 1898. Statement will be sent to the Honorable Member showing the comparative rates.
- (4.) It is the practice when adult male relatives, residents in the same dwelling, take out at one time two or more ordinary season tickets at full rates for the same stations, and for the same periods, not being less than three months, to allow the following reductions off ordinary rates:—For two tickets, 10 per cent.; three tickets, 15 per cent.; and for four tickets, 20 per cent. on the price of each ticket. Ladies who are *bona fide* relatives of and resident in the same dwelling as any other member of family who is a full-fare season ticket holder, are issued tickets at half rates. It is understood that similar concessions are not granted by the Company.

(13.) Sydney Ferries (Limited) Employees:—Mr. Nobbs, for Mr. E. M. Clark, asked the Colonial Treasurer,—Is it a fact that employees of the Sydney Ferries (Limited) are compelled to work an alternate Sunday shift, exceeding seventeen hours; and, if so, will he, in the interest of public safety, instruct the Navigation Board to frame regulations or legislation for the purpose of preventing these hours being worked?

Mr. Waddell answered,—An award made by the Arbitration Court in 1907 provides that when any deck hand or fireman of the Sydney Ferries works what is called a "long Sunday," of from, say, thirteen to sixteen hours, he shall have the following Sunday off. This award has now expired; but a Wages Board has been appointed under the Industrial Disputes Act to deal with the question of the hours of labour and rate of pay of these employees, and this Board is now actually sitting. In the meantime the terms of the award of 1907 are being observed by both parties. The questions of the hours and conditions of labour are such as cannot be dealt with under Navigation Acts.

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- (14.) Sydney Ferries (Limited) Arbitration Award:—*Mr. Nobbs*, for *Mr. E. M. Clark*, asked the Attorney-General and Minister of Justice,—
- (1.) Is it a fact that under an Arbitration Award, deck hands employed on harbour ferry services, on reaching the age of 21, have to be paid a minimum wage; and, if so, what is the amount?
 - (2.) Is it a fact that the Sydney Ferries (Limited) refuses to comply with this award; does it dismiss young men on reaching the age of 21, to take on youths in their teens at small wages; and, if so, will he ascertain if such action would be a defiance of an Arbitration Award?
- Mr. Wade* answered,—I am informed that the award and common rule relating to deck hands expired on 30th June last.
- (15.) Wharf at Milson's Point Railway Station:—*Mr. Nobbs*, for *Mr. E. M. Clark*, asked the Colonial Treasurer,—
- (1.) Are there some piles at the railway station, Milson's Point, doing duty as a wharf; and is a charge made by the Harbour Trust of 10s. per day, or any part of a day, to vessels using the wharf for transmission of goods to the railway?
 - (2.) Is it a fact that the Sydney Ferries (Limited) are permitted to moor steamers at these piles, and are not charged; and, if so, why?
- Mr. Waddell* answered,—I am informed that there are some piles near the railway station at Milson's Point, the site of which is held by the Railway Commissioners under lease from the Trust, and that the Sydney Harbour Trust Commissioners are not aware that the piles are used for other than the purpose for which the lease was granted, viz., the unloading of rails.
- (16.) Solicitors on New South Wales Roll:—*Mr. Hollis* asked the Attorney-General and Minister of Justice,—
- (1.) How many solicitors are now on the roll in this State—(a) how many of these are in the Metropolitan area; (b) how many of these are in the country?
 - (2.) How many solicitors now on the roll are commissioners for affidavits for this State—(a) how many of these are in the Metropolitan area; (b) how many of these are in the country?
- Mr. Wade* answered,—
- (1.) 967—(a) 568; (b) 399.
 - (2.) 393—(a) 103; (b) 290.
- I desire to add that I am answering this Question as a matter of courtesy. It seems to me to be outside the scope of the Standing Order, under which questions should be asked in regard to public affairs only.
2. CRIMES (GIRLS' PROTECTION) BILL:—The following Petitions, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age, were presented by *Mr. Wade*:—
- (1.) From certain Members of the Chatswood Branch of the Women's Political Educational League.
 - (2.) From certain Members of the Lindfield and Gordon Dorcas Society.
- Petitions received.
3. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Railway, Bega to Eden*):—*Mr. Ball*, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Third Report, together with Minutes of Evidence, relating to the proposed Railway from Bega to Eden.
- Referred by Sessional Order to the Printing Committee.
4. PAPERS:—
- Mr. Moore* laid upon the Table,—*Gazette* Notices setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889, and the Public Trusts Act, 1897.
- Referred by Sessional Order to the Printing Committee.
- Mr. Wood* laid upon the Table,—Regulations under the Pure Food Act, 1908.
- Referred by Sessional Order to the Printing Committee.
5. POSTPONEMENTS:—The following Orders of the Day were postponed:—
- (1.) Saint James' Parsonage Lands Amending Bill (*Council Bill*); second reading. [*Mr. Mahony*]; until Tuesday, 7th September.
 - (2.) Coal and Shale Mines Hours Regulation Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to regulate the hours of labour in coal and shale mines in the State of New South Wales. [*Mr. Edden*]; until Tuesday, 10th August.
6. SYDNEY HARBOUR TRUST LAND TITLES BILL:—*Mr. Speaker* reported the following Message from the Legislative Council:—
- MR. SPEAKER,—
- The Legislative Council having this day passed a Bill, intituled "*An Act to provide for the issue of certificates of title to land vested in the Sydney Harbour Trust Commissioners; to amend the Real Property Act, 1900; and for purposes consequent thereon or incidental thereto*,"—presents the same to the Legislative Assembly for its concurrence.
- Legislative Council Chamber,
Sydney, 4th August, 1909.
- F. B. SUTTON,
President.
- Bill on motion of *Mr. Wade*, read a first time.
Ordered to be printed, and read a second time To-morrow.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

4th August, 1909.

7. **FIRE BRIGADES BILL** :—Mr. Wood, pursuant to leave granted on 28th July, 1909, presented a Bill, intituled "*A Bill to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902; and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
8. **ADJOURNMENT** :—Mr. Speaker stated that he had received from the Honorable Member for Newcastle, Mr. Gilbert, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz., "The infringement of the expressed intention of sections 34 and 35 of the Public Service Act in calling applications by advertisement for the position of master of the dredge 'Tethys.'"
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Gilbert moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
9. **OLD-AGE PENSION (REPEAL) BILL (No. 2)** :—Mr. Waddell moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to repeal the Old-age Pensions Act, 1900; and for purposes incidental thereto.
Question put and passed.
10. **FACTORIES AND SHOPS (AMENDMENT) BILL** :—Mr. Hogue moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Factories and Shops Act of 1896; and for other purposes.
Question put and passed.
11. **INEBRIATES (AMENDMENT) BILL** :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Mr. Wade moved, That the report be now adopted.
Debate ensued.
Question put and passed.
Ordered, That the Bill be read a third time To-morrow.
12. **MOTOR TRAFFIC BILL** :—The Order of the Day having been read,—Mr. Wood moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 5 AUGUST, 1909.

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

QUESTIONS :—

(1.) Tourists Roads :—Mr. Briner asked the Secretary for Public Works,—

(1.) The total amount expended to date in—(a) tourists roads throughout the State; (b) tourists roads around Cooma and Kosciusko; (c) buildings and accommodation generally throughout the State for tourists; (d) buildings at Kosciusko?

(2.) Is it a fact that Dorrigo District offers a splendid climate and magnificent scenery; if he is not aware will he seek information from the Premier and the Colonial Treasurer?

(3.) Will he consider the advisability of, at an early date, proclaiming the roads Bellingen to Dorrigo and Coramba to Dorrigo as tourist roads which will be made and maintained by the Government?

Mr. Lee answered,—

(1.) This information can be more readily prepared in the form of a return, if the Honorable Member will move for it in the usual way.

(2.) Yes; in common with other parts of New South Wales, Dorrigo District has a good climate and some interesting scenery.

(3.) There is no similarity between the conditions in the Dorrigo and at Kosciusko. The former district has an altitude of from 1,600 to 3,100 feet above sea level, and is eminently suited for closer settlement. The heights of Kosciusko are of a much greater altitude, in the snow line, and are in no way suitable for closer settlement, and from their special features present attractions to the tourist, rather than to the settler.

(2.) Work on Newcastle Bar by Grab-dredge "Nu":—Mr. J. C. L. Fitzpatrick, for Mr. Gilbert, asked the Secretary for Public Works,—What are the present results of the test which is being made on the Newcastle bar by the grab-dredge "Nu"?

Mr. Lee answered,—The grab-dredge "Nu" has removed from the entrance to Newcastle Harbour a number of water-worn boulders, which were a danger to navigation in that portion of the channel for vessels drawing more than a certain depth of water. The results, so far as they have gone, are satisfactory. At the time of starting dredging, there was a depth of 21 feet 9 inches at low-water spring tide at the spot where the dredge is working, and the material—boulders and shingle—has been removed to a depth of 29 feet 6 inches below low-water spring tide.

(3.) Locomotives manufactured at Eveleigh Railway Works :—Mr. Ball asked the Colonial Treasurer,—

(1.) Have the engines made at Eveleigh Railway Works proved satisfactory since they have been in use?

(2.) Is it the intention of the Railway Commissioners to construct more of these engines at the above works; and, if so, what number?

(3.) What has been the cost per ton of the engines so far made at Eveleigh Works?

Mr. Waddell answered,—

(1.) I am informed that the engines made at Eveleigh have proved satisfactory.

(2.) It is the intention of the Chief Commissioner to construct more locomotives at Eveleigh. Five engines are now under construction, and materials for ten more are on order.

(3.) £67 17s. per ton.

(4.) Narrabri-Walgett-Collarenebri Railway :—Mr. Collins asked the Colonial Treasurer,—What was the result of the working of the Narrabri-Walgett-Collarenebri railway lines for the year ending 30th June, 1909?

5th August, 1909.

Mr. Waddell answered,—I am informed that returns formerly prepared showed that the section between Narrabri and Burren Junction was a paying one, and the results for the year ended 30th June last were not kept separately. The Burren Junction to Walgett-Collarenebri extensions show a loss of £1,213 for the year ended 30th June, 1909.

- (5.) Pilliga Scrub:—Mr. Collins asked the Secretary for Lands,—Can he say—(a) when the cleared blocks in the Pilliga Scrub will be made available for settlement; (b) when a further area in its natural state will be available, and in what locality?

Mr. Moore answered,—It is expected that the blocks which have been operated upon, together with a subdivision of the adjoining lands (in all about 50,000 acres), will be made available in October next for conditional purchase lease in areas from about 1,000 to 1,500 acres. Some of the blocks will contain areas completely cleared and burnt off, other areas partially cleared, and the balance will be in their natural state. The locality is from 9 to 20 miles from Narrabri, no part being distant more than 12 miles from the railway between Narrabri and Pilliga.

- (6.) Public School, Burrupine, Kempsey District:—Mr. Briner asked the Minister of Public Instruction,—

- (1.) Is it a fact that the public school at Burrupine, Kempsey District, has been closed for two months, and for what reason?
- (2.) Will he take steps to have a teacher appointed and the school reopened at once?

Mr. Hogue answered,—

- (1.) Yes; a teacher suitable for this school not being immediately available?
- (2.) A teacher was appointed on the 22nd July ultimo.

- (7.) Railway and Tramway Service, Milson's Point:—*Mr. Mozham*, for Mr. E. M. Clark, asked the Colonial Treasurer,—

- (1.) What is the present average daily number of passengers respectively carried by tram and train to Milson's Point?
- (2.) Is it a fact that an annual rent is paid by the Railway Commissioners to the Sydney Ferries (Limited) for the right of access from the railway station to the wharf at Milson's Point; if so, what amount, and by whom was this arrangement made?
- (3.) Will he urge the Chief Commissioner to take into consideration the great benefit derived by the Ferry Company from the railway traffic brought to its door, and insist upon the remission of this charge on the State?

Mr. Waddell answered,—

- (1.) The information will be compiled and forwarded to the Honorable Member.
- (2 and 3.) No rental is paid.

- (8.) Establishment of Crematorium:—Mr. J. C. L. Fitzpatrick asked the Premier,—

- (1.) Has he noticed the remarks made recently by Dr. Armstrong, City Health Officer, in which that gentleman stated that "a crematorium was a very desirable measure of reform in the methods of the disposal of the dead, and it was also one which becomes of greater importance every year, as the population of Sydney increases, and the existing cemeteries become crowded"?
- (2.) In view of such an utterance from the Health Officer of the City, will he consider the desirability of providing the necessary means whereby cremation may be carried out in all the populous centres?

Mr. Wade answered,—

- (1.) Yes.
- (2.) Inquiries are still being made with regard to this question, but it is necessary in the public interests that the law relating to the registration of deaths be made more stringent before the Government can provide means for disposing of dead bodies by cremation.

- (9.) Land affected by Barren Jack Dam:—Mr. Nielsen asked the Secretary for Public Works,—

- (1.) Have the lands, which will be submerged by the waters backed up by the Barren Jack Dam, yet been valued by the departmental valuer?
- (2.) If so, will he communicate such values to the people concerned without delay?
- (3.) Will he give these people the option of having their land resumed at once, or at any time they wish between now and the time when the land will be actually required?
- (4.) Will he also give the owners of lands, part of which are to be resumed, the option of having the whole of their holdings taken instead of part?

Mr. Lee answered,—

- (1.) Not completed yet.
- (2.) Not until the properties are resumed.
- (3.) Should it be determined to resume the properties before they are required, leases will be given as long as possible.
- (4.) These are matters which the details of the survey just effected will enable me to decide. It is with this object in view that the exhaustive detail survey of the affected properties has been made.

- (10.) Working of the Inebriates Act:—Mr. O'Sullivan asked the Premier,—Is it a fact that, in two different years since the Inebriates Act, 1900, has been in force, upwards of 600 and 1,100 persons, respectively, have rendered themselves liable to its provisions by their repeated convictions?

Mr. Wade answered,—It by no means follows that a person who has been repeatedly convicted of drunkenness will thereby be placed in an institution. The law requires proof of other matters before such action can be taken.

(11.)

5th August, 1909.

(11.) Hours of work on Dredge "Groper," Macleay River:—Mr. Briner asked the Secretary for Public Works,—

- (1.) Have representations been made to him, on behalf of the men employed on the dredge "Groper," Macleay River, urging that the old system of regulating the hours of work be reverted to?
- (2.) Is it a fact that the present system of working the forty-eight hours per week makes it difficult for the men to reach their homes at the end of the week; forces them to leave home on Sunday afternoons; and sometimes prevents them from going home at all?
- (3.) Will he reconsider the whole question with a view to having the forty-eight hours per week arranged so that the men can reach home on Saturday and leave for work on Monday morning?
- (4.) Why was the old system departed from?

Mr. Lee answered,—

- (1.) Yes.
- (2.) The present system enables men to leave off at 1 p.m. on Saturdays, and resume duty at 7 a.m. on Mondays.
- (3.) Yes, with the view of meeting special cases so long as the full number of working hours is maintained.
- (4.) It is not considered desirable to lay up costly machines such as this dredge for a whole day on Saturdays.

(12.) Wharfs leased to Sydney Ferries (Limited):—Mr. Mercer asked the Colonial Treasurer,—What wharfs are leased by the Sydney Harbour Trust to the Sydney Ferries (Limited), and what is the length of the leases?

Mr. Waddell answered,—I will presently lay this information upon the Table in the form of a return.

(13.) Cook's River Sewage Farm:—Mr. Parkes asked the Secretary for Public Works,—

- (1.) Is it now seven months since Parliament authorised the abolition of the Cook's River Sewage Farm and the construction of direct sewerage to the ocean?
- (2.) Will he consider whether it is an urgent work?
- (3.) What is the cause of delay in calling for tenders for this work?
- (4.) When will tenders be invited for its construction?

Mr. Lee answered,—

- (1.) The authorising Act was assented to 16th December, 1908.
- (2.) It is considered an urgent work.
- (3.) The preparation of the necessary plans and sections.
- (4.) Tenders will be invited at an early date.

(14.) Reclamation Works, Cook's River:—Mr. Parkes asked the Secretary for Public Works,—

- (1.) Is it a fact that the reclamation works, now being carried out at Cook's River, Tempe Railway Station, are drawing to a close at Unwin's Bridge?
- (2.) Is it a fact that just above the deep-water lately dredged out, the river bed is choked up with mud, rendering the locality, which is closely inhabited, liable to unhealthy conditions?
- (3.) Is it a fact that the first flood occurring will sweep this mud into the deep channel lately dredged, and thus destroy the good work done?
- (4.) In order to obviate this and to insure public health, will he put in hand the second section of the work above Unwin's Bridge, and remove the dredge thereto?

Mr. Lee answered,—

- (1.) Work at this place is stopped for the present.
- (2.) There is a considerable quantity of sand in the bed of the river, and as it drains a large inhabited area, the conditions are such that settlement on the low land in the immediate vicinity of the river is not desirable.
- (3.) I am informed that it is not considered likely.
- (4.) Claims for compensation have been received from residents in the locality referred to in connection with the work already carried out, it being urged that the works so far have been detrimental to the interests of certain residents. This matter is at present under investigation, as is the question of continuing the dredging of the river.

(15.) Public School, Spring Hill:—Mr. J. C. L. Fitzpatrick asked the Minister of Public Instruction,—When will a tender be accepted for improvements, &c., at the public school, Spring Hill?

Mr. Hogue answered,—A tender for this work has been accepted. The work will be commenced at once.

(16.) Flemington Saleyards:—Mr. J. C. L. Fitzpatrick asked the Premier,—

- (1.) Has he noticed that the City Council proposes to expend £30,000 in resuming additional land and effecting improvements at Flemington Saleyards?
- (2.) In view of his reply to a deputation which interviewed him some weeks ago—when he stated that the City Council had been warned that any further expenditure at the saleyards would be undertaken at its own risk—will he say whether he includes the above amount in that warning?

Mr. Wade answered,—

- (1.) I have seen a paragraph to that effect in the newspapers.
- (2.) My remarks were directed generally to the announcement that the Municipal Council of Sydney proposed to spend money on improvements at Flemington Saleyards. The amount proposed to be expended did not enter into my consideration.

5th August, 1909.

(17.) Adulterated Liquor :—Mr. Levy asked the Premier,—

- (1.) How many samples of liquor sold in hotels have been obtained by the police for analysis during the past year—(a) in the Metropolis ; (b) outside the Metropolis ?
- (2.) How many of these samples were found to be impure or adulterated ?
- (3.) Have any regulations been made under the Pure Food Act specially relating to liquor ?

Mr. Wade answered,—

- (1.) (a) 270 ; (b) 504.
- (2.) Thirty-eight, adulterated with water only.
- (3.) A regulation (No. 36) under the Pure Food Act, fixing the standard strength for spirits, was published in the *Government Gazette* of the 15th ultimo.

(18.) Crossing at Iluka, Clarence River Entrance :—Mr. McFarlane asked the Secretary for Public Works,—

- (1.) Is it a fact that the crossing at Iluka, Clarence River Heads, requires frequent dredging to render the channel navigable ?
- (2.) Has it been represented that a better channel could be made in close proximity to the present, which would have a more direct course, and be more in line with the flow of water, consequently less liable to silt ?
- (3.) Will he cause further inquiry to be made with a view of finding a more satisfactory channel than the existing one ?

Mr. Lee answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) At present the question of the improvement of the Clarence River entrance is under the consideration of the Public Works Committee, and the crossing referred to is intimately connected with the works at the entrance. Pending the decision of the Committee, I am advised it is not considered desirable to alter the direction of the flow of the water inside the entrance.

(19.) Political Rights to Railway Employees :—Mr. Estell, for Mr. Hollis, asked the Colonial Treasurer,—

- 1.) Does Rule 33 of the Rules and Regulations of the Railway Service, as approved by the Governor-in-Council, dated 27th August, 1907, state—"Officers are forbidden to publicly discuss, " or in any way promote, political movements" ?
- (2.) Is this regulation still in force ?
- (3.) Will he consider whether this regulation has any bearing upon, or application to, the Chief Commissioner for Railways ?
- (4.) If not, is there any other regulation or order of any kind which has any such application to the Chief Commissioner for Railways ?

Mr. Waddell answered,—As this Question involves a legal opinion as to the bearing of the regulation upon the Chief Commissioner, the Honorable Member will see that I am not in a position to give him an answer.

(20.) Rockchoppers' Working Conditions :—Mr. Carmichael asked the Secretary for Public Works,—

- (1.) Is it a fact that certain contractors under the Department are doing driving work in sewerage tunnels at Newcastle under conditions differing from those under which rockchopping is done in Sydney, and differing from the conditions promised to be specified by him to a deputation that waited on him some time ago ?
- (2.) Will he have inquiry made with a view to the limit of six hours per day being enforced ?

Mr. Lee answered,—

- (1.) There is a short length of tunnel upon the Newcastle Sewerage, about 528 feet, on which miners are now engaged. There was no fixed rate of wages for sewer miners and rockchoppers in the specification for the work, and the rate of wages is, therefore, a matter between the contractor and the men. It has not been the practice of the Department to include in their specifications a rate of wages for rockchoppers, as they have only recently formed a union. Instructions have already been given that a rate of wages for rockchoppers shall be included in all future specifications.
- (2.) Yes.

(21.) Harbour and River Steamer Certificates :—Mr. Hindmarsh, for Mr. Brown, asked the Colonial Treasurer,—

- (1.) Why is it that, notwithstanding the provisions of section 6 of the Sydney Harbour Trust and Navigation Amendment Act, 1908, certificates are being issued by the Department of Navigation to harbour and river steamers covering a period of six months only, in lieu of twelve months ?
- (2.) Will he see that in future these vessels are dealt with in manner provided by the Act ?

Mr. Waddell answered,—The Navigation Amendment Act, 1908, permits of certificates being issued for twelve months or for a less period. In the case of harbour steamers engaged in the trade of carrying passengers, it is considered that they should be surveyed every six months.

2. CRIMES (GIRLS' PROTECTION) BILL :—Mr. Peters presented a Petition from Ethel Wilkinson, President, and Emma L. Holmes, Secretary, of the Deniliquin Branch of the Women's Political Educational League, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age.
Petition received.

3. PAPERS :—

Mr. Waddell laid upon the Table,—Statement showing the Leases held by the Sydney Ferries (Limited) from the Sydney Harbour Trust.

Referred by Sessional Order to the Printing Committee.

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

5th August, 1909.

Mr. Wade laid upon the Table,—

- (1.) Report of the Public Service Board for 1908.
- (2.) Regulation No. 407, under the Public Service Act, 1902.

Ordered to be printed.

Mr. Moore laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, for a Recreation Ground at Edward's Beach, Middle Harbour.

Referred by Sessional Order to the Printing Committee.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Supreme Court and Circuit Courts Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate certain enactments relating to the Supreme Court and Circuit Courts,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 5th August, 1909.

F. B. SUTTOR,
President.

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

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

(2.) Sydney Abattoir and Nuisances Prevention Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate the Acts relating to the establishment of a Public Abattoir or place for the slaughtering of cattle for the City of Sydney, and to the licensing of Slaughter-houses within the City and Suburbs of Sydney, and for the prevention of other nuisances within the same,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 5th August, 1909.

F. B. SUTTOR,
President.

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

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

(3.) Obscene and Indecent Publications Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate the Acts relating to the prevention and suppression of obscene and indecent publications,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 5th August, 1909.

F. B. SUTTOR,
President.

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

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

5. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Kahibah, Mr. Edden, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The action of "Mr. Johnson, Chief Railway Commissioner, sitting on Wages Boards, as a Member of such "Boards."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Edden moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. PRINTING COMMITTEE :—Mr. G. A. Jones, Temporary Chairman, brought up the Fourth Report from the Printing Committee.

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

Debate ensued.

And the House continuing to sit after Midnight,—

FRIDAY, 6 AUGUST, 1909, A.M.

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

Question put and passed.

Ordered, That the Debate be adjourned until Wednesday next.

8. INEBRIATES (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Wade moved, "That" this Bill be now read a third time.

Mr. Carmichael moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clause 9,—"

instead thereof.

Debate ensued.

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

The

5th August, 1909.

The House divided.

Ayes, 25.

Mr. Waddell,	Mr. Barton,
Mr. Moore,	Mr. W. Millard,
Mr. Perry,	Mr. McFarlane,
Mr. Wade,	Colonel Onslow,
Mr. James,	Mr. Lonsdale.
Mr. Wood,	
Mr. Morton,	<i>Tellers,</i>
Mr. Hogue,	Mr. Hindmarsh,
Mr. Levy,	Mr. Taylor.
Mr. Nobbs,	
Mr. Robert Jones,	
Mr. Hunt,	
Mr. Brinsley Hall,	
Mr. Lee,	
Mr. Davidson,	
Mr. Downes,	
Mr. Donaldson,	
Mr. Fallick,	

Noes, 16.

Mr. McGowen,
Mr. Estell,
Mr. Scobie,
Mr. Treflé,
Mr. Hollis,
Mr. G. A. Jones,
Mr. Cann,
Mr. Stuart-Robertson,
Mr. Gus. Miller,
Mr. Lynch,
Mr. Charlton,
Mr. Dooley,
Mr. Horne,
Mr. Macdonell.
<i>Tellers,</i>
Mr. Carmichael,
Mr. Holman.

And so it was resolved in the affirmative.

Original Question put and passed.

Bill read a third time, and, on motion of Mr. Wade, *passed*.Mr. Wade then moved, That the Title of the Bill be "*An Act to amend the Inebriates Act, 1900 ; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Inebriates Act, 1900 ; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 6th August 1909, a.m.

9. ADJOURNMENT :—Mr. Wade moved, That this House do now adjourn.

Debate ensued:

Question put and passed.

The House adjourned accordingly, at five minutes after One o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 19.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 10 AUGUST, 1909.

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

QUESTIONS :—

- (1.) Employees on N.S.S. "Sobraon" :—Mr. Nielsen asked the Minister of Public Instruction,—
- (1.) Are the officers and men working on the training ship "Sobraon" classed as temporary or permanent officers of the Public Service?
 - (2.) Are all such officers and men appointed under the Public Service Act?
 - (3.) If all are not classed as permanent officers, what are the names and positions of—(a) those classed as permanent; (b) those classed as temporary?
 - (4.) What leave are such officers and men entitled to annually on full pay?
 - (5.) Is any distinction made between the officers and men in regard to leave; if so, why?

Mr. Hogue answered,—

- (1.) The "Sobraon" staff rank as officers, instructors, and sub-instructors. The two former sections are permanent, and appointed by the Public Service Board, the others are temporary.
 - (2.) No, not all. The sub-instructors are appointed by the Superintendent in accordance with the provisions of section 8 of the Regulations under the Neglected Children and Juvenile Offenders Act.
 - (3.) The information should be moved for in the form of a return.
 - (4.) The officers appointed by the Public Service Board are entitled to claim three weeks in each year in accordance with Regulation 44 under the Public Service Act. The other members of the staff who are appointed by the Superintendent under the provisions of Regulation 8 of the Neglected Children and Juvenile Offenders Act, are granted leave in accordance with the provisions of that Regulation, viz. :—Up to two years' service, one week per annum; after two years' continuous service, two weeks per annum; after seven years' continuous service, three weeks per annum.
 - (5.) No. Not if they are appointed by the Public Service Board, in which case officers and men alike are granted leave under Regulation 44 of the Public Service Act. The leave of sub-instructors appointed by the Superintendent is specially provided for in Regulation 8 of the Neglected Children and Juvenile Offenders Act, as indicated in the reply to Question 4.
- (2.) Bogan Gate to Tullamore Railway :—Mr. Robert Jones asked the Secretary for Public Works,—
- What was the cost per mile for constructing the railway from Bogan Gate to Tullamore, including all costs properly chargeable to the work?
- Mr. Lee answered,—The cost per mile was £3,200.
- (3.) Weir across Sportsman's Creek, Clarence River :—*Mr. J. C. L. Fitzpatrick*, for Mr. McFarlane, asked the Secretary for Public Works,—Has he yet arrived at a decision respecting the question of constructing a weir across Sportsman's Creek; if not, will he say what is being done?
- Mr. Lee answered,—The question of the construction of a weir across Sportsman's Creek is under consideration in connection with the proposal for the drainage of the Everlasting, Duck, and Broadwater Swamps.
- (4.) Bridge across South Arm, Clarence River, at Brushgrove :—*Mr. J. C. L. Fitzpatrick*, for Mr. McFarlane, asked the Secretary for Public Works,—What action is being taken respecting an application that was recently made for the construction of a bridge across the South Arm at Brushgrove?
- Mr. Lee answered,—No action is proposed because a bridge would cost nearly £16,000, and the requirements are reported not to warrant such an expenditure.

(5.)

10th August, 1909.

- (5.) Rockdale Railway Station :—*Mr. Robson*, for *Mr. Taylor*, asked the Colonial Treasurer,—
- (1.) Is it a fact that the entrance gates leading to the western platforms at Rockdale Station have been recently closed?
 - (2.) Is it a fact that this action on the part of the railway authorities is the cause of great inconvenience to the travelling public?
 - (3.) Will he bring the matter under the notice of the Chief Commissioner with a view to having this facility restored?
- Mr. Waddell* answered,—
- (1.) I am informed that the gate referred to was provided in order to facilitate the egress of passengers who arrived at Rockdale by the most important trains in the evening. No alteration has been made in this arrangement.
 - (2.) It is understood that a number of passengers were permitted, without proper authority, to use this gate for joining trains. It is necessary for checking purposes to have a common entrance at busy railway stations, and there is nothing exceptional in the arrangement at Rockdale. The distance between the barrier and the entrance to western platform is very limited, and the circumstances would not justify the expense of providing staff for the additional entrance.
 - (3.) I have already consulted the Chief Commissioner on the subject.
- (6.) Closer Settlement Fund :—*Mr. Robson*, for *Mr. Taylor*, asked the Colonial Treasurer,—
- (1.) What amount has been transferred from the Consolidated Revenue Fund to the Closer Settlement Fund since the initiation of that fund to 30th June last?
 - (2.) What was the amount at the credit of the Closer Settlement Fund on 30th June last?
 - (3.) What amount has been received from purchasers of land under the Closer Settlement Acts to 30th June last?
- Mr. Waddell* answered,—
- (1.) £1,400,000.
 - (2.) £681,873 12s. 5d.
 - (3.) From acquired lands, £72,798 3s. 2d. ; from Crown lands included in closer settlement areas, £5,450 7s. ; total, £78,248 10s. 2d.
- (7.) Coloured Citizens receiving Pensions :—*Mr. J. C. L. Fitzpatrick*, for *Mr. Downes*, asked the Colonial Treasurer,—
- (1.) Is it a fact that a number of coloured citizens who enjoyed pensions under the State law are barred under the Federal law?
 - (2.) If such is the case, will he see what can be done for the relief of these people?
- Mr. Waddell* answered,—
- (1.) Yes. The Commonwealth Invalid and Old-age Pensions Act excludes "Asiatics (except those born in Australia) or aboriginal natives of Australia, Africa, the Islands of the Pacific, or New Zealand."
 - (2.) The matter will be considered.
- (8.) Political Rights to Railway and Tramway Employees :—*Mr. Hollis* asked the Colonial Treasurer,—
- (1.) Is there any Rule or Regulation which forbids Railway and Tramway officers to publicly discuss political movements?
 - (2.) Do the Rules and Regulations applying to Railway and Tramway officers in this regard also apply to the Chief Commissioner for Railways?
 - (3.) Is it a fact that the Chief Commissioner of New South Wales Railways at the Farmers and Settlers' Conference recently held, publicly discussed the railway policy of this State?
- Mr. Waddell* answered,—
- (1 and 2.) Rule 33 of the Rules and Regulations of the Railway Service, as approved by the Governor-in-Council, dated 27th August, 1907, was made by the Chief Commissioner for the guidance of employees in the Railway and Tramway Service.
 - (3.) This is a matter of opinion. The speech referred to was published in the Press, and the Honorable Member can judge for himself.
2. PAPER :—*Mr. Waddell* laid upon the Table,—Report of the Chief Commissioner for Railways and Tramways for quarter ended 30th June, 1909.
Referred by Sessional Order to the Printing Committee.
3. LEASE CONVERSION AND LAW AMENDMENT BILL :—The Order of the Day having been read,—*Mr. E. M. Clark* moved, "That" this Bill be now read a second time.
Debate ensued.
Mr. J. C. L. Fitzpatrick moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Lease Conversion Land Amendment Bill be referred to a Select Committee for consideration and report."
" (2.) That such Committee consist of *Mr. Wade*, *Mr. McGowen*, *Mr. E. M. Clark*, *Mr. James*, *Mr. Holman*, *Mr. Dacey*, *Mr. Latimer*, *Mr. Parkes*, and the Mover,"—instead thereof.
Debate continued.
Question,—That the words proposed to be left out stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words left out, be so inserted,—put and passed.
Question then,—That the Lease Conversion Land Amendment Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of *Mr. Wade*, *Mr. McGowen*, *Mr. E. M. Clark*, *Mr. James*, *Mr. Holman*, *Mr. Dacey*, *Mr. Latimer*, *Mr. Parkes*, and the Mover,—put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

10th August, 1909.

4. COAL AND SHALE MINES HOURS REGULATION BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Edden, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the hours of labour in coal and shale mines in the State of New South Wales. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows :—

Resolved,—That it is expedient to bring in a Bill to regulate the hours of labour in coal and shale mines in the State of New South Wales.

On motion of Mr. Edden, the resolution was read a second time, and agreed to.

(2.) Mr. Edden then presented a Bill, intituled "*A Bill to regulate the hours of labour in coal and shale mines in the State of New South Wales*,"—which was read a first time.

Ordered to be printed, and read a second time on Tuesday, 21st September.

5. ACCOUNTANTS BILL :—The Order of the Day having been read,—Mr. Broughton proceeded to move, That this Bill be now read a second time.

Point of Order :—Mr. Cann submitted that the Bill was improperly before the House, as it interfered with trade, and had not been brought in through Committee of the Whole.

Debate ensued.

Mr. Speaker upheld the objection taken.

On motion of Mr. Broughton the Order of the Day was discharged.

Ordered that the Bill be withdrawn.

6. ADJOURNMENT :—Mr. Wade moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 11 AUGUST, 1909.

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

QUESTIONS :—

(1.) Derailments on the Railways :—Mr. O'Sullivan asked the Colonial Treasurer,—

(1.) When will the return giving information as to the derailment of trains on the New South Wales Government Railways ordered by this House, on the motion of the Honorable Member for Belmore, on 31st March, 1908, be laid upon the Table?

(2.) What has been the reason for the delay in the compliance with the order of this House?

Mr. Waddell answered,—

(1.) I will presently lay this return upon the Table.

(2.) I am informed that this return was previously prepared, but was not available at the close of the Session in which the motion was moved. The original was, it is regretted, mislaid, and the return I am laying upon the Table this afternoon is a copy of it.

(2.) Collection of Wharfage Rates by Shire Councils :—Mr. Brown asked the Colonial Treasurer,—Will he bring in an amendment of the Wharfage and Tonnage Rates Act, in order to provide that Shire Councils may be enabled to collect wharfage rates on wharfs within their jurisdiction?

Mr. Waddell answered,—Such an amendment is not necessary, the Attorney-General having advised that Shire Councils have power, under the Local Government Act, to make ordinances for fixing and collecting wharfage dues on wharfs within their jurisdiction.

(3.) Water Supply for Lower Hunter Districts :—Mr. Brown asked the Secretary for Public Works,—What steps does he propose to take in regard to water conservation in the Goulburn and Upper Hunter Rivers with a view to securing a future adequate water supply for Maitland, Newcastle, and the Lower Hunter Districts generally?

Mr. Lee answered,—The question of the most suitable sites on the Hunter River and tributaries for the purposes of storing water is at the present time under investigation.

(4.) Proceeds from Sale of Roads within Shires :—Mr. Brown asked the Secretary for Lands,—Will he approve of all moneys received by the Lands Department for sale of roads within a Shire, being paid to the Shire for the purpose of resumption of lands for new roads?

Mr. Moore answered,—The law will not permit of such a course being taken, but the Local Government Act, as amended by Act 28 of 1908, permits of unnecessary roads being granted by way of compensation, or part compensation, for new roads opened by Shire Councils or Municipalities.

(5.) Narrabri-Walgett-Collarenebri Railway :—Mr. Collins asked the Colonial Treasurer,—

(1.) In reference to the Question asked by the Honorable Member for The Namoi, on 5th August, will he give, separately, the revenue and expenditure of the railway lines from Burren Junction to Walgett, and Burren Junction to Collarenebri, showing the net profit or loss upon each section?

(2.) Is it a fact that long delays and inconvenience are occasioned to passengers travelling to Walgett and Collarenebri by reason of shunting operations, which take place at the various intermediate stations in connection with the mixed trains now running between Narrabri and these two terminal stations?

(3.) In view of the statement made (in reply to Question asked on 5th August) that the section between Narrabri and Burren Junction is a paying one, will he confer with the Chief Commissioner for Railways with the view of getting him to consider the advisableness of providing for a through passenger train to Burren Junction when compiling the new Summer time-table, instead of the mixed train now running to that station?

Mr.

11th August, 1909.

Mr. Waddell answered,—

(1.) I am informed the results were as under,—Burren Junction to Walgett:—Revenue, £7,394. Expenditure—working expenses, £3,825; interest, £5,915; total, £9,740. Loss, £2,346. Burren Junction to Collarenebri:—Revenue, £9,648. Expenditure—working expenses, £4,384; interest, £4,131; total, £8,515. Profit, £1,133. Leaving on both a net loss of £1,213.

(2.) At certain stations *en route* it is necessary in dealing with the passenger and goods traffic for stops to be made varying from fifteen to thirty-five minutes, and the requirements of the business will not reasonably admit of these being shortened.

(3.) I will refer the matter to the Chief Commissioner for his consideration in connection with the Summer time-table.

(6.) Tax for Support of Charities:—Mr. Carmichael asked the Colonial Treasurer,—

(1.) Is it a fact that on 13th May last, he impeached the wealthy for their neglect in supporting charitable institutions?

(2.) Has he considered the advisability of imposing a super-tax on all incomes exceeding a certain limit for the support of charities; or what proposal will he make to meet the situation?

Mr. Waddell answered,—

(1.) No; but I pointed out that a section of the wealthy classes was not as liberal in the cause of charity as it should be.

(2.) No.

(7.) Tenders for Sleepers, Dubbo District:—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—

(1.) Did the Railway Commissioners invite tenders last year in the Dubbo District for 200,000 sleepers?

(2.) How many tenders were lodged, what were the names of tenderers, and what were their respective prices?

(3.) What was the difference in price per sleeper, and aggregate amount of whole contract between the Timber-getters' Association tender and the tender which was accepted?

Mr. Waddell answered,—I will presently lay this information upon the Table in the form of a return.

(8.) Eyesight Defects of School Children in Inland Districts:—Mr. Estell, for Mr. Holman, asked the Minister of Public Instruction,—

(1.) Is it a fact that the eye-sight examination of school children in dry inland districts reveals a large percentage of defects?

(2.) Is it a fact that in the Western Riverina District the percentage of such defective cases ranges as high as 25 per cent. abnormal, and 10 per cent. very bad?

(3.) Is it a fact that the results so far obtained in other dry inland districts show a similarly alarming state of things, to a lesser degree?

(4.) If the answers to the foregoing Questions are in the affirmative, has he given directions for similar examinations to be made for all public schools throughout the State?

(5.) If he has not given such directions, does he intend to do so?

(6.) Does he intend to take any action to cope with the state of things disclosed?

Mr. Hogue answered,—

(1 and 2.) It has been found that the dry inland districts vary in this respect. In Central Riverina the eyesight is good, but in Western Riverina 25 per cent. of the eyes examined were below normal. In many cases the abnormality was but slight, but 10 per cent. of the children had bad sight.

(3.) The examination of 1,460 children in the central-west shows that much better conditions prevail, 9 per cent. of the boys and 17 per cent. of the girls being below normal, while only 3 per cent. of boys and 6 per cent. of the girls had bad sight.

(4.) The examinations made so far are not sufficient to justify any very general conclusions as to the effect on eyesight of residence in dry inland districts. The examinations are, however, being extended this year over a wider area of the State.

(5 and 6.) Pamphlets prepared by the Department of Public Health upon the prevention and treatment of ophthalmia have been posted to all country schools under this Department. A re-issue of the contents of the latest pamphlet is now being made through the Departmental *Gazette*, which is forwarded to all State schools. In districts where the medical inspection of school children has been introduced (Sydney, Newcastle, and Maitland), all public school children suffering from defective vision are advised to consult the family doctor. It is proposed to extend medical inspection, where practicable, to other country centres.

(9.) Recreation Reserve, Bega:—Mr. Estell, for Mr. Holman, asked the Secretary for Lands,—

(1.) Is it a fact that an area of 6 acres 20½ perches is to be resumed in the heart of the town of Bega for a recreation reserve?

(2.) What is the estimated cost of the land resumed?

(3.) What is the distance measured along Auckland-street from the north-east corner of the proposed new reserve to the recreation reserve now extending along the Bega River?

(4.) What is the distance from the south-east corner of the proposed new reserve to the recreation reserve now adjoining the Show Ground?

(5.) What is the distance from the proposed new reserve to the recreation reserve now existing at Yarraganda?

(6.) What is the distance from the proposed new reserve to the recreation reserve existing on the new road to Bemboka?

(7.) What is the distance from the proposed new reserve to the common on the main road?

(8.) In view of the close proximity of these reserves and of the common, does he consider the outlay of money for resumption of the proposed area justifiable?

Mr.

11th August, 1909.

Mr. Moore answered,—

- (1.) An area of 6 acres 20 $\frac{1}{4}$ perches fronting Bega and Carp streets, and known as Britten's Paddock has been resumed to meet the want of a public recreation and sports ground at Bega.
- (2.) As the owners' claim in respect of the resumption has not yet been received, it is not considered advisable, at this stage, to disclose the Department's estimate of value.
- (3.) Four chains along Bega-street, then 25 chains along Auckland-street.
- (4.) Forty-two chains.
- (5.) 150 chains.
- (6.) 100 chains.
- (7.) 110 chains.
- (8.) The reserves referred to do not meet the want of a suitable sports recreation ground for Bega. In connection with the resumption of the 6 acres 20 $\frac{1}{4}$ perches, it has been decided to sell portion of an existing recreation reserve, and the proceeds of the sale are estimated to more than cover the cost of the resumption.

(10.) Local Government Act—Road Material:—*Mr. Estell*, for Mr. Holman, asked the Secretary for Public Works,—

- (1.) Has his attention been called to the defect in the present Local Government Act as to that section which empowers Councils to obtain road material?
- (2.) Is he prepared to introduce an amendment empowering Councils to enter enclosed lands for such material, and putting them on the same footing as was the Roads Commissioner prior to the introduction of Local Government?
- (3.) When will such amendments be introduced?

Mr. Lee answered,—

- (1.) Yes.
- (2 and 3.) I have already publicly stated that such an amendment will be made at the first favourable opportunity; but restrictions will be necessary to protect the lands and fences of private owners from undue damage.

(11.) Police Constables in Charge of Gaols:—*Mr. Estell*, for Mr. Edden, asked the Colonial Secretary,—
Is it a fact that police constables in charge of gaols are not promoted above the rank of ordinary constables; if so, why?

Mr. Wood answered,—Police acting as lock-up keepers are not advanced whilst holding that position, as they receive liberal emoluments that other police do not.

(12.) Wrestling Exhibitions on Sundays:—*Mr. Gillies*, for Mr. E. M. Clark, asked the Colonial Secretary,—

- (1.) Is it a fact that at one of the picnic grounds of the Harbour, exhibitions of Japanese and Indian wrestling takes place every Sunday?
- (2.) Is it a fact that Police-constable Bentley, as Conductor of the State Military Band, has on several occasions performed at these exhibitions?
- (3.) Is it a fact that the Inspector-General of Police has decided that as these exhibitions of wrestling are of a scientific character they are quite permissible on Sundays; and, if so, will boxing or other exhibitions of a scientific character be also allowed on Sundays?

Mr. Wood answered,—The Inspector-General of Police informs me that for the past six Sundays Japanese have given some Ju Jitsu exhibitions on a platform at Clontarf Pleasure Grounds, that no charge was made for admission, and that Bandmaster Bentley is not a police constable or a member of the Police Force.

(13.) Promotion of Senior-constable H. J. Roberts, Police Force:—*Mr. Dacey* asked the Colonial Secretary,—

- (1.) Upon what date was Senior-constable H. J. Roberts promoted to his present rank?
- (2.) How long was Roberts a first class constable before he was made a senior-constable?
- (3.) What is the average period that usually elapses before the promotion of an officer from the rank of first-class constable to senior-constable in the Metropolitan Division?
- (4.) How many first-class constables were senior to Roberts when he was made a senior-constable?
- (5.) What special qualification had Roberts that induced this promotion?
- (6.) Had any of the officers senior in rank to Roberts equal claims for promotion?
- (7.) Does he consider the duties Roberts is engaged upon are of greater importance and value to the Police Department than the duties performed by the first-class constables who were his seniors?
- (8.) Was Roberts's promotion referred to the city officer in accordance with the system said to be adopted, in a reply given on the 3rd instant, regarding promotions in the Metropolitan Division?

Mr. Wood answered,—

- (1.) 1st January, 1909.
- (2.) Twelve months.
- (3.) Various periods, according to circumstances and meritorious conduct.
- (4.) 252.
- (5.) Senior-constable Roberts has special qualifications for the position he holds as driver of the Government motor car. He was well tried in the position before advancement. He travels with Ministers in various parts of the State, frequently on long journeys, and being on duty long hours, he is well deserving of the extra pay (sixpence per day) granted to him; in fact, he lost sixpence a day through being taken off traffic duty for this position, notwithstanding his promotion.
- (6.) No, certainly not for the position he holds.
- (7.) The duties Senior-constable Roberts performs require special qualifications, which are possessed by him as a chauffeur, and he has mechanical knowledge.
- (8.) Yes; the Metropolitan Superintendent recommended his advancement. There was no necessity for any other steps to be taken in this case, as Roberts was advanced for the special reasons before stated.

(14.)

11th August, 1909.

(14.) Clerkship of Correspondence and Records, Treasury:—Mr. Dacey asked the Attorney-General and Minister of Justice,—

(1.) Referring to the demand made by the Honorable Member for Alexandria, during the discussion on the Public Service Board's Estimates, that an inquiry be granted as to the truth, or otherwise, of the information furnished to Parliament by the Board as to why the salary of the Clerk of Correspondence, Treasury, was greatly reduced, and to the Premier's reply that "if the Honorable Member established his case he could get all he wanted,"—has the challenge extended to Mr. Dacey ever been accepted?

(2.) If so, on what date?

(3.) If it was accepted, did the Premier fulfil his promise?

Mr. Wade answered,—The Honorable Member is under a misapprehension. It was I who extended that invitation, and it has not yet been satisfactorily complied with.

(15.) Appraisalment of Conditional Leases:—Mr. Estell, for Mr. Kelly, asked the Secretary for Lands,—Is it the usual practice to charge settlers £3 3s. for surveyors' expenses as witnesses for the Crown in appraisalment of conditional leases, section 35 of the Crown Lands Act of 1895?

Mr. Moore answered,—No.

(16.) Barren Jack Dam:—Mr. Nielsen asked the Secretary for Public Works,—

(1.) Is it a fact that a large amount of the preliminary work done by the Government at Barren Jack has been found by the contractor to have been wrongly done?

(2.) Has some of the machinery been put up in such a way that it will have to be removed and installed afresh before it can be used for carrying on the work?

(3.) Who is responsible for these mistakes, and what will they cost the State?

(4.) Will he have an inquiry made by a qualified outsider so that the truth may be known about these matters?

Mr. Lee answered,—

(1.) No.

(2.) No.

(3.) I am informed there has been no cost to the State.

(4.) There is no necessity for such an inquiry.

(17.) Forestry:—Mr. Price asked the Minister for Agriculture,—

(1.) Was the late Mr. Ednie Brown appointed as Director of Forestry by the late Sir Henry Parkes; if so, in what year?

(2.) When was the position of Director abolished?

(3.) Was the system of charging on the output of the mills established at Cooperook and other places abolished; if so, the names of the mills, and the dates?

(4.) Have exclusive rights to cut near tram lines been given in connection with forestry; if so, at what dates, and to whom?

(5.) Were exclusive cutting rights given in connection with Murray River timbers or any other timbers in New South Wales at any time; if so, to whom, and at what dates?

(6.) Were improvement leases given to a Mr. Withers at Jervis Bay, to cut timbers; if so, when, and by what Minister?

(7.) Were such concessions abandoned?

(8.) Was an effort made to secure exclusive rights to cut timber in the county of Gloucester and along the North Coast; if so, by whom were the applications made, and how were they dealt with?

(9.) Were such applications withdrawn after a Petition was presented to Parliament?

Mr. Perry answered,—

(1.) Yes, 1st July, 1890.

(2.) 1893.

(3.) Yes. It was tried for six months at Langley Brothers' sawmill, on the Lansdowne, during 1902. Legislation was required to safeguard its operations.

(4.) No exclusive rights have been granted, but in some instances exemptions have been made to protect the operations of persons building tram lines. Particulars could not be furnished except in the form of a return.

(5.) During the operation of the State Forest Block System certain rights were granted in the Murray River forests during the years 1884 to 1892, but particulars could not be furnished except in the form of a return.

(6.) Yes, on 23rd February, 1897, during the administration of Sir J. H. Carruthers.

(7.) They were declared void by *Gazette* notice on the 23rd July, 1898.

(8 and 9.) Several applications for exclusive right to cut timber in different parts of the State have been made, but in the absence of legislation could not be dealt with.

(18.) McMyler Hoist Commission:—Mr. Gilbert asked the Premier,—Is he in a position to say when the Report of the McMyler Hoist Commission will be available?

Mr. Wade answered,—The time allowed to the Commission for the submission of their Report expires on the 21st instant, and I understand that it will be submitted within that time.

(19.) Railway Communication, Merewether-street Wharf, Newcastle:—Mr. Gilbert asked the Secretary for Public Works,—What provision has been made to provide direct railway communication with the newly-erected wharf, Merewether-street, Newcastle?

Mr. Lee answered,—The Railway Commissioners inform me that a plan is being prepared.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

11th August, 1909.

(20.) Case of James W. Evans, late Inspector of Weights and Measures :—Mr. McLaurin asked the Premier,—

(1.) In reference to the High Court appeal of James W. Evans, late Inspector of Weights and Measures, who were the Magistrates who presided at the hearing when Evans was called upon to show cause why he should not be removed from office?

(2.) Will he furnish the contents of the letter sent from his Department to the Magistrates comprising the Bench which removed Evans?

(3.) As the High Court decision is in Evans's favour with costs, is it the intention of the Crown to pay such costs, or to ask the Magistrates to pay them, in view of the comment of the High Court upon their procedure?

Mr. Wade answered,—

(1.) The Metropolitan Branch of Stipendiary Magistrates, after several sittings, deputed the duty of completing the inquiry into this matter to Mr. L. S. Donaldson, S.M., by whom the order for the removal of Mr. Evans was made.

(2.) I am willing to lay this letter, and the papers used before the High Court, upon the Table of this House.

(3.) The Crown will pay the costs.

(21.) Danger from Live Electric Wires :—Mr. Estell, for Mr. Horne, asked the Colonial Secretary,—

(1.) Has his attention been called to the death of a plumber named Thomas Barnett, who was killed in Newcastle, on 26th June, through coming in contact with a live electric wire whilst working at the City Bank offices, in Hunter-street?

(2.) Has he read the evidence given by the electrical engineers, and the remarks by the Coroner, at the inquest, respecting deceased referred to, showing that the electric light wires are placed so close to buildings as to be absolutely dangerous?

(3.) Will he take the necessary action to ensure better protection to workers engaged in plumbing work?

Mr. Wood answered,—

(1.) No.

(2.) No.

(3.) Inquiry will be made.

(22.) Use of Boric Acid in Foods :—Mr. Gilbert asked the Colonial Secretary,—

(1.) Is it a fact that the Pure Food Act Regulations allow the use of thirty-five grains of boric acid to every lb. of butter when manufactured for sale?

(2.) Is it a fact that the same regulations prohibit the use of boric acid in the manufacture of bacon?

(3.) Why is it that this preservative is allowed in the preparation of one article of common consumption and disallowed in the case of another?

(4.) What, in the opinion of the Board of Health, is the injurious effect on the consumer caused by the presence of boric acid in food?

Mr. Wood answered,—

(1 and 2.) Yes.

(3.) Preservative has been, and is, allowed in butter to avoid deterioration in transit of the exported article.

(4.) The opinion of the Board of Health, and its reasons therefor, were given in detail in a statement by the President, dated 2nd May, 1904, which was laid upon the Table of the Legislative Assembly and ordered to be printed on 13th October, 1904. That opinion was, and still is, that presence of preservatives in articles of common consumption should be restricted within the narrowest limits possible, as being injurious to health.

2. PAPERS :—

Mr. Waddell laid upon the Table,—

(1.) Return to an Order, made on 31st March, 1908,—“Derailments on the Railways.”

(2.) Return respecting Tenders for Sleepers for the Railway Department.

Referred by Sessional Order to the Printing Committee.

Mr. Wade laid upon the Table,—Correspondence between the Prime Minister of the Commonwealth and the Premier of New South Wales respecting Advertising Australia and Inducement of Immigration. (*In supplementation of Paper laid upon the Table on 27th October, 1908.*) Ordered to be printed.

Mr. Wood laid upon the Table,—Report of the Registrar of Friendly Societies for 1908; together with Tables, &c.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Minutes of Proceedings and Evidence respecting the resumption, by the Government, of part of the Peel River or Goonoo Goonoo Estate, for the purposes of Closer Settlement.

Referred by Sessional Order to the Printing Committee.

3. GRAFTON-CASINO RAILWAY (*Formal Motion*):—Mr. McFarlane moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—

(1.) The receipts and expenditure for the Grafton-Casino Railway for the year ended 30th June 1909.

(2.) The amount expended on the Grafton-Casino line in carrying out improvements other than maintenance charges from the date of taking over the line by the Commissioners to the 30th June, 1909.

Question put and passed.

11th August, 1909.

4. MAP OF NEW SOUTH WALES (*Formal Motion*):—Mr. O'Sullivan moved, pursuant to Notice, That there be laid upon the Table of this House a return showing:—
- (1.) The cost of compilation and preparation of the original copy of the map of New South Wales published in nine sheets by the Lands Department.
 - (2.) The number of years occupied in its compilation and preparation.
 - (3.) The number of draftsmen employed on it, and for what periods.
 - (4.) The number of copies published, and cost of publication.
 - (5.) The number of copies sold, and total amount realised from such sales.
 - (6.) The cost of reproducing this map on the smaller scale of 16 miles to an inch.
 - (7.) The number of draftsmen employed in the reduction, and for what periods.
 - (8.) The name of the draftsman employed to draw the map on stone, and the amount paid to him for that purpose, and how many years this work occupied.
 - (9.) The number of copies of this edition published, and the selling price.
 - (10.) The total amount realised to date from the sale of this map.
 - (11.) The cost on each edition per map for mounting on rollers and varnishing ready for hanging.
 - (12.) The total amount of money spent in salaries in connection with these two publications for compilation, drawing original maps, reductions, revisions, superintendence, material, and printing.
 - (13.) The loss or profit on the whole transaction and the amount.
- Question put and passed.
5. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Sturt, Mr. Arthur Griffith, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz., "Certain unsatisfactory features in the administration of the State Children Relief Act." And the motion for the adjournment of the House being supported by five other Honorable Members,—
- Mr. Griffith moved, That this House do now adjourn.
- Point of Order*:—Mr. Levy submitted that the subject for discussion was not definite, and, therefore, not in accord with the 49th Standing Order.
- Debate ensued.
- Mr. Speaker said the wording of the notice was such that the whole of the State Children Relief Act could be discussed—the Honorable Member should have stated definitely the matters taking place under the Act to which he desired to refer—but the notice was drawn in such a way that Honorable Members could discuss any matter of administration under the Act; he must, therefore, rule it out of order.
6. FIRE BRIGADES BILL:—The Order of the Day having been read,—Mr. Wood moved, That this Bill be now read a second time.
- Debate ensued.
- Question put and passed.
- Bill read a second time.
- On motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
- Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.
7. UNIVERSITY AND UNIVERSITY COLLEGES (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the University and University Colleges Act, 1900, and the University and University Colleges (Amendment) Act, 1902; and for other purposes.
- Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
- Ordered, on motion of the Chairman, That the report be *now* received.
- The Chairman then reported the resolution, which was read a first time, as follows:—
- Resolved*,—That it is expedient to bring in a Bill to amend the University and University Colleges Act, 1900, and the University and University Colleges (Amendment) Act, 1902; and for other purposes.
- On motion of Mr. Wade, the resolution was read a second time, and agreed to.
8. FACTORIES AND SHOPS (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Hogue, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Factories and Shops Act of 1896; and for other purposes.

And the Committee continuing to sit after Midnight,—

THURSDAY, 12 AUGUST, 1909, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to amend the Factories and Shops Act of 1896; and for other purposes.

On motion of Mr. Hogue, the resolution was read a second time, and agreed to.

The House adjourned, at sixteen minutes before One o'clock, a.m., until Four o'clock, p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 21.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 12 AUGUST, 1909.

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

QUESTIONS :—

- (1.) Employees, Hawkesbury Agricultural College :—Mr. Nielsen asked the Minister for Agriculture,—
- (1.) Has his attention been drawn to the fact that the employees at the Hawkesbury Agricultural College are in receipt of very poor wages, and are working very long hours?
 - (2.) Is it a fact that an award of the Industrial Court exists dealing with similar classes of employment in which the maximum number of hours per week is fixed at sixty-three, and in which the minimum pay for the various classes of employment is far greater than that paid at the College?
 - (3.) Is it a fact that the award lays down that in all cases where men work a seven-day week one full day each week must be granted off to each employee so employed?
 - (4.) Will he see that the employees of his Department have their pay and conditions made at least equal to that which outside employers are compelled by law to give?
- Mr. Perry answered,—This matter is at present receiving the attention of the Public Service Board.

- (2.) Claims of Retired Civil Servants :—Mr. McGarry, for Mr. O'Sullivan, asked the Premier,—
- (1.) Is it a fact that the judgment given by the High Court of Australia in Heffernan's case, and which was made a test case, and was ratified by the Privy Council, covers the whole of the General Division of the State Service, as well as those who were retired under the ill-health clause of the Act, in the matter of increased gratuity?
 - (2.) Was it stipulated in the judgment that those who were retired before the Postal Department was transferred to the Federal Authorities were provided for, or does the judgment only provide for those who have been retired since that date?
 - (3.) The number who have been paid under that judgment?
 - (4.) What was the amount of money the relatives of Heffernan received under this judgment?
 - (5.) Were the payments calculated from the time Heffernan joined the Service, or only from the transference of the Department to the Federal Authorities?
 - (6.) Is it a fact that the members of the General Division in the other Departments of the Service must be paid the month's pay instead of the amount stated in the Public Service Act of 1895?
 - (7.) What was the amount paid to those of the men who have been paid under this judgment up to the present time?

Mr. Wade answered,—

- (1 and 6.) The Honorable Member's attention is invited to reply given by me to Question asked by him on this subject on 14th ultimo, when I stated the Government will apply the judgment in this case to State employees also, but that each individual case would have to be decided as it arises.
- (2.) The text of the judgment of the High Court was published in the daily papers of 20th May, 1908.
- (3 and 7.) I am not aware of any payments having been made to State officers under the judgment.
- (4 and 5.) A gratuity of £264 3s. 11d. was paid by the Commonwealth prior to the initiation of Court proceedings, on a basis of nineteen years' service.

- (3.) Gaol at Wagga Wagga :—Mr. McGarry asked the Attorney-General and Minister of Justice,— Is it proposed to close the gaol at Wagga Wagga; if so, why?

Mr. Wade answered,—Yes. As a matter of policy it has been decided to abolish nearly all the minor gaols, particularly those on railway lines. At these places there is little useful occupation for the prisoners, and the treatment they receive is not of a proper disciplinary or reformative

12th August, 1909.

character. The extension of the railways and improved facilities for travelling have rendered it possible to classify and concentrate the prisoners in the larger gaols, where they can be kept busily employed in useful industries under strict control. Sentences not exceeding fourteen days may still be served in the local lock-up. It is not intended to dispense with the services of any officers.

- (4.) Government Savings Bank Balance Sheet:—Mr. Carmichael asked the Colonial Treasurer,—
 (1.) Has the Balance Sheet for the Government Savings Bank for the year ending 31st December, 1908, been issued?
 (2.) Are there any statutory obligations as to the time in which this is to be issued; if so, have they been complied with?

Mr. Waddell answered,—I am informed:—

- (1.) The Balance Sheet has been prepared by the Commissioners in accordance with the Act, and is in the hands of the Auditor-General for purposes of audit.
 (2.) The Act provides that the Balance Sheet is to be published "on being certified to as correct by the Auditor-General," and this will shortly be done, but there is no statutory obligation as to date.

- (5.) Miners' Accident Relief Funds:—Mr. Estell, for Mr. G. A. Jones, asked the Secretary for Mines,—Was a Bill prepared by Mr. J. L. Fegan, when Secretary for Mines, providing that all unexpended credits of Relief Funds be gathered into one National Fund under State relief?

Mr. Wood answered,—A Bill to provide for the transfer of the Bulli Colliery Disaster Fund to the Fund constituted by the Miners' Accident Relief Act, 1900, was introduced in the Legislative Assembly by the Honorable J. L. Fegan on 5th September, 1901; stopped by prorogation; proceeded with under Standing Orders, 29th July, 1902; referred to Select Committee, 28th November, 1902; Committee held two meetings, and examined one witness; Report not brought up; stopped by prorogation.

- (6.) Carriers' Licenses:—Mr. Robert Jones asked the Secretary for Public Works,—

(1.) In view of the fact that Municipalities and Shire Councils are levying charges on all lorries, vans, carts, coaches, buggies, sulkies, &c., plying for hire, will he have the Local Government Act so amended as to make one State license all over the State?

(2.) Is it a fact that at present five licenses have to be paid between Mudgee and Gulgong in eighteen miles, and will he consider whether this is too great a hardship to place on carriers?

Mr. Lee answered,—

- (1.) The matter is receiving consideration, with the view of amending, in the direction of more equitable impositions by local Councils.
 (2.) I have been so informed.

2. PAPERS:—

Mr. Waddell laid upon the Table,—Return to an Order, made on 11th August, 1909,—“Grafton-Casino Railway.”

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Additional Regulation No. 10A, and Additional Forms Nos. 4A and 4B, under the Pastures Protection Acts.

Referred by Sessional Order to the Printing Committee.

3. UNIVERSITY AND UNIVERSITY COLLEGES AMENDMENT BILL:—Mr. Wade, pursuant to leave granted on the 11th August, 1909, presented a Bill, intitled “*A Bill to amend the University and University Colleges Act, 1900, and the University and University Colleges (Amendment) Act, 1902; and for other purposes*,”—which was read a first time.
 Ordered to be printed, and read a second time on Wednesday next.

4. POLICE OFFENCES BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intitled “*An Act to consolidate the Statutes relating to Police Offences*,”—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
 Sydney, 12th August, 1909.

W. J. TRICKETT,
 Deputy-President.

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

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

5. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Sturt, Mr. Arthur Griffith, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.—“A case of harsh and unsatisfactory administration of the State Children Relief Act.”
 And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Griffith moved, That this House do now adjourn.

Point of Order:—Mr. Hogue pointed out that the Notice sought to call attention to two matters, and was therefore not definite.

Mr. Speaker said as he read the Notice, the Honorable Member for Sturt desired to bring a specific case under notice, and the debate would be restricted to that case.

Debate ensued.

Question put and negatived.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

12th August, 1909.

6. FORESTRY BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Perry, "That this Bill be 'now' read a second time,"—
 And the Question being again proposed,—
 The House resumed the said adjourned Debate.
 Mr. Price moved, That the Question be amended by leaving out the word "now" and adding at the end thereof the words "this day six months."
 Question proposed,—That the word proposed to be left out stand part of the Question.
 Debate continued.

And the House continuing to sit after Midnight,—

FRIDAY, 13 AUGUST, 1909, A.M.

Question,—That the word proposed to be left out stand part of the Question,—put and passed.

Original Question put and passed.

Bill read a second time.

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

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

7. PRINTING COMMITTEE:—Mr. Morton, Temporary Chairman, brought up the Fifth Report from the Printing Committee.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 22.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 17 AUGUST, 1909.

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

QUESTIONS :—

- (1.) Employees N.S.S. "Sobraon":—Mr. Nielsen asked the Minister of Public Instruction,—
- (1.) Does the following routine exist on board the "Sobraon" for cooks and stewards:—First day—8.45 a.m. till 8 p.m., not allowed ashore; second day—4.45 a.m. till 8 p.m., not allowed ashore; third day—4.45 a.m. till 4 p.m., allowed ashore until 8.45 a.m. next morning,—and so on from week to week?
- (2.) Does this mean an actual working week of eighty-eight hours five minutes, and an actual number of hours on the ship each week of 128 hours fifty-five minutes?
- (3.) What is to prevent the following routine being adopted:—First day—8.45 a.m. till 8 p.m., stay on board; second day, 4.45 a.m. till 6 p.m., go ashore; third day—6 a.m. till 1 p.m., go ashore?
- (4.) Would this reduce the week's work to a more reasonable number of hours, namely, seventy-three hours forty-five minutes, without in any way interfering with the efficiency of the services rendered, and the hours on board to 93 hours 55 minutes in each week?
- (5.) Is it a fact that in the award granted to the hotel, club, and restaurant employees, the maximum number of hours for a week's work is sixty-three, and a provision exists that one full day off must be given each week to all employees whose duty extends over seven days a week?
- (6.) If this is so, why cannot Government employees be treated as reasonably as outsiders are compelled by law to treat theirs?

Mr. Hogue answered,—

- (1.) The routine for cooks and stewards is as follows:—Duty covers intervals—First day, between 9 a.m. and 6.15 p.m.; second day, between 6 a.m. and 6.15 p.m.; third day, between 6 a.m. and 3 p.m.
- (2.) No. See answer to Question 1. The "Sobraon" regulations hold the Superintendent responsible for the safety of the ship, and empower him to retain sufficient of the staff on board, to not only fulfil night duties, but to be in readiness for any emergency that may arise. Employees are made fully aware of this requirement before entering on duty, and agree to accept employment under this condition.
- (3.) It is considered that the alteration suggested in the conditions of service would prejudice the proper fulfilment by the Superintendent of the responsibilities placed upon him for the proper working of the ship and its safety, and that of its inmates.
- (4.) No. The hours of actual work would not be altered by the proposed change, but the effect of releasing the men from the ship, as proposed, would be likely to endanger its efficient oversight, as the safety of the ship and of the inmates may at any time be largely dependent upon the number of the staff retained on board at night time.
- (5.) Yes.
- (6.) In effect, the cooks and stewards of the "Sobraon" are better off in regard to hours of actual work than those working under the award. The fact that they have to spend a certain amount of their leisure time on board is necessitated by the special requirements of the ship, which are essentially different to those connected with similar employment on shore.
- (2.) Special Leases near Ben Lomond:—Mr. Estell, for Mr. Grahame, asked the Secretary for Lands,—
- (1.) Has the Guyra Local Land Board recommended special leases covering certain land near Ben Lomond known as Little Llangotblin Lagoon?
- (2.) Are such special leases proposed to be granted in every instance to owners of adjoining holdings, some of which are large holdings?

(3.)

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- (3.) Is the land concerned suitable for potato growing?
 (4.) Was a petition recently received from several residents of the district asking that this land be made available for residential settlement?
 (5.) Will he reconsider the matter, with a view of granting the requests of the petitioners?

Mr. Moore answered,—

(1.) Yes.

(2.) Two special leases for access to water and for grazing have been approved to be granted to adjoining holders, one of whom holds 80 acres and the other 1,320 acres, the areas of such special leases being 320 acres and 50 acres respectively. Another application for 60 acres by an adjoining holder has not yet been dealt with by the Board.

(3.) The lagoon area itself is not considered good potato land, but 100 acres of high land on the margin of it is reported as suitable for that purpose.

(4.) Yes.

(5.) The matter has received careful consideration, and it has been decided not to alienate the reserve covering the lagoon at present, but to grant special leases on suitable conditions to adjoining holders who need access to water.

(3.) Employees N.S.S. "Sobraon":—Mr. Nielsen asked the Minister of Public Instruction,—

(1.) Has a man named Pickett recently been re-employed on the N.S.S. "Sobraon"?

(2.) Has he been put over the heads of competent men on the ship, who have long and continuous service?

(3.) Is it usual for appointments to be made of this description without regard to continuity of service or seniority; if so, why; if not, why so in this case?

(4.) Will he bring the whole staff of the N.S.S. "Sobraon" under the control of the Public Service Board, so that their rights of promotion may be conserved?

Mr. Hogue answered,—

(1.) Yes. Mr. Pickett voluntarily resigned, after sixteen years' service, from the "Sobraon," and took service in the Prisons Department. After an interval of four months he applied for re-employment in the "Sobraon," and was appointed by the Superintendent, in pursuance of the powers vested in him by Regulation No. 8 under the Neglected Children and Juvenile Offenders Act. Mr. Pickett was given a position on the staff that was warranted by his experience and special qualifications.

(2.) No. He has not been put over the head of any more competent man in the ship.

(3.) Appointments of this description are never made without regard to continuity of service or seniority, but, as in all other instances in the Public Service, special fitness and merit receive the first consideration.

(4.) The arrangement at present in force, whereby the Superintendent is empowered to take on and dismiss employees of this class, is one that has been found necessary to avoid the inconvenience which would otherwise be caused by the delay in filling this class of appointment through the Public Service Board. It has been found to work well, both before and after the establishment of the Public Service Board, and there would not appear to be any necessity to alter the procedure.

(4.) Parliamentary Draftsmen:—Mr. Levy asked the Premier,—

(1.) Who are the present Parliamentary Draftsmen?

(2.) When were they appointed?

(3.) What are their salaries?

(4.) Are any Bills drafted by persons other than Parliamentary Draftsmen?

(5.) If so, what are the Bills, who are the draftsmen, and what amounts have been paid to them respectively during the past twelve months?

Mr. Lee answered,—

(1, 2, and 3.) Parliamentary Draftsman—Mr. J. L. Watkins, appointed 1st July, 1892, salary £900 per annum; Assistant Draftsman—Mr. G. M. L. Innes, appointed 1st April, 1902, salary £500 per annum.

(4.) They have been, on rare occasions, in former years.

(5.) No such Bills or payments.

(5.) Strathfield Railway Station:—Mr. Henley asked the Colonial Treasurer,—Do the Railway Commissioners intend to alter and improve the means of ingress and egress to the Strathfield Station by doing away with what is known as "The Hump"; if so, when do they propose to make a start?

Mr. Oakes answered,—I am informed there is no immediate intention of remodelling Strathfield Station.

(6.) Bookmakers in the City:—Mr. E. M. Clark asked the Colonial Secretary,—

(1.) Is it a fact that in a well known court in the City a bookmaker is plying his avocation as an importer of Havannah cigars?

(2.) Is it a fact that in another well known business chambers in Pitt-street another firm of bookmakers is in the same manner employed as importers of cigars?

(3.) If so, why do not the police interfere with these bookmakers?

Mr. Wood answered,—

(1 and 2.) I understand that it is a fact that certain bookmakers follow other callings when not engaged on the racecourses. There is no law to prevent them doing so.

(3.) The police have no power to "interfere with these bookmakers" while carrying on their occupations as cigar importers; but if the Honorable Member means that these individuals are acting as bookmakers while nominally employed as importers, the police cannot interfere in the absence of evidence of betting, neither can any evidence be obtained to warrant the police taking action against the persons referred to.

(7.)

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- (7.) Use of Boric Acid in Foods :—*Mr. Edden*, for *Mr. Gilbert*, asked the Colonial Secretary,—
- (1.) Is it a fact that the use of thirty-five grains of boric acid is permitted in each pound of butter, even though manufactured for consumption in the State?
 - (2.) Is the presence of boric acid in manufactured bacon considered by the Board of Health any more injurious to the consumer than the presence of boric acid in butter; and, if so, what are the reasons?
 - (3.) Will he request the Board of Health, administering the Pure Food Act and Regulations, to take into consideration the fitness of permitting the use of a moderate amount of boric acid as a preservative in curing bacon, on the ground that its use renders unnecessary an excessive quantity of chloride of sodium, and enables bacon known as "mild cured," now so generally preferred, to be safely vended in places distant from the factory?

Mr. Wood answered,—

- (1.) Yes; all butter manufactured in the State is said to be liable to sale in home and foreign markets from time to time, according to fluctuation of market values.
- (2.) No, and its presence in butter is so far from being considered unobjectionable that the supply to the Coast Hospital is governed by a special contract which forbids it.
- (3.) The Advisory Committee appointed under the provisions of the Pure Food Act, 1908, with which the matter lies, has considered the point raised very carefully, and has heard evidence upon it from associated members of the trade concerned. The Committee concluded that the use of a moderate amount of preservative in bacon-curing was not necessary for the purpose mentioned, and decided to forbid it. The same practice is followed in Queensland and in Victoria.

2. PAPERS :—

Mr. Perry laid upon the Table,—Report of the Forestry Branch, Department of Lands, for the year ended 30th June, 1908.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Notice of intention to declare that the Auction and After-auction Purchases of the following allotments, situated in the parish of Awaba, county of Northumberland, viz. :—Portions 176 and 177, purchased by *Thomas Grant*; portion 191, purchased by *Hedley E. Heaton*; portion 193, purchased by *John Anthony Akhurst*; portions 201 and 229, purchased by *William Chapple Hector*; portion 204, purchased by *Fredric Robert Craft*; and portion 217, purchased by *Alfred le Mottee*, shall cease to be voidable.

Referred by Sessional Order to the Printing Committee.

Mr. Oakes laid upon the Table,—Regulations Nos. 257 and 258, under the Sydney Harbour Trust Act, 1900.

Referred by Sessional Order to the Printing Committee.

3. ADJOURNMENT :—*Mr. Speaker* stated that he had received from the Honorable Member for Blayney, *Mr. Beeby*, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The necessity of immediately prohibiting the importation of potatoes from the State of Victoria, pending further inquiry as to the prevalence of blight in recent importations."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Beeby moved, That this House do now adjourn.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of *Mr. Speaker*, namely,—*Mr. Beeby*, *Mr. Carmichael*, *Mr. Charlton*, *Mr. E. M. Clark*, *Mr. Davidson*, *Mr. J. C. L. Fitzpatrick*, *Mr. Gillies*, *Mr. Grahame*, *Mr. Arthur Griffith*, *Mr. Hogue*, *Mr. Lee*, *Mr. McGowen*, *Mr. Mercer*, *Mr. W. Millard*, *Mr. Nobbs*, *Mr. Oakes*, *Mr. Parkes*, *Mr. Perry*, and *Mr. Taylor*,—

Mr. Speaker adjourned the House, at six minutes after Seven o'clock, until To-morrow, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 23.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 18 AUGUST, 1909.

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

QUESTIONS :—

- (1.) Claims of Retired Civil Servants:—*Mr. J. C. L. Fitzpatrick*, for Mr. O'Sullivan, asked the Premier,—Is it a fact that a letter-carrier named John Sheedy obtained the sum of £159 under the judgment in the Heffernan case; if so, how is it that Thomas Costello, also a letter-carrier, was not treated in the same manner?

Mr. Lee answered,—My Honorable Colleague is not aware. Mr. Sheedy was an officer of the Commonwealth, and payment of any additional sums as retiring gratuity, consequent on the judgment in the Heffernan case, would be made by the Federal Authorities. Mr. Costello's case is different from that of Mr. Sheedy, in that the former was retired prior to the inauguration of the Commonwealth, and, therefore, was never a Federal officer.

- (2.) Independent Fire-escape:—*Mr. J. C. L. Fitzpatrick*, for Mr. John Storey, asked the Secretary for Public Works,—

- (1.) Is it a fact that an independent fire-escape has been submitted to his Department?
- (2.) Is it a fact that several public bodies have approved of this method of a fire-escape?
- (3.) Was it submitted to a Select Committee of the Legislative Council, and did they examine it in every detail, have tests and trials by several people, and afterwards have exhibitions from a high factory building by young girls and boys, factory girls and men?
- (4.) Did that Committee recommend its adoption after severely condemning the present fire-escapes?
- (5.) Was it submitted to the Assistant Government Architect, Mr. Barnet, for examination and report?
- (6.) Did that gentleman report favourably on this escape and its methods?
- (7.) Will he lay Mr. Barnet's report upon the Table of this House, so that the matter may be considered when dealing with the Fire Brigades Bill and also the amendment of the Factories and Shops Act?

Mr. Lee answered,—

- (1.) Yes.
- (2.) I am unaware.
- (3, 4, 5, and 6.) Yes.
- (7.) There will be no objection, if moved for in the usual way.

- (3.) Manufacture and Sale of Margarine:—*Mr. Dacey*, for Mr. Holman, asked the Premier,—

- (1.) Is it a fact that large quantities of margarine are sold for consumption in Sydney and the country?
- (2.) How many factories are there in the State of New South Wales engaged in its production?
- (3.) What are the conditions of inspections, sanitation, &c., under which the manufacture of this compound is carried on?
- (4.) Are there any regulations controlling the disposal of this compound as it is sold by the manufacturers?
- (5.) Is there in existence any machinery by which this compound can be traced into the hands of its consumers and by which it can be guaranteed that they are made aware of the fact that it is not genuine butter?
- (6.) What guarantee can be given that materials used in its production are pure, sound, and wholesome?
- (7.) Will he consider the advisableness of taking steps to entirely suppress the production of this commodity?

18th August, 1909.

Mr. Wood answered,—

(1 and 2.) Considerable quantities are made at three factories in Sydney.

(3.) Powers have been granted under the Pure Food Act, 1908, which will be fully exercised, in addition to powers already possessed under the Noxious Trades Act, 1902.

(4 and 5.) A regulation has already been made requiring that margarine shall not be sold by retail, unless so labelled that purchasers cannot mistake it for butter.

(6.) The raw material is obtained from the carcasses of animals which have been slaughtered under inspection and passed for food.

(7.) No.

(4.) Closer Settlement—Wantabadgery and Millbank Stations, Junee:—*Mr. Dacey*, for *Mr. Holman*, asked the Secretary for Lands,—

(1.) Is it a fact that over three months ago the Local Advisory Board announced its intention of making an early inspection of Wantabadgery and Millbank Stations, near Junee, with a view to closer settlement?

(2.) Has the Board, in its recent inspection, included Wantabadgery?

(3.) If not, will he see that early action is taken?

(4.) Is he prepared to give effect to a comprehensive scheme of resumption in the Murrumbidgee Valley if the same be set before him by local committees?

Mr. Moore answered,—

(1, 2, and 3.) The Advisory Board reports that the Millbank Estate has already been inspected, and that the Wantabadgery Estate will probably be inspected within a fortnight.

(4.) Any proposals submitted will be duly considered.

(5.) Railway Station Approaches, Tullamore:—*Mr. Kelly* asked the Secretary for Public Works,— Is it his intention to resume portion of Cannon Brothers' land at Tullamore with a view to make approaches to the railway station, so that settlers can get their wheat to market during the coming harvest?

Mr. Lee answered,—The Lands Department has surveyed a road of access for approaching Tullamore on the western side, and a survey is to be made by that Department for the land required for a road from the eastern side. When this is done, the necessary lands will be acquired. Cannon Brothers, in 1903, agreed to give, free of cost, all land required for the railway and all works connected therewith, inclusive of any road diversions.

(6.) Reefs at West Wyalong:—*Mr. Kelly* asked the Secretary for Mines,—

(1.) Will he place upon the Estimates a sum of money for the purpose of testing some of the lines of reefs at West Wyalong to a greater depth?

(2.) If so, will he obtain a report from mining inspectors on the question of deciding the best place or line of reef to operate upon?

Mr. Wood answered,—

(1.) There is no necessity for placing a special sum on the Estimates for testing the Wyalong reefs to a greater depth, as, if it be considered advisable to aid such an undertaking, the money can be paid from the Prospecting Vote.

(2.) If an application for aid be forwarded in the usual way, an inspection will be made and the matter will be considered on its merits.

(7.) Tramway, Military Road, North Sydney, to Cremorne Point:—*Mr. J. C. L. Fitzpatrick*, for *Mr. E. M. Clark*, asked the Secretary for Public Works,—

(1.) Is it a fact that the submission of the extension of the tramway to Cremorne to the Public Works Committee was urged as one of immediate necessity?

(2.) Has the Public Works Committee reported favourably on the work; and, if so, will he, as a matter of urgency, submit the matter for Parliamentary approval without delay?

Mr. Lee answered,—

(1.) Yes.

(2.) The Public Works Committee have recommended the construction of this tramway, and Cabinet will decide shortly if it is to be carried out this Session.

(8.) Tramway, McMahon's Point to Crow's Nest:—*Mr. J. C. L. Fitzpatrick*, for *Mr. E. M. Clark*, asked the Secretary for Public Works,—When will the tramway extension from McMahon's Point to Crow's Nest be completed and opened for traffic?

Mr. Lee answered,—This tramway should be completed by the end of next month.

(9.) Administration of Pure Food Act:—*Mr. J. C. L. Fitzpatrick*, for *Mr. E. M. Clark*, asked the Colonial Secretary,—

(1.) Is it a fact that the Pure Food Act is in operation, as from 1st July, or are chemical manufacturers correct in assuming that they can continue under the old conditions until January next?

(2.) Will he consider the expediency of appointing at once one or more inspectors in connection with the administration of the Act?

Mr. Wood answered,—

(1.) The Act came into force on 1st July, 1909, but proceedings for infringement of the provisions of section 14 cannot be taken till after expiry of six months from that date.

(2.) The matter has been referred to the Public Service Board with a view to appointments being made.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th August, 1909.

(10.) Ferry Traffic, Sydney Harbour:—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Colonial Treasurer,—

(1.) Is it a fact that, owing to the failure of steering gear, the Sydney Ferries (Limited) steamer "Kulgoa" became unmanageable on Saturday last, and drifted helplessly about the Harbour for about half an hour?

(2.) Will the Navigation Board take into consideration the terrible possibilities of a similar accident in foggy weather, and frame regulations holding ferry companies liable for a proper daily supervision of steering and other appliances necessary for public safety?

(3.) Will the Navigation Board consider such an emergency as this sufficient reason for compelling the Sydney Ferries (Limited) to fit their boats with proper lavatory accommodation, as promised some time ago?

Mr. Oakes answered,—

(1.) My Honorable Colleague is informed that an accident did happen to the steering gear of the vessel referred to, but that it cannot be said that the steamer was drifting helplessly about the Harbour.

(2.) The Navigation Act does not give power to make such regulations. These vessels are thoroughly surveyed twice a year, and inspected periodically by the officers of this Department. I am informed that it is a standing rule with the Sydney Ferries Company that each master, when he takes charge of his vessel, is to examine for himself the wheel chains and the steering gear. Two masters are in charge of each vessel every day.

(3.) The matter of lavatory accommodation on the ferry steamers was inquired into last year, but it was not considered necessary to insist upon such accommodation being provided on the vessels running between Circular Quay and Milson's Point. The Navigation Department is not aware that any complaints have been made by the travelling public as to the necessity for such accommodation on these particular boats.

(11.) Police Station, Neutral Bay:—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Secretary for Public Works,—When will tenders be invited for the erection of a police station at Neutral Bay?

Mr. Lee answered,—On the 29th September.

(12.) Accommodation for Storing Farmers' Produce at Railway Stations:—*Mr. J. C. L. Fitzpatrick* asked the Colonial Treasurer,—

(1.) Is it a fact that all steamship companies make provision for housing their patrons' goods, merchandise, or products without charge?

(2.) Will he impress on the Railway Commissioners the need for making similar provision?

(3.) Is it a fact that, owing to the absence of proper storage accommodation, many producers are obliged to part with their products at lower prices than they would need to do if they could hold same for a brief period?

(4.) Seeing the enormous income derived from the carriage of farmers' produce on the railways, will he advise the Commissioners to make provision, without unnecessary delay, by the erection of a commodious storage shed at Redfern, or at some adjacent point on the main line?

Mr. Oakes answered,—

(1.) My Honorable Colleague understands that storage is allowed to some extent.

(2.) It is not considered that the circumstances warrant the provision of storage accommodation on the railway premises in the Metropolitan District. It would be a most expensive and inconvenient arrangement in dealing with the traffic.

(3 and 4.) The existing railway arrangements in regard to the carriage of produce by rail are very liberal, and the Chief Commissioner cannot see his way to add storage sheds as proposed.

(13.) Pea-rifle Accidents:—*Mr. J. C. L. Fitzpatrick* asked the Premier,—

(1.) Has any official record been kept of the number of pea-rifle accidents in this State from 1st January, 1909, to date; if so, what was the total, and what number proved fatal?

(2.) How many public bodies, at the instance of East Orange Municipal Council, have passed resolutions in favour of legislation being passed on the subject of the use of pea-rifles?

(3.) When is it intended to introduce such legislation?

Mr. Wood answered,—

(1.) No record has been kept of the number of accidents from pea-rifles.

(2.) My Honorable Colleague is not in a position to say.

(3.) The matter will have consideration.

2. PAPERS:—

Mr. Moore laid upon the Table,—

(1.) Abstract of Crown Lands reserved from Sale for the Preservation of Water Supply or other Public Purposes under the Crown Lands Act of 1884.

(2.) Abstract of Sites for Cities, Towns, and Villages under the Crown Lands Act of 1884.

(3.) Abstract of Alterations of Designs of Cities, Towns, and Villages, under the Crown Lands Act of 1884.

(4.) Abstract of Crown Lands authorised to be dedicated to Public Purposes under the Crown Lands Act of 1884.

(5.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Act of 1884, and the Public Trusts Act, 1897.

Referred by Sessional Order to the Printing Committee.

Mr.

18th August, 1909.

Mr. Wood laid upon the Table,—

- (1.) Report of the Inspector-General of the Insane for 1908.
 - (2.) Amended Regulation No. 30, under the Pure Food Act, 1908.
- Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, for the construction and establishment of a Public Watering Place at Seven-mile Spring.
Referred by Sessional Order to the Printing Committee.

3. INEBRIATES (AMENDMENT) BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Inebriates Act, 1900; and for other purposes*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 18th August, 1909.

W. J. TRICKETT,
Deputy-President.

INEBRIATES (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 18th August, 1909.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 2, clause 3, line 25. *After "1c" insert "and"*
 Page 2, clause 3, line 25. *Omit "and 1e"*
 Page 3, clause 3, line 1. *After "application" insert "by or on behalf of the Minister"*
 Page 3, clause 3, line 3. *Omit "made by the Minister"*
 Page 3, clause 3, line 19. *Omit "two" insert "three"*
 Page 3, clause 3, line 27. *Omit subclause 1e*
 Page 3, clause 4, line 31. *Omit "three" insert "two"*
 Page 3, clause 4, line 43. *Omit "therein" insert "within the limits thereof"*
 Page 4, clause 5, line 21. *Omit "and"*
 Page 4, clause 5, line 21. *After "3e" insert "and 3f"*
 Page 4, clause 5, line 25. *After "of" insert "assaulting women"*
 Page 4, clause 5, line 41. *Omit "of justice"*
 Page 6, clause 5. *At end of clause add the following new subclause:—*
 3f. A Judge of the Supreme Court or of a District Court may order that any person detained in an institution be released on such conditions (if any) as he may impose.
 Page 7, clause 10, line 20. *Omit "Chief Government Medical Officer" insert "Chief Medical Officer of the Government"*
 Page 8, clause 11, line 19. *After "alcoholic" insert "liquors"*
 Page 8, clause 11, line 19. *Omit "word" insert "words"*
 Page 8, clause 11, line 20. *After "intoxicating" insert "liquor"*
 Page 8, clause 11. *After line 21 insert "'Minister' means the Minister of the Crown for the time being charged with the administration of this Act"*

Examined,—

H. N. MACLAURIN,
Deputy-Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

4. ADJOURNMENT:—

- (1.) Mr. Speaker stated that he had received from the Honorable Member for Leichhardt, Mr. Carmichael, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz., "The action of the Fisheries Board in their treatment of oyster lessees."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Carmichael moved, That this House do now adjourn.

Point of Order.—Mr. Wood submitted that this notice was so framed as to admit of every action of the Fisheries Board, in dealing with oyster lessees, being discussed, and was, therefore, out of order as not referring to a definite matter:

Debate ensued.

Mr. Speaker—referring to the passage in "May," 10th Edition, page 241, "A motion under "Standing Order No. 17"—which is identical with our Standing Order No. 49—"must be "restricted to a single specific matter of recent occurrence,"—said he was compelled to uphold the objection taken and rule the motion out of order.

- (2.) Mr. Dacey moved, That, in accordance with the authority given in subsection (d) of the 49th Standing Order, a second motion for the adjournment of the House be now entertained.
Question put.

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

18th August, 1909.

The House divided.

Ayes, 25.

Mr. Nielsen,	Mr. E. M. Clark,
Mr. Mercer,	Mr. Gillies,
Mr. Estell,	Mr. McLaurin,
Mr. Levien,	Mr. Edden,
Mr. Holman,	Mr. J. C. L. Fitzpatrick,
Mr. Nicholson,	Mr. Price,
Mr. Horne,	Mr. Meehan.
Mr. Stuart-Robertson,	<i>Tellers,</i>
Mr. Beeby,	Mr. Trelle,
Mr. Charlton,	Mr. Dacey.
Mr. Grahame,	
Mr. McGowen,	
Mr. Meagher,	
Mr. Cann,	
Mr. Kelly,	
Mr. Carmichael,	

Noes, 29.

Mr. Nobbs,	Colonel Onslow,
Mr. Hogue,	Mr. Hunt,
Mr. Oakes,	Mr. Parkes,
Mr. Perry,	Mr. Robert Jones,
Mr. Lee,	Mr. W. Millard,
Mr. Moore,	Mr. Henley,
Colonel Rylie,	Mr. Fallick,
Mr. Cohen,	Mr. John Miller,
Mr. Brown,	Mr. Gilbert,
Mr. Wood,	Mr. Barton,
Mr. Levy,	Mr. Morton.
Mr. Thomas,	<i>Tellers,</i>
Mr. Moxham,	Mr. Davidson,
Mr. McFarlane,	Mr. Hindmarsh.
Mr. Latimer,	
Mr. Collins,	

And so it passed in the negative.

5. FORESTRY BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill. Mr. Speaker resumed the Chair; the Chairman reported a *Point of Order* from the Committee, and obtained leave to sit again as soon as the Point of Order had been decided by the House.

Point of Order:—The Chairman stated that during the consideration of clause 6, the Honorable Member for Canterbury, Mr. Parkes, proposed to amend it by leaving out all the words after the word "*Gazette*," in the first line, to the end of the clause, with a view of inserting the following words:—"The Governor-in-Council may on the joint recommendation of the Minister of Lands

Power to excise within five years lands required for settlement, &c.

"the Minister of Forests and the Minister of Mines excise from any such area any portion thereof which may be required for settlement or for any public purpose other than those authorised by section sixteen specified in such Order. No Order-in-Council may be made under this sub-section until a copy of such proposed Order has been sent by registered letter to each Member of Parliament and has been published in the *Government Gazette* and been laid before each House of Parliament. If either House within the next subsequent twelve days on which it sits after such copy has been so laid before it passes a resolution objecting to the excision of such portion or any part thereof then no Order-in-Council shall be made excising such portion or part as the case may be.

"All areas of land delineated on the maps of the several counties as prepared under the provisions of the Land Acts and classed as State forests or timber reserves and which either before or after the commencement of this Act have been, or pursuant to this section shall within the said period be, excised therefrom as being required for purposes of settlement or other public purposes are (except such lands as have been alienated from the Crown before the commencement of this Act) hereby declared to be and may be dealt with as unoccupied Crown land.

Excised lands to be unoccupied Crown land.

"After the expiration of the said period of five years whenever the Minister is of opinion that it is expedient that any timber reserve should be reduced in area or abolished or alienated either wholly or in part, he may cause a notification of the proposed reduction of area or abolition or alienation (as the case may be) to be published in four consecutive weekly issues of the *Government Gazette* and also in two consecutive issues of some newspaper circulating in the neighbourhood wherein such reserve is situate.

Reduction after five years of area of timber reserve.

"After the publication of such a notification the Minister may submit to Parliament a resolution affirming that it is desirable that such reserve should be reduced in area or abolished or alienated wholly or in part as the case may be.

Resolution by Parliament for reduction of timber reserve.

"If both Houses of Parliament pass such a resolution the land to which such resolution applies shall on notice of such resolution having been passed being published in the *Government Gazette* be deemed to be and may be dealt with as unoccupied Crown land.

Effect of resolution by both Houses.

"The Governor-in-Council may on the joint recommendation of the Minister of Forests and the Minister of Lands at any time by order published in the *Government Gazette* dedicate either as a permanent forest or as a timber reserve any area of Crown land."

Future dedication of additional land for forest or timber reserve.

On which he had ruled that the amendment was in the nature of a new clause and should be moved as such.

Debate ensued.

Mr. Speaker said, in his opinion the amendment not only obliterated clause 6, but also practically obliterated clause 7—no amendment could deal with two clauses at the same time and in that respect it could not be relevant. He must rule the amendment out of order and uphold the decision of the Chairman.

Whereupon, on motion of Mr. Perry, Mr. Speaker left the Chair, and the Committee resumed.

And the Committee continuing to sit after Midnight,—

THURSDAY, 19 AUGUST, 1909, A.M.

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

The House adjourned, at twenty-four minutes after One o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 19 AUGUST, 1909.

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

QUESTIONS:—

- (1.) Kensington Racecourse:—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Secretary for Lands,—

(1.) Who is the present lessee of land known as the Kensington Racecourse, and what is the area, term of lease, and rental payable?

(2.) Are there any provisions in the lease for sports other than horse-racing; and, if so, are they specially mentioned, and upon what conditions permitted?

Mr. Moore answered,—

(1.) The present lessee is the Kensington Recreation Grounds Company (Limited), the area is 60 acres, term of lease 1st January, 1890, to 31st December, 1917. The present rental is £900 per annum, the rent from 1st January, 1911, to end of term has to be appraised by the Land Board.

(2.) The purpose of the lease is described as recreation. There are no particular sports mentioned.

- (2.) Vehicular Ferry Traffic to North Sydney:—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Colonial Treasurer,—

(1.) Is it a fact that the horse-ferry docks at Dawes' Point and Fort Macquarie are entirely under the control of the Sydney Harbour Trust, and have that body power to regulate the time-table and charges on the vehicular service as part of the conditions of the use of same?

(2.) Is it a fact that considerable inconvenience is suffered at times by users of these services owing to the irregular running and inability of the vehicular boats to carry the traffic?

(3.) Is it a fact that the service between Dawes' and Blue's Points is inconveniently long, causing overcrowding and delays; and have the Trust power to invite, by open competition, applications for a quarter-hour service with all conditions as to charges for vehicles and passengers?

(4.) Will the Trust consider the expediency of establishing an additional service between Fort Macquarie and Cremorne under similar conditions of competition, charges, and time-table?

Mr. Oakes answered,—

(1.) The horse-ferry docks referred to are entirely under the control of the Sydney Harbour Trust, but by the arrangements under which the ferry company has at present the use of the docks, the Trust has no power to regulate the time-table and charges.

(2 and 3.) At times some inconvenience is caused by the conditions mentioned; and, although the Commissioners have the power indicated, it has not been considered advisable to exercise it.

(4.) The Commissioners are prepared to consider applications for accommodation for ferry services between any points in the Port, but they have not the power to establish such services.

- (3.) Tramway, Rail, and Ferry Traffic, Milson's Point:—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Colonial Treasurer,—

(1.) Is it a fact that the Sydney Ferries (Limited) has, on several occasions lately, refused to comply with the wishes of the Railway Commissioners in regard to the improved traffic of the Northern Suburbs; and, if so, are the Commissioners prepared to submit to such dictation?

(2.) Is it a fact that the number of passengers carried by rail and tram to and from Milson's Point exceed 10,000,000 annually; and, if so, will the Commissioners consider the expediency of immediately connecting these two traffics, and conveying passengers by ferry to the City as part of the northern railway system?

Mr.

19th August, 1909.

Mr. Oakes answered,—

(1.) I am informed the Sydney Ferry Company has been approached with regard to improvements in the steamer service connecting with the tramways, but could not see its way at that time to meet the requests.

(2.) The traffic is as represented. The matter has had the consideration of the Chief Commissioner, but he does not favour, at present, the introduction of a competitive ferry service.

(4.) Sanitation Course for Public School Teachers :—*Mr. Estell*, for *Mr. Holman*, asked the Secretary for Public Works,—

(1.) Is it a fact that in Great Britain the addition of a course of sanitary instruction is now being widely adopted in the training of public school teachers?

(2.) Is it a fact that this reform has been found of great benefit to children attending public schools?

(3.) If so, will he cause inquiry to be made with a view to the adoption of a similar system by this State?

(4.) Is it a fact that the necessary facilities for giving school teachers all necessary instruction in sanitation are already existent at the Technical College?

Mr. Hogue answered,—

(1.) A course of instruction in hygiene forms part of the systems for the training of teachers in most countries.

(2.) Yes.

(3.) It has already been adopted in connection with the training of teachers under the Department of Public Instruction.

(4.) Yes.

(5.) Appointment of Sanitary Inspectors :—*Mr. Estell*, for *Mr. Holman*, asked the Secretary for Public Works,—

(1.) Is it a fact that the Public Health Act permits municipal authorities throughout the State to appoint men as inspectors of sanitary matters who have had no previous training in the modern science of sanitation?

(2.) Is it a fact that the Government pays half the salaries of such sanitary inspectors as hold certificates of efficiency from either the Royal Sanitary Institute or the Sydney Technical College, and that, notwithstanding this inducement, some municipal bodies still persist in appointing or retaining untrained men?

(3.) Will he consider the advisability of establishing a body of trained and certificated men to be under the sole control of the Board of Health which shall detail these experts for duty, thus assuring them the same immunity from local influence as is now enjoyed by the police?

(4.) Will he also consider the advisability of so amending the Public Health Act as to make it compulsory on municipal bodies to accept the service of any expert health officer detailed for duty in their district on the existing half-salary payment basis, the Board of Health to determine the total amount of salary?

Mr. Wood answered,—

(1 and 2.) Yes.

(3 and 4.) The matter will receive consideration.

(6.) Road, Woolgoolga to Lower Bucca :—*Mr. McFarlane*, for *Mr. Briner*, asked the Secretary for Lands,—

(1.) Was a proposal made to his Department some time ago for the opening of a road direct from Woolgoolga to Lower Bucca?

(2.) Has any action been taken in the matter; and, if so, what is the result?

(3.) If nothing has been done, is it intended to do anything?

Mr. Moore answered,—

(1.) Yes.

(2 and 3.) A report from the district surveyor has just been received and will be considered at once.

(7.) Congestion of Traffic, North Sydney Jetty, Circular Quay :—*Mr. E. M. Clark* asked the Colonial Treasurer,—

(1.) Has the Sydney Ferries (Limited) yet considered the proposal of the Sydney Harbour Trust for a better and more expeditious means of access on and off their boats at No. 5 Jetty; and, if so, with what result?

(2.) Is it a fact that ingress and egress through the subscribers' gate at this jetty is so inadequate that at times a stream of passengers landing block other subscribers desirous to catch the outgoing boat, and has the Trust power to remedy this congestion?

(3.) Are the leases granted to this Company with a power of control by the Harbour Trust to demand and regulate public convenience, or is such privilege left entirely in the discretion of the Sydney Ferries (Limited)?

(4.) What is the rental, and when does the lease of this jetty expire?

Mr. Oakes answered,—

(1, 2, and 3.) The Sydney Harbour Trust Commissioners are aware that congestion does at times exist at No. 5 Jetty, and several means of providing a more convenient and expeditious method of dealing with the traffic have been under consideration. The matter is still engaging the attention of the Commissioners, and, until the negotiations between the Company and the Commissioners shall have been completed, it is considered undesirable to give fuller information.

(4.) Rental £1,100 per annum; lease five years from the 1st June, 1908.

(8.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

19th August, 1909.

(8.) Allowances to Country Public School Teachers:—Mr. Nielsen asked the Minister of Public Instruction,—

(1.) Is it a fact that an allowance of £10 is made to teachers who cannot get accommodation near their schools in the country districts?

(2.) Is it a fact that in many instances between two and three thousand miles per annum must be travelled by the teachers concerned in going to and returning from duty?

(3.) Is it a fact that an initial outlay for horse and sulky is also necessary, amounting to £30 or £40?

(4.) Is it a fact that upkeep of sulky and harness, horse-feed, &c., costs about £20 to £25 per annum?

(5.) In view of these facts will he increase the allowances of teachers so circumstanced so that they will be more adequately recouped for expenditure and work incurred in carrying out the duties attaching to their position?

Mr. Hogue answered,—

(1.) Teachers are allowed, when necessary, a sum not exceeding £10 per annum for forage. In some cases a bicycle allowance is granted.

(2.) If a teacher reside five miles from his school, he may, in the course of a year, travel the distance stated in proceeding daily, on five days a week, to and from school, but the majority who receive the allowance have considerably less distances to go.

(3 and 4.) Teachers may choose to keep a horse only, or a horse and vehicle, but in either case it will be understood that they acquire them for their private use and benefit, as well as for travelling to school.

(5.) The allowances are fixed by the Public Service Board. I see no reason for a revision in this particular matter.

2. PAPER:—Mr. Moore laid upon the Table,—Amended Regulations Nos. 59, 60, and 396, under the Crown Lands Acts.

Referred by Sessional Order to the Printing Committee.

3. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Leichhardt, Mr. Carmichael, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—“The failure of the Fisheries Board to do justice to J. G. Malouf in the matter of his oyster leases at Berowra.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Carmichael moved, That this House do now adjourn.

Point of Order:—Mr. Wood submitted that this matter was not of recent occurrence, and therefore under the ruling given last night was out of order.

Debate ensued.

Mr. Speaker said he was asked to rule this motion out of order because the matter of it was not of recent occurrence, as required by the passage in “May” quoted yesterday. Since then he had had opportunity of looking into the question, and found that the Standing Order No. 17 of the House of Commons was adopted in 1882: the latter part of Standing Order No. 2 especially exempted any Standing Order of the Imperial Parliament passed since 1880 from application to the practice of this House. In view of that Standing Order, he could not apply the practice of the House of Commons here.

Debate ensued.

Question put and negatived.

4. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Sixth Report from the Printing Committee.

5. MOTOR TRAFFIC BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 20 AUGUST, 1909, A.M.

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

Ordered, That the report be adopted on Wednesday next.

6. ADJOURNMENT:—Mr. Lee moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-nine minutes after Two o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 25.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 24 AUGUST, 1909.

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

QUESTIONS:—

- (1.) Working Conditions in Coal Mines:—*Mr. Estell*, for *Mr. Edden*, asked the Secretary for Mines,—
- (1.) How many days were worked during the year 1908 at the coal mines in this State?
 - (2.) What was the quantity of coal raised per coal miner during the year 1908 for the number of days worked at the mines?

Mr. Wood answered,—

(1.) Aggregate, 21,714 days; average, 197.4 days.

(2.) Aggregate, 760 tons; average quantity raised per day worked by each person employed underground, 3.85 tons. (As the Question relates to coal miners, it is necessary to add that no official return exists which shows the number of men actually employed in coal-getting as distinguished from other persons employed underground).

- (2.) Admission to Racecourses:—
- Mr. E. M. Clark*
- asked the Colonial Secretary,—

(1.) Is it a fact that the Australian Jockey Club provide at Randwick a large area of reserve to which the public are admitted for one shilling, and is it a fact that at no other horse or pony course in the Metropolitan area is a similar concession made?

(2.) Who are the members of his advisory board, and will he consult them as to the advisability of requesting other racecourse proprietors to grant similar concessions?

(3.) Is it a fact that since the passing of the Gaming and Betting Act, the pony associations have continued to increase the charges for admission to grand and leger stands?

Mr. Wood answered,—

(1.) The Australian Jockey Club provide a reserve at Randwick to which the public are admitted for one shilling. I am not aware of the provision made at other racecourses in the Metropolis in this respect.

(2.) The members of the Advisory Board are Messrs. E. M. Betts, C. J. Britten, H. Garratt, J. Mitchell, and Dr. E. R. Frazer. The regulation of charges of admission to racecourses does not come within the scope of the Gaming and Betting Acts.

(3.) I am not in a position to say what governs "pony associations" in fixing a tariff for admission.

- (3.) Employees, N.S.S. "Sobraon":—
- Mr. Estell*
- , for
- Mr. Nielsen*
- , asked the Minister of Public Instruction,—

(1.) Does the following routine exist on board the N.S.S. "Sobraon" for seamen instructors—1st day, 9 a.m. till 5.30 p.m., and 7.30 p.m. till 12.30 a.m.—stay on board. 2nd day, 8 a.m. till 8 p.m.—stay on board. 3rd day, 12.30 a.m. till 5 a.m., and 8 a.m. till 4 p.m.—go ashore—and so on from week to week one hour being allowed for dinner?

(2.) Does this mean an actual working week of 79 hours 20 minutes and an actual number of hours on the ship each week of 128 hours 20 minutes?

(3.) What is to prevent the following routine being adopted:—1st and 2nd days—same as at present. 3rd day go ashore at 9 a.m. instead of 4 p.m.?

(4.) Would this not reduce the working week to 65 hours 20 minutes, and the actual hours on board to 114 hours 20 minutes?

(5.) Is it a fact that on all Australian ships in port, eight hours per day only are worked, overtime being paid for all work in excess of that number?

(6.)

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- (6.) Is it a fact that all hours which men are kept on these ships in port are considered working hours?
 (7.) Will he so reduce the hours of the men on the N.S.S. "Sobraon" as to bring them more into conformity with the hours worked on other ships in port?

Mr. Hogue answered,—

- (1.) The routine applying to the third day, in the query, is the only one which is correct. That specified for the other days is in excess of the time actually worked.
 (2.) The actual working time is not as stated.
 (3.) The present routine is the outcome of years of experience, and represents an arrangement of work which is deemed necessary for the efficient working of the ship and for its safety and that of the inmates.
 (4.) See answer to Question 3.
 (5.) Yes.
 (6.) Not unless they actually work.
 (7.) The matter will be considered.

- (4.) Employees, N.S.S. "Sobraon":—*Mr. Estell*, for Mr. Nielsen, asked the Minister of Public Instruction,—

- (1.) In view of the statement in reply to the Honorable Member for Yass, in Question No. 1 asked on Tuesday, 17th August, that the hours of the cooks and stewards on the "Sobraon" are from 6 a.m. till 6.15 p.m., is it a fact that breakfast is served to the boys at 5.45 a.m.; if so, who gets it ready?
 (2.) Is it a fact that Captain Mason's dinner is served at 6.15 p.m.; if so, who is employed cleaning up after it is over?
 (3.) Is it a fact that the officer on watch asks for a report from the cook on duty at 8 p.m. every night?
 (4.) If so, how is this report obtained if the cook is relieved at 6.15?
 (5.) Are there three cooks and stewards on the "Sobraon"?
 (6.) Is one employed as Captain Mason's personal servant, and does he ever work in the galley?
 (7.) If cooks do not go on duty until 6 a.m., why are they called up by the watchman at 4.45 a.m.?

Mr. Hogue answered,—

- (1.) It is not a fact that breakfast is served to the boys at 5.45 a.m. During nine months of the year boys breakfast at 7.15 a.m. In the winter months the boys rise at 5.30 a.m., dress, lash up and stow hammocks. They are all then mustered by roll, wash under inspection, and after these duties go to breakfast at 6.15 a.m.
 (2.) It is not a fact that the Superintendent's dinner is served at 6.15 p.m. When the ship's duties permit, he dines at 1 p.m., has tea at 6 p.m., and the cleaning up referred to is done by the pantry boy, detailed for that duty.
 (3.) No, it is not a fact. The executive officer on board satisfies himself, on making the round at 8 p.m., that all parts of the ship are correct, and reports such to the Superintendent nightly.
 (4.) Answered by reply to No. 3.
 (5.) There is one cook and steward, and two assistant cooks and stewards.
 (6.) No.
 (7.) As the cooks and stewards know when they have to start work, they themselves determine the hour at which they wish to be called.

- (5.) Country Brewers' License Fees:—*Mr. Estell*, for Mr. Holman, asked the Colonial Treasurer,—

- (1.) Is it a fact that the country brewers of the State have to pay a license fee to the State Treasury in addition to the excise payable to the Commonwealth Authorities?
 (2.) Is it a fact that he has on various occasions promised that this double impost should be removed?
 (3.) Has he yet taken any steps to give effect to this promise?
 (4.) What does he contemplate doing?

Mr. Waddell answered,—

- (1.) Yes.
 (2.) No.
 (3.) See answer to No. 2.
 (4.) The matter will be brought before Cabinet for decision at an early date.

- (6.) Temporary Employees at Eveleigh:—*Mr. Mercer* asked the Colonial Treasurer,—Is it a fact that the temporary hands employed in the paint shop at Eveleigh have been debarred from the privilege of payment for public holidays, and their time broken owing to the circumstance of being put off only two days before the permanent hands, at Easter, and started work again on the same date as the permanent hands?

Mr. Waddell answered,—I am informed that a number of temporary hands had been engaged, and the time for which approval had been given expired just before Easter, and they were paid off. Subsequently it was found that there was further work to be done, and the men were re-employed for a further period.

- (7.) Press and Machine Branch, Government Printing Office:—*Mr. Meagher* asked the Colonial Treasurer,—

- (1.) Is it a fact that all increases in the different branches of the Government Printing Office have been made available as from the 1st January, 1909, except in what is known as the Press and Machine Branch?
 (2.) Why is any distinction made as regards this branch, and will he see that as it stands in the same position as the others in regard to being placed on the permanent staff that it is dealt with on the same uniform basis as the other branches referred to?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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Mr. Waddell answered,—

- (1.) A few temporary officers only received increases from the 1st January, 1909.
- (2.) I understand that certain temporary employees of the Press and Machine Branch have made application to be allowed increases as from the 1st January last, and the matter is now before the Public Service Board, whose decision will be given shortly.

(8.) Minimum Wage, Public School Teachers :—Mr. Peters asked the Minister of Public Instruction,—

- (1.) Is it a fact that by means of the Industrial Court employees in various occupations, many of them unskilled, have been awarded a minimum wage of £2 5s. per week, and upwards?
- (2.) Is it a fact that in the Commonwealth Civil Service all adults (those 21 years of age and upwards), whether male or female, receive a minimum wage of £110 per annum?
- (3.) How many teachers are at present in the employ of the Department of Public Instruction?
- (4.) How many of that number receive under £110 per annum?
- (5.) Is it the intention of the Department to introduce, this Session, an amended scale of remuneration, providing for a minimum of £110 per annum to all adult teachers, whether male or female?

Mr. Hogue answered,—

- (1.) Yes.
- (2.) Yes, after three years' service, and subject, in the case of clerical officers, to passing the prescribed examination.
- (3.) 5,577.
- (4.) 1,568 teachers (367 males and 1,201 females) are of adult age, and receive less than £110, but 743 of these are receiving £108, and 79 receive £104. These numbers are to be regarded as close approximations. The remainder mainly comprise teachers of small schools in the first or second year of their service, and ex-students of the Training College, for whom a range of annual increments is provided.
- (5.) The Question will have to be considered in connection with that of increments in salaries in other Departments, and in the light of the financial resources of the State.

(9.) Public School Teachers' Salaries :—Mr. Peters asked the Minister of Public Instruction,—

- (1.) Is it a fact that male first assistants holding 1B classification in first-class schools receive a salary ranging from £260 to £280 per annum?
- (2.) Have assistants holding such classification been recently circularised, asking them to volunteer for masterships in fourth-class schools in the country, irrespective of locality?
- (3.) Is this the only means of gaining promotion within a reasonable time?
- (4.) Is it a fact that acceptance of such an appointment will involve a financial loss to the acceptor of from £32 to £52 per annum?
- (5.) If such is the case, will he be prepared to rectify this, and give teachers of that class an opportunity of acceding to the Department's wishes, with a guarantee that their present salaries shall not suffer reduction?

Mr. Hogue answered,—

- (1.) The salary of a 1B first assistant in a first-class school is £260. Assistants in district schools doing special work receive additional allowances ranging from £10 to £20.
- (2.) Yes.
- (3.) It is not the only means of promotion, since cases might occur in which the claims of an assistant to a third-class school are such as to warrant his appointment thereto.
- (4.) No. A married teacher in a fourth-class school receives £240, and either a residence or a rent allowance of £50. As an assistant, he has to pay his own rent.
- (5.) No teacher who renders satisfactory service is expected by the Department to accept a position at a reduced rate of income.

(10.) Tramway, Coogee to Maroubra :—Mr. Meehan asked the Secretary for Public Works,—Does the Government intend to build the Maroubra Bay tramway, from Coogee; and if so, when will the work be commenced?

Mr. Lee answered,—It has not yet been decided to do so.

(11.) Oxford-street Resumption :—Mr. Meehan asked the Colonial Treasurer,—

- (1.) Is it the intention of the Municipal Council of Sydney to resume Oxford-street in order to relieve the pressure of traffic existing at present, owing to the great portion of the street being used by the tramway?
- (2.) What amount, if any, will the Government allow the Municipal Council towards the same?

Mr. Waddell answered,—The matter of widening the streets in the City is one entirely for the City Council to deal with, that body having power under the City Corporation Act, No. 35 of 1902, to resume lands for such purposes, and to raise the necessary funds therefor.

(12.) Dispensing of Prescriptions by Chemists :—Mr. Meehan asked the Colonial Secretary,—

- (1.) Is it a fact that the Executive Council has passed regulations prohibiting chemists from making up prescriptions without a doctor's signature?
- (2.) Is such a prohibition intended for the benefit of the public or the doctor?
- (3.) Will the Government pass a regulation so that the public can get their prescriptions made up without having to pay an additional fee for the signature of a qualified doctor; or order the Government Medical Officer to sign any prescription submitted to him by the public, either personally or by letter, without payment?

Mr. Wood answered,—

- (1 and 2.) No.
- (3.) See replies to Questions 1 and 2.

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2. PAPERS:—

Mr. Wade laid upon the Table,—Agreement arrived at between the Ministers of State of the Commonwealth and Ministers of the component States, respecting Commonwealth and State Finance, in Conference at Melbourne, 20th August, 1909.

Ordered to be printed.

Mr. Lee laid upon the Table,—

(1.) Statement showing the financial result of the operations of the Metropolitan Board of Water Supply and Sewerage during the year 1908-9.

(2.) Notification of resumption of land under the Local Government Act, 1906, for a night-soil depôt, at Wyong.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Return to an Order, made on 11th August, 1909,—“Map of New South Wales.”

Referred by Sessional Order to the Printing Committee.

3. IMPROVEMENT LEASES CANCELLATION (VALIDATING) BILL:—The following Message from His Excellency the Governor was delivered by Mr. Moore, and read by Mr. Speaker:—

CHELMSFORD,

Message No. 14.

Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to declare the law with respect to the revocation of reservations under the Improvement Leases Cancellation Act, 1906; to validate certain applications for land under the Crown Lands Acts; and for purposes consequent thereon or incidental thereto.

State Government House,

Sydney, 24th August, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

4. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Phillip, Mr. Meagher, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz,—“The necessity of making Bursaries available to the bright children of any school in the State, in the same manner as Scholarships are made available at the present time.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Meagher moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. CRIMES (GIRLS' PROTECTION) BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Colonel Onslow, “That this Bill be now read a second time,”—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

Question put.

The House divided.

Ayes, 37.

Mr. Lee,
Mr. Kelly,
Mr. Wade,
Mr. Peters,
Colonel Onslow,
Mr. Perry,
Mr. Cohen,
Mr. Hogue,
Mr. Dooley,
Mr. Waddell,
Mr. Mercer,
Mr. Beeby,
Mr. Treflé,

Mr. Nobbs,
Mr. Oakes,
Mr. Parkes,
Mr. Fallick,
Mr. Thomas,
Mr. Brown,
Mr. Hunt,
Mr. McFarlane,
Mr. Ball,
Mr. Briner,
Mr. G. A. Jones,
Mr. McGowen,
Mr. Cann,

Mr. W. Millard,
Mr. Dacey,
Mr. McCoy,
Mr. Taylor,
Mr. Levy,
Mr. Mahony,
Mr. Broughton,
Mr. Davidson,
Mr. Scobie,
Tellers,
Mr. Hindmarsh,
Mr. Arthur Griffith.

Noes, 4.

Mr. Stuart-Robertson,
Mr. Hollis.
Tellers,
Mr. Nielsen,
Mr. Macdonell.

And so it was resolved in the affirmative.

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday, 7th September.

6. CLAIM OF ROBERT ROBERTS, LATE BOOKBINDER IN THE REGISTRAR-GENERAL'S DEPARTMENT:—Mr. Broughton moved, pursuant to Notice,

(1.) That a Select Committee be appointed to inquire into and report upon the suspension and claim of Robert Roberts, late bookbinder in the Registrar-General's Department.

(2.) That such Committee consist of Mr. Wade, Mr. Briner, Mr. Nobbs, Mr. Levy, Mr. Kelly, Mr. E. M. Clark, Mr. J. C. L. Fitzpatrick, Mr. Hollis, Mr. McNeill, and the Mover.

(3.) That the Progress Report from the Select Committee of Session 1901, the Report from the Select Committee of Session 1902, and the Report from the Select Committee of Session 1905, together with the Proceedings of the Committees, Minutes of Evidence, and Appendices, be referred to such Committee.

Debate ensued.

And

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24th August, 1909.

And the House continuing to sit after Midnight,—

WEDNESDAY, 25 AUGUST, 1909, A.M.

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

Question put.

The House divided.

Ayes, 16.

Mr. Hogue,	Mr. Fallick,
Mr. Wood,	Mr. Hunt,
Mr. Wade,	Mr. W. Millard.
Mr. Perry,	
Mr. Lee,	<i>Tellers,</i>
Colonel Ryrie,	Mr. Davidson,
Mr. Nobbs,	Colonel Onslow.
Mr. Oakes,	
Mr. Hindmarsh,	
Mr. Waddell,	
Mr. Cohen,	

Noes, 19.

Mr. Mercer,	Mr. Stuart-Robertson,
Mr. Kelly,	Mr. Nielsen,
Mr. Treflé,	Mr. G. A. Jones,
Mr. McGowen,	Mr. J. C. L. Fitzpatrick,
Mr. Hollis,	Mr. Levy,
Mr. Scobie,	Mr. Briner.
Mr. Dacey,	<i>Tellers,</i>
Mr. Beeby,	Mr. Broughton,
Mr. Cann,	Mr. Dooley.
Mr. Page,	
Mr. Meehan,	

And so it passed in the negative.

Original Question put.

The House divided.

Ayes, 18.

Mr. Treflé,	Mr. J. C. L. Fitzpatrick,
Mr. Kelly,	Mr. Cann,
Mr. Hollis,	Mr. Page,
Mr. Scobie,	Mr. Briner,
Mr. Stuart-Robertson,	Mr. Levy,
Mr. Meehan,	Mr. G. A. Jones.
Mr. McGowen,	<i>Tellers,</i>
Mr. Dooley,	Mr. Beeby,
Mr. Dacey,	Mr. Mercer.
Mr. Broughton,	

Noes, 18.

Mr. Wood,	Mr. Waddell,
Mr. Perry,	Mr. Hindmarsh,
Mr. Hogue,	Colonel Onslow,
Mr. Macdonell,	Mr. Fallick,
Mr. Wade,	Mr. W. Millard,
Mr. Oakes,	Mr. Hunt.
Mr. Lee,	<i>Tellers,</i>
Colonel Ryrie,	Mr. Nielsen,
Mr. Davidson,	Mr. Nobbs.
Mr. Cohen,	

The numbers being equal, Mr. Speaker said that as the question was one for inquiry, and there would be further opportunity of voting on consideration of the Report from the Select Committee, he gave his casting vote with the *Ayes*, and declared the Question to have been resolved in the affirmative.

7. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at fifteen minutes before One o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 26.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 25 AUGUST, 1909.

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

QUESTIONS :—

(1.) Forestry—Royalty on Timber :—*Mr. Trefle*, for Mr. Kelly, asked the Minister for Agriculture,—
(1.) Is the royalty on all logs cut from State forests, for sawmill purposes, ascertained by superficial measurement; if not, by what other method?

(2.) Are sawmill proprietors permitted to cut the logs before being branded by the inspector or forest ranger?

Mr. Perry answered,—

(1.) Yes.

(2.) No. The regulations provide that "timber shall not be removed from where it is felled without the consent of the forest officer or other authorised person until the royalty be paid."

(2.) Training College Students :—*Mr. Cann* asked the Minister of Public Instruction,—

(1.) How many students are there in the Training College?

(2.) How many of such students pay, and how much per year do they pay?

(3.) How many get an allowance?

(4.) Do they all get the same allowance?

(5.) How many get the smaller allowance?

(6.) How many get the larger allowance?

Mr. Hogue answered,—

(1.) Two hundred and ninety-four.

(2.) Two students pay £15 per annum each.

(3.) Two hundred and sixty-one.

(4, 5, and 6.) Holders of "A" scholarships receive £20 per annum if living at home, and £50 per annum if boarding away from home. Holders of "B" scholarships receive no monetary allowance if living at home, and £15 per annum if boarding away from home. Third-year students, of whom there are six, receive £50 per annum. The necessary text-books are supplied to each student. One hundred and twenty-six students receive an allowance of £50 per annum, ninety-four receive £20 per annum, and forty-one receive £15 per annum.

(3.) Bookmakers in the City :—*Mr. E. M. Clark* asked the Colonial Secretary,—

(1.) Is it a fact that the definition of a bookmaker, according to the Gaming and Betting Act, includes any person who carries on the business of, or acts as a bookmaker or turf commission agent, or who gains, or endeavours to gain, his livelihood wholly or partly by betting or making wagers; and would it be considered a breach of the law if a bookmaker, carrying on the business of cigar importer, made wagers on the premises used for such alleged purposes?

(2.) Is the business of a cigar importer considered an evasion of the Act to permit betting in the City; and, if so, will he so amend the measure that its original intentions may be carried out?

(3.) If the police are not aware of the existence of a number of shops and offices so used for betting purposes, will they take extra precautions to inquire if such is a fact, and prevent the extension of a system the Gaming and Betting Act was framed to suppress?

Mr. Wood answered,—

(1.) The definition is as stated. If a breach of the law occurs, it will be suitably dealt with.

(2.) There has been no evidence of an evasion of the Act.

(3.) Inquiry has already been made, and no precaution will be relaxed.

25th August, 1909.

(4.) Claim of Patrick Moloney on Retirement:—Mr. E. M. Clark asked the Secretary for Public Works,—

- (1.) Was a man named Patrick Moloney employed in the Public Works Department as a labourer until 1901, and what was his term of service?
- (2.) Was Moloney transferred to the Sydney Harbour Trust, and employed by that body until the recent transference of the Cowper-street wharf to the City Council?
- (3.) Has Moloney's conduct been such in both employments as to meet the approval of his officers?
- (4.) Has he now been retired through no fault of his own, and has he applied for an allowance granted in cases such as his?
- (5.) Is it a fact that the Harbour Trust is now prepared to approve of the payment of its moiety of allowance, but that he, the Minister, declines to pay any portion for the long service rendered to his Department, and insists that the Harbour Trust shall pay the whole amount?
- (6.) Will he reconsider this decision, and what would be the share to be paid by the different Departments?

Mr. Lee answered,—

- (1.) Yes, for twenty-three years.
- (2, 3, and 4.) Yes.

(5 and 6.) If an allowance is to be paid to P. Moloney, the matter will be one for the Harbour Trust to deal with, as the Department of Works cannot provide funds in a case like this, which is outside its province.

(5.) Edwards' Beach, Balmoral:—Mr. E. M. Clark asked the Secretary for Lands,—What was the area lately resumed at Edwards' Beach, Balmoral, and the amount of compensation paid?

Mr. Moore answered,—The total area resumed is 3 acres 2 roods 5 perches. No compensation has yet been paid. Consideration of the matter awaits receipt of claims.

(6.) Employees, Government Savings Bank:—Mr. Carmichael asked the Colonial Treasurer,—

- (1.) During the past twelve months what was the greatest number of temporary employees employed at the one time in the Government Savings Bank?
- (2.) During the same period how many temporary hands were transferred to the permanent staff?

Mr. Waddell answered,—

- (1.) One hundred and four.
- (2.) Thirty-four.

(7.) Labourers employed in Government Survey Camps:—Mr. Charlton asked the Secretary for Lands,—

- (1.) Is it a fact that labourers employed in Government survey camps are receiving from 5s. to 6s. per day?
- (2.) If so, will he take into consideration the advisability of increasing their wage?

Mr. Moore answered,—

- (1.) The labourers employed by the surveyors of the Lands Department are paid at rates varying from 5s. to 6s. per diem for seven days per week, which is equivalent to 35s. to 42s. per week.
- (2.) In view of the fact that they do not lose pay for inclement weather or other causes when not working, it is not considered that these rates are inadequate.

(8.) Residents on Government Reserve, Burren Junction:—Mr. Collins asked the Secretary for Lands,—

- (1.) Is it a fact that certain persons who have built homes on a reserve at Burren Junction have received notice to remove same?
- (2.) Are there any available allotments in that township upon which they can re-erect such homes; if not, will he give instructions to allow these persons to have undisturbed possession pending further allotments being made available by the Crown?
- (3.) Will he say what action is being taken to have further allotments made available, and when it is likely they will be gazetted for auction sale?

Mr. Moore answered,—

- (1 and 2.) Certain persons have been reported to be in illegal occupation of reserves near Burren Junction, but notices to remove have not been sent to them. The matter is under consideration.
- (3.) The question of making further allotments available will be dealt with as soon as replies have been received from the Police Department and Stock Branch as to any objections to revocation of certain reserves involved in the proposal.

(9.) Rocky Creek and Strathbogie Improvement Leases:—Mr. G. A. Jones asked the Secretary for Lands,—In view of the effective objection of the Mines Department to the making available of the land embraced in the forfeited improvement leases on Rocky Creek and Strathbogie holding (as stated in reply to Question by Mr. G. A. Jones, the Honorable Member for The Gwydir, on 28th July last), will he have the subject land made available as either special leases for grazing only, or improvement leases in small blocks of not more than 1,000 acres, so that those *bonâ fide* settlers adjacent with insufficient land, and other persons with no land and limited capital, may thus be able to get on to this land, which is at present held under pastoral occupation lease by the station?

Mr. Moore answered,—The matter will be referred to Mines Department.

(10.) Public School Teachers:—Mr. Treflé, for Mr. Page, asked the Minister of Public Instruction,—

- (1.) How many teachers have been appointed to fifth-class schools since 1st January, 1909?
- (2.) How many of these have efficiency marks of forty or over?
- (3.) How many second-class teachers are in charge of schools below the fifth class?
- (4.) How many of these have efficiency marks of forty or over?
- (5.) How many third-class teachers are in charge of fourth-class schools?

Mr.

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Mr. Hogue answered,—

- (1.) Nine teachers have been promoted to the charge of fifth-class schools since 1st January, 1909.
- (2.) Six.
- (3.) Six.
- (4.) Two.
- (5.) Ten. In three of these schools; however, the present attendance would warrant their reduction to the fifth class.

2. PAPER :—Mr. Moore laid upon the Table,—*Gazette* Notice setting forth the mode in which it is proposed to deal with the Dedication of certain Land, under the Crown Lands Acts of 1884 and 1889.

Referred by Sessional Order to the Printing Committee.

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

And the Committee continuing to sit after Midnight,—

THURSDAY, 26 AUGUST, 1909, A.M.

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

4. IMPROVEMENT LEASES CANCELLATION (VALIDATING) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Moore, and read by Mr. Speaker :—

CHELMSFORD,
Governor.

Message No. 15.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to declare the law with respect to the revocation of reservations, and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 25th August, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

5. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Vagrancy Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate the Acts for the prevention of vagrancy,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 25th August, 1909.

F. B. SUTTON,
President.

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

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

(2.) State Debt and Sinking Fund Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate certain enactments constituting and regulating the General Sinking Fund, and constituting the Commissioners to administer such Fund and certain Trust Accounts,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 25th August, 1909.

F. B. SUTTON,
President.

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

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

(3.) Nurses' Registration Bill :—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to provide for the registration of nurses qualified to practise in New South Wales; to amend the Private Hospitals Act 1908; and for other purposes,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 25th August, 1909.

F. B. SUTTON,
President.

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

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

25th August, 1909.

6. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 26.

Mr. Wood,	Mr. Lonsdale,
Mr. Wade,	Mr. Latimer,
Mr. Perry,	Mr. Briner,
Mr. Oakes,	Mr. Ball,
Mr. Lee,	Mr. Davidson,
Mr. Collins,	Mr. John Miller,
Mr. Hogue,	Mr. Hunt,
Mr. Hindmarsh,	Mr. Cohen,
Mr. Fallick,	Mr. Henley,
Colonel Ryrie,	Mr. W. Millard.
Mr. Nobbs,	<i>Tellers,</i>
Mr. Moore,	Mr. Thomas,
Mr. Waddell,	Mr. Taylor.
Mr. Price,	

Noes, 22.

Mr. Kelly,	Mr. Mercer,
Mr. Treffé,	Mr. Charlton,
Mr. Dooley,	Mr. G. A. Jones,
Mr. McNeill,	Mr. Page,
Mr. Estell,	Mr. Meehan,
Mr. Hollis,	Mr. Edden.
Mr. Scobie,	<i>Tellers,</i>
Mr. Cann,	Mr. Nielsen,
Mr. Dacey,	Mr. Gus. Miller.
Mr. John Storey,	
Mr. Beeby,	
Mr. Carmichael,	
Mr. Horne,	
Mr. Grahame,	

And so it was resolved in the affirmative.

The House adjourned accordingly, at six minutes after Three o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 27.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 26 AUGUST, 1909.

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

QUESTIONS :—

(1.) Claims of Retired Civil Servants :—*Mr. Estell*, for Mr. Holman, asked the Premier,—

(1.) Is it the intention of the Government to introduce legislation to enable the persons mentioned on page 21 of the Return to Order, ordered to be printed, 13th December, 1906, who are ex-contributors to the Superannuation Fund, and who withdrew from the fund in 1896, to receive the pensions set opposite to their names in the said return?

(2.) Is it the intention of the Government to introduce legislation to enable those Civil Servants, contributors and ex-contributors to the Superannuation Fund mentioned in Parliamentary Return called for by the Honorable Member for Petersham, and printed under No. 15 Report from Printing Committee, dated 19th October, 1905, who retired or were dismissed from the Service in 1896, to receive gratuities as compensation for leave?

(3.) Will he cause a sum of money to be placed upon the next Estimates sufficient to meet the cases mentioned in Questions 1 and 2?

(4.) Will he lay upon the Table of this House the circular of the Public Service Board to Civil Servants in the year 1896, informing them that if they desired to withdraw from the fund, they must do so that year?

Mr. Wade answered,—

(1.) I regret that I cannot see my way to depart from previous decisions adverse to this request.

(2.) No.

(3.) No. With regard to the cases in the second Question, I may point out that a Vote of £12,300 was included, for the purpose mentioned, in the Estimates of 1901-2, but was struck out by this House. I have also to invite the Honorable Member's attention to the terms on which I agreed to introduce the Public Service (Superannuation) Bill of last Session, as reported in my speech on the second reading of that Bill on 28th October last.

(4.) No circular was issued by the Public Service Board to Public Servants.

(2.) Cost of Federation and of Referendum on Reduction of Members :—*Mr. Levy*, for Mr. J. C. L. Fitzpatrick, asked the Premier,—

(1.) What was the cost to the State of the Reduction of Members Referendum of 1903?

(2.) What was the cost of Federation to the State per head of the population for the financial year 1908-9?

(3.) What was the highest estimate of probable cost of Federation per head of the population as put forward by the principal authorities on the subject when the Federal Constitution Bill was before the people?

Mr. Wade answered,—

(1.) £1,284, including cost of printing. It will be remembered that the Referendum was conducted for the State by the Commonwealth Authorities in connection with the Federal General Election.

(2.) The expenditure by the Commonwealth in New South Wales in the year named was £2,294,082, which is equivalent to £1 8s. 8d. per head.

(3.) I cannot say, but it was always placed at a very low figure.

(3.) Promotion of Superintendent John Evans, Police Force :—*Mr. Estell*, for Mr. Dacey, asked the Colonial Secretary,—

(1.) Was John Evans, Inspector of Police, appointed Superintendent-in-charge of the Deniliquin District, vice Johnston, transferred to Bathurst?

(2.) When appointed superintendent, was Evans stationed at Lismore?

(3.)

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- (3.) How long did he remain at Lismore before he was sent to take charge of a district?
- (4.) Was more than one inspector of police senior to Evans when he was appointed Superintendent for Deniliquin?
- (5.) Were the inspectors who were senior to Evans considered unfit for promotion as superintendent?
- (6.) If they were not unfit for promotion, why was Evans promoted over their heads?
- (7.) Has one of these inspectors since been made a superintendent, and placed in charge of the Deniliquin District?
- (8.) Was Evans an officer under the present Inspector-General of Police when he was Superintendent at Armidale?
- (9.) Were the services of an additional superintendent found to be required in a part of the Deniliquin District?
- (10.) Was another superintendent sent to the district because Evans was considered unfit for the work; if not, why was Evans not sent?
- (11.) Was the Superintendent at Tamworth transferred to Armidale to make a vacancy at Tamworth for Evans?
- (12.) If Evans could not be sent to Deniliquin, why was he not sent to Armidale, and the expense saved of a removal of a superintendent from Tamworth to Armidale?
- (13.) Has the Inspector-General of Police stated in his Annual Report that as far as possible officers are removed from the very hot portions of the State to cooler climates as opportunity occurs?
- (14.) At the time Evans was sent to Tamworth, were there not one or more superintendents who had been for several years in very hot parts of the State?
- (15.) Why was this opportunity not availed of, and one of these superintendents transferred from Tamworth to Armidale, and Evans sent to relieve him in the hot districts?

Mr. Wood answered,—I would suggest that the Honorable Member move for the information to be given in the form of a return.

- (4.) Public Service Subscriptions to "Dreadnought" Fund :—*Mr. Estell*, for Mr. Holman, asked the Premier,—
- (1.) Is it a fact that circulars were sent out to the members of the Police Force throughout New South Wales inviting them to subscribe to the "Dreadnought" Fund?
 - (2.) Were such circulars sent out with the sanction of the Inspector-General?
 - (3.) Were such circulars sent out with the sanction of the Government?
 - (4.) What sum was subscribed by the members of the Police Force as the result of this circular?
 - (5.) Is it a fact that circulars were sent out to the officers of the Education Department, inviting them to subscribe to the "Dreadnought" Fund?
 - (6.) Were such circulars sent out with the sanction of the Government?
 - (7.) What sum was subscribed by officers of this Department in response to these circulars?
 - (8.) Is it a fact that there was wide difference of opinion as to the wisdom of the "Dreadnought" movement?
 - (9.) Is he aware that circulars of this kind appearing to emanate from headquarters are considered an exaction of subscriptions from the officers to whom they are addressed?
 - (10.) Will he state why semi-official demands are made upon certain employees of the State in this fashion for subscriptions towards purposes of which there is no indication that such employees approve?

Mr. Wade answered,—

- (1, 2, and 3.) The Honorable Member's attention is invited to the reply made to a Question asked by the Honorable Member for Blayney on 22nd July last.
- (4.) I am not aware.
- (5 and 6.) The circulars emanated from an organisation of public officers to their fellow officers.
- (7.) As the action taken was not a departmental one, no information as to the amount subscribed is available.
- (8 and 9.) I am not aware.
- (10.) No such demands are made.

- (5.) Billiard Licenses :—*Mr. E. M. Clark* asked the Colonial Secretary,—

- (1.) Is it a fact that the law dealing with a billiard license carries no discrimination as to the number of tables used on premises, and that the licensee has to pay the same amount for one as for a dozen or more tables?
- (2.) Was the Liquor Bill so framed as to provide a graduated license-fee for small and large hotels; and, if so, will he consider the question of so amending the Act dealing with billiard licenses as to provide a similar concession?

Mr. Wade answered,—

- (1.) Yes.
- (2.) (a) Yes; (b) the question will be taken into consideration.

- (6.) Hyde Park :—*Mr. E. M. Clark* asked the Secretary for Lands,—

- (1.) When and under what conditions was Hyde Park set aside for recreation purposes, and what were its original areas and boundaries?
- (2.) When was it handed over to the control of the City Council; was any portion of it alienated prior to that date; and, if so, what area?
- (3.) Has the Council, as trustees, the power to confiscate the recreation rights of this park by annexing it for purposes of street widening, without the authority of his Department; and, if not, has he approved of such confiscation?
- (4.) Is it a fact that the Council is now engaged in removing trees for purposes of widening Elizabeth-street?

(5.)

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- (5.) If he has approved of the proceedings of the City Council in the confiscation of public parks, what portion has he agreed to, and does it include a further extension of Market-street for its full width through this public city recreation reserve; or, if not, will he consider such a proposal?
- (6.) Is this park a public recreation reserve for the use of the people, not only of the City, but of the people of New South Wales; and, if so, has the Lord, Mayor of Sydney the power on behalf of his Council to possess himself of these public recreation rights, for street-making purposes, under the condition of their trust?

Mr. Moore answered,—

- (1.) Hyde Park, containing 40 acres, was dedicated for public recreation 3rd May, 1878; bounded by Elizabeth-street, by curved lines passing to the south of St. James' Church easterly, and by College-street and Liverpool-street, but exclusive of the continuation of Park-street.
- (2.) On the 1st January, 1905, under the Hyde, Cook, and Phillip Parks Act, No. 28, 1904. No portion of it was previously alienated.
- (3.) Municipal Council of Sydney is authorised by the Sydney Corporation (Amendment) Act No. 27, 1908, to increase the width of Elizabeth and Liverpool streets out of the park lands.
- (4.) I understand so.
- (5.) See answer to Question 3.
- (6.) The land is held by the Municipal Council of Sydney as trustees, subject to the provisions of the Public Parks Act of 1902, and except as provided by the Sydney Corporation (Amendment) Act, 1908, has no power to appropriate the land for street purposes.

- (7.) Law Reform—Affidavits before Solicitors :—*Mr. Estell*, for Mr. Hollis, asked the Attorney-General and Minister of Justice,—Will he in the proposed Bill of Law Reform amend section 27 of the Oaths Act, No. 20 of 1900, so that every solicitor on the roll and practising in New South Wales may, on application and on payment of a prescribed fee, be authorised to take and receive affidavits concerning any matter within the jurisdiction of any court in New South Wales?

Mr. Wade answered,—This will not be included in the Bill which it is proposed to introduce?

- (8.) Solicitor to Government Savings Bank Commissioners :—*Mr. Estell*, for Mr. Hollis, asked the Colonial Treasurer,—

- (1.) Who is the solicitor to the Commissioners of the Government Savings Bank of New South Wales?
- (2.) What is the nature of his appointment?
- (3.) What is his salary?
- (4.) Is he entitled to private practice?
- (5.) Is he entitled to charge costs to mortgagors in addition to fees and other out-of-pocket expenses in the preparation of mortgages?
- (6.) If so, to what purposes are these costs applied?

Mr. Waddell answered,—

- (1.) Mr. George Whitehouse Cocks.
- (2.) Solicitor to the Bank.
- (3.) £550 per annum.
- (4.) No.
- (5.) Yes, on behalf of the Bank.
- (6.) To recoup the Bank the cost of administration.

- (9.) Wood-blocking Parramatta-road :—*Mr. Carmichael* asked the Secretary for Public Works,—

- (1.) Has he considered the request of the joint Municipal Councils concerned re wood-blocking the Parramatta-road, that the amount should be advanced by the Government on the guarantee of repayment of one-half within seven years by the several Councils, with interest at 4 per cent. per annum?
- (2.) Will he state what decision he has arrived at?

Mr. Lee answered,—No decision has yet been arrived at.

- (10.) Railway Communication, Merewether-street Wharf, Newcastle :—*Mr. Gilbert* asked the Colonial Treasurer,—When will the proposed railway communication to the Merewether-street Wharf, Newcastle, be completed?

Mr. Waddell answered,—It is hoped to complete the work by the middle of October.

- (11.) Marble from Orange Quarries :—*Mr. Levy*, for Mr. J. C. L. Fitzpatrick, asked the Secretary for Public Works,—

- (1.) Will he, in connection with future contracts for public buildings throughout the Western District, stipulate for the use, where necessary and advisable, of marble from the Orange District quarries?
- (2.) Has the marble from these quarries been declared by the most competent authorities to be equal to anything of the kind produced in any part of the world?

Mr. Lee answered,—

- (1.) Yes; provided the local cost does not appear to be prohibitive.
- (2.) The marble (on selection) is considered to be of high quality, and quite suitable for use in public buildings.

2. LEASE CONVERSION AND LAW AMENDMENT BILL :—*Mr. E. M. Clark* (*by consent*) moved, without Notice, That Mr. Briner be added to the Select Committee now sitting on Lease Conversion and Law Amendment Bill.

Question put and passed.

26th August, 1909.

3. **POSTPONEMENT**:—The Order of the Day, "Nurses' Registration Bill (*Council Bill*); second reading "*[Mr. Levy]*";—postponed until Tuesday, 5th October.
4. **ADJOURNMENT**:—Mr. Speaker stated that he had received from the Honorable Member for Alexandria, Mr. Dacey, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz., "The promotion of John Evans, Superintendent of Police."
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Dacey moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. **IMPROVEMENT LEASES CANCELLATION (VALIDATING) BILL**:—Mr. Moore moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to declare the law with respect to the revocation of reservations, and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto.
Question put and passed.
6. **FORESTRY BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 27 AUGUST, 1909, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments, and an amended Title.

Ordered, That the report be adopted on Wednesday next.

7. **PRINTING COMMITTEE**:—Mr. Estell, Temporary Chairman, brought up the Seventh Report from the Printing Committee.
8. **CLOSER SETTLEMENT (AMENDMENT) BILL** (*hitherto CLOSER SETTLEMENT AND PRIVATE SALES BILL*):—
(1.) The Order of the Day having been read,—Mr. Moore moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the sale of private land for Closer Settlement; to amend the Closer Settlement Act, 1904; the Closer Settlement (Amendment) Act, 1906; the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto.
Question put.
The House divided.

Ayes, 36.			Noes, 12.
Mr. Wood,	Mr. McFarlane,	Mr. Henley,	Mr. Beeby,
Mr. Wade,	Mr. Brown,	Mr. Price,	Mr. McGowen,
Mr. Moore,	Mr. Hindmarsh,	Mr. Donaldson,	Mr. Carmichael,
Mr. Perry,	Mr. Fallick,	Mr. Briner,	Mr. Nielsen,
Mr. Davidson,	Mr. E. M. Clark,	Mr. Thomas,	Mr. Charlton,
Mr. Lonsdale,	Mr. Edden,	Colonel Onslow,	Mr. Estell,
Mr. James,	Mr. Hogue,	<i>Tellers,</i>	Mr. Dooley,
Mr. Oakes,	Mr. John Miller,	Mr. Ball,	Mr. Stuart-Robertson,
Mr. Waddell,	Mr. Taylor,	Colonel Rylie.	Mr. Grahame,
Mr. Lee,	Mr. Collins,		Mr. Gus. Miller.
Mr. Cohen,	Mr. Gilbert,		<i>Tellers,</i>
Mr. Latimer,	Mr. McCoy,		Mr. Peters,
Mr. Nobbs,	Mr. Hunt,		Mr. Scobie.
Mr. W. Millard,	Mr. J. C. L. Fitzpatrick,		

And so it was resolved in the affirmative.

Mr. Speaker left the Chair and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to regulate the sale of private land for Closer Settlement; to amend the Closer Settlement Act, 1904; the Closer Settlement (Amendment) Act, 1906; the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Moore, the resolution was read a second time, and agreed to.

- (2.) Mr. Moore then presented a Bill, intituled "*A Bill to regulate the sale of private land for Closer Settlement; to amend the Closer Settlement Act, 1904; the Closer Settlement (Amendment) Act, 1906; the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

The House adjourned, at twenty-two minutes before Four o'clock a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 28.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 31 AUGUST, 1909.

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

QUESTIONS :—

(1.) Royal Commission on Sydney Improvement :—*Mr. Nobbs*, for *Mr. Broughton*, asked the Premier,—

(1.) Does the Government approve of the recommendations of the late Royal Commission on City Improvement with regard to level approaches to the Central Railway Station by way of Pitt-street, Elizabeth-street, and Surry Hills?

(2.) Have such proposals received the approval of the Chief Commissioner for Railways?

(3.) Will the widening of Elizabeth-street as proposed by the City Council, by taking in portions of Hyde Park and Belmore Gardens, form a part of the complete scheme for improving Elizabeth-street formulated by the Sydney Improvement Commission?

(4.) Is it a fact that one of the principal sites required for a level approach to the Central Station is now bare?

(5.) Is it intended to take any steps to prevent obstacles being placed in the way of carrying out the recommendations of the Royal Commission on Sydney Improvement by resuming any sites required before new buildings are erected upon them?

(6.) Does the Government approve of the Royal Commission's recommendations with regard to the extension of George-street in a straight line northward from Bridge-street as first proposed in Governor Macquarie's time?

Mr. Wade answered,—The whole question is now under consideration, and, under the circumstances, it is not practical to give detailed answers to these Questions at present.(2.) Promotion of Senior-constable H. J. Roberts, Police Force :—*Mr. Dacey* asked the Colonial Secretary,—

(1.) How many police officers are engaged driving Government motor-cars?

(2.) Are the duties of each driver practically identical?

(3.) Was any other officer engaged driving a motor-car senior in rank or service to Roberts when he was promoted senior-constable?

(4.) If so, was the junior officer also promoted?

(5.) If, as stated in reply to Question on 11th August, Roberts was well deserving of extra pay, why was the alteration made in his rank which caused him to lose 6d. per day?

(6.) Were the duties of Roberts altered in any respect after his recent promotion?

(7.) Did Roberts have any mechanical knowledge when he commenced driving a Government motor-car, or was he taught the work at Government expense?

(8.) Was the promotion of Roberts referred to City officers, in accordance with the system of dealing with promotions said, in reply to Question on 29th July, to be in force in Sydney?

(9.) If not, what was the reason for departing from the usual system in this case?

Mr. Wood answered,—

(1.) Two.

(2.) Yes.

(3.) Yes; but Roberts had been acting as a driver for two years and two days longer than he had been so acting.

(4.) Yes.

(5.) No alteration was made in his rank, but the traffic allowance had to be surrendered on his promotion.

(6.) No.

(7.) Yes.

(8.) No. It was unnecessary to do so, because he had special qualifications for the particular work.

(9.) The Inspector-General of Police dealt with the matter himself.

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(3.)

31st August, 1909.

(3.) Railway Employees' Superannuation Fund :—*Mr. E. M. Clark*, for Mr. Meagher, asked the Colonial Treasurer,—

- (1.) In connection with a superannuation fund for railway employees, is it a fact that a sum of £200 was subscribed and paid over for the purpose of defraying the cost of an actuarial calculation?
- (2.) Is it a fact that this sum was handed over to the Commissioners some eighteen months ago?
- (3.) What work has been done in reference to such actuarial calculation, and when is it anticipated that the same will be completed?

Mr. Waddell answered,—

- (1.) I am informed that such a sum was subscribed by the staff and paid to an actuary for his services in connection with actuarial calculations in connection with a superannuation fund.
- (2.) The money was not paid to the Chief Commissioner.
- (3.) The scheme submitted was not considered satisfactory, and an amended scheme has been devised, additional actuarial investigations made, and further information is being obtained. The proposal is a large one, and may involve a heavy obligation on the State. It has therefore to be dealt with exhaustively, and it is hoped that a complete scheme will be submitted shortly. I may add that the question of establishing a superannuation fund for railway employees has not yet been considered by Cabinet.

(4.) Closing of Police Gaols :—*Mr. Carmichael*, for Mr. Holman, asked the Premier,—

- (1.) Does the shutting up of the various police gaols throughout the State carry with it the abolition of the salaries hitherto paid the lock-up keepers?
- (2.) Is it a fact that in almost every case such officers have been appointed to these positions as a reward for lengthy and meritorious service?
- (3.) If so, are any steps to be taken to compensate these officers for their loss?

Mr. Wade answered,—

- (1.) Yes.
- (2.) The police holding such positions were appointed on account of their suitability.
- (3.) No. I may mention that the warders have been transferred without any loss of pay. The amounts paid to police officers in respect of the additional duties placed upon them in connection with the charge of gaols were only nominal.

(5.) Reduction of Members of Parliament—Constitution of Legislative Council :—*Mr. Dacey* asked the Premier,—

- (1.) Is it the intention of the Government to reduce the number of Members of Parliament; if so, to what extent?
- (2.) Is it intended to make any alteration in the constitution of the Legislative Council?

Mr. Wade answered,—The intention of the Government with regard to these matters will be made known at a later date.

(6.) Rates paid by the Government to the City Council :—*Mr. Fallick*, for Mr. J. C. L. Fitzpatrick, asked the Premier,—

- (1.) Is it a fact, as reported, that the Government objects to the City Council imposing rates only on the unimproved capital value of city lands?
- (2.) Will he explain why it is proposed to pay no rates at all on the Government properties if the City Council, in the interests of the ratepayers, decides to rate on unimproved values only?
- (3.) What is the amount of rates now paid by the Government to the City Council?
- (4.) Will the Government consider the advisability of extending the same measure of treatment to the City Council that it gives to all other Municipal and Shire Councils in the State, by paying rates on the unimproved capital value of occupied city lands in the same way as private landowners?

Mr. Wade answered,—

- (1.) No.
- (2.) Exemption from these rates is provided for under the Sydney Corporation (Amendment) Act, No. 27 of 1908.
- (3.) £13,327 10s. 11d. annually. This does not include any payments made by the Commissioners of the Savings Bank. It may be stated that, in addition to the amount paid by the Harbour Trust to the Council, which is included in the figures given, the rates paid to the Council direct by tenants of the Trust amount, in the aggregate, to a considerable sum each year.
- (4.) The positions of the City Council and other Municipal and Shire Councils in the State are not parallel. The Act which empowers the City Council to levy land tax (No. 27 of 1908) was passed as the result of an agreement under which the City Council is placed in a position enabling it to largely augment its revenue. As a partial set-off, the Council undertook to make certain payments and perform certain services, which payments were less than the amount of revenue surrendered by the State. It was then agreed by the Council, and approved by Parliament, that no further burden should be placed upon the Crown by rating land which, under the State Land Tax Act, had been exempted.

(7.) Appeals to the Full Court and the High Court :—*Mr. Dooley* asked the Premier,—

- (1.) What appeals have been made on behalf of the Crown during the last three years—(a) to the Full Court; (b) to the High Court?
- (2.) In what appeals has the Crown been respondent during the same period and in the same Courts?

Mr. Wade answered,—I shall be glad to supply this information if moved for in the form of a return.

(8.)

31st August, 1909.

- (8.) Administration of Industrial Disputes Act :—Mr. Dooley asked the Premier,—
- (1.) Is it a fact that certain employers, fined for wilful breaches of awards under the Industrial Disputes Act, have applied for reduction of their fines?
 - (2.) Were the fines reduced or any remissions made; if so, to what extent?
- Mr. Wade answered,—In one case, where an employer was fined £150 for the same offence, in respect of ten different persons, the total fines were reduced to £75.
- (9.) Breaches of Industrial Awards :—Mr. Dooley asked the Premier,—
- (1.) Is it a fact that numerous applications have been made during the past three months to the Industrial Registrar for inquiry as to breaches of industrial awards, and that the Registrar has been unable to get inspectors to make the inquiries?
 - (2.) Will he make provision for the appointment of necessary inspectors?
- Mr. Wade answered,—
- (1.) There has been some temporary delay, owing to the congestion of business.
 - (2.) Seven inspectors under the Factories and Shops Act have been appointed to act under the Industrial Disputes Act. An additional inspector was lately appointed, and he is at present solely engaged in investigating complaints under the latter Act. It is expected that future complaints will be dealt with without delay. In addition, it is intended to appoint the Early-closing Inspectors to be also inspectors under the Industrial Disputes Act, to give special attention to awards relating to shop assistants, hotel and club employees, &c.
- (10.) Lectures on Tourist Resorts :—Mr. Dooley asked the Premier,—
- (1.) How many lectures has Mr. Percy Hunter, of the Intelligence Department, delivered upon tourists' resorts during the present year?
 - (2.) What are the names of the places lectured upon?
 - (3.) What is the total cost to the State of these lectures?
- Mr. Wade answered,—
- (1.) Two.
 - (2.) (a) "Tourist Resorts of New South Wales," with special reference to Kosciusko and the Blue Mountains; (b) "Alpine Sports at Kosciusko."
 - (3.) £12 2s. 5d.
- (11.) Savings Banks :—Mr. E. M. Clark asked the Colonial Treasurer,—
- (1.) Is it a fact that considerable confusion exists with the general public with the existence in Sydney of two Savings Banks, both of which are supposed to be Government institutions?
 - (2.) If so, is it his intention to introduce a Bill to amalgamate these two institutions so that the public will know only of one New South Wales Government Savings Bank?
 - (3.) Would it be possible to give the Commissioners extended powers, so that the working classes residing in the City and Suburbs might have the same opportunities for borrowing from the Government Bank to assist them in purchasing or erecting homes on the same terms now given to the residents in the country districts?
 - (4.) Is it a fact that some of the principal officials of the new Government Bank have retired from it owing to the low salaries paid, and have been engaged in private institutions at higher rates?
 - (5.) If so, will he obtain the necessary power to increase the salaries to something like the amount paid to men in other City monetary institutions which are considered not to be doing as much business, and have far less responsibility thrown upon them?
- Mr. Waddell answered,—
- (1.) No complaints have been made to me.
 - (2.) The Cabinet has not yet decided when legislation will be introduced.
 - (3.) This matter will receive consideration.
 - (4.) I am not aware.
 - (5.) The Commissioners already have full power to award salaries to the staff which in their judgment are in keeping with the duties performed by their officers.
- (12.) Case of Henry A. Eichler of the Tramway Department :—Mr. Dacey, for Mr. Page, asked the Colonial Treasurer,—
- (1.) Has a man named Henry A. Eichler, recently employed as a labourer at Waverley car-sheds, been transferred to the Randwick car-shops, and employed as a car-builder?
 - (2.) Is he an experienced car-builder; if so, where did he acquire his experience?
 - (3.) Has he been previously employed as a car-builder, either by the Railway Commissioners or anyone else?
 - (4.) Is it proposed to make this man a permanent employee of the Department as a car-builder?
 - (5.) If so, why is he thus being put over the heads of competent car-builders who have many years of good service?
- Mr. Waddell answered,—I am informed :—
- (1.) Yes.
 - (2.) Eichler is a competent car-builder. He served his time as a carpenter and joiner in the workshop of Mr. Jas. White, of Surry Hills. He was subsequently employed as a joiner by the Sydney Harbour Trust, and in the Government Architect's Department. He also holds a certificate and medal awarded for models of joinery work sent to the Indian and Colonial Exhibition in 1886.
 - (3.) Yes.
 - (4 and 5.) It is not proposed to appoint Eichler as a permanent carriage builder at present. He will be considered in turn with others for a permanent position when a vacancy occurs.
- (13.) Public Library :—Mr. Carmichael asked the Minister of Public Instruction,—
- (1.) Is it a fact that the shelving accommodation in the reference branch of the Public Library is quite inadequate?
 - (2.) Is it a fact that the lighting is so faulty that torches have to be used by the attendants even in daytime?
 - (3.) Is it a fact that this want of room is so severely felt that purchase of new books will have to cease unless fresh accommodation is provided?
- Mr.

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Mr. Hogue answered,—

- (1.) With the limited space provided by the Bent-street building, the Trustees have not been able to provide all the shelving accommodation required for the large additions of books constantly being made, but the whole question of additional library accommodation is receiving attention.
- (2.) Portable electric lights are necessary in daytime in the basement and portions of the gallery.
- (3.) I am informed that there need be no cessation of purchase of new books for some years, and, before such a contingency arises, ample accommodation will be provided.

(14.) Arncliffe Sewage Farm :—Mr. Taylor asked the Secretary for Public Works,—

- (1.) Is it a fact that, owing to new connections, an increased flow of sewage to the farm at Arncliffe is constantly taking place?
- (2.) Is it a fact that in consequence the nuisance is being aggravated day by day?
- (3.) If so, will he expedite the preparation of the plans for the construction of the main outfall sewer to the ocean, and call for tenders for the carrying out of the work at the earliest possible date?

Mr. Lee answered,—

- (1 and 2.) Yes.
- (3.) The preparation of plans is being expedited.

(15.) Railway Fares on Suburban Lines :—Mr. Taylor asked the Colonial Treasurer,—

- (1.) Is it a fact that the railway system is returning a handsome surplus, after providing for interest on capital and working expenses?
- (2.) Is it a fact that a considerable portion of the surplus is contributed by the suburban traffic?
- (3.) Is it a fact that, notwithstanding reductions to season-ticket holders, workmen's tickets, fares, and freights to the country, no reduction has ever been made in the ordinary daily tickets on suburban lines?
- (4.) Is it a fact that this particular class of ticket is considerably higher than obtains on the Melbourne suburban system?
- (5.) If these are facts, will he consider the advisability of representing to the Chief Commissioner the justice of making a reduction on the ordinary daily ticket?

Mr. Waddell answered,—

- (1.) Yes.
- (2.) When the financial results were worked out separately a few years ago, it was ascertained that the local suburban business in itself did not return a surplus. To ascertain the actual results each year would involve considerable expenditure and time.
- (3.) The ordinary suburban fares have not been reduced. The object has been to make concessions in regard to country and long distance traffic. The suburban fares are already fixed on a low basis.
- (4.) The fares in the immediate Sydney suburban area are higher than the fares in the Melbourne suburban area; but the conditions in respect to competition are not the same.
- (5.) I will be glad to refer the matter for the consideration of the Chief Commissioner.

2. PAPER :—Mr. Waddell laid upon the Table,—Return showing the Cost of the Ten Locomotives manufactured in the Eveleigh Workshops.
Referred by Sessional Order to the Printing Committee.

3. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Canterbury, Mr. Parkes, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—“The discontinuance of ‘improvement to Cook's River.’”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Parkes moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. PRINTING AND BINDING OF SCHOOL BOOKS WITHIN THE STATE :—Mr. G. A. Jones moved, pursuant to Notice, That, in the opinion of this House, all books, including readers, historics, text-books, &c., required by the Education Department for use in schools, colleges, and similar public institutions, should be printed and bound in complete form within the State, in the Government Printing Office.

Debate ensued.

Question put.

The House divided.

Ayes, 25.

Mr. Nielsen,	Mr. Edden,
Mr. Estell,	Mr. Cann,
Mr. Horne,	Mr. Page,
Mr. Carmichael,	Mr. Gus. Miller.
Mr. Hollis,	<i>Tellers,</i>
Mr. Holman,	Mr. Stuart-Robertson,
Mr. Beeby,	Mr. G. A. Jones.
Mr. Dacey,	
Mr. Treflé,	
Mr. Scobie,	
Mr. Mercer,	
Mr. John Storey,	
Mr. McGarry,	
Mr. McGowen,	
Mr. Grahame,	
Mr. Arthur Griffith,	
Mr. Dooley,	
Mr. Nicholson,	
Mr. Meehan,	

Noes, 35.

Mr. Thomas,	Mr. Brown,
Mr. Mahony,	Dr. Arthur,
Mr. Taylor,	Mr. Henley,
Mr. Hogue,	Mr. Hunt,
Mr. Wade,	Mr. John Miller,
Mr. Oakes,	Mr. Gilbert,
Mr. Wood,	Mr. W. Millard,
Mr. Moore,	Mr. Briner,
Mr. Waddell,	Mr. Levy,
Mr. James,	Mr. Latimer,
Mr. Nobbs,	Mr. Collins,
Mr. Davidson,	Mr. Donaldson,
Mr. Ball,	Mr. Hindmarsh,
Mr. Fallick,	Colonel Onslow.
Mr. McFarlane,	<i>Tellers,</i>
Mr. Brinsley Hall,	Mr. Robert Jones,
Mr. McCoy,	Mr. Parkes.
Mr. Robson,	
Mr. Lee,	

And so it passed in the negative.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

31st August, 1909.

5. PAPER:—Mr. Wade laid upon the Table,—Further Correspondence between the Prime Minister of the Commonwealth and the Premier of New South Wales respecting the Yass-Canberra Proposed Federal Territory.
Ordered to be printed.
6. MINISTERIAL STATEMENT:—Mr. Wade made a Ministerial Statement on the subject of the Federal Capital Site, and the stage to which the negotiations with the Federal Government had advanced, and foreshadowed the steps that he proposed to take before submitting the question for the consideration of this House.
7. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.
Debate ensued.
Question put.
The House divided.

Ayes, 32.

Mr. Mahony,	Mr. McCoy,
Mr. Wood,	Mr. Henley,
Mr. Moore,	Mr. Brinsley Hall,
Mr. Oakes,	Mr. Hunt,
Mr. Wade,	Mr. Parkes,
Mr. Lee,	Mr. Taylor,
Mr. Hogue,	Mr. Hindmarsh,
Mr. Waddell,	Colonel Onslow,
Mr. Levy,	Mr. Donaldson,
Mr. Nobbs,	Mr. Collins,
Mr. Brown,	Mr. John Miller,
Mr. Fallick,	Mr. Briner,
Mr. Ball,	Mr. W. Millard.
Mr. Latimer,	
Mr. Davidson,	<i>Tellers,</i>
Mr. McFarlane,	Mr. James,
Mr. Robert Jones,	Mr. Thomas.

Noes, 23.

Mr. Estell,	Mr. Meehan,
Mr. Hollis,	Mr. Nielsen,
Mr. Grahame,	Mr. Edden,
Mr. Stuart-Robertson,	Mr. Nicholson.
Mr. Trellé,	<i>Tellers,</i>
Mr. Holman,	Mr. Beeby,
Mr. Carmichael,	Mr. Arthur Griffith.
Mr. Scobie,	
Mr. Cann,	
Mr. G. A. Jones,	
Mr. McGowen,	
Mr. Dacey,	
Mr. Mercer,	
Mr. Page,	
Mr. Dooley,	
Mr. Horne,	
Mr. John Storey,	

And so it was resolved in the affirmative.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 29.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 1 SEPTEMBER, 1909.

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

QUESTIONS :—

(1.) Local Government Exemptions :—Mr. Parkes asked the Secretary for Public Works,—
 (1.) How many Municipalities and Shires have applied for exemption under section 103, sub-section (2), of the Local Government (Amending) Act, 1908?

(2.) How many requests have been granted and how many refused?

(3.) What are the names of the Shires and Municipalities which have applied for exemption, and those granted and those refused?

(4.) Upon what grounds are exemptions generally recommended and granted?

Mr. Lee answered,—

(1.) Seventy-two Municipalities and eleven Shires, to 25th August, 1909.

(2.) Granted, fifty Municipalities and two Shires; refused, eighteen Municipalities and nine Shires; withdrawn, one Municipality; under consideration, three Municipalities.

(3 and 4.) I will presently lay upon the Table the replies to these Questions in the form of a return.

(2.) Dairies Supervision Act :—Mr. Brown asked the Premier,—Will he consider the advisability of handing over control of the Dairies Supervision Act to the Agricultural Department, so far as the areas outside Municipalities are concerned?

Mr. Wood answered,—It is thought that the spirit and intention of the Act are nowhere so punctually and effectively carried out (or at least with few exceptions) as in extra-municipal districts where the police are the local authorities, and it is not thought desirable in the general public interest that the organisation, which has worked so well during the past twenty-three years, should be thus disturbed at present.

(3.) Uniformity in Inspection of Dairies :—Mr. Brown asked the Colonial Secretary,—Will he have regulations framed under the Dairies Supervision Act to provide for a uniform style of can-houses, flooring in bails, &c., in order to avoid constant alterations having to be made by dairymen at the request of different inspectors?

Mr. Wood answered,—The Regulations are absolutely uniform, and are contained in the dairy manual. The Board of Health, which administers the Dairies Supervision Act, is not aware that different instructions are given by different dairy inspectors on its staff, or that constant alterations are thus entailed on registered dairymen. The inspectors are strictly guided by the manual and may not exceed the instructions therein contained. But the Board is aware that, in accordance with its desire not to administer the Act so as to cause hardship, its inspectors often require some part of required improvements to be made in one year and leave the remainder for completion in another year; and that this considerate course has sometimes been so misrepresented as to furnish some ground for such a Question as that now under reply.

(4.) Fels and McDowell Dresscutting Systems :—Mr. McGowen asked the Minister of Public Instruction,—

(1.) Is it a fact that a test was held between the Fels and McDowell system of dresscutting in December, 1905?

(2.) What was the judge's verdict in regard to these two systems?

(3.) Did one of the judges (head dressmaker at Mrs. McCathie's at that time) strongly recommend the McDowell system?

(4.) Did the authorities still retain the Fels system?

(5.) If so, for what reason?

(6.)

1st September, 1909.

- (6.) Is it a fact that the McDowell students of two months' standing competed against the Fels students of two years' standing?
 (7.) Did a teacher of dresscutting also compete against these McDowell students?
 (8.) Have the authorities since abolished the Fels system from the Technical College?
 (9.) What is the reason for now abolishing that system?
 (10.) How many times has the system of dresscutting been changed at the College?
 (11.) What system is taught now?

Mr. Hogue answered,—

- (1.) Yes.
 (2.) A majority was in favour of freehand drafting methods. The Fels system is based on these methods.
 (3.) Yes.
 (4.) Teachers were instructed to use freehand drafting methods.
 (5.) Because there was such overwhelming evidence in favour of freehand methods as against mechanical ones.
 (6.) Yes; some of the Fels students were of two years' standing, others of half a term (seven weeks). This was done at the request of the representative of the McDowell system.
 (7.) No.
 (8 and 9.) See reply to No. 4.
 (10.) Once, when a change was made from charts and mechanical appliances to freehand methods.
 (11.) Freehand methods are followed.

- (5.) Forestry—Timber exported:—Mr. Parkes asked the Secretary for Lands,—

- (1.) What quantity of native timber (hardwood and softwood) left this State for other States, Great Britain, and foreign countries in each year from 1900 to 1908, inclusive?
 (2.) The quantity of ironbark and the quantity of tallow-wood?
 (3.) What was the individual quantity in other hardwoods and softwoods?
 (4.) To which countries were the abovenamed timbers exported, and what quantity to each country?

Mr. Perry answered,—

- (1.) In round figures superficial feet—1900, 13,000,000; 1901, 20,000,000; 1902, 18,860,000; 1903, 34,000,000; 1904, 26,300,000; 1905, 45,000,000; 1906, 51,000,000; 1907, 41,200,000; 1908, 34,500,000.
 (2.) The relative quantities of ironbark and tallow-wood cannot be furnished, as under the Customs returns such timbers are not distinguished from ordinary hardwood.
 (3.) This cannot be stated from the Customs returns; the timber exported, however, is almost wholly hardwood.
 (4.) I am having this information prepared.

- (6.) Civil Service Pensions:—Mr. Hollis asked the Attorney-General and Minister of Justice,— Referring to the Return respecting certain retirements from the Civil Service in 1896, ordered to be printed on 10th December, 1908, will he cause a similar return to be made up showing the several actuarial annual amounts deducted from the respective pensions named thereon in lieu of four per centum on salary received by them prior to the year 1885, and as required by section 55 of the Civil Service Act of 1884?

Mr. Wade answered,—The desired return should be moved for in the usual way.

- (7.) Transfer of Effects of Railway and Tramway Employees:—Mr. Carmichael asked the Colonial Treasurer,—What is the general practice in regard to the carriage of furniture and effects by rail in the cases of tramway and railway employees transferred from one railway township to another?

Mr. Waddell answered,—I am informed with regard to the tramway employees the practice is to allow half rates by railway on the carriage of furniture and effects when men are transferred from one district to another at their own request; where transfers are made for Departmental convenience, the furniture and effects are carried free. On the railways, where traffic employees are transferred from one station to another, their furniture and effects are conveyed free by rail.

- (8.) Government Savings Bank:—Mr. Carmichael asked the Colonial Treasurer,—

- (1.) When were the accounts and balance sheets of the Government Savings Bank for the year ended 31st December, 1908, completed and certified, as provided by section 30 of the Government Savings Bank Act, 1906?
 (2.) When was the Auditor-General notified that they were ready for audit?
 (3.) Is there a statutory obligation under section 30 of the above Act for the preparation of accounts and balance sheets within three months from the close of the banking year, and has this been complied with?

Mr. Waddell answered,—I am informed:—

- (1.) 31st March, 1909.
 (2.) 31st March, 1909.
 (3.) Yes.

- (9.) Remarks by Police Magistrate on Colonial Wine Trade at Juneo:—Mr. G. A. Jones, for Mr. Holman, asked the Attorney-General and Minister of Justice,—

- (1.) Has his attention been drawn to certain statutory declarations made by some residents of Juneo as to certain observations made by the Police Magistrate, Mr. Stevenson, reflecting on the colonial wine trade in that town?

(2.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(2.) Is it a fact that these observations were made in the course of a case in which they were entirely gratuitous and irrelevant, and which had nothing to do with the sale, or consumption of colonial wine?

(3.) Is it a fact that these remarks have done harm to the gentlemen engaged in that business, and have caused considerable indignation in Junee?

(4.) Will he take steps to prevent any recurrence of observations of this kind?

Mr. Wade answered,—

(1.) Yes.

(2.) This is disputed.

(3.) I am not aware.

(4.) The representations made are at present under consideration.

(10.) Harbour Improvements, Tweed Heads:—Mr. Hindmarsh asked the Secretary for Public Works,—What is the total amount of expenditure up to date on the harbour improvements at the Tweed Heads?

Mr. Lee answered,—£91,110.

(11.) Ferry Traffic, Sydney Harbour:—Mr. E. M. Clark asked the Colonial Treasurer,—

(1.) Have several collisions lately taken place between ferry and other steamers plying in the Harbour with considerable risk to life?

(2.) Has a recommendation been made to the Sydney Harbour Trust by the Honorable Member for St. Leonards, that one or more patrol boats should be employed to watch and guard the safety of traffic at and near the Circular Quay, on a similar principle to that controlling street traffic?

(3.) Did the Harbour Trust at the time consider such unnecessary, but will they, in view of the recent collisions and the breaking down of steering gear, again consider the proposal as following on the lines practised in other important harbours of the Empire?

Mr. Waddell answered,—

(1.) There have recently been a number of slight collisions between ferry and other steamers in Sydney Harbour. No serious damage has resulted, but such occurrences are always attended with risk to life.

(2.) Yes.

(3.) The Sydney Harbour Trust Commissioners considered the proposed provision unnecessary at the time, and they are still of the same opinion. Moreover, they regarded the proposal as impracticable, and they are not aware that arrangements of the nature indicated are in force in other important harbours.

(12.) Strathfield Railway Station:—Mr. E. M. Clark asked the Colonial Treasurer,—Is it a fact that statements have lately been made regarding the stability and safety of the Monier work at Strathfield Railway Station; and, if so, will he inform this House as to the truth, or otherwise, of such statements?

Mr. Waddell answered,—I am informed that as there were indications of the possibility of failure of the Monier arches in question, the Department, in order to absolutely ensure the safety of the travelling public, is providing steel centring to the arches to prevent any failure of the latter.

(13.) Sunday-trading:—Mr. E. M. Clark asked the Colonial Secretary,—

(1.) Is it a fact that in some late prosecutions at Newtown for Sunday selling—Messrs. Peters, Slater, and Hogan—the police admitted that the articles sold were perishable, and that, as a result of such admission, a small fine only was inflicted; and, if so, will he take into consideration the very great number of people in the State who are in similar kinds of business and compelled to close on Sundays, while in a small area of the City only, a select number of shopkeepers, tenants of the Government and Sydney Harbour Trust, are permitted, in contravention of the Act governing Sunday observance, to open their shops for the sale of fruit, drinks, and confectionery?

(2.) Will he give consideration to the question of so amending the laws of Sunday observance, that, if it is necessary for public convenience to open this kind of shop, all shopkeepers in the State shall be placed on the same footing, with due respect to church observances?

Mr. Wood answered,—

(1.) No.

(2.) It is not proposed to legislate at present for church observances.

(14.) Entertainments on Sundays:—Mr. E. M. Clark asked the Colonial Secretary,—Is it a fact that, while exhibitions of Japanese and Indian wrestling, hypnotic demonstrations, and perilous balloon ascents, accompanied by secular music, are permitted at Harbour picnic resorts on Sundays, on the ground of being exhibitions of science and skill, he has lately, under the provisions or regulations of the Theatres and Public Halls Act, refused to sanction on Sundays discussions on religious and social questions; and, if so, in how many instances, and why?

Mr. Wood answered,—No hypnotic demonstration has taken place and the other events are not permitted on the grounds stated. I have not refused to sanction Sunday discussions on religious and social questions, but I have declined, for public safety, to license a hall in which questions so called were said to be discussed, on the evidence of competent officers that it was unsafe for an audience.

(15.) Pilot Boatmen's Houses, Newcastle:—Mr. Gilbert asked the Secretary for Public Works,—When will fresh tenders be invited for the erection of pilot boatmen's houses, Newcastle?

Mr. Lee answered,—Plans and specification are ready and tenders will be invited in a few days.

1st September, 1909.

2. LEASE CONVERSION AND LAW AMENDMENT BILL:—Mr. E. M. Clark (*by consent*) moved, without Notice, That Mr. Wade be discharged from attendance upon the Select Committee on "Lease Conversion and Law Amendment Bill," and that Mr. Levy be appointed a Member of such Committee.
Question put and passed.
3. PROMOTION OF POLICE SUPERINTENDENT EVANS (*Formal Motion*):—Mr. Dacey moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
(1.) Whether John Evans, Inspector of Police, was appointed Superintendent-in-charge of the Deniliquin Police, vice Johnston, transferred to Bathurst.
(2.) When he was appointed superintendent, when stationed at Lismore.
(3.) How long he remained at Lismore before he was sent to take charge of a district.
(4.) Whether there was more than one inspector of police senior to Evans when he was appointed Superintendent for Deniliquin.
(5.) Whether the inspectors who were senior to Evans were considered unfit for promotion as superintendent.
(6.) Whether they were fit for promotion, and was Evans promoted over their heads.
(7.) Whether one of these inspectors has since been made a superintendent, and placed in charge of the Deniliquin District.
(8.) Whether Evans was an officer under the present Inspector-General of Police when he was Superintendent at Armidale.
(9.) Whether the services of an additional superintendent were required in a part of the Deniliquin District.
(10.) Whether another superintendent was sent to the district because Evans was considered unfit for the work.
(11.) Whether the Superintendent at Tamworth was transferred to Armidale to make a vacancy at Tamworth for Evans.
(12.) Whether Evans could have been sent to Deniliquin, and why was he not sent to Armidale, and the expense saved of a removal of a superintendent from Tamworth to Armidale.
(13.) Whether the Inspector-General of Police stated in his Annual Report that as far as possible officers are removed from the very hot portions of the State to cooler climates as opportunity occurs.
(14.) Whether, at the time Evans was sent to Tamworth, there were not one or more superintendents who had been for several years in very hot parts of the State.
(15.) Why this opportunity was not availed of, and one of these superintendents transferred from Tamworth to Armidale, and Evans sent to relieve him in the hot districts.
Question put and passed.
4. NORTH SYDNEY ELECTRIC LIGHTING BILL (*Formal Motion*):—
(1.) Mr. E. M. Clark moved, pursuant to Notice, That leave be given to bring in a Bill to enable the Council of the Municipality of North Sydney to establish, maintain, or contract for works for electric lighting and power; for the destruction of garbage, and for other purposes; and to borrow money; and to make a rate for such purposes.
Question put and passed.
(2.) Mr. Clark then presented a Bill, intituled "A Bill to enable the Council of the Municipality of North Sydney to establish, maintain, or contract for works for electric lighting and power; for the destruction of garbage, and for other purposes; and to borrow money; and to make a rate for such purposes,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
5. PAPERS:—
Mr. Lee laid upon the Table,—Return showing the names of the Shires and Municipalities which have applied for exemption from the operation of subsection 2 of section 103 of the Local Government Act, as amended, and those granted and those refused, up to 25th August, 1909.
Referred by Sessional Order to the Printing Committee.
Mr. Hogue laid upon the Table,—By-laws of the Trustees of the Public Library of New South Wales for the Custody, Conduct, and Management of the Mitchell Library, under the Library and Art Gallery Act, 1899.
Referred by Sessional Order to the Printing Committee.
6. THE CHAIRMAN OF COMMITTEES:—Mr. Parkes proceeding to move, pursuant to Notice, That the manner in which the Honorable Member for Petersham, Mr. J. J. Cohen, discharges his duties as Chairman of Committees of this Assembly, exhibits a want of knowledge and understanding of Parliamentary procedure, and a general conduct which is destructive to full and necessary discussion of public questions and detrimental to the value of legislative work,—
Mr. Speaker stated that, on this motion, the Honorable Member could not discuss the rulings of the Chairman of Committees, the proper place to deal with them was in Committee. Standing Order No. 162 clearly laid down the course to be pursued in taking exception to the Chairman's rulings, and they could not be traversed on such a motion as this.
Whereupon Mr. Parkes declined to proceed, and the motion dropped.
7. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Alexandria, Mr. Dacey, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz,—“The dismissal of Guard James Roche from the Railway Service.”
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Dacey moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

1st September, 1909.

8. FORESTRY BILL:—The Order of the Day having been read,—Mr. Perry moved, That the report be now adopted.

Question put and passed.

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

9. INEBRIATES (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Wade, the report was adopted.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Inebriates Act, 1900; and for other purposes.*"

Legislative Assembly Chamber,

Sydney, 1st September, 1909.

10. IMPROVEMENT LEASES CANCELLATION (DECLARATORY) BILL [*hitherto* IMPROVEMENT LEASES CANCELLATION (VALIDATING) BILL]:—

(1.) The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to declare the law with respect to the revocation of reservations, and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to declare the law with respect to the revocation of reservations, and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain lands under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Moore, the resolution was read a second time, and agreed to.

(2.) Mr. Moore then presented a Bill, intituled "*A Bill to declare the law with respect to the revocation of reservations and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain lands under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto.*"—which was read a first time.

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

11. MOTOR TRAFFIC BILL:—The Order of the Day having been read,—Mr. Moore moved, "That" the report be now adopted.

Mr. Wood moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clauses 2, 3, 5, 6, 9, the new clauses which have been inserted, and the Schedule,"—instead thereof.

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

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

Question then,—That the Bill be recommitted for the reconsideration of clauses 2, 3, 5, 6, 9, the new clauses which have been inserted, and the Schedule,—put and passed.

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

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

On motion of Mr. Wood, the report was adopted.

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

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 30.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 2 SEPTEMBER, 1909.

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

PAPER:—Mr. Speaker laid upon the Table,—Copy of the Colonial Treasurer's Statement of the Receipts and Expenditure of the Consolidated Revenue, and other moneys for the financial year ended 30th June, 1909, together with the Auditor-General's Report thereon, transmitted to the Legislative Assembly under the provisions of the Audit Act, 1902.
Ordered to be printed.

2. QUESTIONS:—

(1.) Water Hyacinth:—Mr. McFarlane asked the Secretary for Public Works,—What action does he propose taking to prevent the spread of the water hyacinth on the coastal rivers?

Mr. Perry answered,—The matter is at present under consideration.

(2.) Kensington Racing Club:—Mr. Briner asked the Premier,—

(1.) Is it a fact that a Select Committee of the Legislative Assembly in the year 1892 heard evidence and submitted a Report to Parliament in reference to the granting of an extended lease of an area of land for racing purposes to the Kensington Pony Race Club?

(2.) Who was Secretary for Lands at the time?

(3.) What were the findings of the Select Committee?

(4.) Is it a fact that the Chairman of the Kensington Club, who applied for the extended lease, was not asked to give any evidence before the Committee?

(5.) Who was the Chairman of the Kensington Racing Club at that time?

(6.) Did the Select Committee take any evidence in regard to the financial position of the Kensington Racing Club, or inspect any books or accounts?

(7.) What area of land was granted in the lease, for how long was it granted, and at what annual rental?

(8.) In view of all the circumstances, will further inquiries be made with a view to satisfactorily showing why the extension of the lease was granted on the terms which were made known at the time?

Mr. Moore answered,—

(1 to 7.) I would refer the Honorable Member to the Select Committee's Report which was ordered to be printed on the 31st July, 1902.

(8.) Further inquiry appears unnecessary. The extension of the lease was granted on the recommendation of the Local Land Board.

(3.) Jarrett's Special Lease, Coff's Harbour:—Mr. Briner asked the Secretary for Lands,—

(1.) Has a survey yet been completed of the proposed subdivision of part of Jarrett's special lease in the town of Coff's Harbour?

(2.) Will the land be offered for sale at auction, and when?

(3.) How many allotments will be offered, and in what areas?

(4.) The total area of the subdivision?

Mr. Moore answered,—

(1.) Yes.

(2.) It is intended to offer the land at auction. Date of sale will be fixed on receipt of report from Mines Department as to any mining objections.

(3.) Twenty-nine lots, areas 37 perches to 1 rood 16 $\frac{3}{4}$ perches.

(4.) 7 acres 1 rood 17 $\frac{1}{2}$ perches.

(4.)

2nd September, 1909.

(4.) Servants Registry Offices :—Mr. E. M. Clark asked the Minister of Public Instruction,—

- (1.) Is it a fact that there are a large number of registry offices for servants in the City uncontrolled by legislation or police interference?
- (2.) Is it a fact that it is a custom for these offices to advertise in leading daily papers for all kinds of labour employes, and that many of these advertisements are fictitious for trade purposes?
- (3.) Is it a fact that charges are made for registration of applicants, and in a large number of cases a week's wages in advance is demanded to anticipate the possibilities of employment?
- (4.) Have any complaints been made to the police of these offices obtaining money under false pretences by such means; and, if so, are the police powerless to interfere?
- (5.) Are some of these offices run as boarding houses in conjunction with registry business?
- (6.) Has a petition been presented to Parliament largely signed by persons suffering from registry office methods?
- (7.) Will he inquire into the difficulties besetting workers seeking employment, and the methods used to fleece them, in the imagination that these offices are intended to help them?
- (8.) Is it a fact that in Victoria there is a measure of legislation providing for the proper power of supervision by police and persons interested; and, if so, has the Government any objection to a Bill now before Parliament to protect the people from the dishonest practices of these illegitimate businesses; and, if not, will he urge and facilitate by legislation a measure of protection to workers seeking employment?

Mr. Hogue answered,—

- (1.) Registry offices are not controlled by legislation.
- (2.) The police are reliably informed that a number of the advertisements are fictitious, and are published with a view of drawing custom by indicating a more extensive business than really exists.
- (3.) Applicants accepting situations usually pay a fee equal to half a week's wages (barmaids a week's wages), and persons engaged by the year from £3 to £5.
- (4.) No complaints of obtaining money by false pretences have been made against any of the existing offices. The police can only interfere on the sworn information of the complainant. Numerous complaints have been made of exorbitant charges, and of the retention of fees where applicants have only remained a few hours or days in the situations through not being suitable or from other causes.
- (5.) No; but several are run in conjunction with lodging houses.
- (6.) Yes.
- (7.) As far as these matters come within the authority of the Department of Labour they will be inquired into and dealt with.
- (8.) With respect to the first part of this Question, I understand legislation of the kind exists in Victoria. With regard to the second, I must refer the Honorable Member to the head of the Government.

(5.) Operation of Liquor Law, Broken Hill :—Mr. Cann asked the Premier,—

- (1.) Is it a fact that the Local Option Vote in Broken Hill is a failure?
- (2.) What is the reason the law operates differently in Broken Hill to the rest of the State?
- (3.) What steps does he propose to take to give effect to the law?

Mr. Wade answered,—

- (1 and 2.) The first Special Court under the local option provisions of the Liquor (Amendment) Act was held at Broken Hill. The course adopted by the Court on that occasion has been held by the Courts to be wrong, and the proceedings were vitiated. The rule, however, laid down by the appellate Court has served as a guide for all Special Courts held subsequently to Broken Hill.
- (3.) The position is now under consideration.

(6.) Derailments on the Railways :—Mr. John Miller, for Mr. O'Sullivan, asked the Colonial Treasurer,—Will he direct that the return recently laid upon the Table relating to the derailment of railway rolling stock be completed from the last date of that return to the present time, and when it is completed lay it upon the Table for the information of Members?

Mr. Waddell answered,—There will be no objection to bring the return up to date, and arrangements will be made as desired.

(7.) Hawkesbury Benevolent Society and Hospital :—Mr. J. C. L. Fitzpatrick asked the Colonial Secretary,—

- (1.) Is it a fact that steps are being taken by the management of the Hawkesbury Benevolent Society and Hospital to erect new hospital buildings at a cost of several thousands of pounds, and that property belonging exclusively to the Hawkesbury Benevolent Society has been disposed of, and the funds are to be used for this purpose?
- (2.) Is it a fact that the Hawkesbury Benevolent Society was first brought into existence in 1818, and that it was not until 1845 that a hospital was attached?
- (3.) Is the maintenance of the poor and infirm still to be regarded as the first function of the society, and will it not be a distinct abrogation of the conditions under which the combined institution was subsidised by the Government in 1845 if effort is made by the management to relinquish this phase of the old society's work?
- (4.) Has the management of the society submitted plans of the proposed new hospital building to the Board of Health; if so, has the Board sanctioned same, or have some objections been offered; and what form do these objections take?
- (5.) Has any protest been received by his Department against the proposed erection of new hospital buildings, and if such has been lodged, will he take steps to have inquiry made before anything definite is further done in the matter of building?

(6.)

2nd September, 1909.

(6.) In connection with the proposed new buildings, what provision is being made for the housing of the poor, in whose interests the institution was first established—that is, is any portion of the funds realised as the result of the sale of the Benevolent Society's station and other property to be expended on new buildings for the accommodation of the poor, or is the whole to be expended on a hospital intended mainly for the accommodation of paying patients?

Mr. Wood answered,—

(1.) It has been proposed to erect new hospital buildings. I am not in a position, without inquiry, to reply as to funds.

(2.) The society was first established in 1818, and incorporated in 1840. I shall have to make inquiry as to the date of the attachment of a hospital.

(3.) I cannot say, until inquiry is made.

(4.) Yes; the plans were referred to the Chief Medical Officer of the Government, who raised a few minor questions concerning them. Some of the objections have been removed by making alterations which should not in any way increase the cost, while the questions raised have been satisfied by information given by the representatives of the Committee.

(5.) Yes.

(6.) I shall make inquiry.

(8.) Stairway Fire-escapes:—Mr. Cann, for Mr. Arthur Griffith, asked the Minister of Public Instruction,—

(1.) Is it a fact that he has had a report from a responsible official on the means of stairway fire-escapes in a certain factory situate at the Haymarket?

(2.) Did this officer state that the means of escape provided comply with the requirements of the Factories and Shops Act?

(3.) Is it a fact that the same official advised the erection of this so-called fire-escape stairway?

(4.) Has he seen a report from Mr. J. E. Kemp, architect, on the same subject?

(5.) Does that report state that this escape stairway is built of inflammable Oregon timber?

(6.) Does it also state that such stairway has intensified the fire dangers of the building?

(7.) Does it further state that, in the event of fire, there would be an appalling sacrifice of human life?

(8.) Will he lay both these reports upon the Table of this House?

Mr. Hogue answered,—

(1.) Yes. A report was made by Superintendent Webb.

(2.) Yes.

(3.) No. Instructions were left by the inspector to provide a means of escape in case of fire in terms of the Act. The suggestion for the existing means of escape was made by the occupier, and approved by Superintendent Webb.

(4.) Yes.

(5.) Yes. But it omits to state that each stairway is partitioned off to make it smoke-proof; that a means of escape is provided at each end of the building, that there is little probability of both stairways catching fire at the same moment, and that they are so situated and constructed that ready access is given to either, and the whole building could be emptied of its occupants in a very short time.

(6.) Some such suggestion was made in the report.

(7.) Yes. But Superintendent Webb disagrees with him on this point.

(8.) Yes; if moved for in the usual way.

3. CRIMES (GIRLS' PROTECTION) BILL:—Colonel Onslow presented a Petition from Eliza Jenkins, Honorary Corresponding State Secretary of the National Council of Women, New South Wales, praying that the House will, at the earliest possible date, pass into law the Crimes (Girls' Protection) Bill, raising the age of consent from fourteen to seventeen years of age. Petition received.

4. PAPERS:—Mr. Perry laid upon the Table,—

(1.) Return showing particulars of State Forest Block Licenses granted during the years 1884 to 1892, inclusive.

(2.) Return showing Exempted Areas notified in connection with Saw-mills and Timber Tramways.

(3.) Return showing the Oversea Exports of Timber (undressed and logs not sawn) from the State of New South Wales during the years 1900 to 1908, inclusive.

Referred by Sessional Order to the Printing Committee.

5. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for The Clarence, Mr. McFarlane, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The necessity of providing additional bar-dredges."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. McFarlane moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. PRINTING COMMITTEE:—Mr. Estell, Temporary Chairman, brought up the Eighth Report from the Printing Committee.

2nd September, 1909.

7. CLOSER SETTLEMENT (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Moore moved, That this Bill be now read a second time.
Mr. Nielsen moved, That this Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until Wednesday next.
8. IMPROVEMENT LEASES CANCELLATION (DECLARATORY) BILL:—The Order of the Day having been read,—Mr. Moore moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Moore, the report was adopted.
Ordered, That the Bill be read a third time on Tuesday next.
9. FORESTRY BILL:—The Order of the Day having been read,—Mr. Perry moved, "That" this Bill be now read a third time.
Mr. Treflé moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clause 13,"—instead thereof.

And the House continuing to sit after Midnight,—

FRIDAY, 3 SEPTEMBER, 1909, A.M.

Debate ensued.

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

The House divided.

Ayes, 34.

Mr. Mahony,	Mr. Briner.
Mr. Cohen,	Mr. John Miller,
Mr. Perry,	Mr. McFarlane,
Mr. Nobbs,	Mr. J. C. L. Fitzpatrick,
Mr. Oakes,	Mr. Hunt,
Mr. Lee,	Mr. Brown,
Mr. James,	Mr. Fallick,
Mr. Levy,	Mr. Robert Jones,
Mr. Hogue,	Mr. Morton,
Mr. Waddell,	Mr. E. M. Clark,
Mr. Ball,	Mr. Henley,
Mr. Brinsley Hall,	Mr. W. Millard.
Mr. Downes,	
Mr. McCoy,	<i>Tellers,</i>
Mr. Moore,	Mr. Davidson,
Mr. Collins,	Mr. Latimer.
Mr. Hindmarsh,	
Mr. Fleming,	
Colonel Onslow,	
Mr. Lonsdale,	

Noes, 18.

Mr. Hollis,
Mr. Dooley,
Mr. Charlton,
Mr. Treflé,
Mr. Carmichael,
Mr. Scobie,
Mr. Price,
Mr. Estell,
Mr. Grahame,
Mr. Gus. Miller,
Mr. Page,
Mr. Horne,
Mr. Lynch,
Mr. Dacey,
Mr. Edden,
Mr. John Storey.
<i>Tellers,</i>
Mr. Stuart-Robertson,
Mr. Peters.

And so it was resolved in the affirmative.

Original Question.—That this Bill be now read a third time,—put and passed.

Bill read a third time.

Mr. Perry moved, That the Bill do now pass.

Question put, and voices given,—Mr. Speaker stated his opinion that the *Ayes* had it.Whereupon Division called for, and Mr. Speaker having, in accordance with Standing Order No. 213, directed the Members to take their seats to the right and left of the Chair respectively, declared the determination of the House to be in the *affirmative*, as there were only two Members in the minority who had challenged his decision.

The following are the names of the Members in the minority, viz.:—Mr. Gus. Miller, Mr. Price.

Mr. Perry then moved, That the Title of the Bill be "*An Act to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products; for regulating saw-mills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act of 1898; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products; for regulating saw-mills; for imposing fees, rents and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act of 1898; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 3rd September 1909, a.m.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

2nd September, 1909.

10. MOTOR TRAFFIC BILL:—The Order of the day having been read,—on motion of Mr. Lee, read a third time, and *passed*.

Mr. Lee then moved, That the Title of the Bill be "*An Act to provide for the regulation of motor vehicles and their drivers; to amend the Government Motor Omnibus Act, 1905; and for purposes incidental thereto or consequent thereon.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the regulation of motor vehicles and their drivers; to amend the Government Motor Omnibus Act, 1905; and for purposes incidental thereto or consequent thereon,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,

Sydney, 3rd September, 1909, a.m.

MOTOR TRAFFIC BILL.

Schedule of the Amendments referred to in Message of 3rd September, 1909, a.m.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

Page 1, clause 2, line 12. *Omit "of Petty Sessions" insert "before which the hearing takes place"*

Page 2, clause 2, line 8. *After "vehicle" insert "under five tons unladen"*

Page 2, clause 3, line 32. *After "noise" insert "and the issue of smoke or fumes"*

Page 2, clause 3, line 40, paragraph (i). *After "vehicles" omit "and in particular provide that specified drivers shall wear badges, and regulate the form and description, and the issue, wearing, and return of such badges"*

Page 3, clause 3, line 9. *After "numbers" omit "Provided that when any vehicle is drawn by a motor vehicle it shall not be necessary to register or to attach a number to the vehicle so drawn"*

Page 3, clause 3, lines 30–31. *Omit "whilst plying within the district for which they are licensed"*

Page 3, clause 3, line 32. *Omit "whilst so plying" insert "or to motor vehicles owned by a person resident in another State and temporarily in this State or to the drivers thereof"*

Page 3, clause 3, line 33. *Omit "(f), (g), (h)"*

Page 3, clause 3. *After paragraph (o) insert the following new paragraph:—*

(p) provide for the erection of uniform signs and notices for the guidance of motor drivers.

Page 4, clause 4, line 15. *After "register" insert "by the prosecutor"*

Page 4, clause 4, lines 15–16. *Omit "such time after the offence is committed not exceeding"*

Page 4, clause 4, line 16. *Omit "fourteen" insert "twenty-eight"*

Page 4, clause 4, lines 16–17. *Omit "as the Court thinks reasonable" insert "after the offence is committed"*

Page 4, clause 5, line 19. *Omit "this Act or of the regulations" insert "the preceding section"*

Page 4, clause 5, line 20. *After "person" insert "his license and"*

Page 4, clause 5, line 22. *After "to" insert "produce his license or"*

Page 4, clause 5, lines 25–26. *Omit "(b) states a name and place of abode which in the opinion of the member of the police force making such demand, is false"*

Page 4, clause 6, line 36. *Omit "contrary to any regulation" insert "unless exempted by the regulations"*

Page 5, clause 7, line 9. *Omit "or badge"*

Page 5, clause 7, line 10. *Omit "or badge"*

Page 5, clause 7, line 13. *Omit "badge"*

Page 5, clause 9, line 31. *Omit "does not" insert "fails without reasonable excuse to"*

Page 7. *After clause 15 insert the following new clause:—*

Any driver of a motor vehicle taken into custody for an offence under section four shall be forthwith taken before a court; there to have his case dealt with. If this cannot be done, he may be released from custody on giving his personal undertaking to appear at such time and place as may be indicated by the senior police officer in charge of the nearest police station, and on his depositing with such officer a sum equal to the maximum fine for the offence with which he is charged, or in lieu of such deposit, on his leaving the motor vehicle in the charge of such officer to answer any penalty, costs, damage, or expenses which may be awarded against him. The said officer shall give a receipt for such sum or motor vehicle.

Driver when arrested to have his case heard at once, or be released on giving security for appearance.

Page 7. *After clause 18 insert the following new clause:—*

Any penalty imposed by this Act or the regulations may be recovered before a stipendiary or police magistrate, or any two justices in petty sessions.

Recovery of penalty.

Page 7, Schedule, line 35. *Omit "five shillings" insert "two shillings and sixpence"*

Page 7, Schedule, line 36. *Omit "or rider"*

Examined,—

JOHN J. COHEN,

Chairman of Committees.

The House adjourned, at three minutes after One o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 31.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 7 SEPTEMBER, 1909.

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

QUESTIONS :—

- (1.) Harbour Improvements, Northern Rivers :—Mr. Briner asked the Secretary for Public Works,—
- (1.) The amount authorised by the Act for expenditure on the Bellinger River harbour improvements?
 - (2.) The amount voted by Parliament and expended to date of ceasing work?
 - (3.) The amount of the balance authorised, appropriated, or expended?
 - (4.) The same information in regard to the Nambucca River?
 - (5.) The same information in regard to Macleay River?

Mr. Lee answered,—

- (1.) £39,600.
- (2.) £39,600 from Loans and £235 from Revenue, voted and expended.
- (3.) Nil.
- (4.) (a) £53,350; (b) £28,497 voted, £27,302 expended (£1,195 written off); (c) £24,853 (authorised).
- (5.) (a) £104,500; (b) £71,964 voted and expended; (c) £32,536 (authorised).

- (2.) Sunday-trading :—Mr. E. M. Clark asked the Colonial Secretary,—

- (1.) Is it a fact that certain shops are permitted to remain open on Sundays in that portion of the City north of Hunter-street and at certain Harbour pleasure resorts, while the whole of other like businesses throughout the State are compelled to close on that day; and, if so, by what legislative, police, or other authority is this permitted?
- (2.) Will he again consider the question of legislation to prevent this unequal condition of competition; and, if necessary, open all shops on Sundays except during church hours?

Mr. Wood answered,—

- (1.) As already notified to the Honorable Member in reply to his Questions of 7th November, 1907, and 6th August, 8th and 17th September, 29th October, 5th November, and 1st December, 1908, shops situate at Circular Quay and seaside resorts, where large numbers of persons go on Sundays, are allowed to remain open for the sale of light refreshments, fruit, &c.
- (2.) It is not proposed to open all shops on Sundays.

- (3.) Entertainments on Sundays :—Mr. E. M. Clark asked the Colonial Secretary,—

- (1.) Is it a fact that, in a letter written to the Honorable Member for St. Leonards, the Inspector-General of Police has expressed an opinion that Japanese and Indian wrestling on Sundays at Clontarf were exhibitions of skill, and therefore permissible; and, if so, how can that be reconciled to the answer given to the Question of the Honorable Member on the 1st September, that such events are not permitted on such grounds?
- (2.) Is it a fact that up to the time of the Honorable Member for St. Leonards writing, the State Military Band was permitted to perform at such entertainments under the conductorship of Police-constable Bentley, and that this band discontinued performing on such fact being brought under the notice of the Inspector-General of Police?
- (3.) Is it a fact that public demonstrations and balloon ascents on Sundays still continue to be advertised at Clontarf; and if, as stated in reply to the Question of 1st September, no such performances take place, will he consider whether this is a matter which would warrant police interference and warning?

Mr.

7th September, 1909.

Mr. Wood answered,—

(1.) It is a fact that the Inspector-General of Police expressed an opinion that Japanese and Indian wrestling were exhibitions of skill, and that the Honorable Member was informed accordingly in reply to his Question of the 11th August. The Question of 1st September referred, however, to hypnotic demonstrations and alleged "perilous balloon ascents accompanied by secular music."

(2.) As the Honorable Member was informed in reply to his Question of the 11th August, "Lieutenant Bentley is not a police constable or a member of the Police Force."

(3.) The balloon ascents, &c., on Sundays have been discontinued.

(4.) Lease of Kensington Racecourse :—Mr. E. M. Clark asked the Secretary for Lands,—

(1.) When was the present lease of the Kensington Recreation Ground or Racecourse granted?

(2.) Has this lease lately been transferred; and, if so, to whom, and under what circumstance?

(3.) Have proposals been made at any time to his Department to convert this lease into a freehold, or has it at any time been considered?

Mr. Moore answered,—

(1.) The lease was granted on 1st January, 1890, for a term of fifteen years, and on 12th March, 1902, such term was extended until 31st December, 1917.

(2.) Yes. The Kensington Recreation Grounds Company (Limited), in liquidation, and Frank Calder, the liquidator, transferred to the Kensington Recreation Grounds Company (Limited). The Company appears to have been reconstructed.

(3.) No.

(5.) Albury Railway Station :—Mr. McLaurin asked the Secretary for Public Works,—

(1.) Is it a fact that the Chief Railway Commissioner, replying to the request for a subway or overhead bridge across the railway line at Albury, informed the mayor of that town that he would not entertain the idea unless the Council came forward with a proposition to pay at least half the cost of the structure?

(2.) Is this the policy of the Government?

(3.) Is it a fact that in no other instance in the State has such contribution been demanded in connection with work of a similar character?

(4.) Is much inconvenience caused at Albury owing to the want of an overhead bridge or subway to connect the portions of the town severed by the railway?

(5.) Will he obtain an estimate of the cost without delay, and communicate with the Chief Railway Commissioner, with the view of having this work put in hand at once?

Mr. Lee answered,—

(1.) I am informed that the Chief Commissioner pointed out there was no obligation on the part of the railways to provide the overbridge, and as it was required as a matter of public convenience, he thought the local body should bear portion of the cost. If that were agreed to, he would be prepared to assist.

(2.) The Government are always willing to assist local bodies in a necessary public requirement where the local bodies are prepared to bear their reasonable share.

(3.) No.

(4.) It would, no doubt, be an additional convenience if the bridge were erected, but it is not clear that it is an absolutely essential work.

(5.) An estimate of the cost of the work will be prepared.

(6.) Railway Long-distance Fares :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—Will he bring under notice of the Railway Commissioners the desirability of making reduction in long-distance fares on the New South Wales Railways?

Mr. Oakes answered,—The long-distance fares were substantially reduced as from 1st July, 1907, and it is not proposed to make any further reductions at present.

(7.) Public School, Campsie :—Mr. Parkes asked the Minister of Public Instruction,—

(1.) Is it a fact that the school lately built at Campsie has proved far too small for the children applying there for education?

(2.) Is it a fact that many are being turned away and have to proceed by train to Canterbury School?

(3.) Does great danger exist to the small children in the crush of children entering and leaving the train at Campsie and Canterbury?

(4.) In view of the inadequacy of the building, will he, without delay, purchase an additional site and build an additional wing to the school referred to?

Mr. Hogue answered,—

(1.) The Campsie School was built only as an infants' school for the accommodation of children under eight years of age. It is not too small for the number of that class of children attending.

(2.) Admission is not refused to children unless they are above the age of eight years.

(3.) About 200 children travel by rail from Campsie to the Canterbury School, but inquiries show that many of the elder ones could, without undue inconvenience, walk the requisite distance.

(4.) The Department has now under consideration the question of establishing a primary school at Campsie.

(8.) Travelling Expenses of State Bursars :—Mr. Peters asked the Minister of Public Instruction,—

(1.) Is it a fact that the winning of a bursary carries with it free travelling to and from school on the railways?

(2.) Are coach fares provided for?

(3.) If not, will he consider the justice of including coach as well as railway travelling?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

7th September, 1909.

Mr. Hogue answered,—

- (1.) It entitles the winner to a free railway pass in terms of section 14 of the Public Instruction Act.
- (2.) No.
- (3.) I am not prepared to go beyond the provisions of the Act in this respect.

2. **CRIMES (GIRLS' PROTECTION) BILL**:—Mr. Hunt presented a Petition from John Paterson, Moderator of Sessions of St. Andrew's Presbyterian Church, Parramatta, representing that Petitioner is strongly of opinion that the age of consent should be raised to eighteen years, and praying that the Crimes (Girls' Protection) Bill be amended in certain particulars.
Petition received.
At the request of Mr. Peters, the Petition, by direction of Mr. Speaker, was read by the Clerk.

3. **LIQUOR LAW**:—Mr. Estell presented a Petition from William Humphreys, Chairman of a meeting of Members of the Friend in Need Lodge of International Order of Good Templars, Wallsend, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for—(1) State option by simple majority; (2) the abolition of the 30 per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.
Petition received.

4. **PAPERS**:—

Mr. Hogue laid upon the Table,—

- (1.) New and Amended By-laws of the University of Sydney.
 - (2.) Report furnished by Mr. P. Board, Under Secretary and Director of Education, upon observations of American Educational Systems.
- Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

- (1.) Notification of resumption of land, under the Public Works Act, 1900, for erection of Children's Court and Shelter at Surry Hills.
 - (2.) Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Kyogle to Casino Railway.
- Referred by Sessional Order to the Printing Committee.

5. **HOMING PIGEONS PROTECTION BILL**:—The Order of the Day having been read,—on motion of Mr. Carmichael, Bill read a third time, and *passed*.

Mr. Carmichael then moved, That the Title of the Bill be "*An Act to provide for the protection of certain birds known as homing pigeons during their flights as bearers of messages from geographical point to point, or while under training, and at other times.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the protection of certain birds known as homing pigeons during their flights as bearers of messages from geographical point to point, or while under training, and at other times,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 7th September, 1909.

6. **SAINT JAMES' PARSONAGE LANDS AMENDING BILL**:—The Order of the Day having been read,—Mr. Mahony moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Mahony, the report was adopted.

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

7. **CRIMES (GIRLS' PROTECTION) BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

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

On motion of Colonel Onslow, the report was adopted.

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

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

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 32.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 8 SEPTEMBER, 1909.

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

QUESTIONS :—

- (1.) Public School, Lower Warrell Creek :—Mr. Briner asked the Minister of Public Instruction,—
- (1.) Is it a fact that seventeen children at Lower Warrell Creek have been without a school and teacher and that, though representations have been made in the matter on several occasions no school has yet been provided?
 - (2.) Did the Department offer £15 towards the erection of a building, such building to be according to official plans, and subject to approval?
 - (3.) Seeing that this country settlement is isolated and is absolutely without educational facilities, will he provide a building and a male teacher as early as possible?

Mr. Hogue answered,—

- (1.) In order to test whether a sufficient attendance could be maintained, a teacher was sent to conduct school in a room which was offered by the residents, but owing to the very unsuitable nature of the premises, the Department was obliged to withdraw this teacher at the end of two months.
- (2.) Yes, but only an inexpensive building was required, the number of children available being from fifteen to twenty.
- (3.) Further inquiries will be made.

- (2.) Public School, Brooklana and Eulong Creek :—Mr. Briner asked the Minister of Public Instruction,—

- (1.) Is it a fact that residents of Brooklana or Eulong Creek (Eastern Dorrigo) asked for the establishment of a school; and, if so, when?
- (2.) What is the distance to the nearest school?
- (3.) Did the Department offer £30 towards the cost of a building, such building to be approved by the Department?
- (4.) Is this a newly-settled district, and is the demand for educational facilities increasing?
- (5.) Is the usual practice of the Department to bear the whole cost of construction; if so, why is £30 offered towards a building?
- (6.) Is the difficulty here and at Warrell Creek and other country places caused by a desire to economise owing to the abolition of school fees?
- (7.) Will he reconsider his decision, and expedite the establishment of a school at Eastern Dorrigo, and send a male teacher in the first instance?

Mr. Hogue answered,—

- (1.) Yes; in July, 1908, when only six children's names were furnished, and in July, 1909, when thirteen names were given.
- (2.) About twelve and a-half miles.
- (3.) Yes. The residents informed the Inspector that if assisted by such a grant; and as the Eulong Sawmills Company was willing to supply the timber free of cost, they were prepared to erect a small building for school purposes.
- (4.) (a) Yes; (b) the demand will necessarily increase as the operations of the mills extend.
- (5.) (a) Yes, when the number of children of an educable age justifies it; (b) answered by No. 3.
- (6.) No. Such an assumption is unwarrantable. The policy has been unchanged.
- (7.) There is no necessity to reconsider the decision. The school will be established and a teacher appointed when the building is ready.

(3.)

8th September, 1909.

- (3.) Public Schools, Leigh and Central Bucca :—Mr. Briner asked the Minister of Public Instruction,—
Has anything final been done in regard to schools at Leigh (Dorrigo) and Central Bucca ; and, if so, what are the particulars ?

Mr. Hogue answered,—A building has been erected by the Department at Leigh, and the teacher will be appointed as soon as possible. The erection of a school building at Central Bucca is in progress, and nearing completion.

- (4.) Police Promotions :—Mr. Dacey asked the Colonial Secretary,—
(1.) Is there a proper complement of—(a) first-class constables, (b) senior-constables, (c) second-class sergeants, (d) first-class sergeants in the Police Force of this State ?
(2.) Is it a fact that Sub-inspector D'Arcy (now retired) was transferred from Rylstone to Mudgee and a second-class sergeant substituted ?
(3.) Has the vacancy occasioned by the retirement of Senior-sergeant Harvey, of Mudgee, been filled by an equally qualified officer ?
(4.) When Senior-sergeant McDonald, of Blayney, was reduced to first-class constable, was the vacancy filled by another senior-sergeant ?
(5.) If the beforementioned stations are declining in importance, why not appoint the necessary staff to important and growing centres ?

Mr. Wood answered,—

- (1.) Yes.
(2.) When at Rylstone Senior-sergeant D'Arcy was, on 27th March, 1902, promoted Acting Sub-inspector, and sent to take charge of Mudgee sub-district. He was, as a senior-sergeant, replaced at Rylstone by a second-class sergeant. This was over seven years ago.
(3.) The vacancy on the staff, caused by the retirement of Senior-sergeant Harvey, has been filled. Such vacancy is not necessarily at Mudgee. The force has to be dealt with as a whole. There is, moreover, a superior officer at that station.
(4 and 5.) Senior-sergeant McDonald was transferred from Blayney to Orange for sufficient cause, and replaced there by a second-class sergeant. In carrying out transfers, it is not necessary nor is it convenient to replace men removed with men of equal rank. So long as an efficient officer or non-commissioned officer, as the case may be, is provided for the duty the Department is satisfied. The practice is common to all Departments.

- (5.) Temporary Employees in Public Works Department :—Mr. J. C. L. Fitzpatrick asked the Secretary for Public Works,—Is it a fact that there are in his Department a number of tradesmen, known as temporary hands, who have been working without a break for from eight to twelve years ; if so, will he give consideration to the request that they be granted concessions in the way of a monthly holiday and sick leave, similar to those recently granted to the temporary hands at the Government Printing Office ?

Mr. Lee answered,—There are a large number of artisans and labourers who have been regularly employed in the Department for years past. These men do receive consideration in regard to recreation leave and accident pay, and no change is considered necessary.

- (6.) Public School, Tenanbit :—Mr. Gillies asked the Minister of Public Instruction,—
(1.) Is it a fact that the school at Tenanbit has proved inadequate for the children of that suburb of East Maitland ?
(2.) Is it a fact that during the past year many children have been turned away from that school ?
(3.) If so, will he, without further delay, give instructions to his officers to take steps to have an additional wing erected, with a view to meeting the requirements of the children wishing to attend the school in question ?
(4.) Is it a fact that the object of the Department, in refusing to accede to the numerous requests for increased accommodation at Tenanbit school, is that the status of same may be reduced ?

Mr. Hogue answered,—

- (1 and 2.) Tenanbit School is only a mile and a half distant from East Maitland Superior School, and about the same distance from Morpeth Public School. It was only intended as a school for younger children, and the enrolment has been limited to sixty.
(3.) An additional wing is not required for this number, and the expenditure would not therefore be warranted.
(4.) No reduction of its proper status is involved by requiring the children capable of taking more advanced studies to attend the larger schools referred to.

- (7.) Public School, Deep Creek, Grafton District :—Mr. Briner asked the Minister of Public Instruction,—

- (1.) How long has the public school at Deep Creek, Grafton District, been without a teacher in charge ?
(2.) Why has no teacher been provided ?
(3.) Will he provide a teacher at the earliest possible date ?

Mr. Hogue answered,—

- (1.) The school at Deep Creek in the Grafton District is not closed ; it has been in operation all this year.
(2 and 3.) If this Question refers to Small's Forest (Ulmarra), that school has been vacant since 31st May last, and it is proposed to re-open it at the earliest possible date. Up to the present no teacher has been available to send to this school.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

8th September, 1909.

(8.) Tramway Waiting-room, Ridge-street, North Sydney :—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) Is it a fact that considerable additional room is provided at the Ridge-street power-house, North Sydney, as a result of the removal of officers to new premises on the Military-road?
- (2.) Would it be possible for the Chief Railway Commissioner to provide a waiting and shelter room for ladies; and, if so, have they been refused, and why?
- (3.) If the cost is the reason, what would be the cost?

Mr. Waddell answered,—I am informed :—

- (1.) There is considerable vacant space at Ridge-street.
- (2 and 3.) It is under consideration to sell the portion not now required, and it would be undesirable to erect a waiting-room on it. Ample shelter is already available in the vicinity.

(9.) Servants' Registry Offices :—Mr. E. M. Clark asked the Premier,—Referring to the answers by the Minister of Public Instruction to the Honorable Member for St. Leonards on the 2nd September, 1909, regarding the dishonest practices of City registry offices, will he facilitate the passing of the Servants' Registry Bill or some other means of legislation to protect workers seeking employment through these offices from imposition and deception?

Mr. Wade answered,—All reasonable facilities will be afforded consistent with the claims of Government Business.

(10.) Public School Teachers :—Mr. Estell, for Mr. Holman, asked the Minister of Public Instruction,—

- (1.) Is it a fact that a number of schools are now working without duly appointed first-assistants?
- (2.) In such schools, if any, are there other gentlemen duly qualified acting as such first-assistants without appointment?
- (3.) If so, will he appoint these gentlemen as first-assistants?
- (4.) If this is not considered advisable, will he inform this House of the reason against it?

Mr. Hogue answered,—

- (1.) Yes.
- (2 and 3.) There may be assistants in these schools who are qualified by classification for such positions, but the claims of teachers senior to them are receiving consideration, and the necessary adjustments are being made as rapidly as possible.
- (4.) This cannot be done until the claims of the senior teachers referred to above are satisfied.

(11.) Amending Local Government Bill :—Mr. Estell, for Mr. Holman, asked the Secretary for Public Works,—Is he now in a position to state when he will introduce the Amending Bill, mentioned by him in a previous answer, to give Shire Councils power to enter enclosed lands and take road material?

Mr. Lee answered,—I cannot say at present.

(12.) Training College Scholarships :—Mr. Carmichael asked the Minister of Public Instruction,—How are the scholarships for entrance to Training College by examination on the 27th and 28th September to be apportioned amongst—(a) probationary students, (b) first-class pupil teachers, (c) second and third class pupil teachers, (d) ex-probationary students, (e) ex-pupil teachers, (f) those not previously in the employment of the Department?

Mr. Hogue answered,—The whole of the information required in order to apportion these scholarships is not yet available. It is expected the scholarships will be determined shortly.

(13.) Ironbark Timber near Narrabri-Walgett Railway :—Mr. Collins asked the Secretary for Public Works,—

- (1.) Is it a fact that the Royal Commission on Forestry reported that the greater part of the ironbark which originally stood in the forests in the vicinity of the Narrabri-Walgett railway line had been cut out; that teams had now to go as far as 20 miles back for sleepers and logs; and that the best of the timber is situated further out still, and could only be brought to market by means of teams at a greatly increased cost?
- (2.) Is it also a fact, as stated in paragraph 163 of their report, that the Railway Commissioners had an inspection made of this country with the object of constructing a light line of railway into and through the forests in order to lessen the cost of hauling the sleepers and other timber obtained therefrom; if so, what was the result of such inspection?
- (3.) Is it the intention of the Government to take further steps in the matter, not only with the view to opening up the forests, but also to opening up the large area of agricultural land embraced in this large tract of country?

Mr. Lee answered,—

- (1.) Yes.
- (2.) The Chief Railway Commissioner states that no inspection has been made by the Railway Department of the country in the vicinity of the Narrabri-Walgett line with the object of constructing a light line of railway.
- (3.) Will be considered.

2. LIQUOR LAW :—The following Petitions, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken, were presented by the Members named :—

- (1.) By Mr. McFarlane—From W. G. Parsons, Chairman of a meeting of the Star of Hope Lodge, No. 148, of the International Order of Good Templars, Chatsworth Island.
- (2.) By Mr. Davidson—From H. M. Breckenridge, Chief Templar, Chairman of a meeting of the Golden Valley Lodge, No. 946, of the International Order of Good Templars, Kendall.

Petitions received.

49077

8th September, 1909.

3. LEASE CONVERSION AND LAW AMENDMENT BILL:—Mr. Dacey (*by consent*) moved, without Notice, That Mr. Dacey be discharged from attendance upon the Select Committee on "Lease Conversion and Law Amendment Bill," and that Mr. Estell be appointed a member of such Committee. Question put and passed.

4. IMPROVEMENT LEASES CANCELLATION (DECLARATORY) BILL (*Formal Order of the Day*),—on motion of Mr. Moore, read a third time, and *passed*.

Mr. Moore then moved, That the Title of the Bill be "*An Act to declare the law with respect to the revocation of reservations and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to declare the law with respect to the revocation of reservations and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 8th September, 1909.

5. SAINT JAMES' PARSONAGE LANDS AMENDING BILL (*Formal Order of the Day*),—on motion of Mr. Mahony, read a third time, and *passed*.

Mr. Mahony then moved, That the Title of the Bill be "*An Act to enable the trustees for the time being of certain lands originally granted upon trust for the erection of a clergyman's dwelling-house in connection with the parish of Saint James, in the City of Sydney, to mortgage the said lands for the purpose of erecting upon another site a dwelling house for the clergyman licensed to officiate in the said parish; to amend the Saint James' Parsonage Land Leasing Act; to authorise the application of the rents and profits of the said lands towards the payment off of the said mortgage; and to other parochial purposes not authorised by the said Act.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act to enable the trustees for the time being of certain lands originally granted upon trust for the erection of a clergyman's dwelling-house in connection with the parish of Saint James, in the City of Sydney, to mortgage the said lands for the purpose of erecting upon another site a dwelling house for the clergyman licensed to officiate in the said parish; to amend the Saint James' Parsonage Land Leasing Act; to authorise the application of the rents and profits of the said lands towards the payment off of the said mortgage; and to other parochial purposes not authorised by the said Act,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,
Sydney, 8th September, 1909.

SAINT JAMES' PARSONAGE LANDS AMENDING BILL.

Schedule of the Amendments referred to in Message of 8th September, 1909.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

- Page 2. Preamble, line 27. *Omit* "William Saumarez Smith" *insert* "John Charles Wright"
Page 3, clause 1, line 4. *Omit* "William Saumarez Smith" *insert* "John Charles Wright"
Page 4, clause 4, lines 9-14. *Omit* "or in paying off or assisting in paying off any mortgage or
"incumbrance that may from time to time exist upon any building held upon any trust for
"or in connection with the Church of England in the said parish, or in assisting any school,
"institution, or organisation which may exist for educational or other charitable purposes
"in connection with the Church of England in the said parish"

Examined,—

JOHN J. COHEN,
Chairman of Committees.

6. PAPERS:—

Mr. Moore laid upon the Table,—Particulars of Leases issued under the provisions of the Western Lands Acts, from 25th August to 1st September, 1909.
Referred by Sessional Order to the Printing Committee.

Mr. Wood laid upon the Table,—

(1.) Return to an Order, made on 1st September, 1909,—"Promotion of Police Superintendent "Evans."

(2.) Amended Regulation under the Noxious Trades Act, 1902.
Referred by Sessional Order to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

8th September, 1909.

7. **ADJOURNMENT**:—Mr. Speaker stated that he had received from the Honorable Member for Sturt, Mr. Arthur Griffith, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—“The inaccurate and misleading statements given to the House by the Honorable the Minister for Public Instruction on 12th August last in connection with a certain case dealt with by the State Children Relief Department.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Griffith moved, That this House do now adjourn.

Point of Order:—Mr. J. C. L. Fitzpatrick submitted that this motion would raise practically the same debate as that which took place on the 12th August on the motion for adjournment and was, therefore, out of order.

Debate ensued.

Mr. Speaker sustained the objection taken, and ruled that the motion was out of order.

8. **INDUSTRIAL DISPUTES ACT—AMENDMENT OF SCHEDULE ONE**:—

- (1.) Mr. Wade moved, pursuant to Notice,—

(1.) That, pursuant to the provisions of section 6 of the Industrial Disputes Act, 1908, the following Board and Industry be added to Schedule One of that Act:—

Board.	Industries and Employees in Industries.
Cement Workers ...	... Quarrymen, hammer and drill men, labourers, burners, feeders, greasers, box-fillers, spawlers, lime-drawers, machine drill workers, strippers, crane-drivers and their assistants, and all other persons in any way engaged in cement making.

- (2.) That the foregoing Resolution be transmitted to the Legislative Council for its concurrence.

Debate ensued.

Mr. Dooley moved, That the Question be amended by adding the words “and lime making.”

Question,—That the words proposed to be added be so added,—put and passed.

Main Question then,—

- (1.) That, pursuant to the provisions of section 6 of the Industrial Disputes Act, 1908, the following Board and Industry be added to Schedule One of that Act:—

Board.	Industries and Employees in Industries.
Cement Workers ...	... Quarrymen, hammer and drill men, labourers, burners, feeders, greasers, box-fillers, spawlers, lime-drawers, machine drill workers, strippers, crane-drivers, and their assistants, and all other persons, in any way engaged in cement making and lime making.

- (2.) That the foregoing resolution be transmitted to the Legislative Council for its concurrence,—put and passed.

- (2.) Ordered, on motion of Mr. Wade, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,—

The Legislative Assembly, having in accordance with section six of the Industrial Disputes Act, 1908, this day passed a resolution to amend Schedule One of that Act by adding thereto another Board and Industry, transmits a copy of the said resolution to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 8th September, 1909.*

INDUSTRIAL DISPUTES ACT, 1908.

Resolution referred to in Message of 8th September, 1909.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

- (1.) That, pursuant to the provisions of section 6 of the Industrial Disputes Act, 1908, the following Board and Industry be added to Schedule One of that Act:—

Board.	Industries and Employees in Industries.
Cement Workers ...	... Quarrymen, hammer and drill men, labourers, burners, feeders, greasers, box-fillers, spawlers, lime-drawers, machine drill workers, strippers, crane-drivers and their assistants, and all other persons in any way engaged in cement making and lime making.

- (2.) That the foregoing resolution be transmitted to the Legislative Council for its concurrence.

9. **UNIVERSITY AND UNIVERSITY COLLEGES AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.

Debate ensued.

And the House continuing to sit after Midnight,—

THURSDAY, 9 SEPTEMBER, 1909, A.M.

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

Question put and passed.

Ordered, That the Debate be adjourned until To-morrow.

The House adjourned, at nine minutes after Twelve o'clock, a.m., until Four o'clock, p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 9 SEPTEMBER, 1909.

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

INEBRIATES (AMENDMENT) BILL:—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker:—

CHELMSFORD,
Governor.

Message No. 16.

A Bill, intituled "*An Act to amend the Inebriates Act, 1900; and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 9th September, 1909.

2. QUESTIONS:—

- (1.) Mr. James A. Thompson:—Mr. Meehan asked the Attorney-General and Minister of Justice,—
(1.) Is Mr. James A. Thompson employed as Solicitor in the Crown Law Department?
(2.) If not, what position does he hold in the Equity or Lunacy Offices?

Mr. Wade answered,—

(1.) No.

(2.) Mr. Thompson does not hold any position in either of the offices mentioned.

- (2.) Hawkesbury Benevolent Society and Hospital:—Mr. J. C. L. Fitzpatrick asked the Colonial Secretary,—

(1.) Has he yet made any inquiry into matters connected with the proposed new hospital buildings at Windsor, anent which certain Questions were asked last week by the Honorable Member for Orange?

(2.) Is it a fact that the President of the Hawkesbury Benevolent Society and Hospital has publicly asserted that "the present site of the Hawkesbury Benevolent Society was a grant from the Crown "for hospital purposes and for hospital purposes only"?

(3.) In regard to this assertion, will he say for what purpose the site was granted originally, in what year, and to whom?

(4.) Is it a fact that it is proposed to expend £4,000 on new hospital buildings, this amount being made up of funds donated, raised, and granted for the maintenance of the old and infirm of the Hawkesbury District; and is it also a fact that whilst this large amount is being so spent on hospital buildings, no provision seems to be made in the matter of erecting habitable quarters for the men and women in whose interests the institution was established over ninety years ago?

(5.) How many wards are to be erected under the building scheme submitted to the Board of Health?

(6.)

9th September, 1909.

(6.) Is it a fact that the daily average number of patients in the Hawkesbury Benevolent Society's Hospital for some time past has been six?

(7.) Before permitting the Hawkesbury Benevolent Society and Public Hospital and funds thereof to become absorbed in what is essentially a hospital for the accommodation of private patients, will he stay proceedings in connection with the proposed new buildings, so that a searching inquiry may be made into the whole matter?

Mr. Wood answered,—

(1.) Yes.

(2.) I am not aware.

(3.) The site on which it is proposed to erect the hospital was dedicated for hospital purposes by grant in 1872.

(4.) I am informed by the authorities of the hospital that it was unanimously agreed, at a large meeting of the society held in February last, to erect an up-to-date hospital; that the only difference of opinion was the question of site, and that, by an overwhelming majority, it was decided to build on the present site. £3,000 was unanimously voted towards that purpose from the invested funds of the society in addition to the amount, £1,551, standing to the credit of the surgical fund account, this fund being one set apart and donated specially for hospital purposes; that the society has no intention of relinquishing the proper care of the poor and infirm; and that, the new buildings being for hospital purposes, every suitable sick patient will be admitted, and preferably the sick poor. It is also represented that a proper building belonging to the society, in Brabyn-street, Windsor, is being thoroughly renovated for the accommodation and housing of the old asylum inmates.

(5.) On the ground floor a males' ward for eight beds, a females' ward for eight beds; on the first floor a males' surgical ward and a males' special ward and corresponding wards for females.

(6.) I am so informed, but it is possible patients have to be sent elsewhere. A large district, including Windsor and Richmond, is to be served by the hospital. In so large a district the number of sick people suitable for hospital treatment would be expected to average considerably over six a day.

(7.) I have already made every reasonable inquiry.

(3.) Assisted Immigration :—*Mr. Hindmarsh*, for Dr. Arthur, asked the Premier,—

(1.) What number of assisted male immigrants have come to the State during the last four years?

(2.) What number of female?

Mr. Wade answered,—I will lay the answer upon the Table in the form of a return.

(4.) Retiring Allowances to Employees in Dredge Service :—*Mr. Grahame* asked the Premier,—

(1.) Has the Government decided that a member of the dredge service applying for a retiring allowance of a month's pay for each year of service, will be paid the same?

(2.) If not, will the Government agree that any final verdict for such a allowance, if obtained against the Crown, shall govern all claims of a similar nature heretofore or hereafter made by dredge employees who were in the service prior to 1895?

Mr. Wade answered,—The Honorable Member's attention is invited to reply given by me to Questions asked by the Honorable Member for Belmore on this subject on the 14th July last. No general rule can be laid down.

(5.) Court of Petty Sessions, Burren Junction :—*Mr. Collins* asked the Attorney-General and Minister of Justice,—What is the estimated cost of the establishment of a Court of Petty Sessions at Burren Junction; and will he further consider the desirableness of establishing such a Court at that place?

Mr. Wade answered,—An estimate of the cost is not at present available. I shall be glad to further consider the matter.

(6.) Nomenclature of Places in New South Wales :—*Mr. O'Sullivan* asked the Premier,—

(1.) Will he take into consideration the desirableness of having the nomenclature of towns, rivers, hills, mountains, &c., better regulated and indicated?

(2.) Is it a fact that there are about ninety Sugar-loaf Hills, about one hundred and fifty Sandy Creeks, twenty-seven Tin-pot Gulleys, and thirty Dead-horse Flats in New South Wales?

(3.) While studying this matter, will he consider the desirableness of giving some of the aboriginal names to the places indicated by the rough-and-ready pioneers of New South Wales by such a repetition of titles?

Mr. Wade answered,—The necessity for action in the direction of regulating the matter referred to is recognised by the Government. It is also recognised, however, that the desired reform is not easy of accomplishment.

(7.) Evasion of Local Government Act :—*Mr. O'Sullivan* asked the Secretary for Public Works,—

(1.) Is it a fact that subsection 2 of clause 4 of ordinance 4, of the Local Government Act, is being evaded?

(2.) Is it a fact that it is not always the man most qualified, but the man who is most popular with the councillors, who is appointed to a vacant clerkship?

(3.) Will he have an inquiry made into the matter in order to ascertain whether the Shire Councils are availing themselves of loopholes in the Act, and thus helping to destroy the efficacy of local self government?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

9th September, 1909.

Mr. Lee answered,—

- (1.) I am not aware of any deliberate evasion.
- (2.) The Councils have full power to determine as to the fitness of any person to fill the position of temporary clerk.
- (3.) The necessity for such an inquiry has not yet been demonstrated to me.

(8.) Precedence of Council Clerks and Engineers :—Mr. O'Sullivan asked the Secretary for Public Works,—

- (1.) Has the question of precedence between council clerk and engineer yet been decided?
- (2.) If so, who has the precedence?

Mr. Lee answered,—This is a matter in which the Minister does not interfere.

(9.) Administration of Public Health Act :—Mr. O'Sullivan asked the Colonial Secretary,—

- (1.) Does the Public Health Act apply to every place in New South Wales?
- (2.) If so, is the municipality the authority for administering the Act within its boundaries or district?
- (3.) Is it a fact that the provisions of clause 29 of the Act, which requires that where a person is suffering from an infectious disease, the head of the family and the medical practitioner attending the case shall give notice to the Local Authority, are being loosely carried out in certain districts?

Mr. Wood answered,—

- (1 and 2.) Yes.
- (3.) No. The Act requires that both parties shall notify forthwith on becoming aware that the case is one of infectious disease, and the head of the family usually leaves notification to the medical attendant. Medical attendants on the whole notify with great regularity and with punctuality; but occasionally they fail from carelessness, and rather more often they delay to notify. In the latter cases their claims to be paid the statutory fees for notifying are struck out.

(10.) Local Government Rates on Railway Property :—Mr. O'Sullivan asked the Secretary for Public Works,—

- (1.) Is it a fact that all lands vested in the Chief Commissioner for Railways and Tramways which are used or occupied for any purpose, and are not actually used for the purposes of the Government Railways or Tramways, or for purposes connected therewith, are ratable?
- (2.) Is it a fact that this law or regulation is being evaded by the Railway Commissioners?
- (3.) If so, will he make inquiries, and call upon the Railway Commissioners to obey the law?

Mr. Waddell answered,—

- (1.) Yes, except within the City boundaries.
- (2.) No.
- (3.) I am informed that the question whether certain lands vested in the Chief Commissioner for Railways and Tramways are used for the purposes of the Government Railways or Tramways or for purposes connected therewith, is the subject of pending legal proceedings, and that a number of cases are dependent upon the result of such proceedings.

3. LEASE CONVERSION AND LAW AMENDMENT BILL :—Mr. E. M. Clark presented a Petition from Arthur Joseph Reynolds, of Sydney, in the State of New South Wales, representing that the Lease Conversion and Law Amendment Bill had been referred to a Select Committee for inquiry and report; that Petitioner is interested in the subject matter of such Bill; and praying to be represented by counsel, or attorney, or in person, before such Committee, with the right to adduce evidence, to send for persons and papers, and to call, examine, and cross-examine witnesses.

Petition received.

Ordered to be referred to the Select Committee.

4. SERVANTS REGISTRY BILL (*Formal Motion*) :—

- (1.) Mr. E. M. Clark moved, pursuant to Notice, That leave be given to bring in a Bill to regulate charges made by registry offices in regard to obtaining employment for servants, and for the registration and regulation of such offices.

Question put and passed.

- (2.) Mr. Clark then presented a Bill, intituled "*A Bill to regulate charges made by registry offices in regard to obtaining employment for servants, and for the registration and regulation of such offices,*"—which was read a first time.

Ordered to be printed and read a second time on Tuesday, 19th October.

5. PAPER :—Mr. Wade laid upon the Table,—Return showing the number of Assisted Immigrants who have come to the State during the last four years.

Referred by Sessional Order to the Printing Committee.

6. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Leichhardt, Mr. Carmichael, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The action of the Attorney-General in remitting one-half of the fines imposed by the Industrial Court on Andrew McKye for breaches of the Bakers' Award."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Carmichael moved, That this House do now adjourn.

Debate ensued.

Question put.

The

9th September, 1909.

The House divided.

Ayes, 18.

Mr. Lynch,
Mr. Dacey,
Mr. Scobie,
Mr. Treflé,
Mr. Estell,
Mr. Peters,
Mr. Hollis,
Mr. McGowen,
Mr. Page,
Mr. Arthur Griffith,
Mr. Beehy,
Mr. Grahame,
Mr. Carmichael,
Mr. Charlton,
Mr. Gus. Miller,
Mr. John Storey.

Tellers,

Mr. Dooley,
Mr. Nicholson.

Noes, 36.

Mr. Cohen,	Mr. J. C. L. Fitzpatrick,
Mr. Robson,	Mr. Fallick,
Mr. Taylor,	Mr. Hunt,
Mr. Brown,	Mr. Parkes,
Mr. Wood,	Mr. Fleming,
Mr. Ball,	Mr. Morton,
Mr. Davidson,	Mr. Henley,
Mr. Thomas,	Mr. W. Millard,
Sir James Graham,	Mr. Hogue,
Mr. Nobbs,	Mr. Donaldson,
Mr. Mahony,	Mr. Gillies,
Mr. Oakes,	Mr. E. M. Clark,
Mr. Broughton,	Mr. Levy,
Mr. Wade,	Mr. McFarlane.
Mr. Perry,	<i>Tellers,</i>
Mr. Moore,	Colonel Onslow,
Mr. Hindmarsh,	Mr. McCoy.
Mr. Lee,	
Mr. James,	
Mr. Waddell,	

And so it passed in the negative.

7. UNIVERSITY AND UNIVERSITY COLLEGES AMENDMENT BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Wade, "That this Bill be now read a second time,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

Question put and passed.

Bill read a second time.

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

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

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

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 34.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 14 SEPTEMBER, 1909.

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

MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Saint James' Parsonage Lands Amending Bill:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the amendments made by the Legislative Assembly in the Bill, intituled "*An Act to enable the trustees for the time-being of certain lands originally granted upon trust for the erection of a clergyman's dwelling-house in connection with the parish of Saint James, in the City of Sydney, to mortgage the said lands for the purpose of erecting upon another site a dwelling-house for the clergyman licensed to officiate in the said parish; to amend the Saint James' Parsonage Land Leasing Act; to authorise the application of the rents and profits of the said lands towards the payment off of the said mortgage, and to other parochial purposes not authorised by the said Act.*"

Legislative Council Chamber,
Sydney, 9th September, 1909.

F. B. SUTTOR,
President.

- (2.) Water and Drainage Bill:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate the Acts relating to water supply, water conservation, irrigation, and drainage,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 9th September, 1909.

F. B. SUTTOR,
President.

Bill, on motion of Mr. Wade, read a first time.
Ordered to be printed, and read a second time To-morrow.

- (3.) Careless Use of Fire Bill:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate the enactments relating to the prevention of the careless use of fire,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 9th September, 1909.

F. B. SUTTOR,
President.

Bill, on motion of Mr. Wade, read a first time.
Ordered to be printed, and read a second time To-morrow.

2. QUESTIONS:—

- (1.) Retiring Allowances to Railway and Tramway Employees:—Mr. Charlton, for Mr. Dacey, asked the Colonial Treasurer,—

(1.) How many railway and tramway employees on salary staff, retired previous to 1888, received a retiring allowance equal to one month for each year of service?

(2.) Their names, position in service, date of retirement and amount of retiring allowance?

(3.) Same information for wages staff, as contained in Questions 1 and 2?

(4.) Same information as asked in Questions 1, 2, and 3, for those retired since 1888?

Mr. Waddell answered,—I will presently lay this information upon the Table in the form of a return.

14th September, 1909.

- (2.) Imported Timbers—Tasmanian Tallow-wood:—Mr. Briner asked the Minister for Agriculture,—
- (1.) Has his attention been drawn to an advertisement in the *Sydney Morning Herald* announcing that a Sydney firm will supply Tasmanian tallow-wood in any quantities?
 - (2.) Is there any such timber as Tasmanian tallow-wood; and, if not, will he say what kind of timber is being sold here as Tasmanian tallow-wood, and to what use is it put?
 - (3.) Does the Forestry Department exercise any supervision in the case of imported timbers, and is there any means of protecting the public from being induced to buy imported timbers of the kind mentioned, which compete with our own hardwoods?
 - (4.) What are the qualities of the timber called Tasmanian tallow-wood, and what is its market price?
- Mr. Perry answered,—
- (1.) Yes.
 - (2.) The well known tallow-wood of commerce (*Eucalyptus microcorys*) is not indigenous to Tasmania. Some of the timber referred to has been examined by the Departmental experts, and identified as Tasmanian stringybark and ash.
 - (3.) The Department has no power to exercise supervision over imported timbers or to protect the public from being induced to buy same.
 - (4.) The timber inspected does not, in the opinion of Departmental experts, compare favourably with second-class local hardwoods. It is advertised at 12s. per hundred superficial feet delivered, or 10s. 6d. at the yard.
- (3.) Public School Teachers' Skill-mark:—Mr. Hindmarsh, for Mr. J. C. L. Fitzpatrick, asked the Minister of Public Instruction,—Is the granting of the skill-mark to teachers still a matter for the supreme jurisdiction of the Chief Inspector; and, if so, will he cause effort to be made to devise some means whereby applications for same may be dealt with more expeditiously than is the case under the present system?
- Mr. Hogue answered,—The final award of teachers' skill-marks before granting the highest grade certificate is still made by the Chief Inspector; and when a teacher's qualifications, in the light of the local inspector's reports on his school and his personal work appear to warrant it, arrangements are made for the Chief Inspector to visit his school within such a period as will prevent undue delay in dealing with the cases of teachers entitled to promotion.
- (4.) Salaries of Railway Employees:—Mr. Hindmarsh, for Mr. J. C. L. Fitzpatrick, asked the Colonial Treasurer,—
- (1.) How many railway station masters in the country districts are occupying their positions on salaries lower than those which should attach to the classification they individually possess?
 - (2.) Will he see that steps are taken to pay to all these, and any other officers of the Railway Department, who labour under similar disabilities, the salaries to which they are entitled by reason of the classification they hold?
 - (3.) What is the number of salaried employees in the Railway Service, and what the number of the balance of the Department's employees?
 - (4.) What total amount, if any, has been allotted in the shape of increase in pay during the past two years to the salaried employees, and what total amount, if any, to the balance of the Department's staff?
- Mr. Waddell answered,—I am informed that:—
- (1 and 2.) There are no cases of country station masters occupying their positions on salaries lower than the classification. The minimum salary fixed for the grade of station master is £150 per annum and quarters, and the maximum £400 per annum and quarters; the amount paid to individual officers varies according to the extent of the business transacted.
 - (3.) Railways and Tramways—salaried staff, 2,447; wages staff, 22,898.
 - (4.) Railways and Tramways—salaried staff, £35,984; wages staff, £196,391; making a total of £232,375.
- (5.) Hawkesbury Benevolent Society and Hospital:—Mr. Hindmarsh, for Mr. J. C. L. Fitzpatrick, asked the Colonial Secretary,—
- (1.) What was the Board of Health's objection to the plans submitted in connection with the proposed buildings of the Hawkesbury Benevolent Society and Hospital?
 - (2.) Will he furnish the Honorable Member for Orange with a copy of the letter from the Secretary to the Board of Health to the Secretary to the Hawkesbury Benevolent Society and Hospital, dated about 12th August?
 - (3.) In connection with such proposed new buildings, what accommodation is to be provided for male and female inmates of the asylum and for those who may in the future take advantage of the institution's shelter?
 - (4.) Is it a fact that clause 3 of the Hawkesbury Benevolent Society's (Amendment) Act, 1903, provides that, with the consent of the Minister for the time being, the Trustees might sell, for the benefit of the Hawkesbury Benevolent Society and Hospital certain lands, and shall hold the proceeds of such sale in trust for the members of such Society and Hospital; and in view of the existence of such a provision, will he take steps to enforce consideration of the claims of the indigent poor of both sexes to decent housing, and not permit the whole capital of the society to be expended upon buildings and private wards, intended mainly for the accommodation of paying patients?
- Mr. Wood answered,—I shall presently lay the information upon the Table in the form of a return.
- (6.) Control of Steamers plying in Sydney Harbour:—Mr. E. M. Clark asked the Colonial Treasurer,—
- (1.) What control, if any, do the Navigation Department exercise over boats plying in the Harbour without a certificated master in charge?
 - (2.) Is it a fact that under the provisions of the Navigation Act, harbours and rivers steamers have to carry a certificated master in charge, and also a third class engineer? (3.)

14th September, 1909.

- (3.) Is it a fact that numerous tugs and steamers plying in the Harbour are manned by an officer carrying a combined master's and engineer's certificate called the two-ticket principle, with a boy assistant; and, if so, why is this permitted?
- (4.) Is it a fact that the "Vivid," which lately collided with the Sydney Ferries (Limited) steamer "Kummulla," and the "Matilda" which similarly lately collided with the "Kamilaroi" were so manned?
- (5.) Is it a fact that tug boats are plying in the Harbour with boys in charge; and, if so, are they responsible for the navigation of these boats?
- (6.) Did a collision occur some time ago at Circular Quay between the ferry steamer "Pheasant," in charge of proper officers, and a tug boat in charge of a youth; and, if so, was no inquiry held, and why?
- (7.) Is it a fact that the Navigation Department run their boats with certificated masters and engineers in charge?
- (8.) Is it a fact that the Sydney Harbour Trust steamers are run in contravention of the Navigation Act with an officer holding a combined master's and engineer's ticket, assisted by a boy to fire; and, if so, why?
- (9.) Is it a fact that during the busy hours of traffic, from 4 to 7 p.m., the following ferry steam services leave the Circular Quay simultaneously:—Lane Cove, Parramatta, Milson's Point, Lavender, Neutral, Mosman's, and Watson's Bays, Balmoral, and Manly; and that at many of these trips the safety of some thousands of passengers depends on careful navigation?
- (10.) Is it a fact that there are numerous tugs and steamers plying in the Harbour, the boilers of which are never inspected and are dangerous to life; and has the Navigation Department no power to compel a periodical inspection, as in the case of ocean and ferry steamers?
- (11.) Is this in contravention of the spirit and intention of the Navigation Act, or if the Navigation Department cannot compel these vessels, in the interests of public safety to be properly manned and inspected, will steps be taken at once to legislate in the matter?

Mr. Waddell answered,—

(1.) The Courts have held that if a steam-boat plying on the Harbour does not carry passengers, she is not obliged to carry a certificated master. If the master is not certificated, and he commits a breach of the rule of the road, he can be punished by a heavy fine. If the master is certificated, he is liable, in addition, to have his certificate dealt with by the Court of Marine Inquiry.

(2.) No. The Act allows one individual to hold both certificates.

(3 and 4.) Yes.

(5.) See answer to No. 1.

(6.) A slight collision occurred on the 17th June last, between the ferry steamer "Pheasant" and the tug "Agenoria," but no damage was done. The Superintendent of Navigation investigated the matter and found that no breach of the rules of the road had been committed, and that there was no careless navigation on either side. Consequently, no further action was, nor could be, taken in the matter.

(7.) Yes.

(8.) No.

(9.) No. No. 243 of the Port Regulations deals with this matter, and every effort is made to ensure compliance with such regulation.

(10.) The Navigation Department has no power to compel tugs or steamers plying in the Harbour which do not carry passengers to be periodically surveyed and have their boilers inspected.

(11.) It is recognised that there are defects in the law, and the question of its amendment will receive consideration.

(7.) Railway Stations:—Mr. Dooley asked the Colonial Treasurer,—

(1.) How many new railway stations, not including those on new lines, have been erected since 1st January, 1908?

(2.) Where have they been erected, and what is the total cost of same?

Mr. Waddell answered,—I am informed:—

(1.) No new railway stations have been opened on existing lines since January, 1908; but eleven crossing loops have been put in at Murulla, Woongarra, Padulla, Burilda, Maikumba, Ronkana, Pothana, Pangela, Kankool, Togar, and Koolbury.

(2.) The cost of the crossing loops is £19,309.

(8.) Medical Attendance on North Coast Railway Workmen:—Mr. Dooley asked the Secretary for Public Works,—

(1.) Is it a fact that the contractors for the construction of the North Coast Railway deduct sixpence per week from their employees wages to pay a doctor's salary?

(2.) Have they the power to do so?

(3.) Does the doctor receive the total amount stopped from the men's wages or does he receive a stated salary?

(4.) Who receives the balance when the amount deducted from the men's wages is in excess of the doctor's salary?

(5.) Are the contractors compelled to furnish a statement to the employees; if not, will he see that it is done in the future?

Mr. Lee answered,—

(1.) I am informed it is a fact.

(2.) Yes, as between employer and employee, and if the arrangement were not made, the men would be unable to get medical attendance.

(3.) The doctor receives a fixed salary, irrespective of the number of men.

(4.) It is not anticipated that there will be any balance in excess of the doctor's salary when the works are completed, as the same salary must be paid to the doctor when there are fewer employees from whom to collect the amount.

(5.)

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- (5.) The contractors are not compelled to furnish any statement; it is one of the conditions of employment as between the contractor and his men that the men pay sixpence per week to a fund to provide medical advice, medicine, and necessary dressings, &c. This amount is not deducted in full if the period of employment is broken, although during this time the employee may have been receiving medical attendance.
- (9.) Wages Boards Evidence:—Mr. Hollis asked the Attorney-General and Minister of Justice,—Will he provide that evidence given before Wages Boards shall be taken by official shorthand writers to be available as records?
- Mr. Wade answered,—It is not necessary, and I think the expense would be so great as to be prohibitive.
- (10.) Broken Hill Benevolent Society Subsidy:—Mr. Cann asked the Colonial Secretary,—
- (1.) Is it a fact that he threatened to withhold subsidy to the Broken Hill Benevolent Society unless their district nurses were dismissed?
- (2.) What reason is there for withholding support to the district nurses in Broken Hill any more than in Sydney or elsewhere?
- Mr. Wood answered,—
- (1.) No.
- (2.) No correspondence as to district nurses has reached the Chief Secretary's Department during the past four years.
- (11.) Medical Attendance on North Coast Railway Workmen:—Mr. Briner, for Mr. Levien, asked the Secretary for Public Works,—
- (1.) Is it a fact that there are from 1,500 to 2,000 men employed in the construction of the North Coast Railway between Taree and Gloucester?
- (2.) Is it also a fact that the contractors deduct sixpence per week from each man for the expressed purpose of paying a medical man who has to treat every man when necessary and provide and dispense all medicines?
- (3.) What is the total amount deducted from the men's pay each fortnight?
- (4.) How much of this is paid to the doctor?
- (5.) What becomes of the remaining three-fourths of the amount collected?
- (6.) Does he approve of such action on the part of contractors?
- Mr. Lee answered,—The Honorable gentleman is referred to the answer previously given to Question No. 8 on the same subject.
3. LIQUOR LAW:—The following Petitions, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken, were presented by the Members named:—
- (1.) By Mr. Nielsen—From Stanley T. Starr, chairman of a meeting of the Anchor Lodge of the International Order of Good Templars, Dalton.
- (2.) By Mr. Henley—From Charles Rohrmann, chairman of a meeting of the Happy Home Lodge No. 824 of the International Order of Good Templars, Drummoyne.
- (3.) By Mr. Parkes—From Frederick W. Smith, Chief Templar of a meeting of the Lifeboat Lodge of the International Order of Good Templars, held at Scots' Church School-room, Church Hill.
- (4.) By Mr. Carmichael—From A. Denniss, Chairman of a meeting of the Phoenix Lodge of the International Order of Good Templars, Leichhardt.
- (5.) By Mr. Davidson—From G. C. Lindsay, Chairman of a meeting of the Star of Wauchope Lodge of the International Order of Good Templars, Wauchope.
- (6.) By Mr. Briner—From R. Finney, Chairman of a meeting of the Pride of Bellingen Lodge of the International Order of Good Templars, Bellingen.
- (7.) By Mr. Thomas—From W. M. Lockrey, Chairman of a meeting of the John B. Gough Lodge of the International Order of Good Templars, Stannifer.
- Petitions received.
4. CRIMES (GIRLS' PROTECTION) BILL:—The following Petitions, representing that Petitioners are strongly of opinion that the age of consent should be raised to eighteen years, and praying that the Crimes (Girls' Protection) Bill be amended in certain particulars, were presented by the Members named:—
- (1.) By Mr. McGowen—From Henrietta Binns, of the South Sydney Women's Liberal League.
- (2.) By Mr. Fallick—From M. Courtney Smith, President, and A. Alice Masterman, Secretary of the Women's Christian Temperance Union.
- (3.) By Mr. Nobbs—From Lilian Irwin, President of the Granville Women's Liberal League.
- (4.) By Mr. McCoy—From J. Humphrys, Honorary Secretary of the Junee Branch of the Women's Liberal League.
- (5.) By Mr. Henley—From Elise Francis, of the Amundale Women's Liberal League.
- (6.) By Mr. McGarry—From certain members of the Wagga Women's Liberal League.
- (7.) By Mr. Parkes—From Emily Thompson, Secretary of the Strathfield, Burwood, and Enfield Branches of the Women's Liberal League.
- (8.) By Mr. Nobbs—From C. L. Montefiore, of the Women's Liberal League.
- Petitions received.
5. PAPERS:—
- Mr. Wade laid upon the Table,—
- (1.) Report by the Chief Engineer, Harbours and Water Supply, Department of Public Works, on the discharge of the Cotter River, during August, 1909, in connection with the Federal Capital Water Supply. (2.)

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(2.) Report by officers of the Department of Public Works on the proposed railway connection between the suggested Federal Capital Site at Yass-Canberra and Jervis Bay, together with Plans. Ordered to be printed.

Mr. Waddell laid upon the Table,—

(1.) Twenty-sixth Annual Report on Inscribed Stock, with Appendices, under the Inscribed Stock Act, 1902.

(2.) Return showing the Amount of Coal shipped by the McMylee Hoist from the 23rd July to 28th August, 1909, inclusive.

(3.) Return respecting Retiring Allowances to Railway and Tramway Employees.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Notification of resumption of land, under the Public Works Act, 1900, for the Singleton Water Supply.

(2.) Report of the Hunter District Water Supply and Sewerage Board for the year ended 30th June, 1909, with Annexure.

Referred by Sessional Order to the Printing Committee.

Mr. Wood laid upon the Table,—

(1.) Regulations under the Private Hospitals Act, 1908.

(2.) Return respecting the Hawkesbury Benevolent Society and Hospital.

Referred by Sessional Order to the Printing Committee.

6. **POSTPONEMENT** :—The Order of the Day for the second reading of the North Sydney Electric Lighting Bill postponed until Tuesday next.

7. **DISRATAL OF DRIVER W. H. BANNASTER, OF THE RAILWAY SERVICE** :—Mr. Grahame moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire into and report upon the disratal of Driver W. H. Bannaster, of the Railway Service.

(2.) That such Committee consist of Mr. Waddell, Mr. Estell, Mr. Charlton, Mr. Price, Mr. Gillies, Mr. Gilbert, Mr. Meehan, Mr. McGarry, and the Mover.

Debate ensued.

Question put.

The House divided.

Ayes, 23.

Noes, 27.

Mr. Nicholson,	Mr. Gilbert,
Mr. Treflé,	Mr. Grahame,
Mr. Estell,	Mr. Arthur Griffith,
Mr. Hollis,	Mr. John Storey,
Mr. Cann,	Mr. Kelly,
Mr. Scobie,	Mr. O'Sullivan.
Mr. Nielsen,	<i>Tellers,</i>
Mr. McNeill,	Mr. McGarry,
Mr. Stuart-Robertson,	Mr. G. A. Jones.
Mr. Gus. Miller,	
Mr. Lynch,	
Mr. Horne,	
Mr. Charlton,	
Mr. Meehan,	
Mr. Page,	

Mr. Moore,	Mr. Donaldson,
Mr. Hogue,	Mr. Briner,
Mr. Mahony,	Mr. Fallick,
Mr. Lee,	Mr. Hunt,
Mr. Oakes,	Mr. Parkes,
Mr. Perry,	Dr. Arthur,
Mr. Downes,	Mr. James,
Mr. Nobbs,	Mr. Davidson,
Mr. Taylor,	Mr. W. Millard,
Mr. Brown,	Mr. Henley.
Mr. Barton,	<i>Tellers,</i>
Colonel Onslow,	Mr. McFarlane,
Mr. Latimer,	Mr. Hindmarsh.
Mr. Thomas,	
Mr. McCoy,	

And so it passed in the negative.

8. **PRINTING COMMITTEE** :—Mr. Estell, Temporary Chairman, brought up the Ninth Report from the Printing Committee.

9. **NATURAL INCREASE OF NATIVE-BORN POPULATION** :—Mr. Arthur Griffith, proceeding to move, pursuant to Notice,—

(1.) That this House is of opinion, notwithstanding any efforts which may be made to induce a stream of immigration to our shores, that the future development of Australia must depend mainly on the natural increase of its native-born population.

(2.) In view of the above fact, this House is also of opinion that a portion of the expense incidental to the birth of every Australian child should be provided by the State.

(3.) For the purpose of giving practical effect to the foregoing, this House is further of opinion that a sum of money ought to be voted annually by Parliament sufficient to provide financial assistance to the extent of at least £5 to the parents of every child born within the State during such year,—

Point of Order :—Mr. Lee submitted that this motion was out of order, inasmuch as it dealt with a matter within the functions of the Federal Parliament, and should not be dealt with by the State Legislature.

Debate ensued.

Mr. Speaker ruled that it was within the function of this House to discuss any matter and make a recommendation thereon to the Federal Parliament—the second paragraph could be held to be such a recommendation—the motion was, therefore, in order.

Mr. Griffith then moved the motion.

Point of Order :—Mr. Wood contended that this motion purposed to make a considerable charge on the Public Revenue, and should, therefore, have originated in a Committee of the Whole.

Debate ensued.

Mr. Speaker ruled that the motion was only abstract, and did not propose to appropriate or vote any expenditure, and therefore did not require to originate in Committee of the Whole.

Debate ensued.

Question put.

The

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The House divided.

Ayes, 18.

Mr. Treffe,
 Mr. Dacey,
 Mr. Estell,
 Mr. Scobie,
 Mr. Kelly,
 Mr. Arthur Griffith,
 Mr. G. A. Jones,
 Mr. Cann,
 Mr. McGarry,
 Mr. O'Sullivan,
 Mr. Page,
 Mr. Charlton,
 Mr. Stuart-Robertson,
 Mr. Grahame,
 Mr. Horne,
 Mr. Nicholson.

Tellers,

Mr. Meehan,
 Mr. Lynch.

Noes, 27.

Mr. Moore,
 Mr. Oakes,
 Mr. Mahony,
 Mr. James,
 Mr. Hogue,
 Mr. Wood,
 Mr. Lee,
 Mr. Perry,
 Mr. Nobbs,
 Mr. Robson,
 Mr. McFarlane,
 Mr. Gilbert,
 Mr. Thomas,
 Mr. Brown,
 Mr. Hindmarsh,
 Mr. McCoy,
 Mr. Hunt,
 Mr. Collins,
 Mr. Parkes,
 Mr. Downes,

Mr. Fallick,
 Mr. Barton,
 Mr. W. Millard,
 Mr. Henley,
 Mr. Briner.

Tellers,

Mr. Donaldson,
 Colonel Onslow.

And so it passed in the negative.

10. ADJOURNMENT.— Mr. Lee moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 35.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 15 SEPTEMBER, 1909.

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

QUESTIONS:—

- (1.) School of Arts, Karangi:—Mr. Briner asked the Secretary for Lands,—

- (1.) Has an application been made to the Lands Department for the setting apart of a portion of land adjoining the Roman Catholic Church at Karangi for the purposes of a School of Arts?
- (2.) By whom and through whom was the application made?
- (3.) What decision, if any, was arrived at, and what were the grounds for such decision?
- (4.) Will he give the request careful consideration, with a view to granting a site?

Mr. Moore answered,—

- (1.) Yes.
- (2.) The Karangi Progress Association, through the Honorable Member.
- (3 and 4.) The matter is receiving consideration.

- (2.) Transfer of Zoological Gardens to Vaucluse:—Mr. Hindmarsh, for Colonel Onslow, asked the Premier,—

- (1.) Is it intended to transfer the Zoological Gardens to Vaucluse?
- (2.) If so, has any depreciation of the value of property which may result been considered?

Mr. Wade answered,—The trustees of the Zoological Gardens have been desirous for some time past of removing from their present location, but the matter has not yet been decided by the Government.

- (3.) Railway Surveys, Gilgandra to Curlewis and Wellington to Werris Creek:—Mr. Trefé asked the Secretary for Public Works,—

- (1.) Have the surveys of the proposed railway routes, Gilgandra to Curlewis, and Wellington to Werris Creek, been completed?
- (2.) If so, which is the shorter of the two routes, and the difference?
- (3.) Which presents the greatest engineering difficulties?
- (4.) Which route will open up the greatest area of agricultural country?
- (5.) Will the Government consider during this session the advisability of referring the construction of one of these cross-country lines to the Public Works Committee for report?

Mr. Lee answered,—

- (1.) No. The survey of the railway route from Wellington to Werris Creek has been completed, but only 49 miles, of approximately 121, have been surveyed of the Gilgandra to Curlewis line.
- (2.) The Gilgandra to Curlewis is the shorter. The approximate difference is 38 miles, estimated before survey.
- (3.) A comparison of the engineering difficulties cannot be made until the survey of Gilgandra to Curlewis line is completed.
- (4.) I am not aware.
- (5.) Will be considered when the Cabinet decides its railway policy.

- (4.) Applications for Land, Mercadool, Walgett District:—Mr. Collins asked the Secretary for Lands,—

- (1.) Is it a fact there were forty-one applications lodged for the land recently made available as settlement leases on Mercadool holding, and that over £1,300 was lodged as deposit money for same?

(2.)

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(2.) Has any date been fixed for the ballot and hearing of applications; if not, will he arrange for a special Court to deal with same, in order to avoid inconvenience and expense to applicants by having to wait until the next Land Board meeting at Walgett in November?

(3.) Will he in future make arrangements to have applications dealt with as soon as possible after the land is available, so as to avoid the locking up of the deposit money and the inconvenience caused to applicants by the long delays in dealing with applications?

Mr. Moore answered,—

(1.) Practically, yes.

(2.) Arrangements have been made for a Board meeting early in October.

(3.) This course is followed as far as practicable.

(5.) Proceeds from Sale of Roads within Shires :—*Mr. Treflé*, for Mr. Holman, asked the Secretary for Public Works,—Will his amending Local Government Act include an amendment by which all moneys received by the Lands Department from the sale of roads within a Shire should be either paid direct to the Shire Council in whose area the sale takes place, or paid by the Government into a trust fund, and credited to the Shire concerned; and that moneys received from this source be used only for the purpose of resumption of land for roads within the Shires affected?

Mr. Lee answered,—This matter has been many times considered and it has been decided that the request cannot be complied with.

(6.) Arrival and Departure of Sunday Trains, Western Line :—*Mr. Lynch* asked the Colonial Treasurer,—

(1.) Is it a fact that passengers by the Forbes and Western Mail, reaching Sydney on Sunday mornings, have to wait on the Central Railway Platform over two hours for a tram?

(2.) Is it a fact that people wishing to travel by the Forbes Mail from Sydney on Sunday night, and who travel to the railway station by tram, have to arrive before 7 p.m., and to wait till 8.15 p.m. before the train starts?

(3.) Will the Chief Commissioner for Railways alter the present time-table allowing the arrival on Sunday morning to be two hours later and the departure on Sunday night before 7 p.m. or after 9 p.m., to better suit the convenience of the travelling public?

Mr. Oakes answered,—

(1.) The mail train from Forbes reaches Sydney at 5.40 a.m. and the tram service does not commence running until between 7.30 and 8 a.m. on Sundays.

(2.) The mail train leaves Sydney for Forbes at 8.15 p.m. on Sunday nights, and the trams cease running between 7 and 8 p.m. on account of the evening church services.

(3.) It is not considered that the circumstances warrant any alteration in the train service, and the cost of running trams in all directions two hours earlier than at present on Sunday mornings would not be justified.

(7.) Claims of Retired Civil Servants—*Heffernan and Costello Cases* :—*Mr. O'Sullivan* asked the Premier,—

(1.) Can he say how long the late Mr. Heffernan was in the Commonwealth Service?

(2.) What amount was paid to his parents at the time of his death, and also under the judgment given by the High Court upheld by the Privy Council?

(3.) Was Heffernan's a test case, and does the decision cover the whole of the members of the General Division who were in the Public Service before the transfer to the Commonwealth as well as those after the transfer?

(4.) As the result of that judgment, will all members of the Service who have to leave in the future at the age limit, and those who have to leave through ill-health, be entitled to be paid one month's pay under the combined judgments, or only the two weeks' pay as prescribed by the Public Service Board in 1897?

(5.) Has it been the practice in the past in retiring temporary hands at their own request to send their cases before the Governor and Executive Council?

(6.) Did this take place in Costello's case?

(7.) Will he consider whether, in view of the judgments referred to, the regulations of the Public Service Board have been illegal the whole time they have been in operation?

Mr. Wade answered,—

(1.) Two years and seven months.

(2.) As previously stated by me, a gratuity of £264 3s. 11d. was paid by the Commonwealth prior to the initiation of Court proceedings.

(3, 4, and 7.) (a) It was a test case in regard to the relative powers of the Commonwealth and the State Governments; (b) the Honorable Member's attention is invited to replies given by me to his Questions of 14th July last and 12th ultimo.

(5.) So far as I have been able to ascertain in the limited time available, cases of this nature, where the question of paying a gratuity would arise, have at times been so dealt with.

(6.) Thomas Costello, formerly employed under the Postal Department, was retired under the authority of the Governor and Executive Council prior to the transfer of that Department to the Commonwealth.

(8.) Charge of Perjury against Police Officer, Wyalong :—*Mr. Treflé*, for Mr. Holman, asked the Attorney-General and Minister of Justice,—

(1.) Will he obtain the papers in connection with the recent inquiry by the Police Department at Wyalong, and peruse same with the view to holding a public inquiry presided over by an official of the Justice Department, and taking evidence on oath?

(2.)

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(2.) Is it a fact that a deliberate charge of perjury was preferred against a certain police officer, that he did on 5th January, 1909, at Wyalong, falsely declare that he could see distinctly at 3 a.m. on the morning of 1st January, 1909, and that it was bright moonlight at the time, whereas the moon set at about 12.3 a.m.?

(3.) Was this charge investigated; if so, with what results?

Mr. Wade answered,—This appears to be a matter concerning the Department administered by my colleague, the Chief Secretary, to whom the Honorable Member's request for information might be made.

(9.) Claims of Retired Civil Servants:—*Mr. Treflé*, for Mr. Holman, asked the Premier,—

(1.) Is it a fact that, under the Public Service (Superannuation) Act, 1899, pensions to which certain retiring Civil Servants were entitled, were diminished by an annual amount actuarially equivalent to the total of certain payments made to such Civil Servants?

(2.) Is it a fact that amongst payments reckoned for the purpose of such reduction, was a sum never actually paid to such Civil Servants, but credited to them on account of their own payments of 4 per cent. to the Superannuation Fund prior to the establishment of such fund?

(3.) Is it a fact that under the Act of 1908, these Civil Servants, when they had repaid all such payments by means of such diminutions were to be restored their full pension?

(4.) Is it a fact that in certain cases, such Civil Servants have not been restored their full pensions, but have been restored their pensions diminished by an annual sum which is the actuarial equivalent of the amount payable by such Civil Servants as a 4 per cent. subscription prior to the establishment of the Superannuation Fund?

Mr. Wade answered,—I am not sure that I quite understand all of these Questions, and for the information the Honorable Member desires as to the provisions of the Acts to which he alludes, I can only refer him to the Acts themselves. I would also invite his attention to the answers given by me to Questions asked by the Honorable Member for Belmore on 25th November last. I may say that it is not intended to alter the law so as to permit of full pensions being granted to retired officers when they have paid in (by actuarial deduction from their pensions) an amount equal to four per cent. on their salaries prior to 1885.

(10.) Sunday-trading:—*Mr. E. M. Clark* asked the Attorney-General and Minister of Justice,—

(1.) Is it a fact that at the Newtown Police Court on the 10th instant, a shopkeeper, named Everitt, was fined for selling a stick of liquorice to a child on Sunday at Enmore?

(2.) Is it a fact that at the same Court a lady shopkeeper, named Flemming, was fined for selling potatoes at Erskineville to a girl on Sunday?

(3.) Under what law were these proceedings taken?

(4.) Is it a fact that in Lower George street, City, at the Circular Quay, and seaside resorts the sale of these articles on Sunday are permitted; and, if so, under what special legislative act or authority?

(5.) Have the administrators of any Act of Parliament, whether a Minister or head of the police, any power to override an Act governing the whole of the State of New South Wales; and, if so, under what constitutional authority?

Mr. Wood answered,—

(1 and 2.) Yes.

(3.) Section 61, Act No. 5 of 1901.

(4.) No. Fruit, confectionery, and soft drinks are allowed to be sold at Circular Quay, but not at Lower George street.

(5.) The Honorable Member's attention is invited to the replies in regard to this matter given him on 7th November, 1907, 6th August, 8th and 17th September, 29th October, 5th November, and 1st December, 1908, and 7th September, 1909.

(11.) Postponement of Race-meetings:—*Mr. E. M. Clark* asked the Colonial Secretary,—

(1.) Is it a fact that races set down for the 7th August, at Kensington, and 28th August and 4th September, at Rosebery Park, were postponed until the following Monday?

(2.) Is it a fact that, under the provisions of the Gaming and Betting Act, races can only be postponed when the weather conditions will not permit of racing?

(3.) Is it a fact that the days mentioned were fine days, and that horses were raced on that day; and if so, by what authority were the Kensington and Rosebery Park Clubs permitted to postpone their meeting?

(4.) Have any regulations yet been framed under the provisions of the Gaming and Betting Act; and, if not, are racecourse proprietors permitted to go as they please in regard to their interpretation of the Act?

Mr. Wood answered,—

(1 and 2.) Yes.

(3.) Unfavourable weather immediately before the actual day of racing has been accepted as reasonable ground for postponement.

(4.) The regulations under the Act were first issued on 23rd July, 1906, and amended regulations on 8th November, 1907.

(12.) Milson's Point and Neutral Bay Ferry Services:—*Mr. E. M. Clark* asked the Colonial Treasurer,—

(1.) Will the Harbour Trust Commissioners state (a) the distance of the ferry service plying from Milson's Point to Circular Quay; (b) the same information in regard to the Neutral Bay and Circular Quay service?

(2.) Is it a fact that, proportionately to other ferry services on the Harbour, these carry the largest number of passengers, and are the most expensive in regard to fares charged?

(3.) Have the Harbour Trust Commissioners power to control and regulate fares and charges in any subsequent leases granted to the Sydney Ferries (Limited)?

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Mr. Oakes answered,—

(1.) (a) The distance between the Circular Quay ferry wharf and Milson's Point is three-fifths of a mile; (b) the distance between the Circular Quay ferry wharf and the Hay-street wharf, Neutral Bay, is one and two-fifths of a mile.

(2.) The Milson's Point service carries a larger number of passengers than any other ferry service in the Harbour, but the number of passengers carried by the Neutral Bay service is exceeded by some other services. In proportion to the distance run the fares charged on the two services mentioned are somewhat higher than those charged on two or three other services, mostly long-distance ones.

(3.) The Sydney Harbour Trust Commissioners have the power to insert any provisions they consider advisable in any leases proposed to be granted to the Sydney Ferries (Limited), but they cannot compel the acceptance of such leases.

(13.) North Coast Railway Survey :—*Mr. Briner* asked the Secretary for Public Works,—

(1.) When does he anticipate the completion of the survey of the North Coast railway route between Kempsey and Taree?

(2.) Will he endeavour to expedite the survey from Grafton to Coff's Harbour, and from Coff's Harbour to Kempsey?

(3.) Will he seriously consider the question of connecting the Nambucca and the Bellinger Rivers with Coff's Harbour by a section of the North Coast Railway as an urgent work?

(4.) When surveyors undertake the work between Kempsey and Coff's Harbour, will certain deviations which have been urged on the Minister be considered?

Mr. Lee answered,—

(1.) About the end of June, 1910.

(2.) There are no surveyors who can be spared just now to increase the staff on this survey.

(3.) I can make no definite promise at present.

(4.) All proposed routes will be investigated.

(14.) Land available for Settlement, Parish of Tyringham :—*Mr. Briner* asked the Secretary for Lands,—

(1.) With regard to Crown lands within the parish of Tyringham, is it proposed to make any further area available; and, if so, when?

(2.) Is it a fact that an area within a classification reserve in this locality is to be made available for additional holdings; and, if so, when?

(3.) Where not absolutely necessary, will he carefully consider whether it would not be better to make these lands available for original conditional purchase lease only than for additional holdings?

Mr. Moore answered,—

(1.) The question of disposal of land in the parish of Tyringham is with the district surveyor, who will be requested to expedite his report.

(2.) No proposal, as mentioned by the Honorable Member, is before the Department at present.

(3.) Each case will be dealt with on its merits.

(15.) Payment for Contract on Coff's Harbour and Woolgoolga Jetties :—*Mr. Briner* asked the Secretary for Public Works,—

(1.) The total amount owing to *Mr. George E. Moore* for work done at Coff's Harbour and Woolgoolga Jetties?

(2.) When was the work completed?

(3.) Is he aware that the contractor is paying interest on this money to those who advanced it to pay for men and materials for the work?

(4.) When will the money be paid?

Mr. Lee answered,—

(1.) Coff's Harbour jetty, £574 15s. 3d.; Woolgoolga jetty, £838 8s. 5d.

(2.) Coff's Harbour jetty, 29th April, 1909; Woolgoolga jetty, 9th August, 1909.

(3.) I am not aware.

(4.) Coff's Harbour jetty, final voucher for £574 15s. 3d. was sent Treasury to-day for payment; Woolgoolga jetty, the final voucher will be forwarded for payment in a few days.

(16.) Police Buildings, Carinda :—*Mr. Collins* asked the Colonial Secretary,—Has approval yet been given for the erection of new police buildings at Carinda; if so, when will tenders be invited for the work?

Mr. Wood answered,—The matter of the buildings at Carinda has been noted for consideration when the Estimates have been passed.

2. **CRIMES (GIRLS' PROTECTION) BILL** :—*Mr. Donaldson* presented a Petition from *Fanny B. Menlove*, Honorary Secretary of the Adelong Women's Liberal League, representing that Petitioner is strongly of opinion that the age of consent should be raised to eighteen years, and praying that the Crimes (Girls' Protection) Bill be amended in certain particulars.
Petition received.

3. **LIQUOR LAW** :—The following Petitions, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken, were presented by the Members named :—

(1.) By *Mr. Cann*—From *E. Beskeen*, Chairman of a meeting of the Star of Peace Lodge, No. 932, of the International Order of Good Templars, Broken Hill.

(2.) By *Mr. Perry*—From *F. E. Rankin*, Chief Templar, Chairman of a meeting of the Bangalow Lodge of the International Order of Good Templars, Bangalow.

Petitions received.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

15th September, 1909.

4. CLAIM OF ROBERT ROBERTS, LATE BOOKBINDER IN THE REGISTRAR-GENERAL'S DEPARTMENT :—
Mr. Broughton, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, the Select Committee for whose consideration and report this subject was referred on 25th August, 1909, a.m.
Referred by Sessional Order to the Printing Committee.
5. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Northern Breakwater, Entrance to the Clarence River*) :—Mr. Ball, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Second Report, together with Minutes of Evidence and Appendix, relating to the proposed Northern Breakwater, Entrance to the Clarence River.
Referred by Sessional Order to the Printing Committee.
6. PAPERS :—
Mr. Wade laid upon the Table,—
(1.) Report by the Chief Engineer for Harbours and Water Supply, on the Water Supply available from the Gudgenby, Naas, and Paddy Rivers, in connection with the Federal Capital Water Supply.
(2.) Schedule showing Tenures, Area, Value, &c., of Lands within the Catchment Area of the Gudgenby, Naas, and Paddy Rivers, in connection with the Federal Capital Water Supply.
(3.) (a) Report by Government Geologist; (b) Report as to extent and value of proposed surrender by the State of an area at Jervis Bay; together with map showing Jervis Bay and most suitable area for Commonwealth purposes.
(4.) Report by the Chief Engineer for Harbours and Water Supply, respecting depth of water available for navigation in Jervis Bay; together with Plan.
Ordered to be printed.
- Mr. Moore laid upon the Table,—*Gazette* Notices setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Act of 1884, and the Public Trusts Act, 1897.
Referred by Sessional Order to the Printing Committee.
- Mr. Hogue laid upon the Table,—Report of the Trustees of the Australian Museum for the year ended 30th June, 1909.
Referred by Sessional Order to the Printing Committee.
7. MINISTERIAL STATEMENT :—Mr. Wade said, as the matter was of importance, he wished to explain the bearing of the resolutions in connection with the Seat of Government of the Commonwealth, of which he had just given notice. The site is divided roughly into three parts—the actual area of the site itself, which lies between the Goulburn-Cooma Railway and the eastern boundary of the Murrumbidgee River, and includes the city site recommended by the Advisory Board,—the catchment area of the Cotter River, these two areas together totalling about 435 square miles,—and on the south-west, a further area of about 365 square miles, including the catchment areas of the Gudgenby, Naas, and Paddy Rivers. There is also, on the south-east, the catchment area of the Queanbeyan and Molonglo Rivers. The recommendation is to surrender to the Commonwealth the whole area of 435 square miles inside the boundaries indicated; and in order that the Commonwealth City should have an adequate and complete catchment area for the supply, not only of water for domestic use, but also for the generation of power for light and traction purposes, it is proposed to surrender the Gudgenby area in addition to the area for the city itself. The Government consider this catchment area so valuable and useful for increasing and facilitating the water supply for the proposed city that the facts should be placed before the Commonwealth Government with a view to their considering the desirability of taking this new area as part of their territory. The surrender of this new area will render it unnecessary to give the Commonwealth exclusive jurisdiction over the Queanbeyan and Molonglo catchments. The suggestion, therefore, is to offer to the Commonwealth the three areas indicated, totalling about 800 square miles, to become exclusively vested in the Commonwealth, but the control only of the waters of the Queanbeyan and Molonglo Rivers and their tributaries, the catchment area of which is just over 500 square miles: it is also proposed to surrender an area of about 2 square miles at Jervis Bay, with the right to construct and maintain a railway or other means of communication from that area to the Seat of Government; to agree that in the event of the Commonwealth constructing a railway to the northern boundary of the Federal territory, the State should construct a railway from a point near Yass, on the Great Southern Railway, to join with the said railway; and to grant to the Commonwealth the right to conduct through State territory to the Seat of Government electrical power from any place agreed upon. The Government propose to proceed with these resolutions at the next sitting, and trust that a satisfactory solution of the question may be arrived at, and that, before the Session ends, the surrender of the territory will have been made and accepted.
8. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Hartley, Mr. Dooley, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz., "The treatment of certain persons detained in the lock-up at Lithgow."
And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Dooley moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

15th September, 1909.

9. **DISSENT FROM MR. SPEAKER'S RULING [ADJOURNMENT]**:—Mr. Arthur Griffith moved, pursuant to Notice, That this House dissents from the ruling of Mr. Speaker, given on the 8th September, 1909, to the effect that it is not competent for an Honorable Member to move the adjournment of the House to call attention to the fact that certain definite statements made to the House by a Minister of the Crown, during a recent debate, were inaccurate and misleading.

Debate ensued.

Question put.

The House divided.

Ayes, 21.

Mr. Kelly,	Mr. Stuart-Robertson,
Mr. Nielsen,	Mr. Dooley,
Mr. John Storey,	Mr. Nicholson.
Mr. Lynch,	<i>Tellers,</i>
Mr. Carmichael,	Mr. Estell,
Mr. Dacey,	Mr. Hollis.
Mr. Scobie,	
Mr. McGowen,	
Mr. Treflé,	
Mr. O'Sullivan,	
Mr. Edden,	
Mr. McGarry,	
Mr. Arthur Griffith,	
Mr. Page,	
Mr. Horne,	
Mr. Charlton,	

Noes, 29.

Mr. Nobbs,	Mr. Latimer,
Mr. Moore,	Mr. Gillies,
Mr. Wood,	Mr. Donaldson,
Mr. Davidson,	Colonel Onslow,
Mr. Morton,	Mr. McFarlane,
Mr. Downes,	Mr. Parkes,
Mr. Taylor,	Mr. Hunt,
Mr. Mahony,	Mr. Fallick,
Mr. Hogue,	Mr. Briner,
Mr. Oakes,	Mr. Henley,
Mr. Lee,	Mr. W. Mitlard.
Mr. Wade,	<i>Tellers,</i>
Mr. James,	Mr. Thomas,
Mr. Perry,	Mr. Brinsley Hall.
Mr. Hindmarsh,	
Sir James Graham,	

And so it passed in the negative.

10. **FIRE BRIGADES BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

THURSDAY, 16 SEPTEMBER, 1909, A.M.

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

The House adjourned, at twenty-nine minutes after Twelve o'clock, a.m., until Four o'clock, p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 16 SEPTEMBER, 1909.

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

SAINT JAMES' PARSONAGE LANDS AMENDING BILL:—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker:—

CHELMSFORD,

Message No. 17.

Governor.

A Bill, intituled "*An Act to enable the trustees for the time-being of certain lands originally granted upon trust for the erection of a clergyman's dwelling-house in connection with the parish of Saint James, in the City of Sydney, to mortgage the said lands for the purpose of erecting upon another site a dwelling-house for the clergyman licensed to officiate in the said parish; to amend the Saint James' Parsonage Land Leasing Act; to authorise the application of the rents and profits of the said lands towards the payment off of the said mortgage, and to other parochial purposes not authorised by the said Act,*"—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 His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper officer for enrolment, in the manner required by law.

State Government House,
Sydney, 16th September, 1909.

2. QUESTIONS:—

(1.) Administration of Estates by Master-in-Lunacy:—Mr. Meehan asked the Attorney-General and Minister of Justice,—Is it possible for the Crown Solicitor to watch the interests of the Master-in-Lunacy when the estate of a lunatic is being dealt with by him?

Mr. Wade answered,—I do not think this could be conveniently arranged.

(2.) Reduction of Long-distance Fares on Railways:—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—In *re* the objection of the Railway Department to any further reduction of long-distance fares, will he inform this House on the following points:—

(1.) What is the railroad distance between Sydney and Bourke, the second-class return fare, and the mileage rate?

(2.) What is the railroad distance between Sydney and Wollongong, the second-class return fare, and the mileage rate?

(3.) What is the railroad distance between Sydney and Gosford, the second-class return fare, and the mileage rate?

(4.) Will he consider whether special railway facilities should be provided at ordinary times, whereby the workers of the out-back districts of New South Wales may use the lines on much easier terms, both as regards passenger and freight charges than at present?

Mr. Waddell answered,—

(1.) The distance from Sydney to Bourke is 508 miles. The second-class return fare is £3 11s. 9d., which is equal to 1·69d. per mile.

(2.) The distance from Sydney to Wollongong is 48 miles. The second-class return fare is 5s. 7d., which is equal to 1·39d. per mile.

(3.) The distance from Sydney to Gosford is 50 miles. The second-class return fare is 6s., which is equal to 1·44d. per mile.

(4.) In order to afford facilities for travelling to and from the country, tickets at single fare for the return journey are issued in connection with excursion trains which run four times in each direction every year, and it is not considered that a more frequent service or lower fares are warranted, nor do circumstances call for any reduction on the existing freight charges.

(3.)

16th September, 1909.

(3.) Carriage of Newspapers on the Railways:—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—

- (1.) Under what conditions are the morning newspapers now carried by the special early trains; is the sum a fixed one, or is it regulated day by day by the weight of each consignment?
- (2.) What is the average monthly payment made by the morning papers respectively for carriage on the Western and Southern Lines and branches thereof?
- (3.) How does the present revenue from this source compare with that obtained under the old system of several years ago?
- (4.) Is the present system a fixed one for a given period, or is provision made for periodical readjustment in accordance with the growth or falling off of the traffic?
- (5.) Are the same conditions in regard to the use of the Railway Service enjoyed by other sections of the Press, or are other newspapers compelled to pay special postal rates for the transport of their output?
- (6.) Is it proposed to run a special early train to Newcastle and northward for the benefit of the Sydney morning newspapers?

Mr. Waddell answered,—

- (1.) The rate for the conveyance of newspapers by rail is quarter-parcels rates. For convenience the charges are based on periodical weighings made at irregular intervals.
- (2.) The traffic for the individual lines has not been kept separately. The total charge for the *Sydney Morning Herald* for the quarter ended 30th June, 1909, was £254 3s. 2d. per month. The charge for the *Daily Telegraph* for the same period is under adjustment, but for the previous quarter it was £307 10s. 8d. per month.
- (3.) Previously the service was paid for by the Postal Department, the amount received being £2,250 per annum. The present revenue is, approximately, £9,100 per annum.
- (4.) The charge is adjusted each quarter, based on the weighings of one week's traffic in the quarter.
- (5.) The same conditions apply to other newspapers having a large circulation; quarter-parcels rates apply generally for the carriage of newspapers.
- (6.) No. It is proposed, however, when the time-table is next under revision, to provide for the running of a passenger train from Sydney to Newcastle at 6.50 a.m., to meet general public requirements.

(4.) Kowmung Cedar Reserve, Yerranderie:—Mr. Estell, for Mr. Beeby, asked the Minister for Agriculture,—

- (1.) Have any persons in Sydney timber rights in respect of Kowmung Cedar Reserve, near Yerranderie?
- (2.) If so, what portions do the rights cover, and what are the terms thereof?

Mr. Perry answered,—

- (1.) Permission to work cedar on the Kowmung Forest Reserve (No. 29,370, county of Westmoreland, of 64,000 acres) has been granted to Messrs. Goodlet and Smith, of Sydney, the permission having an annual currency.
- (2.) (a) The whole area; (b) that not less than three licenses, at cost of £6 per annum each, be continuously held.

(5.) Bookmakers in the City:—Mr. Edden, for Mr. E. M. Clark, asked the Colonial Secretary,—

- (1.) Have any inquiries yet been made by the police regarding the suspicion of betting being carried on by alleged cigar importers in various chambers, courts, and arcades in the City?
- (2.) Is it a fact that a well-known bookmaker carries on betting business in a leading thoroughfare of the City disguised as an auctioneer and furniture broker; and, if this is not known to the police, will they make inquiries as to the fact?

Mr. Wood answered,—

- (1.) Yes; the result of police inquiries goes to show that betting business is not transacted on premises occupied by importers of cigars in various chambers, courts, and arcades in the City. Constant supervision is, and will continue to be, exercised.
- (2.) A registered bookmaker carries on business as an auctioneer and furniture dealer in a leading street of the City. His premises have been, and will continue to be, frequently visited by police; but, so far as can be ascertained hitherto, no betting is carried on there.

(6.) Accommodation for Local Land Board, Narrabri:—Mr. John Miller, for Mr. Collins, asked the Secretary for Lands,—

- (1.) Is it a fact that the Local Land Board at Narrabri is put to considerable inconvenience in transacting the business of the Court in consequence of the lack of accommodation at the local Court-house and the repeated clashing with the ordinary police court work of the district?
- (2.) Has it been decided to build an extra court-room for the accommodation of the Local Land Board; if so, in what position does the matter stand at present, and will he see what can be done towards expediting same?

Mr. Moore answered,—It is considered that the accommodation at the Court-house, Narrabri, is insufficient, and it is proposed to provide an additional room when funds are available.

(7.) Tramway Collision:—Mr. Carmichael asked the Colonial Treasurer,—

- (1.) Did a car driven by W. C. Morris collide with a stationary car in charge of Driver Stapleton at the corner of Elizabeth and Foveaux streets on 4th August last, and was an inquiry held into the cause of such collision?
- (2.) What was the cause of the collision as revealed by such inquiry?
- (3.) Were any officers suspended, dismissed, or disgraced in connection therewith; and, if so, who and for what periods?
- (4.) What claims for damages have been received from the seven passengers injured?
- (5.) Has either driver any other accidents against him; if so, what?

Mr.

16th September, 1909.

Mr. Waddell answered,—I am informed :—

- (1.) A collision between two tram cars did occur as stated, and an inquiry was held.
- (2.) The Board found that Driver W. C. Morris was responsible for the collision.
- (3.) Driver W. C. Morris was dismissed the Service. Conductor E. F. J. Turner was dismissed, and subsequently reinstated with loss of pay for fourteen days. Ticket-examiner George Gale was disgraced for one month. Driver A. E. Kemp was reprimanded.
- (4.) A number of claims has been received and settled, others are still pending and it is considered inadvisable to furnish details at present. The information could be supplied later in the form of a return if moved for.
- (5.) There is no previous serious accident recorded against either of the drivers.

- (8.) Payment of Fines and Back Wages by McKye—Breach of Bakers' Award :—Mr. Carmichael asked the Premier,—In the matter of the fines imposed on McKye, did the Judge order that "their short wages should be made good to the complainants"; and, if so, has the back money been paid?

Mr. Wade answered,—I stated in the course of my speech on the motion for adjournment moved by the Honorable Member that I was compelled to depend on my recollection with regard to the facts of the case. As I was not accorded the usual courtesy of being notified of the intended motion, I had no means of referring to the papers, and my remarks were subject to correction. I subsequently found, on obtaining access to the papers, that McKye was ordered to pay costs amounting to £30, in addition to the fines of £150, but no order was made by the Court to make good short wages.

- (9.) Report of Royal Commission on Sydney Improvement :—Mr. O'Sullivan asked the Premier,—

- (1.) Has the Report of the Royal Commission on the Improvement of Sydney been recognised by the Government, the Press, and the public as a most meritorious document?
- (2.) Has the thanks of the Premier and Ministry been accorded to the members of the Royal Commission for their patriotic services without remuneration?
- (3.) Was the message of thanks, which was so beautifully engrossed, merely a matter of form?
- (4.) Is this valuable Report to follow the ghostly array of reports that are admired and pigeon-holed?
- (5.) Is it a fact that the extension of George-street North from Bridge-street was recommended as far back as Governor Macquarie's time?
- (6.) Is it a fact that the Royal Commission for the Improvement of Sydney recommended that the Rocks area should be remodelled by the extending of George-street?
- (7.) Is the present Government building a structure right in the centre of the streets that the Royal Commission recommended should be made?
- (8.) If the Government are going to ignore the Commission, where was the utility of appointing it?

Mr. Wade answered,—

- (1, 2, 3, 4, and 8.) As intimated in my reply to the Question asked by the Honorable Member for King Division on the 31st ultimo, the consideration of the recommendations of the Royal Commission is now before the Government.
- (5.) I cannot say.
- (6.) The Royal Commission has recommended the straightening of George-street North.
- (7.) Authorised works are in progress.

- (10.) Railway Survey, Molong to Cumnock :—Mr. Lynch asked the Secretary for Public Works,—

- (1.) Is it a fact that he made a promise over twelve months ago to have a trial survey made of the proposed route of railway from Molong to Cumnock?
- (2.) When does he purpose to redeem that promise?

Mr. Lee answered,—The survey will be made so soon as a surveyor is available for the purpose.

- (11.) Running of Excursion Trains during Day-time :—Mr. Lynch asked the Colonial Treasurer,—Will he interview the Chief Commissioner for Railways, and urge him to run excursion trains from the country to the City, and *vice versa*, in the day-time, instead of the night, so that Australian people and visitors may see some of the country?

Mr. Waddell answered,—The periodical cheap excursion trains to and from the country are run at such times as are most suitable to the Department, and, as far as possible, the convenience of the majority of the passengers who use the trains is studied. It is not considered that the circumstances warrant these trains being run exclusively during the day, and it may be pointed out that there has always been a demand for night travelling, so as to avoid the discomfort of the summer heat.

- (12.) Public School Buildings, Peak Hill and Cumnock :—Mr. Lynch asked the Minister of Public Instruction,—When will the long-promised tenders be invited for the erection of public school buildings at Peak Hill and Cumnock?

Mr. Hogue answered,—I have approved of the acceptance of a tender for the erection of school buildings at Peak Hill. A sketch plan of the proposed buildings at Cumnock has been approved, and tenders will be invited as early as possible.

- (13.) Public School Teachers' Skill-marks :—Mr. Lynch asked the Minister of Public Instruction,—

- (1.) Is it a fact that all skill-marks granted to all teachers in the Service are supervised and arranged by the Chief Inspector?
- (2.) How does the Chief Inspector arrive at his decision?
- (3.) Will he consider whether the granting of skill-marks would be better left in the hands of the local inspectors, who know more of the teachers' qualifications than the Chief Inspector?

Mr.

16th September, 1909.

Mr. Hogue answered,—

(1.) The final award of the skill-mark rests with the Chief Inspector.

(2.) The decision is arrived at upon consideration of the Inspector's report on the school, and the Inspector's estimate of the teacher's efficiency.

(3.) This has been already fully considered, and the present arrangement is found to ensure the greatest degree of fairness in estimating teachers' qualifications.

(14.) Grading of Public Schools :—Mr. Lynch asked the Minister of Public Instruction,—Why is a school not graded as Class V, when the attendance averages over thirty children for three quarters in the year, an average which qualifies for Grade V ?

Mr. Hogue answered,—A school with such an attendance may be promoted to Class 5 from the beginning of the year following that in which the required attendance was reached, provided that the Public Service Board is satisfied, *inter alia*, that an excess of attendance above the specified limit is likely to be permanent.

(15.) Report of Royal Commission on Sydney and North Sydney Connection :—Mr. Edden, for Mr. E. M. Clark, asked the Premier,—When does he propose to allow this House to discuss the Report of the Royal Commission on the question of the connection of Sydney and North Sydney ?

Mr. Wade answered,—I hope to be able to afford an opportunity for discussion at a later stage of the Session.

(16.) Control of Steamers plying in Sydney Harbour :—Mr. Edden, for Mr. E. M. Clark, asked the Colonial Treasurer,—

(1.) Is it a fact that subsection 1 of section 81 of the Navigation Act provides that every harbour and river steamer shall be provided with master duly qualified ?

(2.) Is it a fact that paragraph (c) of subsection 3 of section 81 of the Act provides also that every harbour and river steamship shall be provided with at least one engineer possessing a third-class engineer's certificate or a certificate of higher grade ?

(3.) Under what section of the Navigation Act is it provided that one person can fulfil the dual duties on any steamboats plying on harbours and rivers of the State ?

Mr. Waddell answered,—

(1.) Yes ; but on the Department of Navigation attempting to enforce this provision, the Supreme Court held that a harbour and river steamer was one which carried passengers (that is, persons who paid fares) ; and if the vessel did not carry such passengers, the provisions with regard to a certificated master being carried did not apply (see *Veitch v. Donnelly*, 18 *Weekly Notes*, page 3).

(2.) Yes, this is being enforced.

(3.) The Navigation Act does not expressly provide that any person can fulfil the dual duties on any steamboat plying on harbours and rivers of the State, but the Crown Solicitor has advised that the effect of the sections referred to above, read in conjunction, enable this to be done.

(17.) Lambton Public School :—Mr. Edden asked the Minister of Public Instruction,—

(1.) Has a tender yet been received in connection with improvements at the Lambton Public School ?

(2.) When is this work likely to be commenced ?

Mr. Hogue answered,—

(1.) Yes.

(2.) The acceptance of a tender has been approved, and the papers have been forwarded to the Works Department for the necessary action.

3. LIQUOR LAW :—Mr. Brown presented a Petition from G. Warren Payne, Chairman of a Meeting of the Hope of Williams Lodge of the International Order of Good Templars, Dungog, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—
(1) State option by simple majority ; (2) the abolition of the thirty per cent. minimum ; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.

Petition received.

4. PAPERS :—

Mr. Wade laid upon the Table,—

Map marked "G," and signed Charles Robt. Scrivener, 22nd May, 1909, showing proposed Federal Capital Territory and Tenures of Land within same. (*Referred to in the resolutions on the subject moved by Mr. Wade,—see Entry 7.*)

Referred by Sessional Order to the Printing Committee.

Mr. Perry laid upon the Table,—

Minute of the Public Service Board recommending the appointment of Mr. W. J. O. H. Mathews, as Sheep and Wool Expert and Instructor, Department of Agriculture.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—

(1.) Amended Regulations Nos. 307 and 400, and Additional Form No. 155, under the Crown Lands Acts.

(2.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

(3.) Particulars of Leases issued on 8th September, 1909, under the provisions of the Western Lands Acts.

Referred by Sessional Order to the Printing Committee.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

16th September, 1909.

5. **ADJOURNMENT**:—Mr. Speaker stated that he had received from the Honorable Member for Yass, Mr. Nielsen, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The unsatisfactory conditions under which the men on the training ship 'Sobraon' work."
And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Nielsen moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. **INDUSTRIAL DISPUTES ACT—AMENDMENT OF SCHEDULE ONE**:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the resolution amending Schedule One of the Industrial Disputes Act, 1908, embodied in the Legislative Assembly's Message dated 8th September, 1909, returns the same to the Legislative Assembly without Amendment.

Legislative Council Chamber,
Sydney, 16th September, 1909.

F. B. SUTTON,
President.

7. **SURRENDER OF TERRITORY FOR THE SEAT OF GOVERNMENT OF THE COMMONWEALTH**:—Mr. Wade moved, pursuant to Notice, With a desire to fulfil the requirements of the Commonwealth of Australia Constitution Act, and to conform to the wishes of the Commonwealth Parliament in respect of the determination of the Seat of Government of the Commonwealth, this House resolves:—

(1.) That this State should surrender to the Commonwealth territory containing an area of, approximately, 800 square miles, made up as follows:—(a) All that area of about 435 square miles shown on Mr. Scrivener's plan, which lies to the west of the Goulburn to Cooma Railway, and includes the City site recommended by the Advisory Board, together with the catchment area of the Cotter River; (b) a further area of about 365 square miles, including the catchment areas of the Gudgenby, Naas and Paddy Rivers, as indicated by red edging on plan marked "G."

(2.) That the right of the State to the use and control of the Queanbeyan and Molonglo Rivers and their tributaries, which are indicated on Mr. Scrivener's plan and lie to the east of the Goulburn to Cooma Railway, should be subject to the requirements of the Commonwealth.

(3.) That this State is prepared, if so desired by the Commonwealth Parliament, to reserve from sale or lease all Crown lands within the catchment areas of the Queanbeyan and Molonglo Rivers.

(4.) That this State should protect from pollution the waters of the Queanbeyan and Molonglo Rivers.

(5.) That this State should surrender to the Commonwealth an area of about two square miles at Jervis Bay.

(6.) That, for the purpose of providing access to the sea, the State should grant to the Commonwealth—(a) the right to construct and maintain a railway or other means of communication from the Seat of Government to territory which shall have been surrendered by the State to the Commonwealth at Jervis Bay; (b) the right, on terms to be agreed upon, to cross over or under any State railway, to connect with and run trains over any portion of a State railway.

(7.) That the Commonwealth should grant to the State, on terms to be agreed upon, the right to cross over or under, or to connect with and run trains over the railway constructed by the Commonwealth, which establishes communication between the Seat of Government and Jervis Bay.

(8.) That in the event of the Commonwealth constructing a railway within Federal territory to the northern boundary thereof, the State should construct a railway from a point near Yass on the Great Southern Railway to join with the said railway.

(9.) That this State should grant to the Commonwealth the right to conduct through State territory to the Seat of Government, electrical power from any place to be agreed upon.

(10.) That the surrender of territory by the State should not be deemed a grant of the right to interfere with the reasonable use of the waters of the Murrumbidgee River by the State, or the citizens of the State of New South Wales.

Mr. McGowen moved, That the Question be amended by the insertion, as an additional resolution to follow after resolution (4), of the following words:—"That, in the event of the territory recommended by the Commonwealth Advisory Board being preferred by the Commonwealth Parliament to the area thus defined, this State should surrender such territory to an area, approximately, of one thousand and fifteen square miles in lieu of the territory defined by the foregoing resolutions."

Question proposed,—That the words proposed to be inserted, be so inserted.
Debate ensued.

And the House continuing to sit after Midnight,—

16th September, 1909.

FRIDAY, 17 SEPTEMBER, 1909, A.M.

Question put,—That the words proposed to be inserted be so inserted.
The House divided.

Ayes, 22.

Mr. Nicholson,	Mr. O'Sullivan,
Mr. Hollis,	Mr. McGarry:
Mr. Nielsen,	<i>Tellers,</i>
Mr. G. A. Jones,	Mr. Page,
Mr. Holman,	Mr. Lynch.
Mr. McGowen,	
Mr. Treflé,	
Mr. Peters,	
Mr. Scobie,	
Mr. Stuart-Robertson,	
Mr. Cann,	
Mr. Grahame,	
Mr. Horne,	
Mr. Gus. Miller,	
Mr. John Storey,	
Mr. Charlton,	
Mr. Arthur Griffith,	
Mr. Estell,	

Noes, 33.

Mr. Moore,	Mr. Price,
Mr. Wood,	Mr. J. C. L. Fitzpatrick,
Mr. Mahony,	Mr. Morton,
Mr. Perry,	Mr. Barton,
Mr. Hogue,	Mr. Collins,
Mr. Wade,	Mr. Parkes,
Mr. Waddell,	Mr. Hunt,
Mr. Nobbs,	Mr. Fallick,
Mr. Brown,	Mr. Gilbert,
Mr. Taylor,	Mr. Lonsdale,
Mr. Brinsley Hall,	Mr. W. Millard,
Mr. Thomas,	Mr. Henley,
Mr. Davidson,	Mr. John Miller.
Mr. Downes,	<i>Tellers,</i>
Mr. Ball,	Mr. Donaldson,
Mr. Latimer,	Mr. McFarlane.
Mr. Levy,	
Colonel Onslow,	

And so it passed in the negative.

Original Question put and passed unanimously.

The House adjourned, at ten minutes after Twelve o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales,

No. 37.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 21 SEPTEMBER, 1909.

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

PRINTING COMMITTEE :—Mr. Kelly, as Chairman, brought up the Tenth Report from the Printing Committee.

2. QUESTIONS :—

(1.) Withdrawals from Western Division Holdings, Namoi Electorate :—Mr. Collins asked the Secretary for Lands,—

- (1.) When is it proposed to withdraw the one-eighth of the holdings in the Western Division embraced in the Namoi Electorate?
- (2.) What are the names of the holdings from which it is proposed to make such withdrawals, and what area is it proposed to withdraw from each?

Mr. Moore answered,—The Western Lands Commissioners have furnished me with the following replies to the Honorable Member's Questions :—

- (1.) Steps are now being taken to withdraw the one-eighths from some of the holdings in the Namoi Electorate, with a view to making the withdrawn areas available for lease early next year.
- (2.) Withdrawals will, from time to time, be made from the following holdings, and the area that can be withdrawn in each case is as follows :—

Name of Holding.	Area that can be withdrawn.
8. Bangheet	13,877 acres.
9. Goondublui	24,665 "
33. Angledool... ..	10,638 "
84. Llanillo	14,390 "
125. Bundinbarrina	21,218 "
139. Dungalear... ..	14,867 "
230. Boorooma... ..	31,257 "
274. Bundabulla (part)	10,043 "
350. Gingie	17,063 "
1312. Yeranbah... ..	13,866 "

(2.) Public School, Dorrigo :—Mr. Briner asked the Minister of Public Instruction,—

- (1.) Has a tender yet been accepted for additions to Dorrigo Public School; and, if so, who is the contractor, and what is the amount of his tender, and the time for completing the work?
- (2.) Have tenders yet been invited for a teacher's residence at Dorrigo; and, if not, will he have the matter expedited?

Mr. Hogue answered,—

- (1.) Yes. Mr. W. Morris, £441. The contract time will expire on the 16th November next.
- (2.) The tender of Mr. W. Morris has been accepted, and the contract time will expire on the 24th November next. The amount of the tender is £428.

(3.) Weight guessing Competitions :—Mr. Briner asked the Premier,—

- (1.) Is it a fact that notice has been given to any sporting body or bodies in the Clarence River district that a fat-bullock weight-guessing competition at a public gathering is now illegal?
- (2.) Is it intended to prevent these competitions in future; and, if so, on what grounds?
- (3.) Is it considered that weight-guessing competitions are not matters of skill, but of chance?
- (4.) Will he consider the advisability of withdrawing any notices to the effect that these competitions are illegal?

Mr.

21st September, 1909.

Mr. Wade answered,—The Inspector-General of Police has furnished me with the following reply :—A circular was issued by me, on the 6th instant, to all Superintendents of Police in charge of districts throughout the State, to notify all police in their respective districts, that "guessing competitions concerning weights of bullocks, &c., were not illegal." As far as I am aware, no notice of the nature specified in Question 1 was sent from Sydney.

(4) Dredging of Nambucca River :—Mr. Briner asked the Secretary for Public Works,—

- (1.) How many dredges are at work in the Nambucca River and its branches, Taylor's Arm, and Warrell Creek?
- (2.) Has the main river been dredged, according to promise, to enable the ocean steamers to reach Macksville?
- (3.) When will the promise be carried out to dredge the channel between Devir's Wharf and Gidoux's Mill?

Mr. Lee answered,—

- (1.) Two.
- (2.) Yes.
- (3.) Now being carried out.

(5) Superannuation Fund :—Mr. Briner asked the Premier,—

- (1.) In what position with regard to refunds of payments made to the Superannuation Fund is an official of the Post or Telegraph Department who is still in the service of the Commonwealth, but who has not received any refund of payments made by him to the Fund before his transfer to the Commonwealth Service?
- (2.) Is a postal official, who ceased to contribute to the Fund in the year 1896, and was transferred to the Commonwealth in 1901, entitled to a refund of moneys which he paid to the Superannuation Fund?
- (3.) If an official in such a position were to die, would his widow or family be entitled to such refund?

Mr. Wade answered,—

(1 and 2.) The Honorable Member's attention is invited to replies given by me to Questions asked by the Honorable Member for Redfern on this subject on 10th September and 14th December, 1908.

(3.) Yes, if he had withdrawn from the fund.

(6) Conversion of Homestead Selections into Freeholds :—Mr. Briner asked the Secretary for Lands,—

- (1.) Has his attention been directed to statements in local papers to the effect that the Government Savings Bank refused to advance money on homestead selections which might be converted into conditional purchases and freeholds?
- (2.) Is it a fact that the Government Savings Bank has refused to sanction the conversion of homestead selection into freehold; and, if so, for what reasons?

Mr. Moore answered,—Yes, but the difficulty has now been overcome.

(7) Pilliga Scrub :—Mr. Collins asked the Secretary for Lands,—

- (1.) What is the approximate area of land embraced in the Pilliga scrub?
- (2.) What area is estimated to be fit for agriculture?
- (3.) What area has been set aside, and recommended by the Royal Commission on Forestry to be set aside for forest reserves?
- (4.) What distance are these reserves situated from the nearest railway?
- (5.) Did the Local Land Board, a few years ago, report, after inquiry throughout the district as to the best means of disposing of these lands, that a light line of railway was essential to the proper development of this vast tract of country?
- (6.) Will he confer with the Minister in charge of the Forestry Department and the Secretary for Public Works, with the view of taking further action in regard to running a light line of railway through this country, to open up the forests and the large area of agricultural land embraced in this extensive territory?

Mr. Moore answered,—

- (1.) About 1,800,000 acres.
- (2.) Roughly estimated at about two-thirds (1,200,000 acres) of the whole area.
- (3.) About 340,000 acres.
- (4.) 3,000 acres about 6 miles, 74,600 acres about 20 miles, 28,000 acres about 27 miles by road from Wee Waa Railway Station, and the balance about 45 miles from both Coonamble and Wee Waa Railway Stations.
- (5.) The Board reported to the effect that a railway and possibly several branch lines will be required to develop these lands to their fullest extent if the cultivation of wheat proves a success, but that the present facilities for getting wheat to market are sufficient to develop the wheat industry, up to the point of showing that it will pay to build a railway into the scrub.
- (6.) The matter is under consideration.

(8) Claims of Retired Civil Servants—Case of *Macharg v. The Crown* :—Mr. McGowen asked the Attorney-General and Minister of Justice,—What were the legal costs in the case of *Macharg v. Williams*, before the District Court, Supreme Court, and High Court, paid to—(a) barristers appearing for the Crown; (b) barristers appearing for *Macharg*; (c) solicitors acting for *Macharg*?

Mr. Wade answered,—(a) £66 18s. 6d.; (b) and (c) £146 17s. With regard to the facts of this case, I would invite the Honorable Member's attention to the reply given by me to the Questions asked on the subject on 10th September, 1908. It was then pointed out that when the Crown appealed

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appealed to the High Court, Mr. Macharg, who had succeeded in the District Court and Supreme Court in his claim that a broken part of a year should count, then abandoned that claim. Since then the Crown has obtained leave from the Privy Council to appeal on the question of whether temporary service prior to a break in service before the year 1885 is to count as service for a pension; as, if the decision in this respect be upheld, it may involve a heavy charge upon the public funds in connection with numerous cases.

(9.) Charge of Perjury against Police Officer, Wyalong:—*Mr. Nielsen*, for *Mr. Holman*, asked the Colonial Secretary,—

(1.) Will he obtain the papers in connection with the recent inquiry by the Police Department at Wyalong, and peruse same with the view to holding a public inquiry presided over by an official of the Justice Department, and taking evidence on oath?

(2.) Is it a fact that a deliberate charge of perjury was preferred against a certain police officer, that he did on 5th January, 1909, at Wyalong, falsely declare that he could see distinctly at 3 a.m. on the morning of 1st of January, 1909, and that it was bright moonlight at the time, whereas the moon set at about 12.3 a.m.?

(3.) Was this charge investigated; if so, with what results?

Mr. Wood answered,—

(1.) Yes.

(2 and 3.) I must ask the Honorable Member to postpone these Questions until I have had an opportunity of reading the papers.

(10.) New Sydney Abattoirs, Homebush Bay:—*Mr. Meehan* asked the Premier,—

(1.) What is the total expenditure to date—(a) on land for abattoirs at Homebush Bay; (b) on railway works; (c) total expenditure on the whole project?

(2.) What is the estimated expenditure yet to be made—(a) on abattoir buildings; (b) on abattoir drainage; (c) wharfage reclamation and dredging?

(3.) Before any further expenditure is incurred in the abattoir area, will the Government take steps to settle the question of dual control of saleyards and abattoirs?

(4.) Do the Government contemplate erecting saleyards for pigs, calves, and small stock (now carried on by the City Council in Sussex-street) within the abattoir area, on the Parramatta River frontage; if so, what is the estimated expenditure?

(5.) What authority is to control the small stock saleyards if contemplated by the Government, on the new abattoir area, and what authority is to collect the dues?

(6.) In view of extensive closer settlement, and the increasing number of small consignors, will the Government immediately cause to be provided adequate and convenient railway accommodation for the detrainment of stock away from the main lines of traffic, and within the new abattoir area?

(7.) Will the Government consent to the appointment of a Select Committee of inquiry into the expediency or otherwise of the transfer and control of the present Flemington saleyards to within the new abattoir area?

Mr. Wade answered,—

(1.) (a) On land, £77,110 ls.; (b) on railways, platforms, levelling site, roads, &c., £58,734 13s. 1d.; (c) total expenditure to date, £135,844 14s. 1d.

(2.) (a) £155,000 provided; (b) £5,000 provided; (c) approximately, £18,500.

(3 to 7.) The matters referred to in these Questions have not yet been dealt with. They are not urgent as the abattoirs will not be open for use for at least two years.

(11.) Electric Signalling System, Central Railway Station:—*Mr. Briner*, for *Mr. E. M. Clark*, asked the Colonial Treasurer,—

(1.) When was the system of electric signalling installed at the Central Railway Station, and at what cost?

(2.) Is it a fact that there have been repeated failures in connection with same, and what has been the cost of remedying the defects of the system?

(3.) Does he consider the system now perfect; if not, when is it expected to be?

Mr. Waddell answered,—I am informed that the electro-pneumatic signalling installation at Sydney station has not yet been brought into use, being still under construction. Delays have taken place owing to additional parts having had to be obtained from England.

(12.) Medical Attendance on North Coast Railway Workmen:—*Mr. Briner*, for *Mr. Levien*, asked the Secretary for Public Works,—

(1.) Is there any accident fund in connection with the railway contract from Taree towards Gloucester, for which Messrs. Smith, Timms, and Company are the contractors?

(2.) If so, what are the particulars?

(3.) Is there any liability on the part of the contractors for sickness or accidents amongst the men employed?

(4.) Is it a fact that 2,000 men are employed on this contract, and that the weekly deduction of sixpence per man amounts to quite £2,000 per annum, and that only £500 per year is paid to the doctor who is the Government medical officer at Wingham, for attendance, medicine, &c.?

Mr. Lee answered,—

(1, 2, and 3.) The contractors state there is no accident fund, but they insure the men and deal liberally with genuine cases of accident; but no allowance is made if the men are sick, except medical attendance and medicine.

(4.) I am informed that the average number of men employed is 1,378, and that two doctors are engaged at a salary of £66 13s. 4d. per month.

(13.)

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- (13.) Claims of Retired Civil Servants :—*Mr. Briner*, for *Mr. O'Sullivan*, asked the Premier,—
- (1.) Is it a fact that in Session 1905, on the motion of the Honorable Member for Petersham, *Mr. Cohen*, a Return to Order was laid upon the Table of this House, and printed, entitled "Compensation to Civil Servants deprived of Leave of Absence"?
 - (2.) Is it a fact that this return shows that a large number of officers did receive compensation, and others did not?
 - (3.) Was the return in question based upon actual length of service; and, if so, what is the reason assigned for the claims of certain old officers having been overlooked while others with lesser service were recognised in the way of compensation, as set out in the return in question?
 - (4.) Will he direct a revision of this Return to Order with the view to rectification, in fairness to the older-service officers, and place a sum on the General Estimates to cover the anomalies referred to?
- Mr. Wade* answered,—
- (1 and 2.) Yes.
 - (3.) I would invite the Honorable Member's attention to return with regard to these claims, printed under No. 22 Report from Printing Committee, 30th November, 1905, which gives detailed information on the subject.
 - (4.) The Honorable Member's attention is invited to reply given by me to Questions, asked on this point by the Honorable Member for Cootamundra, on 26th ultimo.
- (14.) Mayor of Parkes Municipality :—*Mr. Lynch* asked the Secretary for Public Works,—
- (1.) On whose recommendation was *Mr. Sydney Ephraim Close* appointed Mayor of the Parkes Municipality?
 - (2.) Were any other aldermen recommended?
 - (3.) If so, by whom?
- Mr. Lee* answered,—
- (1.) On the recommendation of the Minister for Works to the Governor and Executive Council.
 - (2.) Yes.
 - (3.) By *J. P. Lynch*, Esquire, M.P., and Aldermen *Fisher*, *Metcalf*, *Keast*, *Geddes*, and *Medlyn*.
- (15.) Registration of Births, Deaths, and Marriages :—*Mr. J. C. L. Fitzpatrick* asked the Premier,—
- (1.) In what year was the system of registration of births, deaths, and marriages at State Government offices inaugurated?
 - (2.) Was it the custom, prior to that year, for records of births, deaths, and marriage registrations to be kept only at the churches where such registrations took place?
 - (3.) Is it a fact that very great trouble and inconvenience is now frequently caused applicants for old-age pensions by reason of the fact that they are unable to locate the particular church register in which date of birth is recorded; and, in view of this condition of things, will he take steps to pass legislation which will provide for the transfer to the State of all church registers kept prior to the year when the State itself undertook the task of officially recording births, deaths, and marriages?
- Mr. Wade* answered,—
- (1.) 1856.
 - (2.) Yes, generally speaking.
 - (3.) (a) I cannot say to what extent this is the case; (b) the expense and immense labour involved in carrying out this suggestion would, I think, be disproportionate to the object to be attained.
- (16.) Bankstown Water Supply :—*Mr. John Miller*, for *Mr. Parkes*, asked the Secretary for Public Works,—
- (1.) Has the Metropolitan Board of Water Supply and Sewerage agreed with the Bankstown Municipal Council on a guarantee arrangement to supply water to that suburb?
 - (2.) Is it a fact that the influx of population to Bankstown since the opening of the railway has rendered it an urgent matter to supply water to the neighbourhood?
 - (3.) Is it a fact that the matter stands, that the Board is simply awaiting the supply of the necessary funds by Government?
 - (4.) If so, will he grant the required authority and funds for the immediate consummation of this work?
- Mr. Lee* answered,—
- (1.) The estimated cost of proposed scheme for water supply to Bankstown Heights is £3,740. The local Council has advised the Board that the residents are prepared to pay a water rate sufficient to cover the required revenue, and the Board has approved of the work being carried out on this understanding when funds are available. No guarantee has been given or agreement entered into.
 - (2.) The settlement has increased, and there is no doubt that a permanent water supply would lead to further development.
 - (3 and 4.) There are no funds available at present, but when Parliament makes the necessary provision the work can be proceeded with.
- (17.) Forestry—Suitability of Sydney Water Catchment Area for Growth of Ironbark, &c. :—*Mr. Downes* asked the Minister for Agriculture,—
- (1.) Will he cause inquiry to be made as to the special adaptability of a large area on the Sydney water catchment area for the growth of ironbark and other timber?
 - (2.) Will he communicate with the Metropolitan Board of Water Supply and Sewerage with a view to suitable land on the catchment area being utilised for the growth of timber?
 - (3.) Will he see that the facilities existing at the Campbelltown State Nursery for the growth of young timber trees are at once availed of, so that seedlings may be available for distribution as soon as possible?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

21st September, 1909.

Mr. Perry answered,—

- (1.) It is understood that part of the area is suitable for the purpose mentioned.
- (2.) The views of the Metropolitan Board of Water Supply and Sewerage will be ascertained.
- (3.) Large numbers of timber trees are distributed every year, but the stocks will be increased to enable all reasonable demands to be met.

(18.) Resumption of Land for Military Purposes near George's River :—Mr. Downes asked the Premier,—

- (1.) Has finality yet been reached in the negotiations with the Federal Government *re* resumption of land, for military purposes, between George's River and the Woronora River?
- (2.) Is it proposed to resume privately-owned land in the area applied for?
- (3.) If no decision has yet been arrived at, will he take steps to secure a settlement?

Mr. Wade answered,—

- (1.) No.
- (2.) Yes.
- (3.) I will again address the Prime Minister of the Commonwealth, upon whom, primarily, rests the responsibility of further action in the matter.

(19.) Clarence River Entrance—Northern Breakwater :—Mr. McFarlane asked the Secretary for Public Works,—

- (1.) Is it a fact that much dissatisfaction exists in the Clarence District respecting the decision of the Public Works Committee in refusing to recommend the construction of the Northern Breakwater?
- (2.) Is it a fact that such breakwater forms a part of Sir John Coode's scheme for improving the entrance to the Clarence?
- (3.) Is it a fact that for several years past the navigation of the Clarence has been, and is, much impeded through the continuous shoaling of the bar and the Iluka Crossing?
- (4.) Is it a fact that the Public Works Committee in 1903 recommended that a portion of the Southern Breakwater be constructed?
- (5.) Is it a fact that after having been recommended by the Public Works Committee, an Act of Parliament was passed in 1890 authorising the removal of the reef at the river entrance?
- (6.) Is it a fact that the construction of the Southern Breakwater and the removal of the reef are portions of Sir John Coode's scheme?
- (7.) Can he say why those important works were not proceeded with?
- (8.) Will he, in view of the unsatisfactory state of the Clarence entrance, give effect to the recommendation made by the Public Works Committee in 1903 respecting the extension of the Southern Breakwater, and also take the necessary action to have the reef removed; if not, what action does he propose to take?

Mr. Lee answered,—

- (1.) Letters have been received from the Clarence District expressing dissatisfaction with the decision arrived at by the Public Works Committee.
- (2.) Yes.
- (3.) Continuous shoaling has taken place. Navigation has been maintained by means of dredging.
- (4, 5, and 6.) Yes.
- (7.) (a) It was considered that the best results in improving the entrance could only be obtained by constructing the Northern and Southern Breakwaters simultaneously; (b) until sufficient shelter is afforded by the construction of the breakwaters, the submarine reef cannot be removed economically.
- (8.) No. I am advised that the essential work at this entrance is the construction of the Northern Breakwater to check the ingress of sand from the north beach into the estuary. This work has been submitted to the Public Works Committee, and rejected by them. Therefore, the only possible action is to continue as in the past to maintain the navigation of the entrance by dredging. In addition to which an addition to the training-walls at Iluka, with a view to decreasing the cost of dredging at that channel, is under consideration.

3. CRIMES (GIRLS' PROTECTION) BILL :—

- (1.) The following Petitions, representing that Petitioners are strongly of opinion that the age of consent should be raised to eighteen years, and praying that the Crimes (Girls' Protection) Bill be amended in certain particulars, were presented by the Members named :—
 - (1.) By Mr. Lonsdale—From the Armidale Branch of the Women's Liberal League.
 - (2.) By Mr. Lonsdale—From Joseph Beale, President, and John E. Metcalfe, Secretary, of the Temperance and Morals Committee of the Methodist Church of New South Wales.
 - (2.) *Mr. J. C. L. Fitzpatrick*, for Colonel Ryrie, presented a Petition from certain members of the Women's Christian Temperance Union, Queanbeyan, representing that Petitioners are in favour of raising the age of consent to seventeen years, and are glad to note the introduction of the Crimes (Girls' Protection) Bill, and praying the House to amend the Bill in certain particulars.
- Petitions received.

4. LIQUOR LAW :—The following Petitions, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken, were presented by the Members named :—

- (1.) By Mr. Mercer—From Mrs. John Clubb, Chief Templar of the We Hope to Prosper Lodge of the International Order of Good Templars, Balmain.
- (2.) By Mr. Briner—From William McLucas, Chairman of a Meeting of the Beacon Light Lodge of the International Order of Good Templars, Cowper.

(3.)

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- (3.) By Mr. Briner—From E. I. Davis, Chairman, and J. A. Thompson, Secretary, of a meeting of the Rock of Refuge Lodge, No. 137 of the International Order of Good Templars, Maclean.
- (4.) By Mr. Perry—From Maurice Samuel Gray, Chairman of a meeting of the Path of Safety Lodge of the International Order of Good Templars, Cowlong.
- (5.) By Mr. Lee—From J. Baillie, Chairman of a meeting of the Coraki Lodge of the International Order of Good Templars, Coraki.
- Petitions received.
5. PAPERS :—Mr. Moore laid upon the Table,—
- (1.) Particulars of leases issued on 15th September, 1909, under the provisions of the Western Lands Acts.
Referred by Sessional Order to the Printing Committee.
- (2.) Particulars respecting the proposed acquisition by the Government for the purposes of Closer Settlement of the Larras Lake Estate.
Ordered to be printed.
6. CRIMES (GIRLS' PROTECTION) BILL :—The Order of the Day having been read,—Mr. Wade moved, "That" this Bill be now read a third time.
- Mr. Arthur Griffith moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clause 4 and the insertion of an interpretation clause,"—instead thereof.
- Question proposed,—That the words proposed to be left out stand part of the Question.
- Debate ensued.
- Question put.
- The House divided.

Ayes, 30.

Mr. Waddell,	Mr. James,
Mr. Lee,	Mr. Latimer,
Mr. Mahony,	Mr. Robert Jones,
Mr. Wood,	Mr. Davidson,
Mr. Wade,	Mr. E. M. Clark,
Mr. Lonsdale,	Mr. Briner,
Mr. Oakes,	Mr. McFarlane,
Mr. Hogue,	Mr. Price,
Mr. Perry,	Mr. Broughton,
Mr. J. C. L. Fitzpatrick,	Sir James Graham,
Mr. Levy,	Mr. Henley,
Colonel Onslow,	Mr. W. Millard.
Mr. Nobbs,	
Mr. Downes,	<i>Tellers,</i>
Mr. Fallick,	Mr. Collins,
Mr. Moore,	Mr. Taylor.

Noes, 21.

Mr. Kelly,	Mr. Estell,
Mr. McGowen,	Mr. Nielsen,
Mr. Arthur Griffith,	Mr. O'Sullivan.
Mr. Treflé,	<i>Tellers,</i>
Mr. Carmichael,	Mr. Peters,
Mr. Edden,	Mr. McGarry.
Mr. Meehan,	
Mr. Gus. Miller,	
Mr. Charlton,	
Mr. Stuart-Robertson,	
Mr. Grahame,	
Mr. Nicholson,	
Mr. Horne,	
Mr. John Storey,	
Mr. Macdonell,	
Mr. Holman,	

And so it was resolved in the affirmative.

Original Question,—That this Bill be now read a third time—put and passed.

Bill read a third time, and, on motion of Colonel Onslow, *passed*.

Colonel Onslow then moved, That the Title of the Bill be "*An Act to extend to girls of and above the ages of fourteen and sixteen years respectively, and under the ages of sixteen and seventeen years respectively, the protection given to girls under the ages of fourteen and sixteen years respectively, by certain provisions of the criminal law relating to offences against the person; to bring step-fathers within certain of those provisions; to enable certain of those offences to be dealt with in a summary way; to exclude girls under the age of eighteen from brothels; and to amend the Crimes Act, 1900.*"

Question put and passed.

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

MR. PRESIDENT :—

The Legislative Assembly has this day agreed to the Bill, returned herewith, intituled "*An Act to extend to girls of and above the ages of fourteen and sixteen years respectively, and under the ages of sixteen and seventeen years respectively, the protection given to girls under the ages of fourteen and sixteen years respectively, by certain provisions of the criminal law relating to offences against the person; to bring step-fathers within certain of those provisions; to enable certain of those offences to be dealt with in a summary way; to exclude girls under the age of eighteen from brothels; and to amend the Crimes Act, 1900.*"—with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,
Sydney, 21st September, 1909.

CRIMES (GIRLS' PROTECTION) BILL.

Schedule of the Amendments referred to in Message of 21st September, 1909.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

- Page 1, clause 1, line 7. *Omit "1908" insert "1909"*
- Page 2, clause 2, line 8. *Omit "brought under sections sixty-four, sixty-nine, seventy" insert "which renders a person liable to be found guilty of an offence described in sections"*
- Page 2, clause 2, line 16. *Omit "seventeen" insert "sixteen"*
- Page 2, clause 2, line 17. *Omit "three" insert "six"*
- Page 2, clause 3, line 21. *After "words" insert "guardian"*
- Page 2, clause 3, line 23. *After "words" insert "ward"*
- Examined,—

JOHN J. COHEN,
Chairman of Committees.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

21st September, 1909.

7. **FACTORIES AND SHOPS (AMENDMENT) BILL**:—Mr. Wade, pursuant to leave granted on 12th August, 1909, a.m., presented a Bill, intituled "*A Bill to amend the Factories and Shops Act of 1896, and for other purposes*,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.

8. **COAL AND SHALE MINES HOURS REGULATION BILL**:—The Order of the Day having been read,—Mr. Edden moved, That this Bill be now read a second time.
Debate ensued.

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

Question put.

The House divided.

Ayes, 33.

Mr. Mahony,	Mr. James,
Mr. Taylor,	Mr. McFarlane,
Mr. Oakes,	Mr. Donaldson,
Mr. Perry,	Mr. E. M. Clark,
Mr. Wade,	Mr. Thomas,
Mr. Wood,	Mr. John Miller,
Mr. Lee,	Mr. Price,
Mr. Levy,	Mr. Downes,
Mr. Moore,	Mr. Barton,
Colonel Onslow,	Mr. Robert Jones,
Mr. Nobbs,	Mr. Broughton,
Mr. Davidson,	Sir James Graham,
Mr. Brown,	Mr. W. Millard.
Mr. Fallick,	<i>Tellers,</i>
Mr. Brinsley Hall,	Mr. Latimer,
Mr. J. C. L. Fitzpatrick,	Mr. Ball.
Mr. Hogue,	
Mr. Lonsdale,	

Noes, 30.

Mr. Edden,	Mr. Scobie,
Mr. Charlton,	Mr. Gillies,
Mr. Treflé,	Mr. Collins,
Mr. Stuart-Robertson,	Mr. McGarry,
Mr. G. A. Jones,	Mr. Estell,
Mr. Cann,	Mr. Nielsen,
Mr. Arthur Griffith,	Mr. McGowen,
Mr. Carmichael,	Mr. O'Sullivan,
Mr. Nicholson,	Mr. Levien,
Mr. Meehan,	Mr. Briner.
Mr. Lynch,	<i>Tellers,</i>
Mr. Page,	Mr. Kelly,
Mr. Grahame,	Mr. Macdonell.
Mr. Horne,	
Mr. Hollis,	
Mr. Mercer,	
Mr. Dooley,	
Mr. Holman,	

And so it was resolved in the affirmative.
Ordered, That the Debate be adjourned until To-morrow.

9. **ADJOURNMENT**:—Mr. Wade moved, That this House do now adjourn.

Debate ensued.

Question put.

The House divided.

Ayes, 32.

Mr. Mahony,	Sir James Graham,
Mr. Wood,	Mr. E. M. Clark,
Mr. Hogue,	Mr. Taylor,
Mr. Perry,	Mr. Price,
Mr. Wade,	Mr. Thomas,
Mr. Lee,	Mr. Lonsdale,
Mr. Levy,	Mr. Donaldson,
Mr. Waddell,	Mr. Robert Jones,
Mr. Latimer,	Mr. Barton,
Mr. Nobbs,	Mr. Davidson,
Mr. Moore,	Mr. Downes,
Mr. Oakes,	Mr. McFarlane,
Mr. J. C. L. Fitzpatrick,	Mr. W. Millard.
Mr. Brinsley Hall,	<i>Tellers,</i>
Mr. James,	Mr. Ball,
Mr. Brown,	Colonel Onslow.
Mr. Fallick,	

Noes, 25.

Mr. Charlton,	Mr. Dooley,
Mr. Nielsen,	Mr. John Storey,
Mr. Hollis,	Mr. Mercer,
Mr. Treflé,	Mr. Cann,
Mr. Lynch,	Mr. McGowen,
Mr. Edden,	Mr. O'Sullivan.
Mr. Scobie,	<i>Tellers,</i>
Mr. Stuart-Robertson,	Mr. Arthur Griffith,
Mr. Holman,	Mr. McGarry.
Mr. Kelly,	
Mr. G. A. Jones,	
Mr. Carmichael,	
Mr. Meehan,	
Mr. Nicholson,	
Mr. Estell,	
Mr. Page,	
Mr. Horne,	

And so it was resolved in the affirmative.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 22 SEPTEMBER, 1909.

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

QUESTIONS:—

- (1.) Dredges, Bellinger River:—Mr. Briner asked the Secretary for Public Works,—
- (1.) Is it a fact that there is only one dredge on the Bellinger River, and that it is unable to do any work except at the Heads?
 - (2.) What has become of the grab dredge "Beta" which was once employed in keeping the river channel open as far as Cahills' Wharf, at Bellingen?
 - (3.) Is it a fact that the present sand-pump dredge is not competent to do this work?
 - (4.) Is it a fact that the channel up the river has been neglected for a long time, and that navigation is extremely difficult at present?
 - (5.) Will he grant the relief which is badly needed by sending the "Beta" to dredge the worst portions of the channel as far as Cahill's Wharf?

Mr. Lee answered,—

- (1.) There is only one dredge, but it is capable of doing general work.
 - (2.) Temporarily removed to Karuah River.
 - (3.) No, the sand-pump dredge in question can also work as a grab.
 - (4 and 5.) It is some time since a dredge worked the upper part of the river. I have not heard that navigation is hampered, but will obtain a report.
- (2.) Roads, Parish of Barraganyatti, County of Dudley:—Mr. Briner asked the Secretary for Lands,—
- (1.) How many applications are now with the Department of Lands for new roads or exchange of roads in the parish of Barraganyatti, county of Dudley?
 - (2.) Who are applicants, and what are the roads concerned?
 - (3.) How do the applications stand?
 - (4.) Will any compensation be paid in regard to any of the roads concerned?

Mr. Moore answered,—

- (1.) One.
 - (2.) The Macleay Shire Council, for road through portion 43 (conditional purchase held by L. Hunter) and portion 70 (conditional purchase held by J. Mohr).
 - (3.) Action is proceeding towards *Gazette* notification of the proposed resumption and closing of part of road which would be superseded.
 - (4.) If it be eventually decided to complete the resumption, action for settlement with the land-owners will be taken in due course.
- (3.) Lands available for Settlement, Dorrigo District:—Mr. Briner asked the Secretary for Lands,—
- When is it proposed to make further lands available for settlement in the Dorrigo district in addition to the few scattered blocks which have already been gazetted to be available shortly?

Mr. Moore answered,—Survey is now proceeding with a view to design of the whole of the available Crown lands on the Dorrigo plateau.

- (4.) Advisory Board, Port of Newcastle:—Mr. Gilbert asked the Colonial Treasurer,—Will he lay upon the Table of this House all papers in connection with the appointment of the Advisory Board for the Port of Newcastle?

Mr. Wade answered,—I will afford the Honorable Member an opportunity of perusing these papers at any time. I do not at present see any necessity for laying them upon the Table of this House.

(5.)

22nd September, 1909.

- (5.) Appointment of Chief Commissioner for Railways :—Mr. McLaurin asked the Premier,—
- (1.) Who were the members of the Board appointed in England to deal with applications for the position of Chief Commissioner for Railways to succeed Mr. Charles Oliver in this State?
 - (2.) Is it a fact that this Board recommended the appointment of Mr. Thallon, of Queensland, and that he refused to accept the position?
 - (3.) Is it a fact that the Board reported that there were no suitable applicants of first, or even second grade in England?
 - (4.) Is it a fact that the Board was pressed to make a recommendation; that they submitted three names, of which that of Mr. Johnson occupied third place?
- Mr. Waddell answered,—
- (1.) Earl of Jersey, Sir George Gibb, Mr. C. W. Darley, and Mr. T. A. Coghlan.
 - (2 and 3.) No.
 - (4.) No; the Committee unanimously selected Mr. Johnson.
- (6.) Coal-loading Apparatus, Darling Harbour :—Mr. Briner asked the Colonial Treasurer,—
- (1.) Is it a fact that the Railway authorities erected a coal-loading apparatus for the dumping of coal from the Southern and Western Collieries into ships lying at the Darling Harbour Railway wharf?
 - (2.) Has the machinery carried out the work successfully?
 - (3.) Is it a fact that it has repeatedly failed while in use, and thus caused serious delays in loading?
 - (4.) Is it a fact that claims have been made for losses occasioned by the delay in loading the coal, owing to the apparatus breaking down?
 - (5.) Who recommended this machinery, and whence was it obtained?
 - (6.) What was the total cost of its instalment?
- Mr. Waddell answered,—
- (1 and 2.) Yes.
 - (3.) Some failures have occurred; but they were of an unimportant character.
 - (4.) Claims were preferred by Messrs. Scott, Fell, and Company.
 - (5.) A joint report was submitted to the late Board of Railway Commissioners by Messrs. Harper, Thow, Fraser, Corns, and Mr. Walsh of the Harbour Trust, indicating the cost of cranes and elevators and the difficulty (almost impracticability) in providing the former. Plans of the elevator system were submitted to the principal shippers and approved by them, and also subsequently by the Railway Commissioners. Materials were obtained from local contractors, and the appliances erected by them.
 - (6.) The cost of installing the coal handling plant was £11,138 4s. 9d.
- (7.) Money voted for Railway Purposes :—Mr. Briner asked the Colonial Treasurer,—
- (1.) Is it a fact that Mr. Johnson, the Chief Commissioner for Railways, complained to the Farmers and Settlers' Conference that he could not meet the demands of country producers of stock, wool, and wheat, because Parliament had not supplied sufficient money to enable him to provide rolling stock?
 - (2.) Has Parliament at any time refused to vote any sum asked in any form submitted to it for railway purposes; and, if so, when?
 - (3.) What sums have been provided for rolling stock and existing lines generally, during the last five years?
 - (4.) Has this money been expended solely at the discretion of the Railway Commissioner?
 - (5.) How much has been spent in rolling stock, and how much in deviations and duplications of existing lines?
- Mr. Waddell answered,—This information will be prepared and laid upon the Table in the form of a return.
- (8.) Charge of Perjury against Police Officer, Wyalong :—Mr. Estell, for Mr. Holman, asked the Colonial Secretary,—
- (1.) Is it a fact that a deliberate charge of perjury was preferred against a certain police officer, that he did on 5th January, 1909, at Wyalong, falsely declare that he could see distinctly at 3 a.m. on the morning of 1st of January, 1909, and that it was bright moonlight at the time, whereas the moon set at about 12.3 a.m.?
 - (2.) Was this charge investigated; if so, with what results?
- Mr. Wood answered,—A number of charges have been made from time to time by a local hotel-keeper who objects to the police in their endeavours to enforce the Liquor Act. The charges have been fully investigated, but have not been substantiated.
- (9.) Conduct of Clubs in the City :—Mr. Broughton asked the Premier,—
- (1.) Is it a fact that in certain clubs poker machines are in daily use, and that, by the aid of such machines, goods are disposed of by lottery?
 - (2.) Was it contemplated, when provision was made for exempting clubs, that some of such exempted clubs would make honorary members of members of theatrical companies visiting Sydney for periods of three months; also, members of athletic teams and officers of steamships visiting this port?
 - (3.) Was it contemplated, when exemption was provided for residential clubs, that members of such clubs should consist of an overwhelming portion of what is known as club members, who pay a nominal annual fee for the privilege of introducing their friends and of spending their money on liquor and refreshments, such club members having neither voice nor vote in the control or management of such clubs, and who, by the rules of such clubs, are not considered full members, and thereby have no ownership in the club's property?

(4.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd September, 1909.

(4.) Was the exemption clause intended to apply to those clubs whose principal revenue was derived from the sale of liquor?

(5.) Will he consider whether the practice of these clubs is fair competition with hotelkeepers, who have to observe all the penal clauses of the Liquor Acts and pay heavy license fees?

Mr. Wade answered,—

(1.) I understand that these machines are in certain clubs, but the use of them is restricted to members.

(2 and 3.) I have no information with regard to the different classes of members of these clubs; but in several of the leading clubs honorary members must be strangers to and reside at least 100 miles from Sydney, and the limit of their membership is one month. In such clubs all paying members have a voice in the management.

(4 and 5.) Exemptions have only been granted in accordance with the provisions of the Act.

(10.) Fels and McDowell Systems of Dress-cutting:—Mr. McGowen asked the Minister of Public Instruction,—Referring to the Question asked by the Honorable Member for Redfern, on the 1st September, on the subject of the dressing-cutting system in operation at the Technical College:—

(1.) Will he state what the overwhelming evidence was in favour of freehand methods as against mechanical ones?

(2.) Why was a tailor appointed to judge dressmaking instead of a professional dressmaker as promised?

(3.) Is a tailor considered to be the proper person to judge dressmaking for the Technical College?

(4.) Did the representative of the McDowell system request that her students of two months' training should be allowed to compete at annual examination against Fels students of one year's training?

(5.) Who was responsible for substituting Fels students of two years' training at the test?

(6.) Is it a fact that the garments cut and tried on by the McDowell students were considered superior to those cut and tried on by the Fels students?

(7.) How many new students were enrolled during the last half term of 1905, by the Fels system?

(8.) Same information for the same period under the McDowell system?

(9.) Why has the Fels system since been abolished from the College?

(10.) Is it a fact that the present teachers taught the Langer system, afterwards the Langer improved system, and then the Fels system?

(11.) If so, does it show a want of competency and create hardship and expense to the students?

(12.) Will he lay upon the Table of this House the report of the judges of the test held in December, 1905?

Mr. Hogue answered,—

(1.) The evidence on which the decision with regard to the McDowell system was arrived at is shown in the papers which I will presently lay upon the Table of this House.

(2.) The person appointed was a professional ladies' tailor.

(3.) Yes, when he holds the necessary credentials for this particular work, as was the case in this instance.

(4.) The representative of the McDowell system professed to teach as much in two months as could be taught by another system in two years.

(5.) The Superintendent of Technical Education of the time being.

(6.) The opinion of experts differed on this point.

(7.) Nine.

(8.) Five.

(9.) Freehand drafting methods, on which the Fels system is based, are taught.

(10.) It is a fact that the Langer system and the Fels system have been taught.

(11.) No.

(12.) Yes.

(11.) Children's Court:—Mr. O'Sullivan asked the Premier,—

(1.) Is it a fact that No. 68, Albion-street, Surry Hills, and other property adjoining, has been resumed as a site for a Children's Court?

(2.) If so, will he state the exact date when the tenants will have to vacate the premises?

Mr. Wade answered,—

(1.) Yes.

(2.) The exact date upon which the tenants will have to vacate the premises cannot yet be fixed.

(12.) Public School, Barnsley, Holmesville:—Mr. Charlton asked the Minister of Public Instruction,—Will he expedite the acceptance of a tender for the erection of a public school at Barnsley, Holmesville?

Mr. Hogue answered,—I have approved of the acceptance of a tender, and as soon as legal matters in connection with the transfer of the site have been completed, the work will be proceeded with.

(13.) Public Schools, Gloucester Electorate:—Mr. Price asked the Minister of Public Instruction,—

(1.) Has his attention been called to the insanitary state of the Landsdown, Croki, and other schools in the Gloucester Electorate?

(2.) Is it a fact that the Shire inspector of nuisances and the health officers have condemned the sanitary arrangements of the schools in question?

(3.) Will he take immediate steps to carry out the necessary reforms?

Mr.

22nd September, 1909.

Mr. Hogue answered,—

- (1.) Representations have been made to me in these matters.
- (2.) Certain reports have been made by sanitary inspectors, but the reports of my own officers have shown that the school premises are in as healthy a condition as is possible where cesspits are in use. The complaints appear to be directed towards the removal of these pits, but this is impracticable unless a local sanitary system be first established.
- (3.) The necessary matters have been attended to.

(14.) Land for Settlement, Gloucester Electorate :—Mr. Price asked the Secretary for Lands,—

- (1.) In view of the urgent inquiries for land for settlement in the Gloucester Electorate, will he expedite the survey and the opening up of Crown lands?
- (2.) What area of Crown land has been opened up since 1907, to date?
- (3.) What is the approximate area of land open for settlement in the counties of Gloucester, Hawes, Macquarie, Durham, and Brisbane?
- (4.) What further areas, approximately, is it intended to make available for settlement?

Mr. Moore answered,—

- (1.) Yes.
- (2, 3, and 4.) The information will be obtained as soon as possible and communicated to the Honorable Member.

(15.) Public School, Wingham :—Mr. Price asked the Minister of Public Instruction,—

- (1.) Is it a fact that the Wingham Superior Public School is inadequate for the present requirements?
- (2.) What steps have been taken to meet the necessities of the case?
- (3.) Will he expedite the carrying out of the required improvements?

Mr. Hogue answered,—

- (1.) The present accommodation does not provide for new branches of education, such as science and manual training.
- (2.) A sketch plan of additions to the building has been prepared and is now under consideration.
- (3.) Yes, as far as practicable.

(16.) Grants to Sydney University :—Mr. Carmichael asked the Premier,—What amount has been granted to the Sydney University for building and other purposes outside the £10,000 yearly grant since 1900?

Mr. Wade answered,—1900-1, £18,916; 1901-2, £15,620; 1902-3, £19,440; 1903-4, £13,459; 1904-5, £9,536; 1905-6, £14,647; 1906-7, £24,233; 1907-8, £30,631; 1908-9, £42,007.

(17.) Education of Children, North Coast Railway Camps :—Mr. Price asked the Minister of Public Instruction,—

- (1.) Is it a fact that no provision is made for the education of the children living in the new North Coast Railway Line camps between Woodside and Gloucester?
- (2.) Will he make the necessary provision for the education of the children of the employees engaged on the railway construction?

Mr. Hogue answered,—A report is now being obtained with regard to this matter, and the question of making the necessary provision will be determined on receipt of such report.

(18.) Taxation Department Officers :—Mr. Hollis asked the Colonial Treasurer,—

- (1.) Is it a fact that seven permanent officers of the Taxation Department have recently been retired?
- (2.) Is it a fact that the Public Service Board have reported that further retrenchment is necessary in this Department?
- (3.) If so, what is the number of officers who will not be required?
- (4.) Will he make provision for such officers to be transferred to other branches of the Service, and thus retain their permanent status in the Service?

Mr. Waddell answered,—

- (1.) Yes.
- (2, 3, and 4.) A large number of superfluous officers of the Taxation Department has already been transferred to other Departments, but there are still a few cases in which officers have not been definitely provided for. Every effort is being made to employ them in some suitable capacity.

(19.) Nymboida Water Supply Scheme :—Mr. McFarlane asked the Secretary for Public Works,—Can he say when the Nymboida Water Supply Scheme will be ready to refer to the Public Works Committee?

Mr. Lee answered,—It is expected to be ready in about six weeks.

(20.) Working of Industrial Disputes Act :—Mr. J. C. L. Fitzpatrick asked the Premier,—

- (1.) Has he noticed that at the Railway Employees' Picnic on Monday, 20th September, 1909, Mr. C. Brown, President of the Amalgamated Railways and Tramways' Association, stated that "he had to publicly thank Mr. Wade for having passed the Industrial Disputes Act, which had given higher wages than had ever before been drawn by 800 railway employees"?
- (2.) Has he noticed that Mr. Catts, M.H.R., stated last week at Harden, that "he did not know of "one Wages Board which had given an award of a satisfactory nature"?
- (3.) Will he make effort to indicate which of these two statements is the more worthy of credence?

Mr. Wade answered,—

- (1 and 2.) I have noticed in the daily Press reports of certain remarks made on this subject by Messrs. Brown and Catts, but the remarks of the latter are not reported there quite as quoted.
- (3.) The best test whether the awards are satisfactory is the fact that out of sixty-three awards made there have been seven appeals.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

22nd September, 1909.

(21.) Remission of Sentence on Harry Holland :—Mr. J. C. L. Fitzpatrick asked the Premier,—In view of the fact that the Honorable Member for Sturt has now been permitted to withdraw his motion censuring Mr. Justice Pring because of the sentence which he some time since imposed on Harry Holland, at Albury, will he give consideration to the question of the early release of the said Holland?

Mr. Wade answered,—Extensively-signed petitions in favour of remission of sentence were presented to me to-day. They will receive my early and careful consideration.

(22.) Employees, Hawkesbury Agricultural College :—Mr. Nielsen asked the Minister for Agriculture,—

(1.) Was an application made to him by the 'Honorable' Member for Yass, some time ago, for improved conditions for the men working at Hawkesbury Agricultural College?

(2.) Was an inquiry held by the Public Service Board into this matter about two months ago?

(3.) Were any recommendations made for improvements in these men's condition as a result of such inquiry?

(4.) If so, what were they, and when will such recommendations be carried out?

(5.) Will he extend the pay and conditions fixed by the Hotel, Club, and Restaurant Employees' Award to the men at the College?

Mr. Perry answered,—

(1.) Yes; but I must point out that the matter had been referred to the Public Service Board for inquiry previous to the receipt of the application referred to.

(2 and 3.) Yes.

(4 and 5.) The report of the Public Service Board was received only a few days ago, and is now under consideration.

(23.) Chief Commissioner for Railways :—Mr. E. M. Clark asked the Colonial Treasurer,—

(1.) When did Mr. Johnson commence duty in this State as Chief Commissioner for Railways?

(2.) From what date did payment of his salary commence?

(3.) Is it a fact that since his arrival he applied for leave of absence; and, if so, did he suggest that full pay be granted him, and that he receive expenses for a tour in America?

(4.) For what period was leave asked?

(5.) Why was leave not granted?

Mr. Waddell answered,—

(1.) 4th April, 1907.

(2.) 1st March, 1907, the arrangement being that Mr. Johnson should receive salary from the date he embarked for Australia.

(3.) No.

(4 and 5.) See answer to No. 3.

(24.) Narromine-Peak Hill Railway :—Mr. Estell, for Mr. Lynch, asked the Colonial Treasurer,—

(1.) Will the Narromine-Peak Hill Railway be taken over by the Commissioners during this wheat season?

(2.) If so, what provision is being made for wheat storage at Peak Hill?

Mr. Lee answered,—

(1.) The contract time for completion of the line does not expire until the 4th November, 1910, and it will be impossible to have it finished in time for this year's wheat season.

(2.) A grain shed will be erected at Peak Hill, capable of storing 20,000 bags of wheat.

2. LIQUOR LAW :—Mr. Morton presented a Petition from J. G. Harriss, Chairman of a meeting of the Sunbeam Lodge, No. 598, of the International Order of Good Templars, Albion Park, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—
(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.
Petition received.

3. POSTPONEMENT :—The Order of the Day, "Coal and Shale Mines Hours Regulation Bill; resumption of the adjourned Debate, on the motion of Mr. Edden, 'That this Bill be now read a second time';—postponed until Tuesday, 5th October.

4. PAPER :—Mr. Hogue laid upon the Table,—Reports by Judges of Test of Dress-cutting Systems, held in December, 1905, at the Sydney Technical College.
Referred by Sessional Order to the Printing Committee.

5. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Sturt, Mr. Arthur Griffith, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The failure of the Honorable Minister for Public Works to redeem a promise which he gave on 30th November last to a deputation from Broken Hill to the effect that he would submit to Parliament a proposal for the construction of a Water Supply at Umberumberka, at a sufficiently early date to enable the Parliamentary Standing Committee on Public Works to make the necessary investigation, and Parliament to pass the necessary Bill to authorise the construction of the works, during the present Session of Parliament."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Griffith moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

22nd September, 1909.

6. FIRE BRIGADES BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill. Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments. On motion of Mr. Wood, the report was adopted. Ordered, That the Bill be read a third time To-morrow.
7. PAPER:—Mr. Moore laid upon the Table,—Particulars respecting the proposed acquisition by the Government, for the purposes of Closer Settlement, of the Crowther Estate. Ordered to be printed.
8. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn. Debate ensued. Question put and passed.
The House adjourned accordingly, at seventeen minutes before Twelve o'clock, until To-morrow, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 39.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 23 SEPTEMBER, 1909.

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

QUESTIONS :—

(1.) Reappraisal of Converted Tenures :—Mr. Briner asked the Secretary for Lands,—

(1.) Is it a fact that every applicant for the conversion of a homestead selection into conditional purchase is subjected to reappraisal of his holding?

(2.) Is it his intention to compel every applicant for conversion to submit to a reappraisal of the value of his holding?

(3.) Is it understood that when an application for conversion is lodged, reappraisal will follow; or is it usual to refer the matter for reappraisal within three months of the date of confirmation of the application, as provided in the Act?

(4.) Was the reappraisal provision conceded when the Act was being passed in order to give the Minister authority to deal with special cases where holdings had experienced abnormal increases in value?

(5.) Was a petition from homestead selectors at Dorrigo recently presented to him urging that holdings used for *bona fide* purposes, such as farming and dairying, should not be subject to reappraisal, but should be convertible at the value placed on the land when selected?

(6.) Is it a fact that holders of conditional purchase leases may convert without reappraisal?

(7.) Has he considered the petition presented to him by the Member for Raleigh on behalf of the homestead selectors?

(8.) If so, what is his decision?

Mr. Moore answered,—

(1 and 2.) No.

(3.) If, after careful consideration, the circumstances warrant an appraisal of the capital value, the Board, within three months from the lodgment of the application, is directed to appraise it.

(4.) As I understand it, Parliament's intention was that the fair value of the land at the time of conversion should be obtained, provision being made to fully safeguard the selector's interests by excluding the value of his improvements and also any added value accruing thereto.

(5, 6, and 7.) Yes.

(8.) That each case will be carefully considered on its merits.

(2.) Dorrigo Recreation Reserve :—Mr. Briner asked the Secretary for Lands,—

(1.) What was the nature and what were the grounds of a request, or requests, put forward by the trustees of Dorrigo Recreation Reserve for an additional area, to include Acacia-street?

(2.) On what grounds were the requests refused?

(3.) Will he reconsider the matter?

Mr. Moore answered,—

(1.) The addition to the recreation reserve of the part of Acacia-street, situated between the reserve and Bielsdown Creek was applied for by the trustees through the Honorable Member. The trustees represented that there is shade on the street but none on the recreation reserve, also that only about four acres of the reserve is suitable for games and recreation.

(2.) The retention of Acacia-street is considered advisable as it may be required in connection with the future subdivision of the lands on the opposite side of the creek.

(3.) The matter has recently been fully considered, and nothing has since been advanced to warrant reconsideration.

23rd September, 1909.

- (3.) Survey, South Grafton-Glenreagh Railway:—Mr. McFarlane asked the Secretary for Public Works,—
- (1.) Has the survey of the South Grafton-Glenreagh section of the North Coast Railway been completed?
 - (2.) Will he invite tenders immediately the survey is finished?
- Mr. Lee answered,—
- (1.) Twenty-two miles of the survey from South Grafton to Glenreagh have been completed out of a length of 28½ miles.
 - (2.) After survey it takes some time to work out the details to enable contracts to be invited, and in connection with this section the question of access across the river has to be determined.
- (4.) Weir, Sportsman's Creek, Clarence River:—Mr. McFarlane asked the Secretary for Public Works,—Has he yet received his officer's report respecting an application that was made for the construction of a weir across Sportsman's Creek, Clarence River; if so, what decision has he arrived at?
- Mr. Lee answered,—Report has not yet been received.
- (5.) Water Supply, Gosford Population Reserve:—Mr. Charlton asked the Secretary for Lands,—
- (1.) What is the area of the Gosford Population Reserve dedicated to purposes of water supply?
 - (2.) Is it vested in the Chief Commissioner for Railways or the Shire Council?
 - (3.) What provision, if any, is made for the conservation of water on this area by the town of Gosford, and for the supply of its inhabitants?
- Mr. Moore answered,—
- (1.) There is no area actually dedicated to the purpose of water supply within the Gosford Population Area; but the area of water reserves within that population area is about 745 acres.
 - (2.) None of these water reserves are vested in the Chief Commissioner for Railways or the Shire Council.
 - (3.) I am informed that no provision has been made by the Public Works Department for the conservation of water on the population area; but the Railway Department has a water supply, and it is understood that an arrangement was made between the late Gosford Municipal Council and the Chief Commissioner for Railways as to water supply, if such was desired by the Municipality. Since this arrangement was made the Gosford Municipality has been absorbed by Erina Shire.
- (6.) Application for Hotel License at Port Kembla:—Mr. Carmichael, for Mr. O'Sullivan, asked the Premier,—
- (1.) Is it a fact that when a meeting was called on a Sunday to object to a licensed house at Port Kembla, only three persons attended, and the promoters had to take advantage of a "two-up school" in order to get a crowd?
 - (2.) If not, will he have inquiries made in order that the true weight and influence of this so-called meeting may be gauged?
- Mr. Wade answered,—
- (1.) I gather from the evidence given before the Licensing Court that it is not a fact.
 - (2.) The matter appears to have already been inquired into sufficiently, upon oath, before the Licensing Court.
- (7.) Railway Facilities, Flemington Saleyards:—Mr. Hollis asked the Colonial Treasurer,—Since the arrival of the Chief Commissioner for Railways, has he made application for funds with which to put in a junction from the main line, and an independent line from the loop on the Northern Line, to the Flemington Saleyards to enable trains to run into these yards direct, for the purpose of obviating the block now existing there?
- Mr. Waddell answered,—No.
- (8.) Platforms, Illawarra Suburban Line:—Mr. Price asked the Colonial Treasurer,—
- (1.) Who is responsible for the design of the platforms at Banksia, Rockdale, and Arncliffe on the Illawarra Suburban Line?
 - (2.) Is it a fact that passengers on this line are put to great inconvenience in consequence of the position of the lines?
 - (3.) What amount has been expended in connection with the alterations of the following railway stations and railway lines:—Banksia, Rockdale, Arncliffe?
 - (4.) What is the estimated cost of the present and proposed alterations to the stations and lines in question?
- Mr. Waddell answered,—I will presently lay this information upon the Table in the form of a return.
- (9.) Lighting Railway Carriages:—Mr. Price asked the Colonial Treasurer,—
- (1.) Is it a fact that the lighting of the suburban railway carriages on the Illawarra Suburban, Sydney to Hurstville, Line is very defective?
 - (2.) Will he take steps to have the improvements carried out necessary to obviate the semi-darkness in which suburban railway passengers are at present obliged to travel in consequence of the defective lighting?
- Mr. Waddell answered,—Incandescent gas lighting is being installed in all car trains on the Illawarra and other suburban lines, and only about forty cars remain to be fitted. The work is being carried out as quickly as circumstances will permit. The lighting in the cars which have been fitted is effective.

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- (10.) Tramway Line Repairs :—Mr. Price asked the Colonial Treasurer,—
- (1.) Is it a fact that the route of the Elizabeth-street tram, between Hunter and Liverpool streets, has been torn up, and that the tram stopping-places at Elizabeth and King streets and other places are dangerous for elderly and inactive people to alight at or enter the trams?
 - (2.) What is the depth of the step between the tram and the concrete, and will he consider whether this is safe?
 - (3.) In view of the liability of the Railway Commissioners to actions at law and the danger of accidents occurring, will he arrange for temporary platforms or landing-places where the trams stop pending the completion of the alterations?
 - (4.) Will he arrange for the work being expedited and carried out continuously night and day by three shifts, so as to meet the convenience of the public?
- Mr. Waddell answered,—I am informed :—
- (1.) The wood-blocking in Elizabeth-street is being renewed by the City Municipal Council. The only tramway stopping-place affected is at the King-street intersection.
 - (2.) Twenty-one and a half inches.
 - (3.) Arrangements have been made with the City Council to facilitate access to the cars.
 - (4.) This is a matter to be dealt with by the City Council.
- (11.) Tourist Roads, Gloucester Electorate :—Mr. Price asked the Secretary for Public Works,—
- (1.) In view of the importance and the development of the tourist lake route between Newcastle and the Manning, will he take steps to have the improvement and dredging of the route from Forster to Wallis Lake carried out, at a point on the Bungwahl Road?
 - (2.) Will he obtain a report on the following tourist roads with a view to carrying out the necessary improvements, viz. :—(a) Taree to Tuncurry; (b) Wallis Lake to Bungwahl; (c) Bullahdelah to Coolongoolook; (d) Coolongoolook to Taree Road; (e) Coolongoolook to Krambach?
 - (3.) Will he have a report prepared so as to enable him to take the necessary steps to provide more improved dredging plant for the Myall Lakes, between Bungwahl and Tea Gardens, and also between Bullahdelah and the Myall River?
- Mr. Lee answered,—
- (1.) A contract has been entered into to improve navigation of the route at the point named.
 - (2.) A report will be obtained with respect to (a) and (b); the others cannot be considered tourist roads in the sense recognised by the Department.
 - (3.) This is not considered necessary, as the dredge "Delta," now stationed on the Myall River, meets all reasonable requirements.
- (12.) Extension of Railway, Collarenebri East to Collarenebri :—Mr. Collins asked the Secretary for Public Works,—Has he received the engineer's report in respect to the proposed extension of the railway line from Collarenebri East to the township of Collarenebri; if so, what action does he propose taking in regard to same?
- Mr. Lee answered,—A trial line has been surveyed between Collarenebri East and Collarenebri, but the surveyor's final report has not yet been received.
- (13.) Uniforms for Railway and Tramway Employees :—Mr. Carmichael asked the Colonial Secretary,—
- (1.) Has a contract for uniforms been let by the Railway Department to the State Factory and to Mr. Weingott?
 - (2.) What proportion has been let to each, and at what price?
- Mr. Waddell answered,—
- (1.) The contract for the supply of uniform clothing for the Railway and Tramway employees for the year 1910 has been divided between the State Clothing Factory and Messrs. Weingott and Sons.
 - (2.) About sixty per cent. to the State Clothing Factory and forty per cent. to Messrs. Weingott and Sons at schedule prices, the lower tender being accepted for the respective items; the totals being,—State Clothing Factory, £9,103 18s. 6d; Messrs. Weingott and Sons, £6,232 2s. 11d.
- (14.) Closer Settlement Fund :—Mr. Carmichael asked the Colonial Treasurer,—Is a sum of £681,873, part of Closer Settlement Fund, deposited with the Commercial Banking Company of Sydney (Limited); and, if so, what rate of interest is paid on this sum?
- Mr. Waddell answered,—£681,873 was at credit of the Closer Settlement Fund, current account, with the Commercial Banking Company of Sydney (Limited), as shown in the Balance Statement of the Public Accounts for the financial year ended 30th June, 1909, page 133, laid upon the Table of the Legislative Assembly on the 2nd instant. The Closer Settlement Account is included in the Treasurer's General Banking Account for interest purposes only, in terms of section 19 of the Audit Act, 1902. Interest on the net aggregate daily balance is allowed the Government up to the limit of £600,000 at the rate of one per cent. per annum.
- (15.) North Coast Railway :—Mr. Price asked the Secretary for Public Works,—
- (1.) Has his attention been called to an article published in the *Town and Country Journal*, of the 21st July last, entitled "A Railway Anomaly," in which it is stated,—(a) that no provision has been made for the duplication of the North Coast Railway between Maitland and Taree, over bridges and through the tunnels; (b) that the only tunnel where a double line could be laid is through the Mookerai Tunnel, 880 yards; (c) that Mr. Johnson, the Chief Commissioner for Railways, who has to administer and work the line, has not been consulted?
 - (2.) Are the statements contained in the article correct; if so, will he obtain a report from the Chief Commissioner for Railways and further reports from his officers in regard to the article in question?
- Mr. Lee answered,—The North Coast Railway is being carried out as authorised, and duplication cannot at this stage be considered.

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(16.) Cremation :—Mr. J. C. L. Fitzpatrick asked the Premier,—

(1.) Is it a fact that the Secretary to the Health Department has written to the Secretary of the Cremation Society of New South Wales to the effect that “the Board of Health has frequently testified its anxiety to secure such measure of burial reform as consists in provision of properly-appointed crematoria for the voluntary use of those members of the community who think, with the Board, that burning of the corpse, together with the reverent collection and preservation of the ashes, is on all grounds preferable to the present more general practice of burial;” also that “on several occasions the Board has urged the Government to take steps to provide, at least, one crematorium, the need for which, during epidemics, has been keenly felt by it”?

(2.) Is it a fact that the British Medical Association, on 7th September, passed the following resolution :—“It is the opinion of the British Medical Association, New South Wales Branch, that, subject to regulations being made adequately safeguarding the certification of the causes of death, crematoria should be erected by the proper authorities”?

(3.) Is it a fact that the Society of Chemical Industry, on 13th September, 1909, passed the following resolution :—“That, in the opinion of this meeting, the practice of cremation as a means of disposal of the dead is a desirable sanitary reform”?

(4.) In view of the mass of evidence in favour of this reform, coming from such representative and authoritative sources, will he take early steps to provide for this means of disposal of the dead?

Mr. Wade answered,—

(1.) Yes.

(2 and 3.) I am not aware.

(4.) The Honorable Member's attention is invited to the answer given by me to a Question asked by him on this subject on the 5th August last.

(17.) Hawkesbury Benevolent Society and Hospital :—Mr. J. C. L. Fitzpatrick asked the Colonial Secretary,—

(1.) Is it a fact that, with the exception of the sum of £1,500 (mentioned as specially set apart), the funds (£4,500) required to meet the cost of new hospital buildings at Windsor are vested in the trustees of the Hawkesbury Benevolent Society, who, under Act 4 Vic. No. 3, have declared that they hold the same “in trust only, and for the sole use, benefit, and advantage of the said society, and for no other use, trust, or purpose whatsoever”?

(2.) In view of this condition of things how can the trustees of the Hawkesbury Benevolent Society legally agree to the expenditure of the funds under their control upon a site which, according to his own statement, is a hospital site and nothing else?

(3.) Will he refer the question of the trustees' liability in this matter to the Attorney-General for his opinion?

Mr. Wood answered,—

(1.) I am not aware of any declaration by the trustees.

(2.) I am not in a position to give a legal opinion on the trustees' decision.

(3.) The necessity for taking such action will be fully considered, and, if it is thought desirable, action will be taken.

(18.) Application for Hotel License, Port Kembla :—Mr. Carmichael, for Mr. O'Sullivan, asked the Premier,—

(1.) Is it a fact that since the year 1905 the necessity of providing hotel accommodation for both the travelling public and the residents of Port Kembla is apparent?

(2.) Has Mr. McCaffery, of Kiama, been approached by several men to establish a first-class modern and well-conducted hotel there?

(3.) Is it a fact that in the year 1906 a petition to that effect was signed by a vast majority of all the residents in Port Kembla?

(4.) Did Mr. McCaffery, in or about August, 1908, purchase from the Wentworth Estate about one acre of land as a site for such hotel?

(5.) Was a petition presented to the Governor, under section 65 of the Liquor (Amendment) Act, 1905, asking for the granting of a license to such hotel?

(6.) Was that petition sent on to the Local Licensing Court for report?

(7.) Were the necessary steps taken by the Licensing Bench to have a full and complete report upon this matter?

(8.) Did the Licensing Bench visit the locality?

(9.) Did the petition in favour of the license bear the signatures of 156 persons, a large majority of those living in the district?

(10.) Is it a fact that there is no accommodation of any description for the travelling or resident public at Port Kembla, that grave inconvenience and discomfort have already been incurred through want of the same, and that there is no other licensed house within a distance of five miles?

(11.) Did the Licensing Court sit over eight adjournments, and take the evidence of seventeen witnesses?

(12.) Did the Licensing Court report in favour of the granting of the license to Mr. McCaffery?

(13.) If so, for what reason has this license been refused, and is it probable that it will yet be granted?

Mr. Wade answered,—

(1.) The need for such accommodation is disputed.

(2 and 4.) I am not aware, but it was so stated before the Licensing Court.

(3.) I have no knowledge of any such petition having been submitted in the year 1906, but one was presented on 3rd September, 1908.

(5 and 6.) Yes.

(7.) I presume so.

(8.) I am not aware.

(9.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

23rd September, 1909.

- (9.) The petition is signed by 153 persons, stated to be a majority of the adults residing within a radius of one mile from the premises desired to be licensed.
 (10.) The nearest licensed house is, I am informed, at Wollongong, in which district last year there were thirty hotels.
 (11 and 12.) Yes.
 (13.) It was not considered to be in the public interest that a license should be granted.

(19.) Police Station, Frogmoor :—Mr. Nielsen asked the Colonial Secretary,—

- (1.) Has his attention been drawn on several occasions by the Honorable Member for Yass to the dilapidated condition of the police station at Frogmoor ?
 (2.) Has he decided to erect a new building upon land recently acquired for that purpose ?
 (3.) If so, when will such new building be started ?

Mr. Wood answered,—

(1 and 2.) Yes.

(3.) The matter is under reference to the Department of Public Works. It is expected that tenders will be called at an early date.

(20.) Publication of Forestry Estimates :—Mr. Carmichael, for Mr. Kelly, asked the Minister for Agriculture,—

- (1.) Is it a fact that for the past eight or ten days the Public Service Board have been making an inquiry as to where the *Australian Star* obtained the Forestry Estimates ?
 (2.) Is it a fact that the daily duties of the Board have been practically suspended in consequence ?
 (3.) What is the inquiry costing per day ?
 (4.) How many Crown Law Officers are in attendance ?
 (5.) How many officers of the Forestry Department have been daily called away from their duties to attend the inquiry ?
 (6.) Have the Editor of the *Australian Star* (Mr. Taylor) and the Chief Parliamentary Reporter (Mr. Marks) been called to give evidence ?
 (7.) Does the inquiry intend to call any more of the *Star* staff to give evidence ?
 (8.) If so, how many ?
 (9.) What is the object and purpose of the inquiry ?

Mr. Perry answered,—An inquiry is now being held by the Public Service Board as to who furnished confidential information to the *Australian Star*, and, until this shall have been completed, I am not in a position to answer these Questions.

(21.) Locomotive Labourers' Industrial Award :—Mr. Carmichael, for Mr. Stuart-Robertson, asked the Colonial Treasurer,—

- (1.) Is it a fact that an award of a Wages Board, giving the locomotive labourers an increase in pay, was delivered on 7th August, 1909 ?
 (2.) Is it a fact that the increases have not been given to the men ?

Mr. Waddell answered,—

(1.) Yes.

(2.) The preparation of the necessary pay-bills is being expedited, and they will be completed in the course of a few days.

2. LIQUOR LAW :—Mr. Waddell presented a Petition from Arthur Emms, Chairman of a meeting of the Concord Lodge of the International Order of Good Templars, Lyndhurst, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority ; (2) the abolition of the thirty per cent. minimum ; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.
 Petition received.

3. INDEPENDENT FIRE-ESCAPE (*Formal Motion*) :—Mr. J. C. L. Fitzpatrick moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the report of Mr. Barnett, Assistant State Architect, on the Independent Fire-escape.
 Question put and passed.

4. JUSTICES (AMENDMENT) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker :—

CHELMSFORD,
 Governor.

Message No. 18.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates ; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902 ; and for other purposes.

State Government House,
 Sydney, 23rd September, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

5. PAPER :—Mr. Moore laid upon the Table,—Report of the Department of Lands and Western Land Board for the year ended 30th June, 1909.
 Ordered to be printed.

23rd September, 1909.

6. JUSTICES (AMENDMENT) BILL:—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes.
Question put and passed.
7. CLOSER SETTLEMENT—PART OF THE LARRAS LAKE ESTATE, NEAR MOLONG:—Mr. Moore moved, pursuant to Notice, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor resuming an area of 11,625 acres, more or less, of private land situate near Molong, being part of the Larras Lake Estate, included within an area covered by a proclamation of intended acquisition, published in the *Government Gazette* of 9th July, 1909, together with any improvements thereon.
Debate ensued.
Question put and passed.
8. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Eleventh Report from the Printing Committee.
9. PUBLIC ACCOUNTS COMMITTEE:—Mr. Cann, as Deputy-Chairman, brought up the Third Report from the Public Accounts Committee; together with Minutes of Evidence.
Referred by Sessional Order to the Printing Committee.
10. CLOSER SETTLEMENT—CROWTHER ESTATE, NEAR YOUNG:—Mr. Moore moved, pursuant to Notice, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor resuming an area of 10,521 acres 1 rood 6½ perches, more or less, of private land situate near Young, being the Crowther Estate, included within an area covered by a proclamation of intended acquisition, published in the *Government Gazette* of 7th October, 1908, together with any improvements thereon.
Debate ensued.
Question put and passed.
11. FIRE BRIGADES BILL:—The Order of the Day having been read, —Bill, on motion of Mr. Wood, read a third time, and passed.
Mr. Wood then moved, That the Title of the Bill be "*An Act to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts; and for purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 23rd September, 1909.*
12. FACTORIES AND SHOPS (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Hogue moved, That this Bill be now read a second time.
Mr. Stuart-Robertson moved, That this Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until Wednesday next.
13. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

The House adjourned accordingly, at half-past Ten o'clock, until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 40.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 28 SEPTEMBER, 1909.

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

QUESTIONS :—

- (1.) Police Promotions :—Mr. Dacey asked the Colonial Secretary,—

(1.) The number of policemen qualified and waiting for promotion to the rank of first-class constables?

(2.) The number of first-class constables qualified and waiting for promotion to the rank of senior-constables?

Mr. Wood answered,—

(1.) There are 981 constables in the force. In the usual course, if their service is satisfactory, I have no doubt many will receive promotion to the rank of first-class constable. There is no purpose to be served by determining how many at the present moment are fully qualified, while it is almost impracticable to give the number accurately at any time. There is, however, an ample number of fully-qualified men to fill all prospective vacancies for some years to come?

(2.) There are 680 constables of the first-class in the force. As already stated in regard to the ordinary constables, it is impracticable to say with accuracy the exact number qualified at present. I may add, for the information of the Honorable Member, in connection with police promotions, that the Police Force of this State has a larger average of non-commissioned officers than any Police Force in Australia. They cannot all be generals.

- (2.) Commissioners for Railways :—Mr. E. M. Clark asked the Premier,—

(1.) Is it a fact that there is serious want of harmony amongst the Railway Commissioners?

(2.) Is it a fact that minutes of approval by a certain Commissioner have been cancelled by the Chief Commissioner, without even consulting his colleagues?

Mr. Waddell answered,—

(1 and 2.) No.

- (3.) Chief Commissioner for Railways :—Mr. E. M. Clark asked the Colonial Treasurer,—

(1.) By what company in England was Mr. Johnson, the Chief Commissioner for Railways, employed, when he received his present appointment?

(2.) What position did Mr. Johnson occupy in that company?

(3.) What railways (if any) were under his control, and what was his salary?

(4.) While employed in England, did Mr. Johnson's position enable him to acquire knowledge of traffic management and railway finance sufficient to enable him to deal with railway systems such as we have in this State?

Mr. Waddell answered,—

(1.) Great Northern Railway.

(2.) Assistant Engineer.

(3.) Mr. Johnson had charge of about 1,200 miles of railways, but I am not aware what salary he was receiving.

(4.) The Committee appointed to report upon the applications received evidently thought so, as they unanimously selected him. Three out of the four members of the Committee, namely, Lord Jersey, Mr. C. W. Darley, and Mr. T. A. Coghlan, have an intimate knowledge of the State, whilst the fourth member, Sir George Gibb, is a well-known English railway man, and is Chairman of the London Metropolitan District Railway.

(4.)

28th September, 1909.

(4.) Coff's Harbour Jetty :—Mr. Briner asked the Colonial Treasurer,—

(1.) Is it a fact that in the early part of last February he promised a deputation at Coff's Harbour that improvements would be carried out, including duplication of tramway, erection of crane, lowering of passenger landing-stage, and supply of steam traction on the jetty for haulage of trucks?

(2.) Is it a fact that nothing has yet been done, and that present facilities are quite inadequate to cope with the trade?

(3.) Will he arrange to have the necessary improvements effected at once?

Mr. Waddell answered,—

(1.) Yes.

(2 and 3.) I am informed that plans and specifications have been prepared for these improvements and that tenders will be invited this week.

(5.) Experimental Farms, North Coast :—Mr. Briner asked the Minister for Agriculture,—

(1.) Has any report been submitted by Mr. Valder or any officer in connection with the proposal to establish experimental farms or plots on the North Coast?

(2.) When will any such report or reports be acted upon?

(3.) Is it intended to establish any farms or plots in the districts of the Lower Macleay, the Nambucca, Bellinger, Dorrigo, Orara, or the Lower Clarence; and, if so, when?

(4.) How is it proposed to carry out any of the proposals?

Mr. Perry answered,—

(1.) Yes, several reports have been submitted, and others are being furnished regarding various centres.

(2.) They are being acted upon now. The inspector for the North Coast District is at the present time engaged in getting summer crops put in right through from the Tweed to the Hunter.

(3.) Yes, plots are gradually being established in all the important centres, and at least twenty will be sown in the course of the next month or six weeks.

(4.) In the same manner as in other districts, full particulars of which were published in the *Agricultural Gazette* of May last, and copy of which I have forwarded to the Honorable Member.

(6.) Somerton Bridge:—Mr. Levien asked the Secretary for Public Works,—Has any tender been accepted for the erection of the Somerton Bridge; if so, when will the work be proceeded with, and what is the cause of delay?

Mr. Lee answered,—Acceptance of tender is awaiting the passage of Estimates.

(7.) Wingham Public Wharfs :—Mr. Price asked the Secretary for Public Works,—

(1.) Under whose charge were the Wingham wharfs until recently?

(2.) On what date were they handed over to the Wingham Municipal Council?

(3.) Is it a fact that that Council declines to take over the wharfs owing to it considering them to be in a dangerous and unsafe condition?

(4.) Will he obtain a special report on the present state of the wharfs in question; also as to the condition of the piles and girders supporting the structures?

(5.) Will he make provision to have the necessary repairs carried out so that the structures may be handed over to the Wingham Municipal Council in a sound and safe condition?

Mr. Lee answered,—

(1.) The Department of Public Works.

(2.) 1st January, 1907. One wharf only, known as Wingham Public Wharf.

(3.) Council wrote they did not intend to take the wharf over in its then state.

(4.) Yes.

(5.) Will be considered when report is to hand.

(8.) Roads in Wingham Municipality :—Mr. Price asked the Secretary for Public Works,—

(1.) Is it a fact that the roads within the Municipality of Wingham have been considerably damaged in consequence of the railway works now being carried on in connection with the North Coast Railway?

(2.) Will he cause a special report to be prepared as to the advisability of granting a sum of £200 to the Municipality of Wingham for the necessary repairs of the roads within the Municipality?

Mr. Lee answered,—

(1.) No doubt the increased traffic, consequent upon railway construction in the locality, has caused more than ordinary wear upon the streets within the Municipality; but I am not in a position to say they have been considerably damaged.

(2.) An inspection will be made and report obtained.

(9.) Claim of Mr. R. A. W. Green to Land at Willoughby :—Mr. E. M. Clark asked the Attorney-General and Minister of Justice,—

(1.) Has a claim been made on behalf of Richard Augustus Willoughby Green in respect to the alleged resumption by the Crown of land at Willoughby, in the Gore Estate, known as Brumby's Grant; and, if so, what is the area of the land, and the amount claimed?

(2.) What steps, if any, have been taken to consider the claim in regard to title and compensation?

Mr. Moore answered,—

(1.) A claim was made by Richard Augustus Willoughby Green to an area of 25 acres, referred to as Brumby's Grant, at North Shore, but no monetary consideration was named.

(2.) It is considered Mr. Green has no legal claim.

(10.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

28th September, 1909.

(10.) Pastoral and Agricultural Associations' Subsidies :—Mr. Nielsen asked the Minister for Agriculture,—

- (1.) What system is adopted by his Department in connection with the granting of subsidies to pastoral and agricultural associations?
- (2.) On what basis are the amounts of subsidy paid?
- (3.) Does this system work satisfactorily?
- (4.) Was it recently discovered by the Department that the Bathurst return had been made out in such a way that subsidy was obtained upon an amount greater than should have been paid?
- (5.) Have any other cases been discovered in which the Department has been misled into paying larger subsidies than should have been paid?
- (6.) If so, will he give the names of the societies concerned?
- (7.) Have the amounts improperly obtained been refunded?
- (8.) Have suggestions been recently made to him, and also to the Under Secretary, which, if carried out, would protect the Department completely in such cases?
- (9.) Is it his intention to follow out these suggestions?
- (10.) If not, what steps does he propose to take to protect his Department from being misled in the future by incorrect returns?

Mr. Perry answered,—

- (1.) The system is set out in the Departmental Regulations, copy of which I have forwarded to the Honorable Member for his information.
- (2.) Subsidy is paid at a rate not exceeding 10s. in the £ on prizes awarded for *bonâ fide* agricultural or other exhibits and competitions approved under the regulations, provided that the amount calculated at this rate does not exceed a sum equal to 15s. in the £ on the total receipt from members' subscriptions.
- (3, 4, and 5.) Yes.
- (6.) The societies at Albury, Quirindi, Tamworth, Upper Hunter, Wellington, and Yass.
- (7.) Yes.
- (8.) I am not aware of any.
- (9.) See reply to No. 8.
- (10.) In none of the cases referred to was the Department misled wilfully, but owing to a misinterpretation of the regulations by the societies. The regulations have now been revised so that future misunderstanding is not probable, and in any case the system of inspection carried out by the Auditor-General has proved to be ample protection to the Department.

2. LIQUOR LAW :—Mr. Davidson presented a Petition from William Harvey, Chairman of a Meeting of the Harbour of Safety Lodge of the International Order of Good Templars, Kempsey, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of licenses current at the time the vote was taken.
Petition received.

3. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Railway, Peak Hill to Parkes*):—Mr. Ball on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence, relating to the proposed Railway from Peak Hill to Parkes.
Referred by Sessional Order to the Printing Committee.

4. CONSOLIDATED REVENUE FUND AND PUBLIC WORKS FUND BILL (No. 2):—The following Message from His Excellency the Governor was delivered by Mr. Waddell, and read by Mr. Speaker :—
CHELMSFORD, Message No. 19.
Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909–1910; and out of the Public Works Fund; and for Services to be hereafter provided for by Loan.

*State Government House,
Sydney, 28th September, 1909.*

Ordered to be referred to the Committee of Supply.

5. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Camden, Mr. Downes, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The claim of the Mayor and Aldermen of the Municipality of Liverpool for payment by the Crown of certain law costs incurred in the case of *Barker v. Smith*."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Downes moved, That this House do now adjourn
Debate ensued.

Question put.
49077

The

28th September, 1909.

The House divided.

Ayes, 20.

Mr. Nielsen,
Mr. G. A. Jones,
Mr. Estell,
Mr. Dacey,
Mr. Mercer,
Mr. McGowen,
Mr. Carmichael,
Mr. Holman,
Mr. Arthur Griffith,
Mr. Stuart-Robertson,
Mr. McGarry,
Mr. John Storey,
Mr. Dooley,
Mr. Horne,
Mr. Page,
Mr. Meehan,
Mr. Charlton,
Mr. Gus. Miller.

Tellers,

Mr. Peters,
Mr. Grahame.

Noes, 33.

Mr. Hogue,
Mr. Mahony,
Mr. Waddell,
Mr. Wade,
Mr. Broughton,
Mr. Oakes,
Mr. Hollis,
Mr. Lee,
Mr. Perry,
Mr. Downes,
Mr. Lonsdale,
Mr. Cohen,
Mr. Wood,
Mr. Robson,
Dr. Arthur,
Mr. Moore,
Colonel Onslow,
Mr. McCoy,
Mr. Donaldson,
Mr. Moxham,
Mr. McFarlane,
Mr. Norton,
Mr. Thomas,
Mr. Hunt,
Mr. Robert Jones,
Mr. John Miller,
Mr. Briner,
Mr. McLaurin,
Mr. W. Millard,
Mr. Barton,
Mr. Henley.

Tellers,

Mr. Nobbs,
Mr. Taylor.

And so it passed in the negative.

6. PAPER:—Mr. Waddell laid upon the Table,—Report of Royal Commission of Inquiry into the complaints that have been made regarding the use of the McMyler Hoist for loading coal at Newcastle, together with Minutes of Evidence and Exhibits; and Remarks of the Chief Commissioner for Railways and Tramways on the findings of the Commission.
Referred by Sessional Order to the Printing Committee.

7. CASE OF HENRY HARDING, W. S. STEAD, AND OTHERS—CERTIFICATE OF TITLE:—Mr. Hollis moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire into and report upon the grievances of Henry Harding, William Stephen Stead, and others, arising from alleged negligence and error on the part of the Registrar-General in connection with Certificate of Title, volume 61, folio 224, dated 4th February, 1868.

(2.) That such Committee consist of Mr. Wade, Mr. Holman, Mr. Briner, Mr. Gilbert, Mr. Broughton, Mr. O'Sullivan, Mr. Charlton, Mr. Nobbs, and the Mover.

(3.) That the Reports from the Select Committees of the Second Session of 1904, and of Session, 1906, together with the Proceedings of the Committees, Minutes of Evidence, and Appendices, be referred to such Committee.

Debate ensued.

Question put.

The House divided.

Ayes, 24.

Mr. McGowen,
Mr. Cann,
Mr. Stuart-Robertson,
Mr. G. A. Jones,
Mr. Mercer,
Mr. Carmichael,
Mr. Dacey,
Mr. Arthur Griffith,
Mr. Hollis,
Mr. Price,
Mr. McCoy,
Mr. Macdonell,
Mr. Nobbs,
Mr. Gus. Miller,
Mr. Dooley,
Mr. Broughton,
Mr. Page,
Mr. Meehan,
Mr. Nielsen,
Mr. Charlton,
Mr. Horne,
Mr. John Storey.

Tellers,

Mr. Thomas,
Mr. Grahame.

Noes, 31.

Mr. Robson,
Mr. Waddell,
Mr. Hogue,
Mr. Mahony,
Mr. Wade,
Mr. Oakes,
Mr. Perry,
Mr. Lee,
Mr. Taylor,
Mr. Moore,
Dr. Arthur,
Mr. Brown,
Mr. Cohen,
Mr. Wood,
Mr. Lonsdale,
Mr. Downes,
Mr. Norton,
Mr. Levy,
Mr. Hunt,
Mr. McLaurin,
Mr. Robert Jones,
Colonel Onslow,
Mr. McFarlane,
Mr. J. C. L. Fitzpatrick,
Mr. Donaldson,
Mr. W. Millard,
Mr. Henley,
Mr. Davidson,
Colonel Ryrie.

Tellers,

Mr. Collins,
Mr. Moxham.

And so it passed in the negative.

8. THE PERPETUAL AND THE PERMANENT TRUSTEE COMPANIES (LIMITED):—Mr. Arthur Griffith moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire into and report upon the business methods and practices of the two statutory trustee companies carrying on business in this State, viz., the Perpetual Trustee Company (Limited) and the Permanent Trustee Company (Limited).

(2.) That such Committee consist of Mr. Wood, Mr. Carmichael, Mr. David Storey, Mr. Dooley, Mr. Latimer, Mr. Cann, Mr. Gilbert, Mr. Thomas, and the Mover.

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

Question,—for the adjournment of the Debate,—put.

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

28th September, 1909.

The House divided.

Ayes, 19.

Mr. Meehan,
Mr. Nielsen,
Mr. Stuart-Robertson,
Mr. Macdonell,
Mr. Hollis,
Mr. Dacey,
Mr. Norton,
Mr. McGowen,
Mr. Carmichael,
Mr. G. A. Jones,
Mr. Cann,
Mr. Mercer,
Mr. Page,
Mr. Charlton,
Mr. Dooley,
Mr. Arthur Griffith,
Mr. Price.

Tellers,

Mr. John Storey,
Mr. Horne.

Noes, 34.

Mr. Taylor,
Mr. Lee,
Mr. Mahony,
Mr. Hogue,
Mr. Wade,
Mr. Broughton,
Mr. Perry,
Mr. Oakes,
Mr. Waddell,
Mr. Nobbs,
Mr. Cohen,
Mr. Moore,
Dr. Arthur,
Mr. Brown,
Mr. Robson,
Mr. Moxham,
Mr. Lonsdale,
Mr. Wood,
Mr. J. C. L. Fitzpatrick,
Mr. Davidson,
Mr. Thomas,
Mr. McFarlane,
Colonel Onslow,
Mr. Hunt,
Mr. Downes,
Mr. McCoy,
Mr. Robert Jones,
Mr. Collins,
Mr. McLaurin,
Mr. Henley,
Mr. W. Millard,
Colonel Rylie.

Tellers,

Mr. Donaldson,
Mr. Levy.

And so it passed in the negative.

Debate,—on main Question,—ensued.

Question put.

The House divided.

Ayes, 19.

Mr. Gus. Miller,
Mr. McGowen,
Mr. Hollis,
Mr. Dacey,
Mr. Macdonell,
Mr. Carmichael,
Mr. Cann,
Mr. Meehan,
Mr. Dooley,
Mr. John Storey,
Mr. Horne,
Mr. Page,
Mr. Stuart-Robertson,
Mr. Arthur Griffith,

Mr. McGarry,
Mr. Nielsen,
Mr. McLaurin,
Tellers,
Mr. Charlton,
Mr. Mercer.

Noes, 26.

Mr. Oakes,
Mr. Moore,
Mr. Mahony,
Mr. Wood,
Mr. Broughton,
Mr. Wade,
Mr. Cohen,
Mr. Perry,
Mr. Lee,
Mr. Hogue,
Mr. Waddell,
Mr. Nobbs,
Colonel Rylie,
Mr. Levy,
Dr. Arthur,
Mr. Downes,
Mr. Price,
Mr. J. C. L. Fitzpatrick,
Mr. McCoy,
Mr. Thomas,
Mr. Robert Jones,
Mr. Davidson,
Mr. W. Millard,
Mr. Henley.

Tellers,

Mr. McFarlane,
Mr. Lonsdale.

And so it passed in the negative.

9. CLAIMS OF GUSTAVE WILLIAM ENGEL—OYSTER LEASE IMPROVEMENTS:—Mr. Price moved, pursuant to Notice,—

(1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of Merewether v. Engel.

(2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O'Sullivan, Mr. Grahame, and the Mover.

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

Question,—for the adjournment of the Debate,—put.

The House divided.

Ayes, 24.

Mr. Oakes,
Mr. Wood,
Mr. Wade,
Mr. Perry,
Mr. Hogue,
Mr. Broughton,
Mr. J. C. L. Fitzpatrick,
Mr. Waddell,
Mr. Moore,
Mr. McLaurin,
Mr. Levy,
Mr. Downes,
Mr. Lee,
Dr. Arthur,
Mr. McCoy,
Mr. Nobbs,
Mr. Thomas,
Mr. Lonsdale,
Mr. Cohen,
Mr. Robert Jones,
Mr. Henley,
Mr. W. Millard.

Tellers,

Mr. Davidson,
Mr. Price.

Noes, 18.

Mr. Nielsen,
Mr. Meehan,
Mr. Macdonell,
Mr. Stuart-Robertson,
Mr. Charlton,
Mr. Carmichael,
Mr. Hollis,
Mr. Cann,
Mr. Arthur Griffith,
Mr. Mercer,
Mr. McGowen,
Mr. Horne,
Mr. Dacey,
Mr. Dooley,
Mr. John Storey,
Mr. McGarry.

Tellers,

Mr. Page,
Mr. Gus. Miller.

And so it was resolved in the affirmative.

Ordered, That the Debate be adjourned until To-morrow.

10. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at one minute after Eleven o'clock, until To-morrow, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 41.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 29 SEPTEMBER, 1909.

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

ESTIMATES OF EXPENDITURE, 1909-10 :—The following Message from His Excellency the Governor was delivered by Mr. Waddell, and read by Mr. Speaker :—

CHELMSFORD,
Governor.

Message No. 20.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly, the following :—

- (1.) *Consolidated Revenue Fund.*—Estimates of Expenditure of the Government for the year 1909-10.
- (2.) *Consolidated Revenue Fund.*—Statement of Payments from the Vote "Advance to Treasurer," 1908-9, submitted for Parliamentary Appropriation in adjustment of the Advance Vote.
- (3.) *Public Works Fund.*—Estimate of the Expenditure of the Government for the year 1909-10.
- (4.) *Closer Settlement Fund.*—Estimate of the Expenditure of the Government for the year 1909-10.

*State Government House,
Sydney, 28th September, 1909.*

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

2. QUESTIONS :—

- (1.) Youths employed in Railway Service :—Mr. Henley asked the Colonial Treasurer,—
- (1.) How many youths are there in the employment of the Railway Commissioners at ages from sixteen to twenty-one years respectively?
 - (2.) The nature of their employment?
 - (3.) The remuneration given at the commencement of service, together with the annual increments to which each group is entitled?

Mr. Waddell answered,—I will presently lay this information upon the Table in the form of a return.

- (2.) Railway Accident on Cryon-Walgett Line :—Mr. Collins asked the Colonial Treasurer,—
- (1.) Is it a fact that the engine hauling the passenger and goods train broke down between Cryon and Walgett on the 16th instant?
 - (2.) Is it a fact that no reserve or emergency engine is kept at Walgett terminus?
 - (3.) Is it a fact that only for the efficiency of the driver and fireman in making temporary repairs, and taking the train to Walgett, using one crank and cylinder, a very serious delay would have taken place?
 - (4.) Is it a fact that the guards on trains are not supplied with instruments to tap the telegraph line, which runs alongside the railway line?
 - (5.) Could such instruments be supplied at a small cost, thus preventing great suffering or inconvenience?
 - (6.) Is it a fact that the engine of the train in question was manufactured as far back as 1885?
 - (7.) Is it a fact that the breakage of the main crank shaft showed a flaw of half the diameter, apparently of long standing?
 - (8.) What steps, if any, are being taken by competent officers to detect defects in obsolete engines?

Mr

29th September, 1909.

Mr. Waddell answered,—

- (1.) Yes; 11½ miles from Walgett.
- (2.) Yes; but in cases of complete failure of an engine on the road, a relief engine could be sent from Narrabri West almost as quickly as sending to Walgett and preparing a spare engine.
- (3.) Yes; but drivers and firemen are passed as efficient to effect such temporary repairs; and carrying them out is part of their ordinary duty.
- (4.) Portable telephones are usually supplied on lines on which telephonic communication is in operation.
- (5.) A Morse circuit only being in use between Cryon and Walgett, a portable Morse instrument could not be utilised as the guards are not Morse telegraph operators. The question of utilising telephones as well as Morse instruments will be considered.
- (6.) Yes.
- (7.) The left driving-pan, not a crank shaft, broke; it was badly flawed.
- (8.) The engine is not obsolete.

(3.) Medical Attendance on Railway Workmen, Zigzag Deviation :—*Mr. Estell*, for *Mr. Dooley*, asked Colonial Treasurer,—

- (1.) Is it a fact that the Railway Department deduct sixpence per week from their employees on the Zigzag Deviation to pay a doctor's salary?
- (2.) Is it a fact that the amount deducted since the work commenced is considerably in excess of the doctor's salary?
- (3.) Will he endeavour to have the balance, if any, deducted from the men's wages paid into the funds of Lithgow Hospital?

Mr. Waddell answered,—

- (1.) Yes; to provide medical attendance for themselves and their families, if resident on the works, and also medicines.
- (2.) The amount deducted from the employees' wages is £949 14s. 6d.; and the cost of the medical branch is £707 10s. 6d.
- (3.) The balance, if any, at the close of the work will be divided amongst the hospitals, Lithgow Hospital having preference.

(4.) Country Labour Exchanges or Bureaux :—*Dr. Arthur* asked the Secretary for Public Works,—

- (1.) Is it a fact that large numbers of men, on leaving their employment in country districts, come to Sydney to seek other situations?
- (2.) Is it a fact that the British Parliament is about to pass a measure by which 120 labour exchanges will be instituted in different parts of the United Kingdom?
- (3.) Have similar exchanges existed in Germany for many years?
- (4.) Is there any organisation corresponding to this, except the Labour Bureau in Sydney, in this State?
- (5.) If not, will he consider the advisability of opening labour exchanges in a number of the country towns?

Mr. Lee answered,—

- (1.) I believe that large numbers of men do come to Sydney from the country.
- (2.) In July, 1909, the British Board of Trade reported forty-three labour bureaux, twenty-four of which were in London, and nineteen in the provinces, but I am unable to say what the British Parliament may do.
- (3.) I am informed that labour exchanges (or bureaux) have existed in Germany for a number of years.
- (4.) The Labour Bureau in Sydney has forty-three branches in the country, and about 200 other agents among the police. There is no other similar agency so far as I am aware.
- (5.) The present arrangements are considered to be capable of meeting all requirements.

(5.) Ship "Selwin Craig" :—*Mr. O'Sullivan* asked the Colonial Treasurer,—

- (1.) Is it a fact that the vessel "Selwin Craig," bound from New Zealand to Melbourne, was compelled to put into Sydney on account of her leaking condition?
- (2.) Did the crew refuse to proceed to sea till repairs were effected?
- (3.) Was the crew discharged, cargo unloaded, and the voyage abandoned?
- (4.) Was the vessel then docked for a few hours and receive a coat of paint?
- (5.) If the vessel was surveyed by the Departmental surveyors did they discover the cause of the reputed leakage?
- (6.) If so, were the defects made good?
- (7.) If so, how was it that the "Selwin Craig" had recently to return to port at Newcastle in a leaking condition?
- (8.) Is it a fact that the vessel had over 100 tons of ballast placed in between the outer skin and the ceiling?
- (9.) Is it a fact that no competent authority in England would pass any vessel as seaworthy with ballast so placed, there being a special rule that the timbers of all vessels are to be kept clear of any obstruction?
- (10.) Will he have a special report made about the vessel referred to, and if these statements are borne out insist upon the "Selwin Craig" being specially surveyed, repaired, and placed in a seaworthy condition before being allowed to sail again?

Mr. Waddell answered,—

- (1.) On the arrival of the "Selwin Craig" she was boarded by an inspector of the Navigation Department, who was informed by the master that the vessel had put in for fresh water.
- (2.) No.
- (3.) The crew were paid off, as the articles had expired. The cargo was unloaded, and the vessel did not proceed to Melbourne.

(4.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

29th September, 1909.

- (4.) The vessel went into Woolwich Dock on the 10th instant, and came out on the 11th.
- (5 and 6.) As the vessel had a New Zealand certificate, she was not surveyed by the Navigation Department's surveyors.
- (7.) The vessel sailed from Newcastle on the 18th instant, and when about one mile off Nobbys, and before the pilot left her, it was found that water was coming in through a small hole in the bow.
- (8.) It is probable that she had, as it is a common thing for vessels engaged in the timber trade to carry ballast between the inner and outer skins.
- (9.) No.
- (10.) On her return to Newcastle the vessel was surveyed, repairs were effected, and she was put in a thoroughly seaworthy condition, to the satisfaction of the Department's surveyors, as well as of Lloyd's representative, before she left the port.
- (6.) Closer Settlement—Colley Creek Estate :—Mr. Horne asked the Secretary for Lands,—
- (1.) When was notice given to the owner of Colley Creek Estate of his intention to resume same for closer settlement?
 - (2.) Has any action been taken to effect a settlement as to price?
 - (3.) If not, will he take the necessary action without delay?
 - (4.) Does he intend to take action to have the resumption submitted to Parliament during the present Session?
- Mr. Moore answered,—
- (1.) The estate was covered by notice of intended acquisition on 9th July, 1909.
 - (2, 3, and 4.) Action is proceeding, but I consider it inadvisable to make any public statement on the subject at present.
- (7.) Sworn Valuers :—Mr. O'Sullivan asked the Premier,—
- (1.) Is it a fact that it has been decided to close the lists of sworn valuers, and that no more will be admitted?
 - (2.) Is it a fact that there are several country towns where only one sworn valuator is to be found, and that public inconvenience is being caused by this state of affairs?
- Mr. Wade answered,—No appointments have been made since April, 1904. As previously stated, in reply to Questions on the subject, it is not considered that further appointments should be made pending amendment of the law.
- (8.) Treatment of Tug "Champion" by New Zealand Authorities :—Mr. E. M. Clark asked the Colonial Treasurer,—
- (1.) Is it a fact that the tug "Champion" was recently sent to New Zealand to tow the ship "Leicester Castle" to the port of Sydney for repairs?
 - (2.) How long was this tug in a New Zealand harbour, and is it a fact that the charges made there were equal to about £5 per hour?
 - (3.) Did the tug "Champion" arrive in Sydney from England with only sixteen men on board, and is it a fact that seventeen were sent to man her to New Zealand?
 - (4.) Is it a fact that the New Zealand authorities insisted upon the "Champion" returning to this port manned by twenty-five men; and, if so, under what laws governing navigation and trade were the conditions imposed?
 - (5.) Is it a fact that New Zealand shipbuilders were unsuccessful tenderers as against those of this port for the repairs to the "Leicester Castle"?
 - (6.) As New Zealand is part of the Empire and not a foreign power will he bring under the notice of the authorities its action to this State in this matter, as well as any Board of Trade governing the same, with a view to obtaining redress for those interested?
- Mr. Waddell answered,—
- (1.) Yes.
 - (2.) The Government have no information on this point.
 - (3.) Yes.
 - (4.) Yes. Her indicated horse-power is stated at 1,500, and under the New Zealand Act she was bound to carry the extra hands.
 - (5.) The Government have no information on this point.
 - (6.) As the New Zealand authorities appear to have acted within the scope of their Act, this Government cannot take any action in the matter.
- (9.) Mr. G. C. Addison, Registrar under Industrial Disputes Act :—Mr. Meehan asked the Attorney-General and Minister of Justice,—
- (1.) Does Mr. G. C. Addison occupy the position of Registrar under the Industrial Disputes Act?
 - (2.) If so, what salary does he receive?
 - (3.) Is it a fact that he holds, or has held, the position of Chairman on several Wages Boards?
 - (4.) If so, what amount has he received for services as Chairman of such Boards, and is such payment in addition to his salary as Registrar?
- Mr. Wade answered,—
- (1.) Yes.
 - (2.) £700 per annum.
 - (3.) Yes, of twelve Boards.
 - (4.) Nothing has been paid.

29th September, 1909.

- (10.) Leave of Absence, Police Force :—Mr. E. M. Clark asked the Colonial Secretary,—
- (1.) Is it a fact that the police have lately been granted an extended leave to twenty-eight days annually?
 - (2.) Is it a fact that applications for this leave have been refused on the grounds that the leave should not be operative for the present year; and, if so, under what special regulation?
 - (3.) What special conditions, if any, have been determined to govern the additional leave granted to the police?

Mr. Wood answered,—

(1.) Yes, from the 1st July, 1909.

(2 and 3.) No; it is not a fact. The additional leave police are entitled to, from the 1st July of this year, namely, four days, has been added to their old allowance of twenty-one days, making twenty-five days for this year.

- (11.) J. W. Evans, Inspector of Weights and Measures :—Mr. Carmichael asked the Premier,—

(1.) Does J. W. Evans still hold the position of Inspector of Weights and Measures?

(2.) Is his salary still payable to him?

(3.) Does the Government propose to take any further steps to legalise his dismissal?

Mr. Wade answered,—I understand that Mr. Evans has been called upon by the Stipendiary Magistrates to appear before them next week. Pending their decision, I do not see my way to answer the Honorable Member's Questions.

- (12.) Inspectors under Vine and Vegetation Diseases (Fruit Pests) Act :—Mr. J. C. L. Fitzpatrick asked the Minister for Agriculture,—

(1.) How many candidates have undergone examination for appointment as inspectors under the Vine and Vegetation Diseases (Fruit Pests) Act during the past twelve months, and, of this number, how many have been successful?

(2.) How many inspectors from this number have received appointments?

(3.) Is it intended to make additional appointments in the near future; and, if so, to what extent?

(4.) Did all applicants during the period named claim to have practical knowledge, and to be attached to agricultural occupations; if not, in how many instances did they not do so?

Mr. Perry answered,—

(1.) From the number of applicants for positions as inspectors, eight were selected for a final personal examination, and of these six were appointed.

(2.) Six.

(3.) No.

(4.) Yes.

- (13.) Classification, Railway Employees :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—
- Will he have prepared and laid upon the Table of this House a return showing the names of, and positions occupied by, all salaried officers of the Railway Department who are at present receiving less than the minimum salary attached to the classification they possess; amount of salary so received, and amount of minimum salary attached to the classification to be quoted in each instance?

Mr. Waddell answered,—A complete list of the whole of the staff employed on 31st December, 1908, was published in the *Government Gazette* of 17th June last. This includes all salaried officers, none of whom are paid less than the minimum salary where a classification is provided.

- (14.) Pilliga Scrub :—Mr. Collins asked the Secretary for Lands,—Is it a fact there is a large area of land in the Pilliga Scrub, south of Wee Waa, in the parishes of Loder, Bulgana, Tunis, and Belmore, which is suitable for agriculture and mixed farming; if so, what area, and will he take steps to have it made available as soon as possible?

Mr. Moore answered,—The district surveyor has general instructions to design any of the Pilliga Scrub lands suitable for agricultural and other farming, with a view to same being set apart for settlement purposes under the residential tenures of the Crown Lands Acts, but no report or design dealing with the area referred to has been received. The district surveyor will be asked to report specially in regard to this particular area.

- (15.) Land for Settlement, Glen Elgin, Glen Innes District :—Mr. Thomas asked the Secretary for Lands,—

(1.) What are the reasons for the great delay in making available lands set apart for settlement leases on Glen Elgin run, Glen Innes District?

(2.) When is it expected such lands will be open for application?

Mr. Moore answered,—

(1.) Survey was authorised last January, and the district surveyor states that he will forward his report in a few days.

(2.) It cannot be definitely stated, but action will be expedited as much as possible.

- (16.) Crown Lands available for Settlement, Kingsgate, Glen Innes District :—Mr. Thomas asked the Secretary for Lands,—

(1.) Is it a fact that Crown lands situated to the east of Kingsgate, Glen Innes District, have been available for selection for a considerable time, and have not been applied for?

(2.) Is it a fact that the high capital value fixed is the reason for no applications being lodged for such lands?

(3.) Will he cause inquiry to be made with a view of reducing the value?

Mr.

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29th September, 1909.

Mr. Moore answered,—A large area of unclassified Crown lands is available in the locality referred to, and parts of it have been selected at the statutory price of £1 per acre, subject to reappraisal at the request of applicants. The question of classification was recently considered and it was decided that action await demand; but I will have further inquiry made into the matter.

(17.) Quarantine Reserve, North Head :—Dr. Arthur asked the Premier,—

- (1.) Have 388 acres of the quarantine reserve, at North Head, Port Jackson, been retained by the State Government?
- (2.) Does the Board of Health claim that this area should be retained as a hospital site for infectious diseases?
- (3.) Will he state the reasons why this reserve should not at once be dedicated as a national recreation reserve?

Mr. Wood answered,—

- (1.) Yes.
- (2.) The area was so proclaimed at instance of the Board of Health, *ad interim*.
- (3.) The needs of the State in relation to outbreaks of dangerous epidemic diseases, and of the Commonwealth Government in relation to maritime quarantine, are under discussion.

3. LIQUOR LAW:—The following Petitions, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken,—were presented by the Members named:—

- (1.) By Mr. Davidson—From W. A. McInnis, Chairman of a Meeting of the Bright Example Lodge of the International Order of Good Templars, Laurieton.
 - (2.) By Mr. Perry—From R. Phillips, Chairman of a Meeting of the Star of Newrybar Lodge of the International Order of Good Templars, Newrybar.
 - (3.) By Mr. Parkes—From Ern. E. Longhurst, Chairman of a Meeting of the Hope of Dulwich Hill Lodge of the International Order of Good Templars, Dulwich Hill.
 - (4.) By Mr. McFarlane—From William Weir, Chairman of a Meeting of the Helping Hand Lodge of the International Order of Good Templars, Lawrence.
 - (5.) By Mr. Barton—From E. J. Croft, Chairman of a Meeting of the Fidelity Lodge of the International Order of Good Templars, Dubbo.
- Petitions received.

4. PAPERS:—

Mr. Waddell laid upon the Table,—

- (1.) Return of the expenditure in connection with the Railway Stations and Railway Lines, Arncliffe, Banksia, and Rockdale.
- (2.) Return respecting the Youths in the employment of the Railway Commissioners at ages from sixteen to twenty-one years respectively.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

- (1.) Proclamation respecting resumption of land, under the Public Works Act, 1900, for improvement of Cook's River.
- (2.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of water to Mittagong.
- (3.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of water to Nowra.
- (4.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Miller-street to McMahon's Point Tramway.
- (5.) Notification of resumption of land, under the Public Works Act, 1900, for the supply of water to Kiama.
- (6.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the North Coast Railway—Gloucester to Taree.
- (7.) Return to an Order, made on 23rd September, 1909,—“Independent Fire-escape.”
- (8.) Water Financial By-laws of the Hunter District Water Supply and Sewerage Board, under the Hunter District Water and Sewerage Acts, 1892-1906.
- (9.) Sewerage Financial By-laws of the Hunter District Water Supply and Sewerage Board, under the Hunter District Water and Sewerage Acts, 1892-1906.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—

- (1.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes under the Crown Lands Act of 1884.
- (2.) Abstract of Sites for Cities, Towns, and Villages, under the Crown Lands Act of 1884.
- (3.) Abstract of Alterations of Designs of Cities, Towns, and Villages, under the Crown Lands Act of 1884.
- (4.) Amended Regulations Nos. 29, 43, and 220, and Amended Form No. 5, under the Crown Lands Acts.

Referred by Sessional Order to the Printing Committee.

29th September, 1909.

5. POSTPONEMENT :—The Order of the Day, "North Sydney Electric Lighting Bill ; second reading. "[Mr. E. M. Clark]" ;—postponed until To-morrow.

6. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Improvement Leases Cancellation (Declaratory) Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to declare the law with respect to the revocation of reservations and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906 ; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same ; and for purposes consequent thereon or incidental thereto,*"—with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 29th September, 1909.

W. J. TRICKETT,
Deputy-President.

IMPROVEMENT LEASES CANCELLATION (DECLARATORY) BILL.

Schedule of the Amendment referred to in Message of 29th September, 1909.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 2, line 2. Omit "or may be"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, That the amendment made by the Legislative Council in this Bill be taken into consideration at a later hour of the day.

(2.) Motor Traffic Bill :—

MR. SPEAKER,—

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated the 3rd September, 1909, in reference to the Motor Traffic Bill,—

Disagrees to the Assembly's amendments in clause 4, lines 15-16, which omits "such time after the offence is committed not exceeding," in line 16, which omits "fourteen" and inserts "twenty eight," and in lines 16-17, which omits "as the Court thinks reasonable" and inserts "after the offence is committed,"—

(1.) Because, in their opinion, twenty-eight days would be excessive.

(2.) Because the time should be left to the discretion of the Court, but should not exceed fourteen days.

Disagrees to the Assembly's amendments in clause 5, but proposes to further amend the clause by the omission of subsections (1) and (2), and the insertion in their place of the following new subsections :—

(1) Any member of the police force who has reasonable grounds for suspecting that a person is committing a breach of this Act or of the regulations may demand from such person the production of his license, and to state his name and place of abode.

(2) Any such person who, upon demand as aforesaid, refuses to produce his license, or to state his name and place of abode, shall be guilty of an offence under this Act and if the breach aforesaid consists of a breach of the last preceding section may, without any other warrant than this Act, be apprehended and be taken before any Court of summary jurisdiction, there to be dealt with according to law,—

because they think that the substituted words more clearly express the meaning of both Houses. And the Council requests the concurrence of the Legislative Assembly in the said further amendment.

Disagrees to the Assembly's amendment, which proposes to insert a new clause to follow clause 15 of the Bill,—because the general law relating to bail is, in their opinion, sufficient.

Agrees to the Assembly's amendment in the Schedule, line 36, which omits "or rider," but proposes to further amend the same by the insertion in place of the words omitted of the words "(not being the rider of a motor cycle). Motor cycle rider—License in substitution for license, lost "or destroyed, two shillings and sixpence."

And the Council requests the concurrence of the Legislative Assembly in the said further amendment.

Agrees to the Assembly's other amendments in the Bill.

Legislative Council Chamber,
Sydney, 29th September, 1909.

W. J. TRICKETT,
Deputy-President.

Ordered by Mr. Speaker, That the Legislative Council's Message be taken into consideration in Committee of the Whole To-morrow.

7. IMPROVEMENT LEASES CANCELLATION (DECLARATORY) BILL :—The Order of the Day having been read,—on motion of Mr. Moore, Mr. 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 this Bill.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had agreed to the Council's amendment.

On motion of Mr. Moore, the report was adopted.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

29th September, 1909.

8. JUSTICES (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes.

On motion of Mr. Wade, the resolution was read a second time, and agreed to.

9. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again at a later hour of the day.

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

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

(2.) *Resolved*,—That there be granted to His Majesty a sum not exceeding £275, for Executive Council, for the year 1909–1910.

On motion of Mr. Waddell, the resolution was read a second time, and agreed to.

10. WAYS AND MEANS (*Financial Statement*):—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again at a later hour of the day.

11. PAPERS:—Mr. Waddell laid upon the Table,—

(1.) Estimates of the Ways and Means of the Government of New South Wales for the year 1909–1910.

(2.) Statements in connection with the Financial Speech, 29th September, 1909.

Ordered to be printed.

12. IMPROVEMENT LEASES CANCELLATION (DECLARATORY) BILL:—Ordered, on motion of Mr. Wade, 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 declare the law with respect to the revocation of reservations and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto.*”

Legislative Assembly Chamber,

Sydney, 29th September, 1909.

13. SUSPENSION OF STANDING ORDERS:—Mr. Waddell moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled “*A Bill to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909–1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,*” through all its stages in one day, and would also preclude the resolutions of the Committees of Supply and of Ways and Means respectively, whereon the Bill is proposed to be founded, being received on the same day on which they were come to by the said Committees respectively.

Debate ensued.

Question put.

The House divided.

Ayes, 29.

Noes, 21.

Mr. Cohen,	Mr. McFarlane,
Mr. Hogue,	Mr. Barton,
Mr. Perry,	Mr. Lonsdale,
Mr. Waddell,	Mr. Downes,
Mr. Wade,	Mr. Moxham,
Mr. Oakes,	Mr. Hunt,
Mr. Lee,	Mr. Robert Jones,
Mr. J. C. L. Fitzpatrick,	Mr. Collins,
Mr. Wood,	Mr. Briner,
Colonel Ryrie,	Mr. McLaurin,
Mr. Latimer,	Mr. Henley.
Mr. Mahony,	<i>Tellers,</i>
Mr. Levy,	
Mr. Robson,	Mr. Thomas,
Mr. Nobbs,	Mr. Davidson.
Mr. Moore,	

Mr. Gus. Miller,	Mr. John Storey,
Mr. Nielsen,	Mr. Nicholson,
Mr. Meehan,	Mr. Mercor.
Mr. Scobie,	<i>Tellers,</i>
Mr. McGowen,	
Mr. Hollis,	Mr. Carmichael,
Mr. Dacey,	Mr. McGarry.
Mr. Arthur Griffith,	
Mr. Peters,	
Mr. Estell,	
Mr. G. A. Jones,	
Mr. Edden,	
Mr. Grahame,	
Mr. Horne,	
Mr. Lynch,	
Mr. Charlton,	

And so it was resolved in the affirmative.

14.

29th September, 1909.

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

And the Committee continuing to sit after Midnight,—

THURSDAY, 30 SEPTEMBER, 1909, A.M.

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

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

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolution, which was read a first time, as follows :—

(3.) *Resolved*,—

That there be granted to His Majesty a sum not exceeding £2,246,290 ;
 £2,236,290 payable out of the Consolidated Revenue Fund, being
 £2,126,290 to defray the expenses of the various Departments and Services of the State during the months of October, November, and December of the financial year ending 30th June, 1910, to be expended at the rates which are shown on the Estimates for the financial year ending 30th June, 1910, as laid upon the Table of the House, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1909–1910 ; and
 £110,000 in anticipation of Loan Votes for Railways and Tramways, viz.—£60,000 for Railways—Towards Deviation to cut out the Lithgow Zigzag, and for other purposes, and £50,000 for Tramways—Rolling Stock to meet the expansion of traffic ; and
 £10,000 payable out of the Public Works Fund,—
 In anticipation of Votes for Colonial Secretary—Police Buildings and Additions.

On motion of Mr. Waddell, the resolution was read a second time, and agreed to.

15. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.—Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

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

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolution, which was read a first time, as follows :—

(3.) *Resolved*,—That towards making good the Supply granted to His Majesty for the Services of the financial year 1909–1910, the sum of £2,246,290 be granted, viz., £2,236,290 out of the Consolidated Revenue Fund, and £10,000 out of the Public Works Fund of New South Wales.

On motion of Mr. Waddell, the resolution was read a second time, and agreed to.

16. CONSOLIDATED REVENUE FUND AND PUBLIC WORKS FUND BILL (No. 2) :—

(1.) Ordered, on motion of Mr. Waddell, That a Bill be brought in, founded on Resolution of Ways and Means (No. 3), to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909–1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan.

(2.) Mr. Waddell then presented a Bill, intituled “ *A Bill to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909–1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,* ”—which was read a first time.
 Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

On motion of Mr. Waddell, the report was adopted.

Ordered, That the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Waddell, passed.

Mr. Waddell then moved, That the Title of the Bill be “ *An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909–1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,* ”

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill intituled “ *An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909–1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,* ”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 30th September, 1909, a.m.

The House adjourned, at twenty-five minutes before Two o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
 Clerk of the Legislative Assembly.

WILLIAM McCOURT,
 Speaker.

New South Wales.

No. 42.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 30 SEPTEMBER, 1909.

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

QUESTIONS :—

(1.) Railway Bridge, Grafton :—Mr. McFarlane asked the Secretary for Public Works,—

(1.) Will he take steps to expedite the work in connection with borings and preparation of plans for the proposed railway bridge at Grafton ?

(2.) Will such work be sufficiently advanced to admit of the proposal being referred to the Public Works Committee this Session ?

Mr. Lee answered,—

(1.) The work is being pushed on as quickly as possible.

(2.) No.

(2.) Board of Health :—Colonel Onslow asked the Colonial Secretary,—

(1.) Does the Board of Health possess power to draw up regulations which it is obligatory upon country and suburban municipalities to conform with ?

(2.) Is the City Council represented on that Board ?

(3.) If so, is there any reason why country and suburban municipalities should not be represented upon it ?

Mr. Wood answered,—

(1.) The Public Health Act confers powers on the Board of Health in respect of all municipalities, without distinction, which are the same in all cases.

(2.) Yes.

(3.) The Board includes a country member, Mr. W. B. Sharpe.

(3.) Tenders for Parts of Railway Rolling-stock :—Mr. Taylor asked the Colonial Treasurer,—

(1.) Is it a fact that the Chief Commissioner for Railways invites tenders in England only for requisites such as wheels, axles, buffers, bar-iron, and other heavy material ?

(2.) If so, will he suggest to him the desirability of widening the scope, and give local firms and agents an opportunity of tendering ?

Mr. Waddell answered,—

(1.) Materials which cannot be obtained locally, or which can be purchased to better advantage direct from Home makers, are indented for. Tenders for their supply are invited by the Agent-General.

(2.) Local firms and agents are given opportunities to tender, whenever this course is more advantageous.

(4.) Steel Point Battery, Vacluse :—Colonel Onslow asked the Premier,—

(1.) Is it a fact that the Commonwealth Military Authorities have decided to abandon, for defence purposes, Steel Point Battery, Vacluse ?

(2.) If so, will he endeavour to secure that area for a public park and recreation reserve ?

Mr. Wade answered,—I am not aware of any such decision on the part of the Commonwealth, but will make inquiry.

(5.) Leave for Teachers to attend Jubilee Rifle Meeting :—Mr. Briner asked the Minister of Public Instruction,—

(1.) How many public school teachers applied for leave to attend the Jubilee Rifle Meeting in Sydney ?

(2.) Are these teachers prominent members of rifle clubs and good shots ?

(3.) How many applications were from the Metropolitan Area, and how many from the country ?

(4.) Has the leave asked for been refused ; and, if so, in how many cases, and for what reasons ?

Mr.

30th September, 1909.

Mr. Hogue answered,—

- (1.) Thirteen.
- (2.) Three are known to be prominent members of rifle clubs. I am not aware whether any are good shots.
- (3.) Three from the Metropolitan Area, and ten from the country.
- (4.) Leave has been granted in five cases; one case is awaiting further information. In seven cases leave has been refused, because, if granted, the closing of a school for a period ranging from one week to a fortnight would be necessitated in each case. The enrolments in such schools range from twenty-one to thirty-eight pupils.

(6.) Crane Accident, Fitzroy Dock :—Mr. O'Sullivan asked the Secretary for Public Works,—

- (1.) Is it a fact that a man named R. Tucker was killed, and another man named Thomas Coleman was seriously injured, by the falling of a crane at Fitzroy Dock on 1st July, 1907?
- (2.) Is it a fact that Coleman was interviewed by a messenger from the Dock, and examined by Dr. Paton, Government Medical Officer, the latter of whom said, "This is a matter for an action"?
- (3.) Did the Government ever pay Mr. Coleman any compensation; if not, why not?

Mr. Lee answered,—

- (1.) R. Tucker was killed, but the Dock authorities do not admit that T. Coleman was seriously injured by the falling of a crane.
- (2.) I am informed that Coleman was interviewed by a messenger and subsequently examined by Dr. Paton; I have, however, no knowledge of what statement the latter made.
- (3.) No compensation was paid; Coleman started an action to recover compensation, but I believe the case was withdrawn.

(7.) Payments for Closer Settlement and other Crown Lands :—Mr. O'Sullivan asked the Secretary for Lands,—

- (1.) Is he disposed to act upon the suggestion of the Honorable Member for Belmore, that five years' grace should be given in reference to all payments in connection with the closer settlement and other Crown lands?
- (2.) If not, will he entertain a proposal that concessions of another character should be made to the intending settlers, so that they should not have all or most of their money spent or locked up during the first year of settlement?

Mr. Moore answered,—

- (1.) I invite the Honorable Member's attention to the provisions of clause 15 of the Closer Settlement (Amendment) Bill now before the House. As regards ordinary Crown lands it is thought that the present law is sufficiently liberal.
- (2.) See answer to No. 1.

(8.) Mayor of Parkes Municipality :—Mr. Lynch asked the Secretary for Public Works,—

- (1.) Was there any local recommendation of Mr. Sydney Ephraim Close to the Mayoral position in the Parkes Municipal Council?
- (2.) If so, was it by petition or by separate individuals?
- (3.) If by petition, who were the petitioners; if by individuals, who were they?

Mr. Lee answered,—In recommending to the Executive Council that the retiring Mayor, Mr. Close, be reappointed, I acted on my own initiative, and was not guided by any local representations. A letter was received from the Reverend W. Tait, of Parkes, suggesting Mr. Close's reappointment, after I had dealt with the matter.

(9.) Postponement of Race Meetings :—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) Is it a fact that unfavourable weather conditions immediately before the actual day of racing have been advanced by certain pony-racing clubs, during the last two months, as reason for postponement of race meetings on Saturday, until the following Monday; and was this done by the Kensington Racing Club on the 7th August last?
- (2.) Is it a fact that on each Saturday from which such meeting was postponed the weather was fine and favourable to racing?
- (3.) Is it a fact that although the weather conditions on the 28th instant were unfavourable to racing, the Kensington Racing Club held a meeting on Wednesday, 29th instant; and, if so, are clubs permitted to interpret the Act and Regulations governing racing, to determine the alternate days that overnight weather conditions shall operate as an excuse for the postponement of a race meeting?
- (4.) Is it a fact that the postponement of Saturday pony meetings on the ground of unfavourable weather conditions has only lately been availed of to prevent clashing with horse-race meetings and will he in future insist that the same conditions shall apply to Wednesday and Saturday meetings, so far as overnight weather is concerned, or else amend the Act, so that the additional pony meeting to be held on Saturday be run on another day of the week?

Mr. Wood answered,—

- (1.) Yes.
- (2.) It was not unfavourable to racing, but the days preceding, on which applications were dealt with, were wet.
- (3.) Racing was practicable on the 28th, but the fixture was for the 29th. The clubs have nothing to do with the administration of the Act.
- (4.) No; applications have been made from time to time since the commencement of the Act for postponements, both on the day of racing as well as the day before.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

30th September, 1909.

(10.) Construction of Excavated Tank, Tullamore:—Mr. Lynch asked the Secretary for Public Works,—What are the schedule rates of the lowest tenderer for the contract for the construction of an excavated tank at Tullamore, Bogan Gate-Bulbodney Railway, part 2, Trundle to Tullamore? Mr. Lee answered,—It is not in accordance with the practice of the Department to supply such information.

(11.) Roads in Closer Settlement Subdivisions:—Mr. Carmichael asked the Secretary for Lands,—
 (1.) In private subdivisions is the expense of making roads and providing for drainage borne by the vendor, and must this be to the satisfaction of the Local Shire or Municipal Council?
 (2.) Is it a fact that in the estates resumed for closer settlement the Local Shire and Municipal Councils have had to make the roads, thus relieving the vendor of expense which would have been borne by him if he had subdivided?
 (3.) Has he any information as to the cost of making such roads which have been incurred by the local authorities, and whether the settlers have contributed in ratio towards the cost?

Mr. Moore answered,—

(1.) Yes.

(2.) In estimating the value of estates resumed for closer settlement, consideration is given to necessary expenditure for road construction, so that the vendor is not relieved in the way suggested. The estimated cost of road construction is included in the costs of subdivision, and an allowance made to the Shire or Municipality in regard to same.

(3.) No information available.

2. PAPERS:—

Mr. Wade laid upon the Table,—

(1.) Schedule showing Land Tenures within the proposed additional area of 100 square miles in connection with the proposed Federal Capital Site.

(2.) Report of the Royal Commission *re* Saturday Half-holiday; together with Appendices.

(3.) Minutes of Evidence taken before the Royal Commission *re* Saturday half-holiday, together with an Appendix.

Ordered to be printed.

Mr. Moore laid upon the Table,—

(1.) Amended Regulations Nos. 319A and 362, and Amended Forms Nos. 66, 74, 91, and 109, and notification of cancellation of Form No. 123, under the Crown Lands Acts.
 Referred by Sessional Order to the Printing Committee.

(2.) Particulars respecting the proposed acquisition by the Government for the purposes of Closer Settlement of the North Logan Estate.

Ordered to be printed.

3. UNCLAIMED MONEYS BILL (*Formal Motion*):—Mr. J. C. L. Fitzpatrick moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds; and for other purposes.
 Question put and passed.

4. POSTPONEMENT:—The Order of the Day, "North Sydney Electric Lighting Bill; second reading. "*[Mr. E. M. Clark]*;"—postponed until Tuesday next.

5. CONSOLIDATED REVENUE FUND AND PUBLIC WORKS FUND BILL (No. 2):—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by Loan,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 30th September, 1909.

F. B. SUTTON,

President.

6. CLOSER SETTLEMENT (AMENDMENT) BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Moore, "That this Bill be now read a second "time,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

Mr. J. C. L. Fitzpatrick moved, That this Debate be now adjourned.

Question put and passed.

Ordered, That the Debate be adjourned until Tuesday next.

7. CRIMES (GIRLS' PROTECTION) BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated the 21st September, 1909, in reference to the Crimes (Girls' Protection) Bill,—

Disagrees to the Assembly's amendments in clause 3,—because the term "guardian" includes several classes of persons who do not stand in respect to their wards in a relationship in any way similar to that of father to daughter, or step-father to step-daughter, and therefore the provision applicable to fathers and step-fathers ought not, in their opinion, to be extended to guardians.

Agrees to the Assembly's other amendments in the Bill.

Legislative Council Chamber,

Sydney, 30th September, 1909.

F. B. SUTTON,

President.

Ordered by Mr. Speaker, That the Legislative Council's Message be taken into consideration in Committee of the Whole on Tuesday next.

30th September, 1909.

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8. PRECEDENCE OF BUSINESS ON TUESDAYS (*Sessional Order*):—Mr. Wade moved, pursuant to Notice, *as amended by consent*, That, unless otherwise ordered, on each Tuesday during the remainder of the present Session Government Business shall take precedence of General Business after Seven o'clock p.m.
Debate ensued.
Question put and passed.
9. PRINTING COMMITTEE:—Mr. McLaurin, Temporary Chairman, brought up the Twelfth Report from the Printing Committee.
10. POSTPONEMENT:—The remainder of Government Business and Order of the Day No. 2 of General Business postponed until Tuesday next.
11. CLAIM OF MR. J. S. GAM—REJECTION OF SLEEPERS BY CENTRAL SOUTH AFRICAN GOVERNMENT:—
Mr. Gilbert moved, pursuant to Notice,—
(1.) That a Select Committee be appointed to inquire into and report upon the claim of J. S. Gam against the Lands Department in regard to losses sustained by him owing to rejection of sleepers shipped under certificate of the Forestry Department to the order of the Central South African Government.
(2.) That such Committee consist of Mr. Moore, Mr. McFarlane, Mr. Kelly, Mr. Charlton, Mr. Parkes, Mr. Meehan, Mr. Brown, and the Mover.
Debate ensued.
Question put and passed.
12. ADJOURNMENT:—Mr. Lee moved, That this House do now adjourn.
Debate ensued.

And the House continuing to sit after Midnight,—

FRIDAY, 1 OCTOBER, 1909, A.M.

Question put and passed.

The House adjourned accordingly, at twelve minutes after Twelve o'clock a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 43.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 5 OCTOBER, 1909.

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

MESSAGES FROM THE GOVERNOR :—The following Messages from His Excellency the Governor were delivered by the Ministers named, and read by Mr. Speaker :—

By Mr. Wade,—

- (1.) Improvement Leases Cancellation (Declaratory) Bill :—

CHELMSFORD,
Governor.

Message No. 21.

A Bill, intituled "*An Act to declare the law with respect to the revocation of reservations and with respect to preferential occupation licenses under the Improvement Leases Cancellation Act, 1906; to validate the setting apart of and applications for certain land under the Crown Lands Acts, and the confirmation of the same; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 1st October, 1909.

- (2.) Consolidated Revenue Fund and Public Works Fund Bill (No. 2) :—

CHELMSFORD,
Governor.

Message No. 22.

A Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund towards the Services of the year 1909-1910, and out of the Public Works Fund; and for Services to be hereafter provided for by loan,*"—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 His 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.

State Government House,
Sydney, 1st October, 1909.

By Mr. Wood,—

- (3.) Aborigines Protection Bill :—

CHELMSFORD,
Governor.

Message No. 23.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the protection and care of aborigines; to repeal the Supply of Liquors to Aborigines Prevention Act; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 1st October, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

5th October, 1909.

2. QUESTIONS:—

(1.) Claims of Retired Civil Servants:—Mr. O'Sullivan asked the Premier,—

- (1.) How much of the £264 3s. 11d. paid by the Commonwealth to the relatives of the late Heffernan was paid by the State, and the years for which it was paid?
- (2.) Did the Commonwealth only pay for the years he was in that Service?
- (3.) How many of the men who were retired at the age limit and on the ground of ill-health have been paid up to the present; the amount paid, and the years for which they have been paid?
- (4.) Is it a fact that ex-letter-carrier Sheedy, who was retired at the age limit, was paid under the Board's regulations £136 11s. 11d., and under the judgment £159 7s. 2d., in all £295 19s. 1d.?
- (5.) Is it a fact that the State Government has had to pay for the years Heffernan and Sheedy were in the service of the State as well as those years they were in the service of the Commonwealth?

Mr. Wade answered,—

- (1 and 2.) The sum mentioned was paid by the Commonwealth Government, which subsequently debited the whole of it to the State under the Commonwealth Constitution Act. These gratuities are payable only in respect of service prior to 23rd December, 1895.
- (3.) I am not sure as to the scope of this Question, and doubt whether the information could be supplied by the State. Apparently, however, it would be voluminous, and would have to be moved for in the usual way.
- (4.) The Honorable Member's attention is invited to the reply given to his Question of the 18th ultimo regarding this officer's gratuity. I have not since received any information from the Commonwealth with regard to the matter.
- (5.) See answers to Questions 2 and 4.

(2.) Sittings of Narrabri Land Board at Wee Waa:—Mr. Collins asked the Secretary for Lands,—

- (1.) When was the last sitting of the Local Land Board held at Wee Waa?
- (2.) Is it a fact that landholders in that district, having cases to be dealt with, are compelled to travel to Narrabri at considerable expense and inconvenience to have their cases heard before the Local Land Board at that place; and will he arrange to have regular sittings of the Board held at Wee Waa in future, in order to deal with cases arising in that district?

Mr. Moore answered,—

- (1.) 29th November, 1907.
- (2.) The Wee Waa cases have been heard at Narrabri, and no complaint from any landholder has been received. I may inform the Honorable Member that out of 2,648 cases dealt with at Narrabri only sixty-one referred to persons living in the vicinity of Wee Waa. Arrangements will, however, be made to hold sittings of the Local Land Board at Wee Waa whenever a sufficient number of cases arise to justify such a course.

(3.) Accommodation for loading Produce at Stations on Molong-Forbes Railway:—Mr. McGarry, for Mr. Lynch, asked the Colonial Treasurer,—

- (1.) Is it a fact that there are no weighbridges at the following sidings on the Molong-Forbes Line:—Cookamidgera, Bartley's Creek, Tichborne, and Daroualgie?
- (2.) Is it a fact that there is no loading-bank at Tichborne?
- (3.) Have several applications been lodged for these conveniences?
- (4.) Is it a fact that, in all probability, this season 25,000 bags of wheat will be loaded at Cookamidgera, 20,000 at Bartley's Creek, 30,000 at Tichborne, and 25,000 at Daroualgie?
- (5.) Will he consider whether the producers of these districts are being fairly treated by the Department over which he presides?
- (6.) If not, will he urge the Railway Commissioners to move with dispatch in these matters, and have the loading-bank constructed and the weighbridges installed?

Mr. Waddell answered,—

- (1, 2, and 3.) Yes.
- (4.) It is expected that large quantities of wheat will be loaded this season at the stations named.
- (5 and 6.) The producers all over the State are fairly treated. Funds are not available to provide all the conveniences asked for; the most important stations have to be dealt with first. It is not the practice to provide weighbridges at unattended sidings.

(4.) Mr. Frank Fisher—Hay Land Board:—Mr. McGarry, for Mr. Scobie, asked the Secretary for Lands,—

- (1.) By whom was Mr. Frank Fisher recommended to be a member of the Hay Land Board?
- (2.) Had Mr. Fisher any special qualifications?

Mr. Moore answered,—

- (1.) By the Chairman and district surveyor.
- (2.) Mr. Fisher was considered well qualified for the position.

(5.) Mungery Estate Ballots:—Mr. McGarry, for Mr. Lynch, asked the Secretary for Lands,—

- (1.) Where will the ballots be taken in connection with the resumption of the Mungery Estate?
- (2.) Will he give Peak Hill, the town closest to the area, favourable consideration in determining same?

Mr. Moore answered,—

- (1.) At Parkes.
- (2.) Parkes being a railway town offers greater conveniences to the public for the holding of the Land Board meeting, as numerous applicants may be expected from various places in addition to those from the vicinity of the estate.

(6.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

5th October, 1909.

(6.) Cabmen at Bathurst Railway Station:—*Mr. Gillies*, for Mr. John Miller, asked the Colonial Treasurer,—

- (1.) Is it a fact that the Railway Commissioners have prohibited the licensed cabmen from going on the platform at Bathurst, in pursuit of their calling, except under certain conditions?
- (2.) If so, what are these conditions, and what advantage do the Railway Commissioners expect to gain by imposing them?
- (3.) Do certain hotels employ special porters to meet trains at Bathurst, and are they allowed on the platform?
- (4.) Is it a fact that these porters are thus given an undue advantage to secure strangers for their own special cabmen?
- (5.) If so, will he consider whether this is fair to the other cabmen?
- (6.) Has it been represented that these cabmen were of assistance on the platform to the arriving and departing travelling public?
- (7.) Are the railway porters at Bathurst Railway Station able to adequately attend to the said travelling public?
- (8.) How many are there and where to be found?

Mr. Waddell answered,—

- (1.) Yes.
- (2.) Cabmen are only allowed on the platform at Bathurst when carrying the luggage of intending passengers, or when called to carry luggage belonging to persons arriving by train. Soliciting custom, and consequent inconvenience to the travelling public and to the Department are thereby avoided.
- (3.) Certain leading hotels send their porters to attend to their customers arriving by train, and these porters are allowed on the platform for that purpose.
- (4 and 5.) No undue advantage is given to the hotel porters.
- (6.) Yes; but complaints were made that annoyance was caused by cabmen soliciting custom on the platform. The complaints were found to be justified, and consequently arrangements were made as indicated in Question No. 1.
- (7.) Yes.
- (8.) Four; on the platform.

(7.) Payment for Closer Settlement Lands:—*Mr. O'Sullivan* asked the Secretary for Lands,—

- (1.) Has he had placed before him the following suggestion:—In view of the large expenditure that must be incurred by the selector under the closer settlement law in making his undertaking a successful one, a period of two or three years should be allowed to elapse before any further call is made on him for additional payments to the Crown?
- (2.) If so, will he let it be optional with the selector to accept any such modification of terms?

Mr. Moore answered,—Various suggestions have been made on the subject, including that indicated by the Honorable Member, and clause 15 of the Closer Settlement (Amendment) Bill now before the House was framed with the object of meeting settlers' reasonable requirements. Under its provisions the second payment can be deferred until the beginning of the third year where the necessities of the case require it.

(8.) Royal Commission on Weights and Measures Department:—*Mr. McGarry*, for Mr. Hollis, asked the Colonial Secretary,—

- (1.) Did the Royal Commission which inquired into the working of the Weights and Measures Department of this State report that the law in force is obsolete and recommend that new laws should be provided?
- (2.) How long has elapsed since that Commission so recommended?
- (3.) What steps, if any, have been taken by the Government to put into effect the recommendation of the Royal Commission?

Mr. Wood answered,—

- (1.) The Royal Commission urged the amendment of the law.
- (2.) The Commission reported on 8th November, 1906.
- (3.) A Bill has been prepared and will be introduced when the state of public business warrants it. I have, however, to add that, as weights and measures are matters for the Commonwealth, a new State Act may have a very short life.

(9.) Crossing Station, Lapstone Hill, Western Railway:—*Mr. McGarry*, for Mr. Hollis, asked the Colonial Treasurer,—

- (1.) Is it a fact that the Railway Department is making a crossing station on Lapstone Hill, Western Line?
- (2.) What is the estimated cost of such?
- (3.) Has he been consulted over this matter, or has the Public Works Committee investigated it?
- (4.) Is it a fact that on many occasions heavy goods and coal trains got beyond the control of the driver so that they have not been able to be stopped where this proposed crossing station will be located?
- (5.) What is the grade of the line at this spot for Up-trains?
- (6.) Is it the intention of the Department to carry out the deviation to avoid Lapstone Tunnel?
- (7.) If such is carried out will the crossing station be used in connection with the ordinary working of the railways?

Mr. Waddell answered,—

- (1.) Yes.
- (2.) £3,000.
- (3.) No; the work is one of railway management and is being carried out under the authority of the Chief Commissioner for Railways and Tramways.

(4.)

5th October, 1909.

- (4.) The new crossing place will be used for Down-trains only, and Up-trains on the falling grade will run through on the straight road.
- (5.) One in thirty-three, falling towards Emu Plains.
- (6.) This matter is before the Public Works Committee.
- (7.) If the deviation is carried the new crossing place will not be required ; but meanwhile it is an absolute necessity.
3. **NURSES REGISTRATION BILL** :—Mr. Levy presented a Petition from the Council of the Australasian Trained Nurses' Association, representing that at a Conference, held in July last, of Delegates representing the Nurses of New South Wales, Queensland, South Australia, Western Australia, and Tasmania, a resolution was unanimously passed expressing approval of the Nurses Registration Bill ; that Petitioners feel that legislation along the lines indicated in the Bill is urgently needed, as is evidenced by the agitation at present in progress for the registration of nurses in all English-speaking countries ; and praying the House to take the Petition into favourable consideration.
Petition received.
4. **POSTPONEMENT** :—The Order of the Day, "Crimes (Girls' Protection) Bill (*Council Bill*) ; consideration "in Committee of the Whole of the Legislative Council's Message of 30th September in reference to "the amendments in this Bill. [*Colonel Onslow*]" ;—postponed until To-morrow.
5. **PAPERS** :—
Mr. Waddell laid upon the Table,—Statement of Accounts of the Sydney Harbour Trust Commissioners for the year ended 30th June, 1909.
Referred by Sessional Order to the Printing Committee.
Mr. Moore laid upon the Table,—Particulars of Leases issued on 22nd September, 1909, under the provisions of the Western Lands Act.
Referred by Sessional Order to the Printing Committee.
6. **NURSES REGISTRATION BILL** :—The Order of the Day having been read,—Mr. Levy moved, That this Bill be now read a second time.
Debate ensued.

And it being Seven o'clock, Government Business took precedence, under Sessional Order adopted on Thursday, 30th September, 1909.

7. **CLOSER SETTLEMENT (AMENDMENT) BILL** :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Moore, "That this Bill be now read a second "time,"—
And the Question being again proposed,—
The House resumed the said adjourned Debate.
Mr. Kelly moved, That this Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until To-morrow.
8. **MOTOR TRAFFIC BILL** :—The Order of the Day having been read for the consideration in Committee of the Whole of the Legislative Council's Message of 29th September in reference to the amendments in this Bill,—on motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee does not insist upon the Assembly's amendments disagreed to by the Council, and agrees to the Council's further amendments upon the Assembly's amendments in the Bill.
On motion of Mr. Wood, the report was adopted.
Ordered, 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 29th September, 1909, in reference to the Motor Traffic Bill,—does not insist upon its amendments disagreed to by the Council, and agrees to the Council's further amendments upon the Assembly's amendments in this Bill.

*Legislative Assembly Chamber,
Sydney, 5th October, 1909.*

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 44.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 6 OCTOBER, 1909.

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

QUESTIONS:—

- (1.) Forfeited Improvement Leases, Strathbogie and Rocky Creek:—Mr. G. A. Jones asked the Secretary for Lands,—

(1.) Referring to the refusal of the Lands Department to make the forfeited improvement leases on Strathbogie and Rocky Creek Holdings available, was such action the result wholly of the report of the Mines Department against settlement either under conditional purchase, special lease for grazing, or improvement lease in small blocks?

(2.) When that land was granted to the station in 1902 as improvement lease, did the Mines Department report upon that proposal?

(3.) If so, what was the nature of that report, together with any reasons assigned therein?

Mr. Moore answered,—

(1.) Yes.

(2.) Yes, as regards seven cancelled improvement leases, Nos. 1,101, 1,102, 1,108, 1,109, 1,111, 1,112, and 1,113; but not as regards leases 1,043 and 1,044.

(3.) The Government Geologist reported with regard to the seven leases granted that there would be no objection to the land being covered by improvement leases if certain conditions were attached. These conditions provided for the right of withdrawal for mining purposes, depasturing of miners' stock on the land, and bringing the leases within the meaning of the Mining Act. Although a report was not obtained from the Mines Department in respect of the two leases Nos. 1,043 and 1,044, the same mining conditions were embodied in all these leases.

- (2.) Appointment of Chief Commissioner for Railways:—Mr. O'Sullivan, for Mr. McLaurin, asked the Colonial Treasurer,—

(1.) Referring to reply given to Question No. 3, asked by the Honorable Member for St. Leonards on 28th September, in which it was stated that the Chief Commissioner, Mr. Johnson, had charge of about 1,200 miles of railway in England, will he inform this House if this statement was intended to convey that Mr. Johnson was entrusted with that length of railway from point to point; or does it mean to relate to the aggregate length of each separate track, including side docks, shunting roads, &c?

(2.) Is it a fact that the Advisory Committee in England asked that under the circumstance, and considering the merits of the applicant, they should be relieved of the responsibility of making any recommendation?

(3.) Is it a fact that the Committee suggested that Mr. Thallon, of Queensland, should be approached, even though he might not have made application?

(4.) Was the opportunity which Mr. Johnson had of acquiring adequate knowledge of railway finance and traffic management considered by the Government when making the appointment?

(5.) Is it a fact that when, on the insistence of the New South Wales Government that a recommendation to fill the position of Chief Commissioner must be made, and the Advisory Committee suggested Mr. Johnson, all other applications had then been withdrawn?

Mr. Waddell answered,—

(1.) The Advisory Committee in England, in giving particulars of the career of Mr. Johnson, stated that in 1900 he received the appointment of Assistant Engineer, Great Northern Railway, with special charge of about 1,200 miles of railway, but no further details on that particular point were given.

(2.)

6th October, 1909.

- (2.) I am not aware that the Committee made any such request.
 (3.) No.
 (4.) The Government acted upon the advice of the Committee in London, which was in every way competent to judge of the merits of the applicants.
 (5.) The Government did not insist upon the Committee making a recommendation, and the correspondence does not show that when the Committee suggested Mr. Johnson's appointment, all other applications had been withdrawn.
- (3.) Stairway Fire-escapes:—*Mr. Charlton*, for Mr. Arthur Griffith, asked the Minister of Public Instruction,—
 (1.) With reference to the subject matter of a report by Mr. Kemp, architect, of Sydney, in the possession of his Department, in connection with the fire-escapes provided in a large factory in the Haymarket, will he state why inflammable oregon stairways have been permitted to be erected as fire-escapes?
 (2.) Why was hardwood timber or brickwork not insisted upon?
 (3.) In some instances were vertical ladders, without direct means of outlet, approved and provided; if so, for what reason?
 (4.) Was any officer of his Department responsible for the approval of the above classes of escapes?
 (5.) If not, why were the responsible officers of his Department in this matter superseded by an officer from another Department?
Mr. Hogue answered,—
 (1 and 2.) The Department has no power under the Factories and Shops Act to say of what material such stairways shall be constructed.
 (3.) No.
 (4 and 5.) The Honorable Member is referred to my reply of 2nd September to his Question No. 3 on the same subject.
- (4.) Erosion of Banks of Clarence and other Coastal Rivers:—*Mr. McFarlane* asked the Secretary for Public Works,—
 (1.) What steps does he propose to take to prevent the erosion of the banks of the Clarence and other coastal rivers?
 (2.) Will he grant the Shire Councils the necessary funds to carry out river bank protection work, or will he treat the work as one of a national character, and have it carried out where required under the supervision of Departmental engineers?
Mr. Lee answered,—
 (1.) Steps have been taken from time to time to prevent the erosion of the banks of the Clarence and other coastal rivers by the use of stone facing where the adjoining land is a Government or public road, but no general system can be adopted without legislation.
 (2.) Grants have been made to the Shire and Municipal Councils of subsidies in the form of free stone, use of punts, &c., towards carrying out this river-bank protection work where necessary for the protection of public roads, and wherever possible this assistance will be afforded. Where the land is privately owned the stone has in some cases been delivered for the protection of the river bank at cost price.
- (5.) Rents on Jetties and Boat-sheds, Clarence River:—*Mr. McFarlane* asked the Secretary for Lands,—Will he say under what provision of the Land Acts power is given to levy rents on jetties and boat-sheds on the foreshores of the Clarence and other coastal rivers?
Mr. Moore answered,—In some cases under the special lease provisions of the Crown Lands Acts; but in others, under permissive occupancies.
- (6.) Tramway Sections:—*Mr. Carmichael* asked the Colonial Treasurer,—
 (1.) What are the lengths of the tram sections from McMahan's Point to Burns' Bay road, Lane Cove, and what fares are charged for through tickets?
 (2.) What are the lengths of the sections on the Lilyfield line?
 (3.) What are the weekly earnings and expenses on the trams running on the Watson's Bay line?
Mr. Waddell answered,—
 (1.) First section, 98 chains; second section, 125 chains; third section, 113 chains; fares, each section, 1d.; through fare, 3d.
 (2.) First section, 156 chains; second section, 183 chains; third section, 45 chains.
 (3.) Earnings about £1,400. Working expenses (not including interest on capital) about £900.
- (7.) Loss of Workmen's Tools in Fire at Fitzroy Dock:—*Mr. Mercer* asked the Secretary for Public Works,—
 (1.) Is it a fact that the non-unionists who lost their tools in the recent fire at Fitzroy Dock were compensated for the loss?
 (2.) Is it also a fact that the unionists who lost their tools were not compensated, and what is the reason why the distinction was made?
Mr. Lee answered,—Twenty-six employees lost their tools, of that number there were seventeen shipwrights, four joiners, two foremen, one timekeeper, and two apprentices. With the exception of the two foremen, the timekeeper, and the two apprentices, the others are unionists. Compensation for tools lost was paid to the shipwrights and two apprentices. Two joiners had their tools insured up to £20, and were paid no compensation; one joiner had his tools insured to the extent of £10, and was paid the difference between the estimated value of his tools and the amount for which they were insured, thus receiving £6 10s. The other joiner's tools were insured for £5, and he was paid the difference between the estimated value of his tools and that amount, thereby receiving £3 10s.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

6th October, 1909.

- (8.) Quarantine Reserve, North Head :—Dr. Arthur asked the Premier,—
 (1.) Did he state some time ago that the general public would be allowed access into the quarantine reserve at North Head?
 (2.) If this is a fact, why do the Health Board refuse permission to persons who apply for permission to enter the reserve?

Mr. Wood answered,—Until the buildings and the catchment area, on which drinking water is collected, have been securely enclosed by substantial fencing, it would be imprudent and dangerous to allow the public unrestricted access to the ground. The best way of doing this work is under discussion with the Commonwealth Government.

- (9.) Increase of Salary, Officers of Police :—Mr. Dacey asked the Colonial Secretary,—Has any provision been made on the Estimates for an increase of salary to all officers of the Police Force above the rank of senior-sergeant?

Mr. Wood answered,—No.

- (10.) Railway Unloading Siding, Flemington Saleyards :—Mr. Henley asked the Secretary for Public Works,—

- (1.) What is the total estimated cost of the proposed altering and extending the railway unloading siding at the Flemington Saleyards, to include rails and all charges consequent upon the alteration?
 (2.) Will it be necessary to resume, purchase, or give anything in exchange for the land required for the said extension?
 (3.) If so, what is the estimated cost of such purchase or exchange?
 (4.) Is it a fact that if this expenditure is undertaken it will only allow about two trains to move on more quickly, the get-away for the stock being still congested?

Mr. Lee answered,—The Chief Railway Commissioner has furnished me with the following replies :—

- (1.) About £6,500.
 (2.) It will be necessary to resume land.
 (3.) No valuation has yet been made.
 (4.) The present congestion will be practically got rid of.

2. HOMING PIGEONS PROTECTION BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the protection of certain birds known as homing pigeons during their flight as bearers of messages from geographical point to point, or while under training, and at other times,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
 Sydney, 6th October, 1909.

F. B. SUTTON,
 President.

HOMING PIGEONS PROTECTION BILL.

Schedule of the Amendments referred to in Message of 6th October, 1909.

JOHN J. CALVERT,
 Clerk of the Parliaments.

- Page 2, clause 3, line 1. Omit "intentionally or negligently shoot"
 Page 2, clause 3, line 2. After "pigeon" insert "knowing or having reasonable cause to believe that the pigeon is a homing pigeon"
 Page 2, clause 3, line 4. Omit "twenty" insert "ten"
 Page 2, clause 4. Omit clause 4.
 Page 2, clause 5, line 15. Omit "twenty" insert "ten"
 Page 2, clause 7, line 21. Omit "who" insert "if any person"
 Page 2, clause 7, line 21. After "not" insert "on request being made and on production of reasonable evidence of ownership"
 Page 2, clause 7, line 22. After "pigeon" insert "he"
 Page 2, clause 8, line 25. Omit "for"
 Page 2, clause 8, line 25. Omit "recoverable" insert "recovered"
 Page 2, clause 8, line 26. Omit "magistrate" insert "stipendiary or police magistrate or any two justices"
 Page 2, clause 9. Omit clause 9 insert the following new clause :—
 Any person convicted of an offence under section three or four may be ordered by the Court in addition to the penalty to pay to the owner such sum as the Court may deem to be the value of the pigeon.
 Page 2, clause 10. Omit clause 10.

Offender on conviction to pay value for damage.

Examined,—

H. N. MACLAURIN,
 Deputy-Chairman of Committees.

Ordered, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

3. PAPER :—Mr. Moore laid upon the Table,—*Gazette* Notices setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Act of 1884.
 Referred by Sessional Order to the Printing Committee.

6th October, 1909.

4. JUSTICES (AMENDMENT) BILL:—Mr. Wade, pursuant to leave granted on 29th September, 1909, presented a Bill, intituled "*A Bill to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes.*"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
5. TRUSTEES OF SHOW-GROUNDS ENABLING BILL:—
(1.) Mr. Perry moved, pursuant to Notice, That leave be given to bring in a Bill to enable trustees of show-grounds to sell, lease, or mortgage certain lands; and for purposes consequent thereon or incidental thereto.
Question put and passed.
(2.) Mr. Perry then presented a Bill, intituled "*A Bill to enable trustees of show-grounds to sell, lease, or mortgage certain lands; and for purposes consequent thereon or incidental thereto.*"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
6. ABORIGINES PROTECTION BILL:—Mr. Wood moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the protection and care of aborigines; to repeal the Supply of Liquors to Aborigines Prevention Act; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908; and for purposes consequent thereon or incidental thereto.
Question put and passed.
7. CLOSER SETTLEMENT (AMENDMENT) BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Moore, "That this Bill be 'now' read a second time,"—
And the Question being again proposed,—
The House resumed the said adjourned Debate.
Mr. Norton moved, That the Question be amended by leaving out the word "now" and adding at the end thereof the words "this day six months."
Question proposed,—That the word proposed to be left out stand part of the Question.
Debate continued.
Question,—That the word proposed to be left out stand part of the Question,—put and passed.
Debate continued.
Original Question put and passed.
Bill read a second time.
On motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill *pro forma*.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Moore, the report was adopted.
Ordered, That the Bill be recommitted To-morrow.
8. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.
Debate ensued:
Question put and passed.
The House adjourned accordingly, at five minutes before Eleven o'clock, until To-morrow, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 45.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 7 OCTOBER, 1909.

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

QUESTIONS :—

(1.) Wages Boards Awards :—Mr. Collins asked the Premier,—

(1.) The total number of awards made by Wages Boards since the Industrial Disputes Act came into force?

(2.) Names of industries that awards apply to?

(3.) Names of industries, if any, in which workers receive increase of wages, and the amount of increase?

(4.) Names of industries, if any, in which workers' wages were reduced, and the amount of reduction?

Mr. Wade answered,—

(1.) Seventy-six.

(2.) This information is too long to read in answer to a Question, but it has already been published in the *Government Gazette*. If the Honorable Member so desires, I will be glad to have it sent to him.

(3 and 4.) There is no information available by which these Questions may be answered, as definite particulars cannot be readily obtained as to what were the rates of wages in the different industries prior to the new awards being made.

(2.) Appointment of Mr. Riley, Inspector of Schools :—Mr. Carmichael asked the Minister of Public Instruction,—

(1.) In regard to the recent appointment of Mr. Riley as Inspector of Schools, how many individual protests were made to the Public Service Board?

(2.) Has it come before his notice that two public meetings have been held by first-class teachers in Sydney protesting against this appointment?

(3.) What departmental certificates does Mr. Riley hold?

(4.) How many teachers hold higher departmental certificates than Mr. Riley?

(5.) Can Mr. Riley, under any circumstances, receive the emoluments of a first-class school?

(6.) If so, under what regulation can he receive such emoluments?

(7.) Can he now examine first-class schools which he could not hold as master?

(8.) Is it a fact that the average number of children taught in first-class schools exceeds 600?

(9.) Is it a fact that for the ten years previous to Mr. Riley entering the Practice School in 1906 the average number of children taught by and under him was less than 100?

(10.) Were the statements made in the public Press that Mr. Riley was sent out as acting-inspector merely to gain experience to better fit him to carry on his work at the Practice School, ever denied by the Department?

(11.) Was he not out for six months gaining experience?

(12.) Did he return to the Practice School?

(13.) If so, for how long?

(14.) When did Mr. Riley enter the service?

(15.) When did he sit for the literary part of 1B?

(16.) When was 1B conferred upon him?

Mr. Hogue answered,—

(1.) Three protests were considered and dismissed by the Board.

(2.) No.

(3.) 1B classification as teacher. He holds, in addition, the degree of Master of Arts, and obtained his M.A. degree in education.

7th October, 1909.

- (4.) Ninety-two. Of this number, ten hold the degree of M.A., and three took this degree in education.
- (5.) No; but as head master of the Practice School, he held a more difficult position, and received under regulation 127 (445) a salary of £420, while the head teacher of a first-class school receives £422 in salary and rent allowance.
- (6.) Answered by No. 5.
- (7.) He is fully qualified to examine first-class schools. The qualifications required by an inspector are different from those of a head master. Mr. Riley is qualified for either position, and was the best qualified of all the applicants for the vacant position of inspector.
- (8.) Yes.
- (9.) Yes. At the Practice School the attendance varied from 509 to 645.
- (10.) No. They did not come under the notice of the Department.
- (11.) He was for six months acting temporarily as an inspector. At the end of that time, however, he became an applicant for the permanent position.
- (12 and 13.) No.
- (14.) In February, 1885.
- (15.) In June, 1896.
- (16.) On 1st August, 1904.
- (3.) Cost of Bucket-dredging and Rock-blasting and Lifting, Newcastle:—*Mr. J. C. L. Fitzpatrick*, for Mr. Price, asked the Secretary for Public Works,—
- (1.) What has been the cost per ton for dredging by the bucket-dredge, Newcastle, for the years 1906-7 and 1908-9?
- (2.) The cost per ton for blasting and lifting rock at the entrance to the Inner Basin for the years 1893-4 and 1908-9?
- (3.) If there is a difference in the cost, will he state the reasons for such difference?
- Mr. Lee answered,—
- (1.) 2-65d. and 2-94d.
- (2.) Information for 1893-4 not available; the nearest year, 1895-6, is 50d., and for 1908-9 cost is 44d. per ton for blasting only.
- (3.) (a) Owing to rock dredging the cost in 1908-9 is slightly more than in 1906-7; (b) sixpence reduction of the cost of rock blasting due to the plant working longer hours. Three shifts are now being worked as against only one shift in 1895-6.
- (4.) Passenger Accommodation, Northern Railway:—*Mr. Gillies*, for Mr. Price, asked the Colonial Treasurer,—
- (1.) Is it a fact that the passenger accommodation on the Northern trains is overtaxed?
- (2.) Was the space for passengers so limited on the train on Friday, 1st October, at Newcastle, that the carriages were overcrowded, and that women and men were obliged to stand during the journey between Newcastle and Sydney?
- (3.) Were a number of passengers obliged to remain on the platform at Newcastle on Friday, 1st October, in consequence of insufficient accommodation being provided to bring them to Sydney?
- (4.) Has the local officer at Newcastle authority to order extra trains in the event of the ordinary service from Newcastle to Sydney being insufficient; if not, will he give the necessary power to such officer to act in cases of emergency?
- (5.) In view of the increasing passenger traffic on the Northern line, will he arrange for an improved service and extra trains between Newcastle and Sydney?
- (6.) Will he be good enough to see that extra carriages are provided between Hexham, Newcastle, and Sydney, to meet the requirements of passengers, and prevent passengers from the North Coast, who entrain at Hexham and Newcastle, being subjected to inconvenience?
- Mr. Waddell answered,—
- (1.) No.
- (2.) There was sufficient room in the train when leaving Newcastle.
- (3.) No.
- (4.) Yes.
- (5.) An improved passenger service between Newcastle and Sydney is being provided for in the Summer time-table.
- (6.) Extra passenger accommodation will be provided as required.
- (5.) Increase of Salary, Officers of Police:—*Mr. Dacey* asked the Colonial Secretary,—Will he favourably consider the advisability of increasing the salaries of all officers of the Police Force above the rank of senior-sergeant?
- Mr. Wood answered,—The question of the salaries paid the Police Force is under review from time to time. When any alteration is determined upon, this House will be made aware of it.
- (6.) Collection of Federal Electoral Rolls by Police:—*Mr. J. C. L. Fitzpatrick* asked the Colonial Secretary,—In connection with the collection of the Federal Electoral Rolls, will such collection be a police duty distinct from the collection of the State Rolls; and, if so, will the Federal Government be required to make some special payment to the police who do this work?
- Mr. Wood answered,—The collection this year is distinct from the State collection which will be made next year. The Federal Government will pay the actual outlay incurred in conducting the canvass. £2,164 5s. 6d. was paid for the last collection.
- (7.) Barrier System on Railway Stations:—*Mr. J. C. L. Fitzpatrick* asked the Colonial Treasurer,—
- (1.) Is the barrier system in operation on some, if not all, of the smaller railway stations in the State?
- (2.) Have any persistent objections come from such localities, representing that little or no inconvenience is caused by the congregation of a few citizens on the railway platforms?

(3.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(3.) Is not the barrier system intended to free the platforms from idlers, and to conserve the interests of the travelling public?

(4.) In connection with the enforcement of the barrier system at Sydney Central Railway Station, is it a fact that the location of the post and telegraph office on No. 1 platform is the cause of much inconvenience to the travelling public and will he, in the interest of the revenue of the Department, make representations to the Chief Commissioner for Railways with the object of having the office removed to some other part of the station where it will be more readily available to those who wish to use it?

Mr. Waddell answered,—

(1 and 2.) The barrier system is not enforced at small railway stations.

(3.) Yes.

(4.) Persons who wish to visit the telegraph office at Sydney Station are allowed, on notifying their intention to the barrier porter, to proceed on to No. 1 platform for that purpose. The removal of the telegraph office to another position is under consideration.

2. POSTPONEMENT.—The Order of the Day, "North Sydney Electric Lighting Bill; second reading. "[Mr. E. M. Clark]" ;—postponed until Wednesday next.
3. PAPERS :—Mr. Perry laid upon the Table,—
 - (1.) Substituted Regulations under the Wentworth Irrigation Act.
 - (2.) Correspondence respecting the precautions against the spread of the Irish Blight and the Prohibition of Importation of Potatoes from other States. Referred by Sessional Order to the Printing Committee.
4. CLOSER SETTLEMENT (AMENDMENT) BILL :—The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the reconsideration of the Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 8 OCTOBER, 1909, A.M.

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

5. PRINTING COMMITTEE :—Mr. Henley, Temporary Chairman, brought up the Thirteenth Report from the Printing Committee.

The House adjourned, at eighteen minutes before One o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 46.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 12 OCTOBER, 1909.

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

MOTOR TRAFFIC BILL :—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker :—

CHELMSFORD,
Governor.

Message No. 24.

A Bill, intituled "*An Act to provide for the regulation of motor vehicles and their drivers ; to amend the Government Motor Omnibus Act, 1905 ; and for purposes incidental thereto or consequent thereon,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 12th October, 1909.

2. QUESTIONS :—

(1.) William-street Explosion—Storage of Explosives :—Mr. O'Sullivan asked the Premier,—

(1.) Will he direct inquiry to be made as to whether any benzine, or other mineral spirit, was kept on the premises blown up in William-street ; and, if so, in what quantity, and under what conditions ?

(2.) Is it a fact that, as a consequence of the unregulated storage and use of benzine, petrol, and mineral spirits of like character, all the elements of more serious explosions than the recent one in William-street are constantly present in numerous places in Sydney ?

(3.) What legislative action will the Government take to give effect to the recommendations of the Select Committee of the Legislative Council for the prevention of fire in relation to the storage, conveyance, and sale of such dangerous fluids ?

Mr. Wade answered,—

(1.) I understand that the Coroner will shortly conduct an inquest into the death which resulted from the explosion referred to, and the inquiry desired by the Honorable Member will then be made.

(2 and 3.) I believe that there is some danger of this kind, and the recommendations of the Select Committee in this respect are receiving consideration.

(2.) Means of Access, Flemington Saleyards :—Mr. Henley asked the Secretary for Public Works,—

(1.) What is the estimated cost of providing means of access to and from the Flemington railway siding and saleyards to the new abattoirs ?

(2.) Will he give items of cost for the following, viz. :—(a) Land resumption on the area between the main railway line and Parramatta-road next the existing saleyards ; (b) road-making, to include roads required on the saleyards and the abattoir area, necessary to use the present saleyards when the new abattoir is in use ; (c) ramps, elevated roads, and bridges, to include all cost of ingress and egress ; (d) professional services, supervision, and interest on outlay during progress of the work ?

(3.) What is the width of the Parramatta-road at the proposed bridge crossing ?

(4.) Will the proposed bridge have one clear span over the Parramatta-road ?

(5.)

12th October, 1909.

(5.) What is the width of the roadway of the said bridges ?

(6.) Does the proposed means of ingress and egress to and from the abattoir area provide a safe and sufficient accommodation for the present number of stock and for, say, the growth of the trade based on the past ten years' expansion ?

Mr. Lee answered,—

(1 and 2.) The cost of approach roads from the railway station and from saleyards, including two 40-foot tracks for stock and one 25-foot track for vehicles permanently laid, and including ramps, fencing, and bridges, approximately £29,000. Regarding land resumptions and area between the main railway and the Parramatta-road next the existing saleyards, no accurate statement can be given prior to action being taken.

(3.) Sixty-six feet.

(4.) Yes.

(5.) Two roadways of 40 feet each in width, with a vacant space in the centre for a 25-foot vehicle road.

(6.) Yes.

(3.) Boot-making Machines in use at Erskineville Technical College :—*Mr. Briner*, for *Mr. Norton*, asked the Minister of Public Instruction,—

(1.) Is it a fact that the United Shoe Machinery Company declined to sell a number of their machines to the State for use in the Technical College at Erskineville ?

(2.) Is it a fact that such machines as have been supplied by the Company to this College are only loaned to the Department, and that the Company may remove them if the Department chooses to instal any similar machines by rival makers ?

(3.) Is it a fact that boot manufacturers using this Company's machines are subject to similar restrictions ?

(4.) Will he purchase and instal machines by other makers at the Erskineville College, as a protest by the Government against what appears to be a gross monopoly ?

Mr. Perry answered,—

(1.) The Company sold to the Department all the machines that the Department was prepared to buy at the time, and lent others.

(2.) Some machines were bought outright, others were loaned, in October, 1907, for a period of twelve months, at the expiration of which time, if either party wished to discontinue the agreement, three months' notice was to be given. The arrangement entered into does not interfere with the right of the Department to instal and set up and use any machines that are entirely original and new in principle, that the United Shoe Machinery Company are unable or unwilling to supply.

(3.) I am not in a position to give this information.

(4.) The Department has made a very advantageous arrangement with the United Shoe Machinery Company, and there are no good reasons why I should incur a heavy expense in making a change.

(4.) Leave of Absence to Police :—*Mr. Hindmarsh*, for *Mr. Levy*, asked the Colonial Secretary,—
Do police officers who have thirty years' service to their credit receive, on application, six months' leave of absence on full pay in the same manner as is customary in the case of other Public Servants in this State who have served for twenty-five years ?

Mr. Wood answered,—Yes. Officers of police are so treated.

(5.) Gosford Refreshment Station, and Overcrowding on Northern Trains :—*Mr. Charlton* asked the Colonial Treasurer,—

(1.) In view of the early issue of the Summer time-table, will he ask the Chief Commissioner for Railways to allow a ten minutes' stop to all passenger trains for refreshments at Gosford, in place of five minutes as hitherto ?

(2.) Will he invite him also to add additional carriages at Gosford to the afternoon train from Newcastle, so as to avoid the overcrowding and delay incident thereto ?

Mr. Waddell answered,—

(1.) An extension of time is not practicable under present conditions. The question, however, will be considered on the completion of the duplication of the line, which will permit of more expeditious working.

(2.) The loading of this train will be watched, and if additional accommodation is required, it will be provided.

(6.) Quarantine Ground, North Head :—*Dr. Arthur* asked the Colonial Secretary,—

(1.) Is the catchment area of the quarantine ground at North Head situated on the part of the ground reserved by the State Government ?

(2.) What is the extent of this catchment area ?

(3.) Can a good water supply be obtained at a slight cost from the Manly water supply ?

(4.) Why is it necessary to exclude the public from the reserve when there are no cases of infectious disease in the quarantine buildings ?

Mr. Wood answered,—

(1.) Yes, in great part.

(2.) It is large. Pending its survey, this cannot be accurately answered.

(3.) Water could be led from public mains.

(4.) Danger of pollution of the gathering ground, danger of damage to buildings and property, danger of fire.

(7.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

12th October, 1909.

- (7.) Income-tax Exemptions:—Mr. Briner asked the Colonial Treasurer,—
- (1.) Is the exemption from income-tax on incomes derived from personal exertion fixed at £1,000 per annum?
 - (2.) Is it a fact that if a man has, by thrift, been able to invest a part of such exempted income so as to produce an annual return of, say, £20, that the possession of such income from investment reduces his exemption of tax on income derived from personal exertion from £1,000 to £200?
- Mr. Waddell answered,—
- (1.) Yes.
 - (2.) No.
- (8.) Improvement Leases on Strathbogie and Rocky Creek Holdings:—Mr. G. A. Jones asked the Secretary for Mines,—
- (1.) Did the Government Geologist, in 1902, report in regard to certain lands proposed to be granted as improvement leases on Strathbogie and Rocky Creek Holdings, "That there would be no objection to the land being covered by improvement lease if certain conditions were attached; such conditions providing for the right of withdrawal for mining purposes, depasturing of miners' stock on the land, and bringing the leases within the meaning of the Mining Act"?
 - (2.) Have conditions changed since 1902 sufficiently to justify a report, completely contradictory of that report; if so, in what direction have there been changes?
 - (3.) Who was the Government Geologist in 1902?
 - (4.) Did the same official report upon these lands since the forfeiture of the improvement leases granted in 1902 with the concurrence of the Government Geologist; if not, what officer reported thereon?
- Mr. Wood answered,—
- (1.) Yes.
 - (2.) Yes, owing to mining developments, and consequent requirements of pasture for miners' stock.
 - (3.) Mr. E. F. Pittman.
 - (4.) No. The mining warden at Tenterfield furnished the report on which it was decided to oppose the granting of either special or improvement leases.
3. LIQUOR LAW:—Mr. Parkes presented a Petition from G. D. Clark, Chairman of a Meeting of the Metropolitan District Lodge of the International Order of Good Templars, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.
Petition received.
4. LOCAL GOVERNMENT ACT:—Mr. Fallick presented a Petition from property-holders, ratepayers, and electors of the Municipality of Singleton, representing that Petitioners have suffered inconvenience and loss under assessment of unimproved capital value, according to Part XIX, section 132 (1) of the Local Government Act; that there are lands situated on the bank of the Hunter River only suitable for agricultural and grazing purposes, being too low for dwellings; that these lands should be classed as agricultural or grazing lands, and be taxed at a reasonable annual rental value, and not at the unimproved capital value; and praying the House to so amend the Act that these lands shall not be confiscated, as at present.
Petition received.
5. PAPERS:—
- Mr. Wade laid upon the Table,—
- (1.) Amended Regulation No. 301, under the Public Service Act, 1902.
 - (2.) Further Correspondence and Information respecting Territory proposed to be surrendered by the State in connection with the proposed Federal Capital Site.
 - (3.) Copy of an Agreement entered into between the Governments of New South Wales and Queensland respecting the question of Differential Railway Rates.
 - (4.) Reports of the Executive Commissioner and Commissioners, Representatives of New South Wales, at the Franco-British Exhibition, London, 1908.
- Ordered to be printed.
- Mr. Perry laid upon the Table,—Report of the Department of Agriculture for the year ended 30th June, 1909.
Referred by Sessional Order to the Printing Committee.
- Mr. Moore laid upon the Table,—Notice of intention to declare that Additional Conditional Purchase No. 08-25, portion No. 76, parish of Ashby, county of Clarence, Land District of Grafton, applied for by William Stanley Cartner, shall cease to be voidable.
Referred by Sessional Order to the Printing Committee.
- Mr. Lee laid upon the Table,—By-laws of the Trustees of the Weetaliba Bore Water Trust under the Water and Drainage Act, 1902.
Referred by Sessional Order to the Printing Committee.
6. TERMS OF CONTRACTS, RAILWAY CONSTRUCTION BRANCH:—Mr. Parkes moved, pursuant to Notice,—
- (1.) That a Select Committee be appointed to inquire into and report upon the nature of contract documents issued by the Railway Construction Branch of the Public Works Department, and the complaints made by certain contractors as to unfair and unjust settlements thereunder.
 - (2.) That such Committee consist of Mr. Lee, Mr. Dacey, Mr. John Miller, Mr. Gilbert, Mr. E. M. Clark, Mr. Cohen, Mr. Carmichael, Mr. Fallick, Mr. McCoy, and the Mover.
- Debate ensued.

And

12th October, 1909.

And it being Seven o'clock, Government Business took precedence, under Sessional Order adopted on Thursday, 30th September, 1909.

7. CLOSER SETTLEMENT (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further reconsideration of the Bill.

Mr. Speaker resumed the Chair; and Mr. J. C. L. Fitzpatrick, Temporary Chairman, reported progress, and obtained leave to sit again To-morrow.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 13 OCTOBER, 1909.

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

QUESTIONS:—

- (1.) Traffic from Burwood and Strathfield Railway Stations:—Mr. Henley asked the Colonial Treasurer,—

(1.) What were the number of tickets issued—(a) season, (b) casual, and the money value of the same from and to (1) Burwood Station, (2) Strathfield Station, for the years 1904-5, and for each year to 1908-9?

(2.) The value of the goods and parcels traffic for the same?

Mr. Waddell answered,—This information should be moved for in the form of a return.

- (2.) Ashfield-Burwood-Mortlake Tramway Traffic:—Mr. Henley asked the Colonial Treasurer,—What were the number of passengers carried and the amount received from the Burwood-Ashfield-Enfield-Mortlake and Cabarita tram for each of the years 1904-5 to 1908-09—to include specials? Mr. Waddell answered,—

Years.	Number of passengers carried.				Revenue.				
									£
1904-05	986,176	...	...	...	...	5,762
1905-06	1,030,154	...	...	...	...	6,000
1906-07	1,118,247	...	...	...	...	6,620
1907-08	1,228,038	...	...	...	...	7,378
1908-09	1,228,027	...	...	...	...	7,873

- (3.) Officers of Lending Branch, Free Public Library:—Mr. J. C. L. Fitzpatrick asked the Minister of Public Instruction,—

(1.) How many officers connected with the Lending Branch of the Public Library, now handed over to the City Council, have gone over to the service of the Council, and how many have been found places in other branches of the Government service?

(2.) Have those officers who have taken service with the City Council been yet apprised of their position in regard to the amount of the gratuities to which they are entitled?

Mr. Hogue answered,—

(1.) This information is not available at present, as the matter has not been decided by the City Council, which has not yet assumed the control of the Library.

(2.) No, as the amounts of the gratuities cannot be determined until the names of the transferred officers are known.

- (4.) Applications for Land, Western Division:—Mr. Collins asked the Secretary for Lands,—

(1.) Is it a fact that in the event of conflicting applications for land in the Western Division, the Commissioners have power to recommend the land to such applicants as they consider most entitled to it?

(2.) Is it a fact that this system has caused a great deal of dissatisfaction amongst applicants, and in view of a large area of land to be made available in the Western Division at an early date, will he take steps to have the Western Lands Act so amended as to allow conflicting applicants to go to ballot as is the case in respect to applications for land in the Central and Eastern Divisions?

Mr. Moore answered,—

(1.) Yes.

(2.) I am not aware that this system has caused dissatisfaction. There would appear to be no necessity for an amendment of the Act in the direction indicated; but I will give the matter consideration.

13th October, 1909.

- (5.) Local Government Rates :—Mr. Collins asked the Secretary for Public Works,—Will he give the information, at present in the possession of the Department, respecting the rates, general and special, that have been levied by the various Municipalities and Shires for the year 1909, stating the numbers of Municipalities and Shires that have levied each particular rate?
Mr. Oakes answered,—Yes. I will presently lay the information upon the Table.
- (6.) Railway Siding, Peel River Estate :—Mr. Levien asked the Colonial Treasurer,—
 (1.) Is it a fact that great progress is being made in the erection of buildings, clearing and cultivating the land on the Peel River Estate, especially in the vicinity of the railway at mileage 176 miles 40 chains north?
 (2.) Have letters and representations been presented to the Chief Commissioner of Railways, in view of the absolute necessity of coming requirements, to erect a siding at the above mileage?
 (3.) Will he provide funds for the Chief Commissioner to proceed with this work?
Mr. Waddell answered,—
 (1.) I have been informed that no official reports have been received on the subject, but unofficial information indicates that the Peel River settlers are carrying out considerable improvements on their holdings.
 (2.) Yes.
 (3.) It is impossible to provide funds at once for every work that may be considered necessary, or may be advisable to construct. The work will, no doubt, be carried out by the Chief Commissioner as soon as it can conveniently be done, having regard to other works required and to the funds available.
- (7.) Roads in Peel River Estate :—Mr. Levien asked the Secretary for Lands,—
 (1.) Is it a fact that great progress is being made in the erection of buildings, clearing, and ploughing, and other necessary work to enable the settlers to utilise the lands lately taken up on the Peel River resumption?
 (2.) Is it a fact that he or his officers put forward evidence at the inquiry of the Peel River resumption that it would cost £36,000 to make and put the roads through the subdivision in good order and repair?
 (3.) Has he allotted or set aside £36,000 for the purpose this sum was intended for?
 (4.) Is it a fact that it will take a much larger sum than he proposes should be given to the Peel Shire for a yearly expenditure to make and put the existing roads in repair; if so, will he make provision for such?
Mr. Moore answered,—
 (1.) Yes.
 (2.) Witnesses for the Crown estimated cost of road construction as high as £30,000.
 (3 and 4.) £15,000 was allowed for road construction when fixing the capital values of the farms, and no further provision can now be made.
- (8.) Military Barracks, Paddington :—Mr. O'Sullivan asked the Premier,—
 (1.) Have any negotiations been entered into with the Federal Government for the transfer of the Military Barracks at Paddington to the State Government?
 (2.) Has the State Government, or any portion of it, made a promise to the Paddington Municipal Council to improve the end of Oxford-street, near the Paddington Town Hall, and down towards Green's-road?
 (3.) If so, what is the work proposed to be done?
Mr. Oakes answered,—
 (1.) I would refer the Honorable Member to the answer given to the Honorable Member for Phillip on 27th July last.
 (2 and 3.) This Government has offered to negotiate with the Federal Government for the re-transfer of the frontages of the Victoria Barracks, with a view to the widening and straightening of Oxford-street at this particular locality.
- (9.) Claims of Retired Civil Servants—Mr. Costello's Case :—Mr. O'Sullivan asked the Premier,—
 (1.) What are his reasons for refusing to pay Mr. Costello for the years for which he says the gratuities are payable?
 (2.) As Mr. Costello was in the Service from the 16th July, 1875, up to the middle of August, 1898, is he not entitled to be paid for the years the Premier says the gratuities are payable?
 (3.) Is it a fact that the Public Service Board paid Mr. Costello £103 19s. 10d. for twenty-three years at the rate of two weeks' for each year of service?
Mr. Oakes answered,—The Honorable Member's attention is invited to the information given in answer to Questions asked by him on this subject on the 15th ultimo. Mr. Costello has already been paid a gratuity on the basis of a fortnight's pay for each year of service. His retirement took place eleven years ago, prior to the transfer of the Postal Department to the Commonwealth.
- (10.) Overtime worked on Tugs "Minerva" and "Ganymede" :—*Mr. Morton*, for Mr. Gilbert, asked the Secretary for Public Works,—Has he yet arrived at a determination on the question of payment for overtime to the men of the tugs "Minerva" and "Ganymede"?
Mr. Oakes answered,—They will be paid for overtime worked in accordance with regulations.
- (11.) Burial of Samuel Perkins as a Pauper at Albury :—Mr. Kelly asked the Colonial Secretary,—
 (1.) Is it a fact that an old man, named Perkins, died suddenly at Albury last year, and intestate
 (2.) Is it a fact that he had £22 in his possession, which was appropriated by the State?
 (3.) What was the amount allowed for his burial?
 (4.) Is it a fact that this man was buried as a pauper?

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th October, 1909.

(5.) Is it a fact that the people of Albury collected subscriptions, and a monument has been placed over his grave bearing the following inscription :—“ Erected by the people of Albury and surrounding districts to the memory of Samuel Perkins, who was buried as a pauper by the Government of New South Wales, although he had sufficient money at his death to pay for his burial. ‘A man’s ‘a man for a’ that’ ”?

Mr. Wood answered,—

(1.) Yes. He was an old-age pensioner.

(2.) £22 2s. 3d. was found on the body. £2 was paid for funeral expenses under general instructions from the Curator of Intestate Estates, and the balance handed over to the Curator’s agent at Albury.

(3.) See reply to Question No. 2.

(4.) No.

(5.) It has been ascertained that certain residents of Albury collected subscriptions to have the body of the deceased removed to another part of the cemetery and erected a headstone inscribed as stated. I may say that the Honorable Member for Albury drew my attention to this matter a week ago, and inquiries are now being made as to the motive of the action referred to.

(12.) Pine Ridge Estate Subdivision for Closer Settlement :—Mr. Horne asked the Secretary for Lands,—

(1.) Is it a fact that Mr. J. A. Buckland, of Pine Ridge, Leadville, recently proposed to offer over 7,000 acres of his Pine Ridge Estate, on the Mudgee-Dunedoo line, for closer settlement auction?

(2.) Is it a fact that the area referred to was subdivided into twenty farms, all within two miles of a railway station, and advertised in three States at considerable expense to the owner?

(3.) Is it a fact that the Government have prevented this private subdivision sale from taking place?

(4.) Is it a fact that after the Advisory Board inspected the Pine Ridge Estate over six months was allowed to elapse before the Government issued a proclamation over the estate, and that in the meantime Mr. Buckland was allowed to complete all arrangements for private subdivision without receiving any warning from the Government that his action was unfavourably regarded?

(5.) Is it a fact that the portion of Pine Ridge Estate covered by proclamation, excepting an additional area of 1,700 acres, is identical with that which was to have been offered for private subdivision?

(6.) Is it a fact that several land seekers travelled long distances to inspect the Pine Ridge blocks, and considerable inconvenience is being caused and the progress of district retarded by the action of the Government?

(7.) Does the Government propose to allow this private subdivision to take place in the near future; if not, what action will be taken?

Mr. Moore answered,—

(1.) Yes.

(2.) The area was, I understand, subdivided into twenty farms within from $\frac{1}{4}$ to 6 miles from the terminus of the Mudgee to Dunedoo railway; but I am not aware what expense was incurred in advertising.

(3.) Practically so.

(4.) No. The Advisory Board inspected the estate in March, and the proclamation was issued on 30th June, 1909. The usual notice of intention to inspect was served on the owner prior to the private subdivision being effected.

(5.) Yes.

(6.) I am not aware.

(7.) The matter will be decided as soon as possible.

2. CLAIM OF MR. J. S. GAM—REJECTION OF SLEEPERS BY CENTRAL SOUTH AFRICAN GOVERNMENT :—

Mr. Moore presented a Petition from Robert McDonald, Under Secretary, Department of Lands, representing that the House had appointed a Select Committee to inquire into and report upon the claim of J. S. Gam against the Lands Department in regard to losses sustained by him owing to rejection of sleepers shipped under certificate of the Forestry Department to the order of the Central South African Government, and praying for leave to appear in person, or by solicitor, or counsel before such Committee, with the right to adduce evidence and send for persons and papers, and power to examine and cross-examine witnesses.

Petition received.

Ordered to be referred to the Select Committee.

3. LIQUOR LAW :—Colonel Onslow presented a Petition from Wm. Geo. James, Chairman of a Meeting of the Hearts of Oak Lodge of the International Order of Good Templars, Waverley, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—

(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.

Petition received.

4. PAPERS :—

Mr. Oakes laid upon the Table,—Return showing General Rates levied by Municipal and Shire Councils for 1909.

Referred by Sessional Order to the Printing Committee.

Mr. Waddell laid upon the Table,—Order of the Governor-in-Council suspending the provisions of section 25 of the Government Savings Bank Act, 1906, for the year ended 31st December, 1908.

Referred by Sessional Order to the Printing Committee.

13th October, 1909.

5. **POSTPONEMENT**:—The Order of the Day, "Unclaimed Moneys Bill; consideration in Committee of the "Whole of the expediency of bringing in a Bill to provide for giving publicity and information "relating to unclaimed funds and for other purposes. [Mr. J. C. L. Fitzpatrick]" ;—postponed until To-morrow.
6. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Forestry Bill:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products; for regulating saw-mills; for imposing fees, rents and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act of 1898; and for purposes consequent thereon or incidental thereto,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 13th October, 1909.

F. B. SUTTON,
President.

FORESTRY BILL.

Schedule of the Amendments referred to in Message of 13th October, 1909.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 2. After clause 2 insert the following new clause:—

Commencement.

This Act shall commence and come into force on the first day of January, one thousand nine hundred and ten.

Page 2, clause 3, line 16. After line 16 insert "Exclusive rights' means rights granted under "section fifteen"

Page 2, clause 3, line 17. Omit "'Inspector' means an inspector of the Forestry Department"

Page 3, clause 6, lines 14 and 15. Omit "from alienation until the timber thereon has been cut"

Page 3, clause 7, lines 16 to 20. Omit "The Governor, by notice in the *Gazette*, may dedicate as "a State forest any land vested in His Majesty, and not granted or lawfully contracted "to be granted in fee-simple, or held under a conditional lease granted before the passing "of this Act and for that purpose may cancel any previous dedication of such land" insert "The Governor, by notice in the *Gazette*, may dedicate as a State forest any land "vested in His Majesty and not granted or lawfully contracted to be granted in fee-simple, "but may not include in such dedication land held under a conditional lease granted before "the commencement of this Act unless the land so leased is within a reserve from sale, "and for that purpose may cancel any previous dedication of such land"

Page 3, clause 8, line 26. Omit "may" insert "shall"

Page 3, clause 8, line 28. After "been" insert "so"

Page 3, clause 8, lines 28 and 29. Omit "the Legislative Assembly" insert "Parliament"

Page 3, clause 8, lines 29 and 30. Omit "such Assembly" insert "both Houses"

Page 4, clause 11, lines 16 to 19. Omit "No reservation from sale of land as a timber or forest "reserve, notified before or after the commencement of this Act, shall be revoked or altered "in whole or in part except under this Act"

Page 4, clause 11. After clause 11 insert the following new clause:—

No reservation from sale of land as a timber or forest reserve, notified before or after the commencement of this Act, shall be revoked or altered in whole or in part except under this Act.

Page 4, clause 12, line 32. After "reserve" insert "or portion thereof"

Page 4, clause 12, line 33. After "Crown" insert "But the Minister may limit the number of "licenses which may apply to a specified area"

Page 5, clause 13, lines 11 and 12. Omit "Such rights are in this Act termed 'exclusive rights'"

Page 5, clause 14, line 15. Omit "after inquiry and report"

Page 5, clause 14, line 34. Omit "verified by statutory declaration"

Page 5, clause 14, line 36. After "the" first occurring insert "land subject to the"

Page 5, clause 14, line 38. Omit "suitably" insert "duly"

Page 5, clause 14, line 38. After "licensed" insert "in that behalf"

Page 6, clause 15, line 6. Omit "Such licenses are in this Act termed 'saw-mill licenses'"

Page 6, clause 15, lines 14 to 18. Omit "Provided that persons conducting saw-mills exclusively "for the treatment of timber obtained otherwise than from State forests, timber reserves, "or Crown lands, or upon all of which royalty has been paid before such timber has reached "the mill shall be exempted from such fee" insert "Provided that persons conducting "saw-mills exclusively for the treatment of timber which is not subject to the payment of "royalty may on application be exempted by the Minister from the operation of this "section"

Page 6, clause 15, line 28. Omit paragraph (b).

Page 6, clause 16, line 38. After "or" insert "lands"

Page 7, clause 16, lines 6 to 8. Omit "obtained otherwise than from State forests, timber reserves, "Crown lands, or such conditional purchases or homestead selections, or land held under "tenure from the Crown as aforesaid" insert "not liable to royalty"

Page 7, clause 18, line 41. After "purpose" insert "or to fence and cultivate for the purpose of "growing fodder for the maintenance of horses and cattle used in the exercise of such "right"

Page

Revocation of
reservation from
sale.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

13th October, 1909.

Page 9, clause 20. At end of clause *add* the following new subsection :—

(2) Subsection (iii) of the said section is amended by the addition thereto, before the proviso, of the words "and where any land subject to any such lease or license is enclosed, the lessee, licensee, or occupier of the land shall provide reasonable means of access thereto for any of the said purposes, to the satisfaction of the Secretary for Lands, by gates or otherwise."

Page 9, clause 22, line 22. *After* "shall" *insert* "where practicable"

Page 9, clause 22, line 22. *Omit* "necessary afforestation"

Page 9, clause 22, line 22. *After* "conditions" *insert* "for afforestation and reafforestation"

Page 10, clause 27, line 38. *After* "road" *insert* "depôt"

Page 10, clause 27, line 38. *After* "inspection" *insert* "or to payment of royalty"

Page 11, clause 27. *After* paragraph (k) *insert* the following new paragraph :—

(l) providing for the organisation of a system of education in scientific forestry.

Page 11, clause 27, subsection (2). *Omit* subsection (2).

Page 11, clause 27. At end of clause *add* the following new subsections :—

(2) The Governor, by proclamation in the *Gazette*, may declare that the catchment area of any public works therein mentioned, constructed, or proposed to be constructed for the conservation or storage of water, shall be subject to regulations made as hereinafter provided.

(3) The Governor may make regulations applicable within each such area to any Crown lands, or to any lands which, after the commencement of this Act, may be sold or leased under the Crown Lands Acts or the Closer Settlement Acts, or under the Western Lands Acts—

(a) providing for the preservation of vegetation near to any channels or any watercourses, whether flowing in defined channels or not ;

(b) providing for the replanting of vegetation in place of any vegetation unlawfully destroyed ;

(c) imposing any penalty not exceeding five pounds per acre for any such vegetation unlawfully destroyed.

Page 11, clause 27. *After* clause 27 *insert* the following new clause :—

All regulations so made shall—

(i) be published in the *Gazette* ;

(ii) take effect from the date of publication, or from a later date to be specified in such regulations ; and

(iii) be laid before both Houses of Parliament within seven days after publication if Parliament is in session, and if not, then within fourteen days after the commencement of the next session. But if either House of Parliament passes a resolution at any time within fifteen sitting days after such regulations have been laid before such House disallowing any regulation, such regulation shall thereupon cease to have effect.

Page 13, Schedule, lines 21 and 22. *Omit* "So much of section 28 as relates to the payment of royalty" *insert* "The words in section 28 'in accordance with the regulations framed 'under section 115 of the Crown Lands Act of 1884'"

Examined,—

H. N. MACLAURIN,

Deputy-Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

Regulations to
be published.

(2.) Australian Mutual Provident Society's Bill :—

Mr. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate the enactments relating to the Australian Mutual Provident Society ; and to amend the same*,"—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, 13th October, 1909.

F. B. SUTTOR,
President.

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

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

7. CLOSER SETTLEMENT (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further reconsideration of the Bill.

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

On motion of Mr. Moore, the report was adopted.

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

8. MESSAGES FROM THE GOVERNOR :—The following Messages from His Excellency the Governor were delivered by Mr. Wade, and read by Mr. Speaker :—

(1.) Seat of Government Surrender Bill :—

CHELMSFORD,
Governor.

Message No. 25.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes.

State Government House,
Sydney, 13th October, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

(2.)

13th October, 1909.

(2.) Commonwealth Enabling Bill:—

CHELMSFORD,
Governor.*Message No. 26.*

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to enable the Parliament of the Commonwealth to make laws with respect to certain industrial conditions; and for other purposes.

*State Government House,
Sydney, 13th October, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

(3.) Interstate Industrial Tribunal Bill:—

CHELMSFORD,
Governor.*Message No. 27.*

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for regulating certain industrial conditions by a reference to the Interstate Commission, and otherwise; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 13th October, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

(4.) Gold-marking Bill:—

CHELMSFORD,
Governor.*Message No. 28.*

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the marking of articles of gold, and for the warranty of such articles; to regulate the sale and exposing for sale of articles of gold and silver; and for purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 13th October, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

9. WAYS AND MEANS (*Financial Statement*):—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 48.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 14 OCTOBER, 1909.

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

QUESTIONS :—

(1.) Increase of Pay, Dredge Engineers, Newcastle :—Mr. Gilbert asked the Secretary for Public Works,—Has he yet given consideration to the representations made by engineers in the Dredge Service, Newcastle, for certain increases of pay ?

Mr. Lee answered,—The representations made by the engineers in the Dredge Service to the Chief Engineer for Harbours and Water Supply have received careful consideration, and it is found that the pay and conditions of work of these Government employees compares favourably with those of engineers elsewhere. The application made for increased remuneration cannot be granted.

(2.) Boatmen's Houses, Bellinger Heads :—*Mr. Gillies*, for Mr. Briner, asked the Colonial Treasurer,—
 (1.) How many applications have been made to the Navigation Department for the removal of certain boatmen's houses at Bellinger Heads ?
 (2.) Were representations made to him in the presence of his officers at Bellinger Heads in February last ?
 (3.) Was it definitely promised, on several occasions, that the matter would be dealt with ?
 (4.) Has any final decision been arrived at, and, if so, what is proposed, and when will action be taken ?

Mr. Waddell answered,—

(1.) Several applications have been received.

(2.) Yes.

(3.) No definite promise was given, but the matter is being dealt with.

(4.) The position is as follows :—The local progress association desires to have the cottages removed to the pilot reserve, on the ground that the occupancy of these allotments in the main street militates against the advancement of the village. The pilot thinks that it would be better to leave the cottages where they are, as to remove them on to the reserve might interfere with the signals used in connection with shipping entering the Heads. The Works Department considers that the houses would not stand removal, and the question of removal is not considered so urgent as to justify the expenditure involved in erecting new premises.

(3.) Jennings' Patent Nozzle Dredge :—Mr. Gilbert asked the Secretary for Public Works,—

(1.) Has the attention of his Department been drawn to the merit claimed for the Jennings' Patent Nozzle Dredge as a suitable machine for dealing with sand at the entrances to our bar harbours ?

(2.) Did the Department at any time experiment with this patent ; if so, what were the results obtained ?

Mr. Lee answered,—

(1.) Yes.

(2.) Yes ; but the results claimed for it were not obtained.

(4.) Stairway Fire-escapes :—Mr. J. C. L. Fitzpatrick asked the Minister of Public Instruction,—

(1.) Is it a fact that Morfoot's building, Haymarket, known as Hordern's, and reported on by the Superintendent of Fire Brigades as having adequate means of escape, and as having complied with the Act, was condemned by the Select Committee of the Legislative Council for the following reasons :—(a) That the so-called escape stairway was of flimsy and bad construction, built of inflammable Oregon timber, and incased with half-inch lining-boards ; (b) that the partitions of the other stairways were of similar material ; (c) that they were inadequate ; (d) that they were neither fireproof, smokeproof, nor flameproof ; (e) that they would cause panic ; (f) that they were inadequate and dangerous ; (g) that in the event of fire there would be great sacrifice of human life ; (h) that they were not in accordance with the Act ?

(2.)

14th October, 1909.

- (2.) Is it a fact that Mr. Kemp, an architect and expert of high repute, reported on these same stairways and condemned them?
- (3.) Is it a fact that there are numerous factories in Sydney with stairways of similar inflammable material?
- (4.) Is it a fact that many factories have had vertical ladders erected as fire-escapes?
- (5.) Is it a fact that these factories have been given certificates to the effect that they have complied with the Factories and Shops Act?
- (6.) Is it a fact that there are many thousand of employees, chiefly girls, in these factories, who are at the mercy of fire, smoke, and flames?
- (7.) Is it a fact that the Government expert and architect, Mr. Barnet, states in his report that stairways are not effective as fire-escapes; also, that that gentleman states in his report that there are effective fire-escapes?
- (8.) Is it a fact that the Select Committee's findings in regard to factories and warehouses are as follow:—"In the case of factories and warehouses having a number of persons employed in them, some provision is made for their safety, but the direct observation of your Committee and evidence goes to show that it is inadequate, and the supervision and inspection inefficient. More certain means of escape should be provided"?

Mr. Hogue answered,—

- (1.) No such condemnation as suggested is to be found in the Report of the Committee.
- (2.) See reply to Questions by Mr. Arthur Griffith on the 2nd September ultimo.
- (3.) The means of escape provided have been approved of either by the officers of the Department or by the Superintendent of Fire Brigades.
- (4.) Vertical ladders as a means of escape for males only have in some cases been provided and approved of.
- (5.) Where a certificate has been issued the means of escape provided are considered to reasonably conform to the terms of the Act.
- (6.) No. Factories in which females are employed above the second storey are required to be provided with approved means of escape. The fire-escape provisions of the present Act are considered somewhat inadequate and an amendment of the same is included in the Bill now before Parliament.
- (7.) A copy of Mr. Barnet's report was laid upon the Table of this House by my Honorable Colleague, the Minister for Works, on the 29th September, and ordered to be printed.
- (8.) Yes.

- (5.) McMyler Hoist, Newcastle:—*Mr. Gillies*, for Mr. O'Sullivan, asked the Colonial Treasurer,—

- (1.) Has the McMyler Hoist yet been repaired; if so, when did it recommence work?
- (2.) What has been the gross cost of repair, including the value of new or substituted parts, material, and labour?

Mr. Waddell answered,—

- (1.) The repairs to the McMyler Hoist were completed on the 28th ultimo. The machine commenced work on the 14th instant, no ship having been available earlier.
- (2.) The cost of the repairs amounted to £350 6s. 6d.

- (6.) Postponement of Race Meetings:—*Mr. E. M. Clark* asked the Colonial Secretary,—

- (1.) Is it a fact that a race meeting to be held by the Kensington Racing Club, on Saturday, 7th August, was overnight postponed until the following Monday, on the grounds of unfavourable weather conditions; and was this done with his approval or otherwise?
- (2.) Is it a fact that up to 9 a.m. of the day preceding, the only rain recorded for twenty-four hours in New South Wales was 13 points at Gabo; that only 6 points were registered at Sydney from that until the morning of the race fixture; and that on the day so fixed fine weather conditions prevailed?
- (3.) Is it a fact that a meeting to be held by the same club was carried out on Wednesday, 27th September, notwithstanding that the overday recorded rainfall in Sydney was registered for twenty-four hours to 9 a.m., 85 points; at 9 p.m., 32 additional points; with a further rainfall of 16 points to 9 a.m.?
- (4.) Is it a fact that, except by the Australian Jockey Club, no racing is permitted on racecourses registered for horses on any other day than Saturday and holidays?
- (5.) Will he, in view of the possibility of collusion between pony and horse racecourse proprietors, take steps to prevent trivial postponement of pony meetings on the grounds of unfavourable weather conditions to a day not provided for by the Act governing betting and gaming?

Mr. Wood answered,—

- (1.) No. The meeting of 7th August was postponed on the morning of that date on an application made that morning, when it was showery.
- (2.) See reply to No. 1.
- (3.) A meeting was held by this Club on Wednesday, 29th September. No meeting was held on 27th September.
- (4.) No. The law on this subject is contained in section 30 of the Gaming and Betting Act, 1906.
- (5.) Each case will be judged on its merits. So far as I am aware there have been no trivial postponements, and no encouragement will be given to them.
- (7.) Income-tax Exemptions:—*Mr. Gillies*, for Mr. Briner, asked the Colonial Treasurer,—In reference to his negative reply to the Question of the Honorable Member for Raleigh on 12th October,—
- (1.) Is it a fact that a gentleman has recently had proceedings in a police court taken against him for the recovery of income-tax under similar circumstances to those therein set forth, in that having an income of less than £300 per annum from personal exertion, and having a property which returned

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14th October, 1909.

returned him an additional £13 per annum, legal proceedings were taken and a summons issued against him for the tax on the ground that his exemption on personally-earned income was reduced by the return of £13 from property from £1,000 to £200 ?

(2.) If this is not within his knowledge, will he cause such inquiry to be made as will procure him information as to this case ?

Mr. Waddell answered,—The particulars furnished are insufficient to identify the case ; but, in the circumstances mentioned, the assessment would be quite in order. A taxpayer having an income from personal exertion of more than £200 is properly chargeable on any income he may have from property.

(8.) Consumptive Hospital for Women :—*Mr. Estell*, for Mr. Holman, asked the Colonial Secretary,—

(1.) Is it a fact that Dr. Sydney Jones has lately stated that there is no institution in New South Wales for the reception of incurable female consumptive patients, and is this statement true ?

(2.) Does he intend to take any steps to supply this need ?

Mr. Wood answered,—

(1.) (a) I am not aware ; (b) incurable female consumptives are treated at the Government Asylum, Newington.

(2.) I have already intimated to the House that the Government has decided to build a home for the treatment of women. Provision is made on the Estimates now before Parliament to that end.

(9.) Mining Leases, Yerranderie :—*Mr. Estell*, for Mr. Horne, asked the Secretary for Mines,—

(1.) Has a lease recently been granted on Yerranderie-field to the Lonalli Silver Mining Company ?

(2.) Was the area covered by such lease previously held by the same company but forfeited by that company for non-payment of rent ?

(3.) Did a man named Murdock apply for part of this land after such forfeiture ?

(4.) Was such application in order ?

(5.) Was it put in prior to that of the Lonalli company ?

(6.) If so why was preference granted to the company ?

(7.) Will he lay the whole of the papers upon the Table of this House ?

Mr. Wood answered,—If the Honorable Member desires to see the papers he can see them at once, as I have them ready.

(10.) Employees, Hawkesbury Agricultural College :—*Mr. Nielsen* asked the Minister for Agriculture,—

(1.) Has the Public Service Board yet reported in connection with the hours and wages of the employees of Hawkesbury Agricultural College ?

(2.) If so, what is the nature of such report, and what increases, if any, are recommended ?

(3.) Are any reductions in hours recommended ?

(4.) Do the recommendations bring the hours and pay of these men in accord with the Hotel, Club, and Restaurant Employees' award ?

(5.) If not, will he see that these employees of his Department are given conditions and pay equivalent to those in force under this award, and which the Government compels private employees to give ?

Mr. Perry answered,—

(1.) Yes.

(2.) The Board have approved of the following increases being granted, to date from 1st July last :—Dining-room steward, from 25s. to 27s. 6d. ; stewards, 17s. 6d. to 20s. ; first cook, 32s. 6d. to 37s. 6d. ; second cook, 27s. 6d. to 30s. ; third cook, 22s. 6d. to 25s. ; hall porter, 18s. to 25s. ; night watchman, 30s. to 33s. ; yardman, 15s. to 17s. 6d. ; pantrymen, 17s. 6d. to 20s.

(3.) No ; but a full day's leave will be granted to the men in rotation each fifteen days.

(4 and 5.) The award referred to does not apply either to the Richmond District, or to the Hawkesbury Agricultural College, and it is pointed out that although the conditions and pay obtaining at the latter place do not exactly coincide with the award, privileges are granted which are not enjoyed by private employees.

(11.) Rating of Agricultural Lands within Municipalities :—*Mr. Thomas* asked the Secretary for Public Works,—

(1.) Is it a fact that great hardship and injustice is alleged to be caused by the rating operations of the law to taxpayers owning agricultural or grazing lands within Municipalities ?

(2.) Is it his intention to introduce an amending Municipalities Bill this Session ; and, if so, will provision be made therein, whereby grazing and agricultural lands will be subject to the same rating conditions as shire lands ?

Mr. Lee answered,—Representations have been made to this effect, and the question is under consideration with the view of ascertaining what course could be adopted to meet the cases of such holdings.

(12.) Leichhardt Tramway :—*Mr. Carmichael* asked the Colonial Treasurer,—

(1.) What is the yearly expenditure on the tramline from Circular Quay to Leichhardt terminus ?

(2.) What returns are received from this line (exclusive of interest on construction) ?

Mr. Waddell answered,—I am informed that separate accounts of expenditure and revenue are not kept for individual lines of the City tramways, and that it is not practicable to do so with any degree of accuracy, owing to trams for several routes running over portions of the line common to all.

(13.) Leave of Absence to Police :—*Mr. Carmichael* asked the Colonial Secretary,—Does the leave of absence to police after thirty years' service, mentioned in his reply of 12th October, apply to all members of the Police Force ; if not, what exception is made ?

Mr. Wood answered,—No ; the Question and answer given on the 12th instant only relate to officers. All applications for extended leave from non-commissioned officers and constables, who have availed themselves of their leave each year, are dealt with on their merits.

14th October, 1909.

- (14.) Cost of Railway Construction :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—What has been, to date, the average mileage cost of railway construction in this State?
Mr. Waddell answered,—Particulars, showing the average cost per mile of the various sections of the railways, are given on page 27 of the Chief Commissioner's Annual Report for the year ended 30th June, 1909. The average cost up to that date for all lines was £10,652 per mile.
- (15.) Classification of Certain Railway Employees :—Mr. Mercer asked the Colonial Treasurer,—
(1.) Is it a fact that Mr. McLaurin (Chairman of the Government Locomotive Railway and Tramway Board) stated that the classification of the boilermakers' assistants and blacksmiths' strikers was to be left to the discretion of the Chief Commissioner for Railways?
(2.) Is he in a position to state whether such classification has been done; and, if so, what has been the basis of such classification?
(3.) Is it a fact that the classification has given great offence, and considerable injustice has been done to the men?
Mr. Waddell answered,—
(1.) I am not aware.
(2.) I am informed by the Chief Commissioner that a meeting of the Locomotive Laborers' Board has been called for the 16th instant, when this and other matters will be considered.
(3.) No injustice has been done to any of the men.
- (16.) Newcastle Coal Vend :—Mr. E. M. Clark asked the Secretary for Mines,—
(1.) Is it a fact that, in consequence of the control obtained by the Newcastle coal vend upon the interstate trade, consumers in Australasia are compelled to pay 11s. (free on board) at Newcastle for their coal, while similar coal is being sold for shipment abroad at from 8s. to 9s.?
(2.) Does this tend to burden local manufacturers and unduly increase the cost of manufactures?
Mr. Wood answered,—I am making full inquiries into this matter, and I hope to be able to furnish the Honorable Gentleman with some details next week if he will postpone his Questions until then.
2. PAPER :—Mr. Oakes laid upon the Table,—Amended Form No. 47, under the Crown Lands Acts. Referred by Sessional Order to the Printing Committee.
3. POSTPONEMENTS :—The following Orders of the Day were postponed :—
(1.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];—until Tuesday next.
(2.) Australian Mutual Provident Society's Bill (*Council Bill*); second reading. [*Mr. Levy*];—until Tuesday next.
(3.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark*];—until Thursday next.
4. SEAT OF GOVERNMENT SURRENDER BILL :—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes.
Question put and passed.
5. COMMONWEALTH ENABLING BILL :—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable the Parliament of the Commonwealth to make laws with respect to certain industrial conditions; and for other purposes.
Question put and passed.
6. INTERSTATE INDUSTRIAL TRIBUNAL BILL :—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for regulating certain industrial conditions by a reference to the Interstate Commission, and otherwise; and for purposes consequent thereon or incidental thereto.
Question put and passed.
7. GOLD-MARKING BILL :—Mr. Wade moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the marking of articles of gold, and for the warranty of such articles; to regulate the sale and exposing for sale of articles of gold and silver; and for purposes consequent thereon or incidental thereto.
Question put and passed.
8. WAYS AND MEANS (*Financial Statement*):—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and Mr. J. C. L. Fitzpatrick, Temporary Chairman, reported progress, and obtained leave to sit again.
9. PRINTING COMMITTEE :—Mr. Kelly, as Chairman, brought up the Fourteenth Report from the Printing Committee.
- The House adjourned, at twenty-seven minutes after Eleven o'clock, until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 49.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 19 OCTOBER, 1909.

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

QUESTIONS:—

(1.) Lake Cowal Closer Settlement Leases:—*Mr. Estell*, for Mr. Kelly, asked the Secretary for Lands,—

- (1.) Who holds the leases at Lake Cowal that the Closer Settlement Advisory Board have decided to inquire into?
- (2.) What is the area of those leases, also the tenure, and when will they expire?
- (3.) Has a proposal been made for exchange of the leases referred to for other Crown lands?

Mr. Moore answered,—

- (1.) Samuel Wilson, Cecil A. B. Robertson, and Robert H. T. Wilson.
- (2.) About 36,800 and about 13,900 acres respectively. The tenure is scrub leases with twenty-eight years term expiring 21st October, 1926, and 1st May, 1928, respectively.
- (3.) No such proposal has been received.

(2.) Auction Sale of Crown Lands, Burrupine:—*Mr. Briner* asked the Secretary for Lands,—

- (1.) Is it a fact that application was made on behalf of the Presbyterian Church by the Reverend C. F. McAlpine, of Bowra, to have a portion of Crown lands at Burrupine, in the Taylor's Arm District, offered at auction, to give the church an opportunity of purchasing a site for a building?
- (2.) If so, what was the date of the application, and what money was lodged with it?
- (3.) When is it likely that the matter will be finally dealt with?

Mr. Moore answered,—

(1 and 2.) Such application, dated the 9th June, 1908, was received in regard to a portion of land within a homestead selection in the name of R. Geddes, and the sum of £5 was received on the 17th November, 1908.

(3.) As the area of 1 rood applied for is not Crown lands it will be necessary to obtain from R. Geddes the surrender of it before auction sale can take place. Steps are now being taken with that end in view, and upon completion of the surrender the land will be advertised for sale.

(3.) Control of Public Parks:—*Mr. E. M. Clark* asked the Secretary for Lands,—

(1.) Will he obtain, and lay upon the Table of this House, the opinion of the Crown Law Officers whether the members of Municipal and Shire Councils, acting as trustees for public parks during their term of office as aldermen and councillors, have the power to lease any rights to the occupation or use of such parks beyond their term of office, under the provisions of the present Local Government Act?

(2.) Under what provision or regulation governing public parks is this power conferred?

Mr. Moore answered,—The question will be looked into and a reply given later.

(4.) Mining Leases, Yerranderie:—*Mr. Estell*, for Mr. Horne, asked the Secretary for Mines,—

- (1.) Has a lease recently been granted on Yerranderie field to the Lonalli Silver-mining Company?
- (2.) Was the area covered by such lease previously held by the same company but forfeited by that company for non-payment of rent?
- (3.) Did a man named Murdock apply for part of this land after such forfeiture?
- (4.) Was such application in order?
- (5.) Was it put in prior to that of the Lonalli company?
- (6.) If so, why was preference granted to the company?
- (7.) Will he lay the whole of the papers upon the Table of this House?

Mr.

19th October, 1909.

Mr. Wood answered,—

- (1.) Yes, to Tonalli Silver-mining Company.
(2, 3, 4, and 5.) Yes.

(6.) The lease was cancelled for non-payment of rent. The evidence at the warden's inquiry shows that at the date of cancellation *bond fide* work was in progress; fourteen men were at work, and were continuously employed up to the date of re-application, a period of nearly seven weeks. In view of these facts the warden recommended that the company should be reinstated. After careful consideration of all the circumstances, having ascertained that the non-payment of rent was due to an oversight of one of the company's officers, and that the manager and directors were quite unaware of the default and subsequent cancellation, I decided to give the company an opportunity of renewing their title, provided that all rent due to the Crown was paid and that the company also paid Murdock's costs, £10 10s.

- (7.) Yes.

- (5.) Sale of Land, Kangiara :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—

- (1.) Is he in a position to say when the sale of land for township purposes at Kangiara will take place, and whether the lithos are available?
(2.) How many blocks will be submitted at auction, and what is the reserve price on each?
(3.) Is it a fact that a number of people are residing there on sufferance on mining leases, and that if the holders of such leases take arbitrary action their position will be seriously affected?

Mr. Moore answered,—

- (1.) Sale has been fixed for 27th November, 1909. Lithographs are in course of preparation.
(2.) Twenty-five, at prices ranging from £8 to £12 per lot.
(3.) Yes; but certain allotments will be made available for occupation under miners' right or business license on 3rd November, 1909, and steps are now being taken to survey further allotments to meet all demand.

- (6.) Licensed Racecourses :—Mr. E. M. Clark asked the Colonial Secretary,—

- (1.) How many licensed racecourses are there in the State?
(2.) In how many cases have these courses been inspected before the granting of licenses?

Mr. Wood answered,—

- (1.) Three hundred and one.
(2.) All.

- (7.) Derailments on the Railways :—Mr. Briner, for Mr. O'Sullivan, asked the Colonial Treasurer,—
When will the completed return relating to the derailment of trains on the State Railways, promised by him on 2nd September, be laid upon the Table?

Mr. Waddell answered,—I will presently lay the return upon the Table of this House.

- (8.) Explosion, William-street, Sydney :—Mr. Briner, for Mr. O'Sullivan, asked the Premier,—

- (1.) On what day did the death of the man injured by the explosion in William-street occur?
(2.) Has any inquiry yet been held as to the cause of his death; if not, what is the cause of delay?
(3.) On whose authority was the body buried, and when?
(4.) Who are making the investigations necessary to bring adequate evidence of the cause of the explosion before the inquest?

Mr. Wade answered,—

- (1.) 7th instant.
(2.) Necessary preliminary steps have been taken, but proceedings have been delayed owing to the serious illness of George Binder, who is, so far as is known, the only living witness of what took place in the building immediately before, and at the time of the explosion.
(3.) The order for burial was given by the City Coroner, and the funeral took place on 9th instant.
(4.) Necessary action is being taken by the Police Department in this direction. The Explosives Department will also be represented.

- (9.) Motor Traffic Regulation :—Mr. Briner, for Mr. McLaurin, asked the Colonial Secretary,—

- (1.) Has his attention been directed to the publication, in a paper called *The Motor in Australia*, of a large coloured map showing the places at which the police are in the habit of timing motor cars to prevent furious driving?
(2.) What action does he intend to take in regard to the publication of such map?
(3.) Is it a fact that the publisher of a similar map in an English motor paper was prosecuted?

Mr. Wood answered,—

- (1.) Yes.
(2.) There does not appear to be any grounds for taking action.
(3.) I am not aware.

- (10.) Applications for Crown Lands, Springwood :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—

- (1.) What applications, if any, have been lodged for two blocks of 320 acres each, adjoining what is known as "the Lawson Grant," at Springwood?
(2.) Under what form of occupation have these lands been made available?
(3.) When will the Land Board deal with such applications as may be lodged for these lands?

Mr. Moore answered,—

- (1.) Three applications for special conditional purchase leases, two applications for conditional purchases, and two applications for dependent conditional leases.
(2.) Special conditional purchase leases, which, however, did not prevent them from remaining open for any other form of purchase, or any form of lease or license under the Act.
(3.) The date on which the Land Board will meet to deal with such applications has not been fixed, but it is probable that a meeting will be held about the middle of December next.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

19th October, 1909.

(11.) Income-tax Exemptions :—Mr. Lonsdale asked the Colonial Treasurer,—

(1.) Is it a fact that the provisions of the Taxation Amending Act of 1905 are not adhered to by the Commissioner of Taxation in the matter of requiring all persons who are subject to said Act to furnish returns of income?

(2.) If so, are there large numbers of persons who escape their proper obligations and payment of the tax?

(3.) Will he ascertain if the practice now followed conforms to the requirements of the Income-tax Acts, and whether the provision for allowing taxpayers to forward a declaration in the form of Schedule L gives large opportunities of escaping the tax?

(4.) Is it a fact that the administration of the Department is not uniform, some taxpayers having extreme demands made upon them and in their cases the Act strictly enforced, while others are treated with marked leniency?

(5.) Will he make inquiries into the working of the Department with the view of removing all causes of dissatisfaction and having all taxpayers treated alike?

Mr. Waddell answered,—

(1.) No. All persons subject to tax have to furnish returns. In former years returns were required from all persons carrying on business, whether taxable or not, but in view of the increase of the exemption of income from personal exertion to £1,000, detailed returns are not in every case insisted upon.

(2.) The Government is not aware that such is the case.

(3.) All the requirements of the Income-tax Act are fully observed. Schedule L is only accepted in cases of small tradespeople whose net income may only amount to less than £200, and who do not derive income from any other source, and no possible opportunity is given of escaping the tax. The practice of accepting Form L in lieu of Form D is to relieve the small trader from preparing a full return of a business where the income may not amount to anything approaching the taxable amount. It also often saves the small man the expense of employing an agent, who, in many cases, has been known to charge a guinea or more where the net income did not, perhaps, amount to £2 per week. Form L is only accepted where there is not likely to be a taxable income from the business returned for, and this return gives the necessary information as to whether there is income from property which might be liable to tax. If any doubts exist in the minds of the Commissioners a detailed return is insisted upon.

(4.) This is not a fact. The treatment of taxpayers is strictly uniform. There are cases where the Commissioners have discovered systematic attempts to evade taxation. In these instances the Commissioners are careful to see that there is no evasion of the tax.

(5.) The Commissioners are not aware of any dissatisfaction existing, except in the cases above referred to.

(12.) Widening of Oxford-street :—Mr. Hollis asked the Premier,—In view of his suggestion to the Federal Government to widen Oxford-street in front of the Barracks, will he at the same time consider the advisability of resuming the block from Green's-road to Dowling-street, and thus make the necessary widening effective?

Mr. Wade answered,—The improvement suggested is connected with those recommended by the Royal Commission on Sydney Improvement. The Report of the Commission is now under consideration by the Government.

(13.) Public School, Coff's Harbour :—Mr. Briner asked the Minister of Public Instruction,—

(1.) What is the daily average attendance of pupils at Coff's Harbour Public School?

(2.) What is the enrolment?

(3.) What are the dimensions of the school-room, and how many pupils should it accommodate?

(4.) Is an additional room being erected; and, if so, what are its dimensions and how many pupils will it accommodate?

(5.) Is it a fact that one end of the present building is open, and that the contractor asked that the school-work should be suspended for a week to enable him to work without interruption and without being interrupted?

(6.) Was consent given to close the school; and, if not, why not?

(7.) Is it considered that school-work can be carried on satisfactorily while the contractor is at work on the room in which pupils are located?

Mr. Oakes answered,—

(1.) 76·2.

(2.) 112·3.

(3.) 40 feet 8 inches long and 21 feet wide. Accommodation is provided for seventy one pupils.

(4.) Yes; the room will measure 30 feet by 21 feet, and will seat fifty-six pupils.

(5.) (a) I am not aware of this; (b) an application was made by the contractor, but the closing was not considered necessary. Special instructions were sent to the district works officer to minimise any inconvenience to school-work.

(6.) See No. 5.

(7.) Yes, if the instructions issued are carried out.

2. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Sewerage System for the Municipality of Lithgow*):—Mr. Ball, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence and Plan, relating to the proposed Sewerage System for the Municipality of Lithgow.
Referred by Sessional Order to the Printing Committee.

3. PAPERS :—

Mr. Wood laid upon the Table,—Papers in connection with application for lease at Yerranderie by the Tonalli Silver and Lead Mining Company (No-Liability).

Referred by Sessional Order to the Printing Committee.

Mr.

19th October, 1909.

Mr. Waddell laid upon the Table,—

(1.) Return (*in supplementation*) to an Order, made on 31st March, 1908,—“Derailments on the “Railways.”

(2.) Schedule to the Estimates for 1909–1910.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—Report of the completion of the Iron Cove Creek Pumping Station and Rising Main, Western Suburbs Low Level Sewerage, Contracts Nos. 776 and 782.

Referred by Sessional Order to the Printing Committee.

Mr. Oakes laid upon the Table,—Particulars of Leases issued on 13th October, 1909, under the provisions of the Western Lands Acts.

Referred by Sessional Order to the Printing Committee.

4. POSTPONEMENT :—The Order of the Day, “Unclaimed Moneys Bill ; consideration in Committee of “the Whole of the expediency of bringing in a Bill to provide for giving publicity and information “relating to unclaimed funds, and for other purposes. [Mr. J. C. L. Fitzpatrick]” ;—postponed until To-morrow.
5. HOMING PIGEONS PROTECTION BILL :—The Order of the Day having been read,—on motion of Mr. Carmichael, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

And it being Seven o'clock, Government Business took precedence, under Sessional Order adopted on Thursday, 30th September, 1909.

6. WAYS AND MEANS (*Financial Statement*) :—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 50.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 20 OCTOBER, 1909.

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

QUESTIONS:—

- (1.) Inspection of Gas Meters:—Mr. Taylor asked the Premier,—Has the Government arrived at any decision in regard to the representations made some time ago by the progress associations of the Illawarra district, that provision should be made for Government inspection and periodical tests of gas meters; if not, will he give the matter early consideration?

Mr. Wade answered,—No decision has yet been arrived at.

- (2.) Water Supply, Illawarra Suburbs:—Mr. J. C. L. Fitzpatrick, for Mr. Henley, asked the Secretary for Public Works,—

(1.) Is it a fact that the rapid development of the Illawarra Suburbs and Canterbury Districts shows the pressing necessity for amplifying the trunk water mains to supply the before-named districts and the high levels of the eastern suburbs?

(2.) If so, when will he submit to the Public Works Committee the scheme for amplification forwarded to him by the Metropolitan Board of Water Supply and Sewerage?

Mr. Lee answered,—

(1.) Yes.

(2.) The question for further augmenting the supply is receiving active consideration.

- (3.) Inspection of Slaughter-houses:—Mr. J. C. L. Fitzpatrick, for Mr. Henley, asked the Colonial Treasurer,—

(1.) How many public and private slaughter houses are there in the county of Cumberland?

(2.) What were the number of the sheep, cattle, pigs, and calves condemned at each of the said slaughter-houses for the year ended 30th June, 1909?

(3.) What were the total number of cows suffering from tuberculosis condemned in the Metropolitan Area for the year ended 30th June, 1909?

(4.) How many permanent inspectors are there employed, and where are they so employed?

(5.) Is it a fact that cattle sold at Homebush suspected of disease are branded by the Stock Inspector with the broad-arrow, and sold to be killed at Glebe Island only?

Mr. Waddell answered,—

(1.) Ninety-nine.

(2.) As the county of Cumberland includes Shires and Municipalities in which private slaughter-houses are licensed and controlled by the Local Authorities, the information asked for is not obtainable without reference to the said Shires and Municipalities.

(3.) 886.

(4.) Ten meat inspectors are employed at Glebe Island Abattoir, and one each in the following districts within the Metropolitan Area:—Parramatta, Granville, Canterbury, Enfield, Botany, Rockdale, Auburn and Sandown.

(5.) Yes, except that in special cases these cattle are allowed to be killed at private slaughter-houses in the Metropolitan Area where permanent inspectors are stationed.

- (4.) Officers of Drafting Branch, Land Titles Office:—Mr. Hindmarsh, for Mr. John Miller, asked the Premier,—

(1.) Is it a fact that there is dissatisfaction amongst the legal and surveying professions at the administration of the Drafting Branch of the Land Titles Office?

(2.) Did the Institution of Surveyors lay their grievances before him by a deputation?

3.)

20th October, 1909.

- (3.) Did he, as a result of that deputation, ask the Public Service Board to make an inquiry as to the necessity of a competent qualified land surveyor being employed as head of that Branch?
 (4.) Did the Public Service Board instruct Mr. Robert McDonald to hold an inquiry?
 (5.) If so, has Mr. McDonald sent in his report, and what is the nature of that report?

Mr. Wade answered,—The views of the surveyors were placed before me, and, recently, at my request, the Public Service Board arranged with Mr. McDonald to inquire as to the desirableness of appointing a surveyor to the Registrar-General's staff with a higher status than has hitherto been given to the departmental surveyor. Mr. McDonald's report has been received, and in view of it I intend to ask Parliament to provide a salary for a supervising surveyor, in addition to the salary already provided for an examining surveyor.

- (5.) Charges against Curator of Technological Museum :—Mr. O'Sullivan asked the Minister of Public Instruction,—

(1.) Is it a fact that the Under Secretary of Public Instruction once held in his hands 103 pages of letters containing charges against the Curator of the Technological Museum?

(2.) Is it a fact that these letters were returned to the writers without being read?

Mr. Hogue answered,—

(1.) It is a fact that very voluminous correspondence, extending over the space of several years, has been received from a former employee of the Technological Museum, making and reiterating certain charges. Some of these charges were inquired into. The same employee has been unsuccessful in two actions at law which he brought against the Government in respect of his charges, and a third action is pending.

(2.) Some of the letters have been returned unopened.

- (6.) Mr. Thomas Buckley :—Mr. O'Sullivan asked the Secretary for Public Works,—Is it a fact that he has promised to find casual work for Mr. Thomas Buckley, late of the Roads Branch; if so, will he now fulfil that promise by giving Mr. Buckley some work?

Mr. Lee answered,—Since November last Buckley has been employed by the Department on nine different works for upwards of 172 days. It appears that he depends solely upon the Department to find him employment, which it cannot undertake to do excepting when work is available, when he gets his share.

- (7.) Payment of Stamp Duty on Leases :—Mr. Hollis asked the Colonial Secretary,—

(1.) What is the stamp duty payable on leases where the consideration or any part of the consideration shall be any rent?

(2.) Is it the practice of the Stamp Commissioner in cases where written consents to leases are necessary for the validity of the same, and where such consents are endorsed on the leases to levy and charge £1 stamp duty on each such consent notwithstanding that such consents form necessary portions of the leases?

Mr. Waddell answered,—

(1.) 2s. 6d. for every £50 or fractional part of £50 per annum.

(2.) Yes, provided the consent is executed separately and under seal.

- (8.) Tram Service to Race Meetings :—Mr. E. M. Clark asked the Colonial Treasurer,—

(1.) Is it a custom for racing clubs provided for by tram services to advise the Railway Department of the date of their meetings?

(2.) Is it a custom to make special provisions for a tram service to serve the traffic for such meetings?

(3.) Were provisions made to provide for the traffic requirements of a meeting to be held at Kensington Racecourse on Saturday, 7th August last; and, if so, was such meeting postponed, and when?

(4.) Were provisions made to provide for similar traffic requirements for meetings to be held at Rosebery Racecourse on Saturdays, 28th August and 4th September last; and, if so, were such meetings postponed, and when?

Mr. Waddell answered,—

(1 and 2.) Yes.

(3.) Yes. Notice of postponement was received on the morning of the 7th August.

(4.) Yes. Notices of postponement were received on the morning of the 28th August, and on 3rd September respectively.

- (9.) Kensington Racecourse :—Mr. E. M. Clark asked the Colonial Treasurer,—How many times, if any, other than for horse racing and coursing, during the last three years, have special tram services been run to Kensington Racecourse and Recreation Grounds?

Mr. Waddell answered,—Thirteen.

- (10.) Balmain to Petersham Tramway :—Mr. Mercer asked the Secretary for Public Works,—Will he state when the long-promised tramway from Balmain to Petersham will be constructed, and will he expedite the necessary authority?

Mr. Lee answered,—This matter will be considered by Cabinet in connection with the works policy for the Session.

- (11.) Harris-street to Balmain Tramway Tenders :—Mr. Mercer asked the Secretary for Public Works,—

(1.) Is it a fact that promises have been made by his Department,—(a) that tenders for the construction of the Harris-street to Balmain tramway would be called for at the end of August, 1909; (b) that tenders would be called for in the *Government Gazette* not later than the 6th or the 13th of October?

(2.) Will he state why none of these promises have been kept?

Mr. Lee answered,—It was stated that the Department anticipated being able to call for tenders in October, and this will be done on the 27th instant. (12.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(12.) Breaches of Painters' Award :—Mr. Carmichael asked the Premier,—Has a Mr. Daviss, master painter, of Balmain, been fined £90 and costs for breaches of an award under the Industrial Disputes Act; if so, has the above amount been paid?

Mr. Wade answered,—The Honorable Member probably refers to the case of Mr. D. Davies, master painter, of Drummoyne, upon whom penalties amounting to £94 10s. were imposed. The fines have not yet been paid.

(13.) Public School Teachers' Examinations :—Mr. Carmichael asked the Minister of Public Instruction,—

- (1.) How many candidates have stood for first-class certificates in the past three examinations?
- (2.) How many have received the requisite number of marks for a pass?
- (3.) Is there any age limit in regard to retirement of such officers as inspectors and examiners?

Mr. Hogue answered,—

- (1.) 117 in 1907, 98 in 1908, 102 in 1909; total, 317. It may be mentioned that most of these candidates took a section only of the examination.
- (2.) The number was 49 in 1907, 7 in 1908, 11 in 1909; total, 67.
- (3.) Not beyond the provisions contained in sections 66 and 67 of the Public Service Act applying to officers generally.

(14.) Retrenched Officers, Taxation Department :—Mr. Hollis asked the Colonial Treasurer,—

- (1.) Is it a fact that from amongst all the officers recently retrenched from the Taxation Department two of them have not received the special months' leave hitherto granted?
- (2.) If so, will he see that these officers are given the same concession which has been granted under the same circumstances to all other officers?

Mr. Waddell answered,—

- (1.) Yes.
- (2.) The Public Service Board inform me that the concession of a month's leave was given certain appraisers whose services were dispensed with, and who had rendered special service in the field. A similar concession was also granted to officers dispensed with who were over 60 years of age. In the case of the two officers who it is presumed are referred to, the Board considered that, as their services were in no way of a special character, and as their employment had already been prolonged by reason of their having been tried in other Departments where, however, they failed to satisfy requirements, any concession beyond such ordinary leave as might be due would not be warranted.

(15.) Applications for Crown Lands, Springwood :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—By whom have the applications been lodged for two areas of 320 acres each which adjoin what is known as "Lawson's Grant," to which he referred in answer to a Question by the Honorable Member for Orange on the 19th October, 1909; and what are the respective forms of tenure applied for by each of the individual applicants?

Mr. Moore answered,—Patrick Charles Creegan and Dennis Francis O'Haran, as special conditional purchase leases; and Edward William James Barber has applied for 50 acres of the same land as a special conditional purchase lease. Hessel Duncan Hall and Reginald George Warry have also applied for practically the same land as conditional purchases and conditional leases.

(16.) Issue of *Agricultural Gazette* to Public Schools :—Mr. J. C. L. Fitzpatrick, for Mr. Robert Jones, asked the Minister for Agriculture,—

- (1.) Will he withdraw the embargo recently placed on the issue of the *Agricultural Gazette* to public schools?
- (2.) Is it a fact that the teachers are expected to impart, at least, the first principles of agriculture, for which purpose the *Gazette* is of material assistance to both teachers and pupils?
- (3.) Is it a fact that the two copies supplied to secretaries of district associations are totally inadequate in large scattered country districts?
- (4.) Will he consider whether the cost will not be more than repaid by the benefits derived from having such publication again issued?

Mr. Perry answered—In view of the great demand for the *Gazette* from practical farmers and the growing demand from teachers and others not actively engaged in rural pursuits to be placed on the free list, the advice of the Department of Public Instruction was asked, and acting on that advice it was resolved to withdraw the *Gazette* from individual schools and teachers, and send two copies to each of the 115 Teachers' Associations. One is sent also to each Public Library and School of Arts, and nothing further can be done till the present issue of 12,000 copies shall have been increased, when the whole matter will be reconsidered.

(17.) Payment of Abatement by Retired Civil Servants :—Mr. O'Sullivan asked the Premier,—

- (1.) Does he propose to make an amendment in section 55 of the Civil Service Act, 1884?
- (2.) Is it the practice to ask a civil servant, on retirement, by which of the following methods he elects to discharge his liability to the Civil Service Superannuation Fund, viz. :—(a) By an annual abatement during the remainder of life; (b) by instalments extending over three years; (c) by cash?
- (3.) If so, is he prepared to amend the law so as to provide that a civil servant may elect to discharge his liability as follows :—(a) By annual abatement calculated on the number of years employed in the service previous to 1885; (b) by instalments during the said period, or after the said period, of four per cent. arrears on salary received prior to 1885 is paid, then to receive the gross pension; (c) by cash?

Mr. Wade answered,—

(1 and 3.) No.

(2.) These different methods of payment of liability are provided for in the section referred to by the Honorable Member.

20th October, 1909.

2. LIQUOR LAW :—Mr. Price presented a Petition from Thomas Bernard O'Keeffe, Chairman of a Meeting of Banner of Hope Lodge of the International Order of Good Templars, Stroud, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.
Petition received.
3. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Sewerage System for the Municipality of Goulburn*) :—Mr. Ball, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence and Plan, relating to the proposed Sewerage System for the Municipality of Goulburn.
Referred by Sessional Order to the Printing Committee.
4. POSTPONEMENTS :—The following Orders of the Day were postponed :—
(1.) Homing Pigeons Protection Bill; further consideration in Committee of the Whole of the Legislative Council's amendments. [*Mr. Carmichael*];—until Tuesday, 2nd November.
(2.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];—until To-morrow.
(3.) Servants Registry Bill; second reading. [*Mr. E. M. Clark*];—until Tuesday 2nd November.
(4.) Australian Mutual Provident Society's Bill (*Council Bill*); second reading. [*Mr. Levy*];—until Tuesday next.
(5.) Claims of Gustave William Engel—Oyster Lease improvements; resumption of the adjourned Debate, on motion of Mr. Price,—
“ (1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of *Merewether v. Engel*.
“ (2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O'Sullivan, Mr. Grahame, and the Mover ”;—until Tuesday, 2nd November.
(6.) Nurses Registration Bill (*Council Bill*); resumption of the Debate, on the motion of Mr. Levy, “ That this Bill be now read a second time ”;—until Tuesday next.
5. PAPERS :—Mr. Waddell laid upon the Table,—
(1.) Amended Regulation under the Metropolitan Traffic Act, 1900.
(2.) Regulation under the Fisheries Act, 1902.
Referred by Sessional Order to the Printing Committee.
6. WAYS AND MEANS (*Financial Statement*) :—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
7. CLOSER SETTLEMENT (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Wade moved, “ That ” this Bill be now read a third time.
Mr. Moore moved, That the Question be amended by leaving out all the words after the word “ That ” and inserting the words “ the Bill be recommitted for the consideration of a new clause, ”—instead thereof.
Debate ensued.
Question,—That the words proposed to be left out stand part of the Question,—put and negatived.
Question proposed,—That the words proposed to be inserted in place of the words left out, be so inserted.
Debate ensued.
Question put and passed.
Question then,—That the Bill be recommitted for the consideration of a new clause,—put and passed.
On motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill 3^o with a further amendment.
On motion of Mr. Moore, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 51.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 21 OCTOBER, 1909.

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

QUESTIONS:—

(1.) Shipping Facilities, Trial Bay:—Mr. Briner asked the Secretary for Public Works,—

- (1.) Is it a fact that silting has taken place in Trial Bay to such an extent that the wharf is now beyond the water-line at low tide, and has not been available for use for some years?
- (2.) Is it a fact that the numerous passengers who embark and disembark at Trial Bay to and from the Macleay, Coff's Harbour, Byron Bay and Sydney, have to be landed at a small jetty which is accessible to rowing boats at high-tide only, owing to shoaling having taken place?
- (3.) Is it a fact that passengers are now landed at much risk, owing to the lack of proper facilities?
- (4.) What has caused the shoaling of this part of Trial Bay, and is there any means of dealing with the matter?
- (5.) In view of the number of passengers interested, will he take steps to have the bay dredged in the vicinity of the wharf or jetty, or the jetty lengthened?

Mr. Lee answered,—

(1 and 2.) Yes.

(3.) It is not considered that passengers are subjected to risk, although inconvenience is experienced.

(4.) (a) The ocean current to the southward along the coast carrying sand into the bay; (b) to a certain extent the construction of the breakwater; (c) the accumulated sand could be removed by dredging, but such a course is not necessary.

(5.) The number of passengers using this port would not justify the expense of dredging, but a report will be obtained on the question of improving the jetty, when the matter will receive consideration.

(2.) Site for Park, Strathfield:—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—

- (1.) Is it a fact that a special grant of £1,150 has been promised Strathfield Municipal Council for purchase of a site for a park, and is that sum still available?
- (2.) Is it a fact that the Council took a referendum of ratepayers as to selection of site, and that they decided in favour of the Thompson site?
- (3.) Is it a fact that the Council ignored this decision, and decided to purchase Waller's Estate?
- (4.) Has the Council notified their intention to make application for permission to purchase the Waller Estate?
- (5.) Is it a fact that the Council has directly or indirectly approached the Department with the object of securing the resumption by the Minister of the estate abovementioned, offering to pay portion of the cost at the rate of £300 per annum?
- (6.) Will he, before acceding to any request in this direction, see that the ratepayers of Strathfield are afforded an opportunity, through the medium of a referendum, of approving, or otherwise, of the proposed transaction?

Mr. Moore answered,—

(1.) The Government has approved of £1,150 being granted towards acquiring a site for park at Strathfield, the total cost being about £2,000.

(2 and 3.) The Council, in December last, represented that a friendly referendum had been taken in connection with the question of site for a park, but such referendum was very unsatisfactory, both as regards the small number of votes recorded, and the very small majority in favour of a site, and that another site, viz., the Waller Estate, had since been offered to the Council.

(4.) The Council has passed a resolution in favour of the acquisition of Waller's Estate.

(5.) The Council has recently expressed its willingness, subject to the necessary sanction being given, to pay its share of the cost of acquiring a park site by annual instalments of £300.

(6.) The necessity for this is not apparent.

(3.)

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- (3.) Newcastle Coal Vend :—Mr. J. C. L. Fitzpatrick asked the Secretary for Mines,—Is it a fact that the Newcastle coal vend, which at the present time controls the trade in Newcastle coal in Australasia, the legality of which is the subject of investigation by the Federal Parliament, proposes to deal with the foreign trade in the same manner, restricting the sale and chartering to two firms (one an English house), to the detriment of the numerous Australian houses engaged in the foreign trade?

Mr. Wood answered,—No information is obtainable to answer this Question.

- (4.) Newcastle Coal Vend :—Mr. E. M. Clark asked the Secretary for Mines,—
 (1.) Is it a fact that, in consequence of the control obtained by the Newcastle coal vend upon the interstate trade, consumers in Australasia are compelled to pay 11s. (free on board) at Newcastle for their coal, while similar coal is being sold for shipment abroad at from 8s. to 9s.?
 (2.) Does this tend to burden local manufacturers and unduly increase the cost of manufactures?

Mr. Wood answered,—

- (1.) I am informed that such is not the case. Best quality coal is charged for at 11s. per ton wherever bound. Second quality coal is sold at from 8s. to 9s. wherever bound.
 (2.) See answer to No. 1.

- (5.) Commonwealth Oil Corporation's Wolgan Leases :—Mr. Dooley asked the Secretary for Mines,—
 (1.) When did the Mines Department grant the Commonwealth Oil Corporation the Wolgan leases with the surface rights and the right to construct a railway?
 (2.) What is the name of the Minister for Mines who signed the lease, and when was it signed?

Mr. Wood answered,—

- (1.) The railway lease was signed by His Excellency the Governor on the 17th December, 1907, and the surface lease on the 30th September, 1908.
 (2.) The railway lease was signed by the Honorable J. Perry a day or two prior to 17th December, 1907, and the surface lease by myself a day or two prior to 30th September, 1908.

- (6.) Newcastle Coal Vend :—Mr. Charlton asked the Secretary for Mines,—With reference to Question No. 16, asked on the 14th October, 1909, by the Honorable Member for St. Leonards,—

- (1.) Is it a fact that the best Newcastle coal is equal to any in the world for all purposes?
 (2.) Is it a fact that in the past, owing to keen internal competition, large quantities of coal have been extracted and disposed of at less than the full value?
 (3.) Is it a fact that the wages of the employees engaged in the mines are regulated by the selling price of coal, and that the present hewing rate for pick-won coal is 4s. 2d. per ton, based on a selling price of 11s. per ton; also that at this rate miners, in many cases, are unable to earn a reasonable wage?
 (4.) If so, will he, in order to prevent this great national asset from being depleted at less than its fair value, and also with a view of providing a reasonable wage to the employees engaged in the industry, do all in his power to prevent best coal being sold at less than 11s. per ton?

Mr. Wood answered,—

- (1.) I am not in a position to say without first having made very extensive trials with it and all other coal. For naval purposes it is said to be inferior to Welsh and Westport (New Zealand) coal, while for general steaming purposes it is again said to be inferior to the Illawarra coal.
 (2.) Yes.
 (3.) Yes, as to selling price, hewing rate, and the basis of payment to the workmen. As to what is a reasonable wage is a matter of opinion.
 (4.) The law of supply and demand involved here cannot be controlled either by Government or private individuals.

- (7.) Grafton—Murwillumbah Railway Employees' Annual Picnic :—Mr. Hindmarsh asked the Colonial Treasurer,—

- (1.) Is it a fact that the Grafton to Murwillumbah railway employees and their families hold a picnic and reunion at Byron Bay every year?
 (2.) Is it a fact that the employees between Grafton and Lismore were unable to attend this year because the ordinary service did not suit to convey them to Byron Bay?
 (3.) Are special trains granted to employees under similar conditions on the main lines?
 (4.) Will he request the Chief Commissioner for Railways to make arrangements next year so that all employees on the line may have the benefit of the day of the year to which they all look forward?

Mr. Waddell answered,—

- (1.) Yes.
 (2.) It was recognised that employees on the section in question would be unable, on account of the train service, to attend the picnic at Byron Bay, but if an application had been made for a second picnic at which they could attend, it would have been favourably considered.
 (3.) No. Special trains are not provided unless there are sufficient employees to justify their running.
 (4.) The Chief Commissioner will consider the matter on its merits next year should application be made.

- (8.) Sureties for Restitution of Stolen Property :—Mr. J. C. L. Fitzpatrick asked the Premier,—

- (1.) Is it a fact that by a decision of two out of three judges sitting in the Full Court, it has been held that the bonds entered into by the sureties to secure the restitution of stolen property are illegal?
 (2.) Did Mr. Justice Pring dissent from this decision?
 (3.) How many bonds of this nature were there in force at the time the said decision was given, and what is the total amount due under them?
 (4.)

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- (4.) What amounts have been collected by the Clerk of the Peace, or his officers, or by the Crown, under these bonds since the said decision was given?
- (5.) Is it intended to appeal to the High Court against this decision?
- (6.) If not, will the Crown refund all moneys obtained from sureties under these bonds which have been declared illegal by the Supreme Court?
- (7.) Will the sentences, suspended on condition that payments were made, be enforced?
- Mr. Wade answered,—
- (1.) No; but two of the Judges have decided that the taking of a recognizance by sureties to secure payment of compensation on the release of first offenders is illegal.
- (2.) Yes.
- (3.) Eight recognizances.
- (4.) £16 has been paid voluntarily.
- (5.) No.
- (6.) No. The money has been paid over to the persons entitled thereto.
- (7.) Apparently this cannot legally be done.
- (9.) Fire Station, Enfield:—Mr. Parkes asked the Colonial Secretary,—
- (1.) Is it a fact that the site and building for a fire station was, some time ago, purchased at Enfield?
- (2.) What is the reason that the station has not been established?
- (3.) Is it a fact that there is urgent need for the establishment of a fire station at this centre?
- (4.) When will the Fire Brigades Board take possession and establish the station?
- Mr. Wood answered,—
- (1.) Yes.
- (2.) It is necessary to build a fire station on the site acquired. It is expected that tenders will shortly be invited.
- (3.) It is desirable to establish a fire station.
- (4.) As soon as the buildings are completed.
- (10.) Site for Park, North Bankstown:—Mr. Parkes asked the Secretary for Lands,—
- (1.) Has an application by residents of Sefton Park, North Bankstown, been made for a piece of ground as a park?
- (2.) What would be the cost of such park?
- (3.) Is it a fact that the lands in that locality are gradually being acquired by people in small allotments, and that shortly there will be no portion intact and available?
- (4.) Will he give this request his early and favourable consideration?
- Mr. Moore answered,—
- (1.) Yes.
- (2.) About £120 at the price previously quoted by the owner.
- (3 and 4.) The report obtained (in June, 1908) showed that the locality was very sparsely populated, and it was considered inadvisable to take any steps towards acquiring a site for recreation ground until some indication was given as to where population would centre. I will now call for a further report on the matter.
- (11.) Bankstown Railway Station Approaches:—Mr. Parkes asked the Secretary for Public Works,—
- (1.) Is it a fact that the road of approach to the Bankstown Railway Station was altered by the Railway Construction Department and made with steep inclines to an overhead bridge?
- (2.) Is it a fact that the Department left the southern approach a mere earth-bank without any metalling on the track, and that the approach is almost impassable in wet weather, and that the north approach has but a 12-foot metal track formed instead of 18 feet?
- (3.) Will he have this work completed by the Department before the Council takes possession of the road approaches?
- Mr. Lee answered,—
- (1.) A deviation has been made in the road, but not with steep inclines.
- (2.) The southern approach was formed with hard material but no metal, as Chapel-road on the southern side was not metalled. On the southern side of the line the deviation was metalled 12 feet wide, the same width as is on the Chapel-road on this side.
- (3.) As the deviated road has been left in the same state as the original road, it is not proposed to take further action.
- (12.) Closing of Level Railway-crossings:—Mr. Parkes asked the Colonial Treasurer,—
- (1.) How many deaths and how many injuries to body have occurred during the last ten years upon the railway level crossings of the Suburban Railway Systems?
- (2.) Is it a fact that it is nearly three years since he promised to bring in a Bill to close all dangerous level crossings?
- (3.) How long have the Railway Commissioners been asking for this Bill?
- (4.) When will he introduce it?
- Mr. Waddell answered,—
- (1.) This information is being prepared, but it will take some little time to complete it.
- (2, 3, and 4.) I would refer the Honorable Member to the answers given by me to the Questions asked by him in regard to this matter on the 3rd August last.
- (13.) Control of Horse-racing:—Mr. E. M. Clark asked the Colonial Secretary,—
- (1.) How many of the members of the Advisory Board of five appointed under the Gaming and Betting Act are connected with the Australian Jockey Club; and in what other positions in connection with other racing clubs or the public are the other members who are appointed?
- (2.) Is it a fact that the Australian Jockey Club practically controls and lays down the laws governing racing in the State
- (3.)

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- (3.) Is it a fact that under such laws clubs may disqualify and refuse the public the right of admission to courses, and can refuse registration to bookmakers, disqualify horse-owners, trainers, horses, and jockeys, and that there is no right of appeal on the justice or injustice of such decision?
 (4.) Will he consider the appointment of a Board of Control, with proper representation of the people, to deal with racing in the State?

Mr. Wood answered,—

- (1.) I am not aware. I am not in a position to say.
 (2.) I understand that a majority of clubs race under the Australian Jockey Club's rules.
 (3.) It is presumed that clubs racing under the Australian Jockey Club's rules are prepared to accept such rules.
 (4.) No necessity has been shown for the alteration of the present Advisory Board, which is representative of the interests in racing.

(14.) Attendance of Witnesses before Wages Boards:—Mr. Carmichael asked the Premier,—

- (1.) Has the chairman of a Board under the Industrial Disputes Act power to compel the attendance of witnesses?
 (2.) In the case of non-attendance of a subpoenaed witness, who takes steps to enforce the penalty.
 (3.) How many persons have been proceeded against as above for non-attendance?

Mr. Wade answered,—

- (1.) The non-attendance of a witness duly summoned appears to be an offence.
 (2.) Answered by No. 3.
 (3.) None as far as I am aware.

2. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Extension of Northern Breakwater at Newcastle Harbour Entrance*):—Mr. Ball, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence, Appendix, and Plan, relating to the proposed extension of the Northern Breakwater at Newcastle Harbour Entrance.
 Referred by Sessional Order to the Printing Committee.

3. CASINO SCHOOL OF ARTS ENABLING ACT AMENDMENT BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day passed a Bill, intituled "*An Act to amend the Casino School of Arts Enabling Act*,"—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, 21st October, 1909.

F. B. SUTTON,
 President.

Bill, on motion of Mr. Hindmarsh, read a first time.
 Ordered to be printed, and read a second time on Tuesday next.

4. PAPERS:—

Mr. Waddell laid upon the Table,—Report of the Chief Commissioner for Railways and Tramways for quarter ended 30th September, 1909.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Amended Regulation No. 12, under the Crown Lands Act.

Referred by Sessional Order to the Printing Committee.

5. WAYS AND MEANS (*Financial Statement*):—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

And the Committee continuing to sit after Midnight,—

FRIDAY, 22 OCTOBER, 1909, A.M.

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

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

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolution, which was read a first time, as follows:—

- (2.) Resolved,—That towards making good the Supply granted to His Majesty for the Service of the year 1909-1910, there be granted out of the Consolidated Revenue Fund of New South Wales the sum of £275, for Executive Council, for the year 1909-1910.

On motion of Mr. Hogue, the resolution was read a second time, and agreed to.

6. CLOSER SETTLEMENT (AMENDMENT) BILL:—

The Order of the Day having been read,—Mr. Moore moved, That this Bill be now read a third time.

Debate ensued.

Question put,

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

21st October, 1909.

The House divided.

Ayes, 26.

Mr. Wood,	Mr. Hindmarsh,
Mr. Perry,	Mr. Ball,
Mr. Moore,	Dr. Arthur,
Mr. Wade,	Mr. Brown,
Mr. James,	Mr. Brinsley Hall,
Mr. Lee,	Mr. Fallick,
Mr. Hogue,	Mr. Taylor,
Mr. Oakes,	Mr. Latimer,
Mr. Levy,	Mr. Collins,
Mr. Davidson,	Mr. Briner.
Mr. Cohen,	
Mr. Lonsdale,	Tellers,
Mr. J. C. L. Fitzpatrick,	Mr. Nobbs,
Mr. Waddell,	Mr. Parkes.

Noes, 9.

Mr. Holman,
Mr. Carmichael,
Mr. Grahame,
Mr. Lynch,
Mr. Macdonell,
Mr. Barton,
Mr. Fleming.

Tellers,

Mr. Page,
Mr. Estell.

And so it was resolved in the affirmative.

Bill read a third time, and, on motion of Mr. Moore, *passed*.Mr. Moore then moved, That the Title of the Bill be "*An Act to regulate the sale of private land for Closer Settlement; to amend the Closer Settlement Act, 1904; the Closer Settlement (Amendment) Act, 1906; the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to regulate the sale of private land for Closer Settlement; to amend the Closer Settlement Act, 1904; the Closer Settlement (Amendment) Act, 1906; the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 22nd October, 1909, a.m.

7. PRINTING COMMITTEE:—*Mr. Estell*, for Mr. Kelly, the Chairman, brought up the Fifteenth Report from the Printing Committee.
8. SEAT OF GOVERNMENT SURRENDER BILL:—
(1.) The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be *now* received.
The Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes.
On motion of Mr. Wade, the resolution was read a second time, and agreed to.
(2.) Mr. Wade then presented a Bill, intituled "*A Bill to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes,*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
9. COMMONWEALTH ENABLING BILL:—
(1.) The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable the Parliament of the Commonwealth to make laws with respect to certain industrial conditions; and for other purposes. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.
Ordered, on motion of the Chairman, That the report be *now* received.
The Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to enable the Parliament of the Commonwealth to make laws with respect to certain industrial conditions; and for other purposes.
On motion of Mr. Wade, the resolution was read a second time, and agreed to.
(2.) Mr. Wade then presented a Bill, intituled "*A Bill to enable the Parliament of the Commonwealth to make laws with respect to certain industrial conditions; and for other purposes,*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
10. FORESTRY BILL:—The Order of the Day having been read,—Mr. Perry moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Question put.

The

21st October, 1909.

The House divided.

Ayes, 27.		Noes, 8.
Mr. Cohen,	Mr. Brown,	Mr. Holman,
Mr. Moore,	Mr. Barton,	Mr. Carmichael,
Mr. James,	Mr. J. C. L. Fitzpatrick,	Mr. McGowen,
Mr. Wade,	Mr. Lonsdale,	Mr. Estell,
Mr. Perry,	Mr. Levy,	Mr. Page,
Mr. Lee,	Mr. Nobbs,	Mr. Macdonell.
Mr. Hogue,	Mr. Parkes,	<i>Tellers,</i>
Mr. Oakes,	Mr. Briner,	Mr. Dooley,
Mr. Donaldson,	Mr. Downes,	Mr. Lynch.
Mr. Wood,	Mr. Latimer.	
Mr. Waddell,	<i>Tellers,</i>	
Mr. Davidson,	Mr. Fallick,	
Mr. Hindmarsh,	Mr. Fleming.	
Mr. Ball,		
Dr. Arthur,		

And so it was resolved in the affirmative.

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

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

Mr. Speaker counted the House, and there being a quorum present, the Committee resumed.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Perry, the report was adopted.

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

MR. PRESIDENT,—

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products; for regulating saw-mills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act of 1898; and for purposes consequent thereon or incidental thereto.*"

Legislative Assembly Chamber,

Sydney, 22nd October, 1909, a.m.

11. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.

Debate ensuing,—

Notice was taken that there was not a quorum present.

Mr. Speaker counted the House, and there being only eleven Members present, exclusive of Mr. Speaker, namely,—Mr. Carmichael, Mr. Cohen, Mr. Collins, Mr. J. C. L. Fitzpatrick, Mr. Hogue, Mr. Levy, Mr. Nobbs, Mr. Parkes, Mr. Perry, Mr. Waddell, and Mr. Wade,—

Mr. Speaker adjourned the House, at sixteen minutes before Nine o'clock a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 26 OCTOBER, 1909.

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

QUESTIONS :—

(1.) Traffic on Eastern Suburbs Tramways :—*Mr. Latimer*, for Colonel Onslow, asked the Colonial Treasurer,—

(1.) The number of fares paid in 1906, 1907, 1908, and 1909, to 30th June, on the following tram lines :—(a) Erskine-street to Watson's Bay ; (b) Circular Quay to Bondi ; (c) Circular Quay to Waverley ; (d) Circular Quay to Bellevue Hill ; (e) Circular Quay to Randwick ; (f) Circular Quay to Coogee ; (g) Railway Station to Bondi ; (h) Railway Station to Waverley ; (i) Railway Station to Randwick ?

(2.) The number of fares paid during the same periods on the first sections of the above lines ?

Mr. Waddell answered,—As separate accounts are not kept for the City tramway lines owing to cars and conductors being interchangeable, the information is not available except in the case of the Erskine-street-Watson's Bay line, particulars of which will be prepared and furnished in the form of a return if moved for in the usual way.(2.) Payment of City Rates by Lessees :—*Mr. Briner*, for Mr. O'Sullivan, asked the Premier,—(1.) Is it a fact that, as shown by a letter from Mr. Eden George, in the *Sydney Morning Herald* of 20th October, a serious omission has been made in the Sydney Corporation (Amendment) Act, 1908 ?

(2.) Will he consider whether the omission to deal with leases already in existence inflicts an injustice on most of the lessees of premises within the City ?

(3.) Are the owners of the properties passing on the land-tax to their tenants ?

(4.) Is it a fact that on one large estate thousands of pounds have been transferred to the tenants under this tax, although the leases originally contemplated that the land-tax should be paid by the landlord, who has paid the said tax ?

Mr. Wade answered,—I understand a deputation is to wait upon me in reference to this subject, and I shall then be in a better position to answer the Questions of the Honorable Member.(3.) Sydney University Examination Fees :—*Mr. Briner*, for Mr. E. M. Clark, asked the Minister of Public Instruction,—

(1.) Is it a fact that some hundreds of senior and junior pupils annually submit themselves to the University of Sydney for examination ; and, if so, how many ?

(2.) Is it a fact that each senior applicant has to pay a fee of £1 10s., while each junior is called upon to pay £1 ?

(3.) Is it a fact that these fees are distributed among the University professors ; and, if not, in what way are they used ?

(4.) Is it a fact that many public school pupils, children of poor parents, are prevented from submitting themselves for this examination because of inability to pay the fees charged ?

(5.) Is it a fact that the University of Sydney is annually subsidised by the State ; and, if so, to what extent ?

(6.) Will he urge upon the University authorities that the fees charged for these examinations are excessive, and should be reduced to a minimum, in the case of juniors, not exceeding 5s. ?

Mr. Oakes answered,—

(1.) Yes ; the number of candidates for the senior public examination, November, 1908, was 176, and for the junior public examination, June, 1909, 1,201.

(2.) Yes ; except state school bursars, who are exempt.

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(3.) No; they are used for the payment of examiners and for other expenses of the examinations in Sydney and at local country centres.

(4.) I have no exact information on this subject, but it is understood that some children are prevented from attending the examinations for the reason stated.

(5.) Yes; £18,125.

(6.) I have at present under consideration, in connection with the organisation of higher education, a proposal to institute examinations under the Department of Public Instruction which will provide tests of educational attainment. When these are instituted, no pupil will be debarred from them on account of inability to pay fees.

(4.) German's Hill Road Deviation, Orange:—*Mr. Briner*, for Mr. J. C. L. Fitzpatrick, asked the Secretary for Public Works,—

(1.) Was a sum of money (about £600) some three or four years since granted by his Department for the work of making a deviation at German's Hill, Orange Electorate, and was this amount later on transferred for use on some other public work in the district?

(2.) Is it a fact that the need for a deviation at German's Hill has been recognised for years, and in view of the nature of the grade, and the difficulties imposed on farmers and others who use the road, will he make a grant which will enable the necessary work to be carried out?

Mr. Lee answered,—

(1.) A sum of £500 was so granted, but at the request of the Shire Council the amount was transferred to the Cádiz Mines road as a work of more pressing urgency.

(2.) A deviation would, doubtless, be beneficial as regards grade improvement, but the question is one for the consideration of the Shire Council.

(5.) Classification and Pay of Railway Officers, Western Line:—*Mr. Briner*, for Mr. J. C. L. Fitzpatrick, asked the Colonial Treasurer,—When will he furnish the promised return asked for by the Honorable Member for Orange—(a) Names of salaried officers on the Western Line and branches who are receiving less than the minimum attached to the classification which they enjoy; (b) amount in the shape of salary now being paid such officers, and amount to which their classification entitles them?

Mr. Waddell answered,—I am informed that no officer is paid less than the minimum salary where a classification is provided.

(6.) Weighbridge, Huntley Platform:—*Mr. Briner*, for Mr. J. C. L. Fitzpatrick, asked the Colonial Treasurer,—

(1.) Has the Railway Department refused to erect a weighbridge at Huntley Platform, an agricultural centre in the Orange Electorate, notwithstanding that the farmers of the locality have paid £200 towards cost of constructing a loading-bank at the platform?

(2.) Will he make representations to the Chief Commissioner for Railways with the view of having a weighbridge placed at Huntley, so that the loading-bank may be fully utilised?

Mr. Waddell answered,—The provision of a weighbridge, also a loading-bank, has been refused, as the present traffic does not warrant the expense that would be involved. No contribution has been made by farmers in the locality towards the cost of a loading-bank, but a contribution of £220 towards the expense of constructing the siding was paid by those interested in 1885.

(7.) Public School Teachers—First-class Certificates:—*Mr. Carmichael* asked the Minister of Public Instruction,—

(1.) Has he noticed the very small proportion of passes for first-class certificates in the past two years as compared with 1907, being 7 per cent. and 11 per cent. respectively, as against 47 per cent. in 1907?

(2.) Are there any reasons for these exceptional results?

Mr. Oakes answered,—

(1.) Yes.

(2.) The years mentioned represent a transition period. After 1907, a new standard of examination came into force, somewhat higher in its range than hitherto, with the definite object of raising the qualifications of first-class teachers. The session of 1907 was the last in which the old standard was in force, and a large number of teachers made special effort to qualify then under that standard. Moreover, some measure of consideration was extended to old teachers then attempting to qualify for promotion. In subsequent years the numbers sitting have been larger than the average of previous years, because of the fact that teachers are allowed to take their examinations in sections, and a large number avail themselves of this privilege. A teacher may pass in all subjects taken at a particular sitting, but, because these subjects represent only a portion of the whole examination, such passes are not included in the percentages stated.

(8.) Licensed Racecourses:—*Mr. Briner*, for Mr. E. M. Clark, asked the Colonial Secretary,—Referring to the answer given to the Honorable Member for St. Leonards, Mr. E. M. Clark, on the 19th instant, that there were 301 racecourses in the State, and that all had been inspected before the granting of a license, by what officer, or authorised authority, was such inspection made?

Mr. Wood answered,—Racecourse licensees are required to comply with the Act and regulations, and police officers of various grades inspect and report as to whether such requirements have been met. When technical requirements are needed to be reported upon, such as buildings, &c., the Government Architect is consulted by the Chief Secretary.

(9.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

26th October, 1909.

- (9.) Franchise of Members of Defence Forces :—Mr. Taylor asked the Premier,—
- (1.) Is it a fact that members of the Permanent Defence Force living in New South Wales are disfranchised from voting at State elections?
 - (2.) Is it a fact that they have the franchise for the Federal elections?
 - (3.) If so, will he take into his consideration the advisability of removing the disability at the earliest possible date?
- Mr. Wood answered,—
- (1.) The Parliamentary Electorates and Elections Act, 1902, provides that: "Although qualified as hereinbefore in this section provided, every person who at the time of making out any list, or of the holding of any election for his district is in the Naval or Military Service on full pay, not being in the Militia or Volunteer Corps only, shall be incapable of voting."
 - (2.) Yes.
 - (3.) This matter has not escaped attention, but it is not proposed to amend the law at present.
2. LIQUOR LAW :—Mr. McFarlane presented a Petition from Thomas Elbern, Chairman of a Meeting of Star of Southgate Lodge of the International Order of Good Templars, Southgate, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—
- (1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.
- Petition received.
3. POSTPONEMENT :—The Order of the Day, "North Sydney Electric Lighting Bill; second reading. " [Mr. E. M. Clark]";—postponed until To-morrow.
4. PAPERS :—
- Mr. Moore laid upon the Table,—Particulars respecting the proposed acquisition by the Government for the purposes of Closer Settlement of part of the Piallaway and Walhallow Estate.
- Ordered to be printed.
- Mr. Waddell laid upon the Table,—
- (1.) Regulations Nos. 18 and 19, under the Sydney Harbour Trust Act, 1900.
 - (2.) Report of the Commissioners of the Government Savings Bank of New South Wales for 1908; together with Appendices.
- Referred by Sessional Order to the Printing Committee.
- Mr. Perry laid upon the Table,—Regulation No. 13 under the Vine and Vegetation Diseases Act, 1901.
- Referred by Sessional Order to the Printing Committee.
5. REFERENDUM ON ABOLITION OF LEGISLATIVE COUNCIL AND OFFICES OF STATE GOVERNOR AND AGENT-GENERAL :—Mr. Cann moved, pursuant to Notice, That, in the opinion of this House, a referendum of the electors should be taken at the next General Election, as follows :—
- (1.) Are you in favour of the abolition of the Legislative Council? Yes or No.
 - (2.) Are you in favour of the abolition of the office of State Governor? Yes or No.
 - (3.) Are you in favour of the abolition of the office of Agent General? Yes or No.
- Debate ensued.
-
- And it being Seven o'clock, Government Business took precedence, under Sessional Order adopted on Thursday, 30th September, 1909.*
6. JUSTICES (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
- Debate ensued.
- Question put and passed.
- Bill read a second time.
- On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
- Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
7. ADJOURNMENT :—Mr. Lee moved, That this House do now adjourn.
- Debate ensued.
- Question put and passed.
- The House adjourned accordingly, at twenty minutes after Eleven o'clock, until To-morrow, at Four o'clock.

RICH. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCURT,
Speaker

New South Wales.

No. 53.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 27 OCTOBER, 1909.

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

QUESTIONS :—

(1.) Payment of City Rates by Lessees :—*Mr. Stuart-Robertson*, for Mr. Dacey, asked the Colonial Treasurer,—(1.) Has his attention been directed to a letter signed "Eden George" in the *Daily Telegraph* of the 21st October?

(2.) Is it a fact that hitherto the Government land-tax had to be paid by the owners of leased land in the City?

(3.) Is it a fact that under the Sydney Corporation (Amendment) Act, 1908, the lessees will now have to pay this tax?

(4.) Was it intended that such alteration should be made; and, if not, will the Government take the necessary action to put the matter right?

Mr. Waddell answered,—I would invite the attention of the Honorable Member to the reply given by the Premier to a Question asked on this subject yesterday.(2.) Transcontinental Railway, Port Darwin to Eastern States :—*Dr. Arthur* asked the Premier,—

(1.) Is it a fact that the Queensland Government is proposing to survey a railway line from Camoowcal on the north-west border of that State, to Hungerford on the New South Wales border?

(2.) Is it a fact that this suggested railway is proposed as part of a transcontinental line connecting Port Darwin with the south-eastern parts of Australia?

(3.) Has he received any communication from the Queensland Government relating to the construction of a line from Bourke to Hungerford by the New South Wales Government to connect with the proposed line in Western Queensland?

(4.) Will he favourably consider this proposal?

Mr. Wade answered,—

(1 and 2.) I cannot say.

(3.) No.

(4.) Any proposal that may be received from the Queensland Government with the view of directing the New South Wales construction to the border will be fully considered.

(3.) Closer Settlement—Barbigal Estate :—*Mr. Charlton*, for Mr. Lynch, asked the Secretary for Lands,—

(1.) Does a proclamation under the Closer Settlement Act cover Barbigal Estate, near Dubbo?

(2.) If so, has the Advisory Board furnished a report?

(3.) Is it his intention to resume this estate?

Mr. Moore answered,—

(1 and 2.) Yes.

(3.) I am not prepared to say just at present.

(4.) Appointment of Inspector under Pure Food Act :—*Mr. Chariton*, for Mr. Lynch, asked the Colonial Secretary,—

(1.) Were applications for the position of inspector under the Pure Food Act called for from members of the Public Service as well as from outside?

(2.) How many applications were received—(a) From the public; (b) from officers within the Service?

(3.) Did the Public Service Board certify that there was no one in the Public Service fit to undertake the duties?

(4.)

27th October, 1909.

- (4.) Did any of the applicants already in the Service possess the necessary qualifications to warrant their being given special consideration?
- (5.) What special knowledge had Mr. Kench (who was appointed), and how was it acquired?
- (6.) What are the allowances for the position beyond the salary of £250 per annum?
- Mr. Wood answered,—The Public Service Board has informed me as follows:—
- (1.) Yes.
- (2.) (a) 31; (b) 21.
- (3.) The Public Service Board certified, in terms of section 35 of the Public Service Act, 1902, that there was no person in the Public Service fit or qualified and available for such appointment.
- (4.) In terms of the advertisement calling for applications, special consideration was extended to the applications from persons in the Service, none of whom, however, were found to have the requisite commercial training and experience for the position.
- (5.) Knowledge of commercial methods acquired in various positions, experience of duties of sanitary inspector, including conduct of police court cases (Leichhardt Municipal Council, five-years).
- (6.) Nothing beyond actual expenses incurred in travelling in the execution of his duties.
- (5.) Saturday Half-holiday Commission:—*Mr. Edlen*, for Mr. O'Sullivan, asked the Premier,—
- (1.) In view of the adverse Report of the Royal Commissioner in regard to the Saturday Half-holiday movement, will he state what course he proposes to take?
- (2.) When will the Report of the Royal Commissioner be laid upon the Table of this House?
- Mr. Wade answered,—
- (1.) The Report is under the Government's consideration.
- (2.) It was laid upon the Table on the 30th September last.
- (6.) Congestion of Ferry Traffic, Circular Quay:—*Mr. E. M. Clark* asked the Colonial Treasurer,—
- Have any arrangements yet been determined upon by the Sydney Harbour Trust and Sydney Ferries (Limited) as to improved means of ingress and egress to and from boats at Circular Quay, or is it a fact that the whole of the proposed schemes have been abandoned; and, if so, why?
- Mr. Waddell answered,—The Sydney Harbour Trust Commissioners inform me that the whole matter is still under consideration.
- (7.) Cartage of Immigrants' Luggage:—*Mr. E. M. Clark* asked the Premier,—
- (1.) Is it a fact that an arrangement has been entered into by the head of the Immigration Department with a firm named Gray and Gray, representing Whitehead's, for the conveyance of immigrants' baggage; and, if so, under what conditions?
- (2.) Is it a fact that an officer of the Department, and a member of the police, attend at the landing of immigrants to prevent them employing for the carriage of their luggage any other carriers but Gray and Gray?
- (3.) Is it a fact that these immigrants are under no obligation to the Department in regard to payment for the removal of their luggage; and, if so, why do the Department interfere with immigrants making the best bargain possible for the removal of their luggage?
- (4.) Is it a fact that Senator J. P. Gray, representing New South Wales, in the Commonwealth of Australia, is a member of the firm of Gray and Gray?
- (5.) Will he consider whether Mr. Gray is, under section 45 of the Commonwealth of Australia Constitution Act, subsection 3, and section 46, liable to all the penalties provided for under the Constitution?
- Mr. Wade answered,—
- (1.) Yes. Messrs. Whitehead and Company are under contract from 1st April, 1909, to 31st May, 1910, to convey immigrants' baggage from ship to store, or any part of Sydney or adjacent suburbs, at one shilling per large package and fivepence per small package. This firm's tender was the lowest in open competition.
- (2.) No. Officials of the Immigration Bureau meet all steamers carrying immigrants for the purpose of rendering assistance to the newcomers.
- (3.) Yes; the officials do not interfere, but immigrants are informed that Whitehead and Company are the accredited baggage agents, and of the rates payable on baggage under the contract.
- (4.) I have no actual knowledge as to whether the J. P. Gray, who is one of the parties to the contract, is a Senator.
- (5.) If any breach of a State law be committed, the necessary consequential action will be taken.
- (8.) Night Watchmen:—*Mr. Meehan*, for Mr. Page, asked the Premier,—
- (1.) How many night watchmen are employed at—(a) Technical College; (b) Technological Museum; (c) Public Works Office; (d) Government Printing Office; (e) Deeds Office?
- (2.) What hours do they work, and what wages do they receive?
- Mr. Wade answered,—
- (1.) One at each building.
- (2.) Hours:—(a) and (b) During alternate weeks from 8 p.m. to 8 a.m. and 10 p.m. to 8 a.m. Between 8 and 10 p.m. onewatchman is in charge of both buildings; (c), (d), and (e) 6 p.m. to 6 a.m. Wages:—(a) and (b) £120 per annum each; (c) £2 2s.; (d) £3; and (e) £2 per week.
- (9.) Kowmung Cedar Reserve, Yerranderic:—*Mr. Estell*, for Mr. Beeby, asked the Minister for Agriculture,—Referring to answer to Question asked on the 16th September, 1909, does the right held by Messrs. Goodlet and Smith in reference to the working of cedar on Kowmung Forest Reserve No. 29,370, county of Westmoreland, confer an exclusive right on Messrs. Goodlet and Smith; if not, can other applicants obtain rights in respect of the cedar on the reserve?
- Mr. Perry answered,—The permit granted is an annual one, renewable on application, and the Department has undertaken not to grant a permit to any other person to work the cedar during its currency.
- (10.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

27th October, 1909.

(10.) Proposed Railway, Western Line to Burruga :—*Mr. Estell*, for *Mr. Beeby*, asked the Secretary for Public Works,—Is it intended to submit to the Public Works Committee for investigation this Session the proposed railway communication of Burruga with the Western line?

Mr. Lee answered,—This proposal will be considered by Cabinet when the Works Policy of the Session is being determined.

(11.) Unclaimed Balances held by Banks :—*Mr. Estell*, for *Mr. Beeby*, asked the Colonial Treasurer,—(1.) Has the Government Auditor any means of ascertaining the amount of unclaimed balances held by different banking institutions in this State?

(2.) Is he prepared to introduce legislation to compel the payment of all such moneys into a special public trust fund?

Mr. Waddell answered,—

(1.) No.

(2.) The matter is now under the consideration of the Government.

(12.) Water Supply, Mount David :—*Mr. Estell*, for *Mr. Beeby*, asked the Secretary for Public Works,—

(1.) Is it a fact that the water supply of Mount David is very defective, and that serious trouble is expected during the summer?

(2.) In view of the fact that the town of Mount David has been made an urban area, will he consider the proposal to provide a windmill and certain piping necessary to procure a supply of water on the offer of the local residents to find the necessary labour for the erection of the same?

Mr. Lee answered,—

(1.) I am not aware, as no official report has reached the Department for over a year.

(2.) Inquiry will be made as to source of supply and cost of plant.

2. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Remodelling of Parliamentary Buildings, Sydney*) :—*Mr. Ball*, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence and Plans, relating to the proposed Remodelling of the Parliamentary Buildings, Sydney.
Referred by Sessional Order to the Printing Committee.

3. POSTPONEMENTS :—The following Orders of the Day were postponed :—

(1.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark*];—*until To-morrow*.

(2.) Referendum on Abolition of Legislative Council and Offices of State Governor and Agent-General; resumption of the Debate, on the motion of *Mr. Cann*, "That, in the opinion of this House, a referendum of the electors should be taken at the next General Election, as follows :—

"(1.) Are you in favour of the abolition of the Legislative Council? Yes or No.

"(2.) Are you in favour of the abolition of the office of State Governor? Yes or No.

"(3.) Are you in favour of the abolition of the office of Agent-General? Yes or No";—*until Tuesday 16th November*.

4. PAPERS :—

Mr. Lee laid upon the Table,—

(1.) By-laws of the Municipality of Wentworth, under the Country Towns Water and Sewerage Acts, 1880-1905.

(2.) By-laws of the Municipality of Balranald, under the Country Towns Water and Sewerage Acts, 1880-1905.

(3.) Amended By-law of the Municipality of Blayney, under the Country Towns Water and Sewerage Acts, 1880-1905.

(4.) Notification of resumption of land, under the Public Works Act, 1900, for the extension of the Water Tank Site at Hornsby.

(5.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the Water Supply for Mudgee.

(6.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the Water Supply for Bathurst.

Referred by Sessional Order to the Printing Committee.

Mr. Waddell laid upon the Table,—

(1.) General Regulations under the Sydney Harbour Trust Act, 1900, and the Sydney Harbour Rates Act, 1904.

(2.) Regulations framed by the Sydney Harbour Trust Commissioners for the governance of their Officers and Employees.

Referred by Sessional Order to the Printing Committee.

5. FIRE BRIGADES BILL :—*Mr. Speaker* reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts; and for purposes consequent thereon or incidental thereto*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 27th October, 1909.

F. B. SUTTOR,

President.

FIRE

27th October, 1909.

FIRE BRIGADES BILL.

*Schedule of the Amendments referred to in Message of 27th October, 1909.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 3, clause 6, line 36. *After* "other" *insert* "or are only separated from each other by a road, "river, harbour, or arm of the sea"

Page 5. *After* clause 9 *insert* the following new clause:—

The office of an elected member of the Board shall not, for the purposes of section twenty-six of the Constitution Act, 1902, be deemed to be an office of profit under the Crown.

Any member of the Board elected by the councils of municipalities, or municipalities and shires, who is an alderman or councillor, shall, on ceasing to hold such office, forthwith cease to be a member of the Board, and an extraordinary vacancy shall be deemed to be created on the Board. Such vacancy shall be supplied by an election, which shall be conducted as nearly as may be in the same manner as the periodical elections under this Act, and the person elected shall hold office for the residue of his predecessor's term.

Page 5, clause 10, line 26. *Omit* "for any good cause"

Page 5, clause 10, lines 28 to 32. *Omit* "the Governor shall, within fourteen days after the "occurring of such vacancy, appoint a fit person, who shall hold office as member of the "board for the residue of the period for which the member whose office he fills was "appointed or elected" *insert* "of a member elected under subsection four or subsection "five of section nine such vacancy shall be filled by an election, which shall be conducted "as nearly as may be in the same manner as the periodical elections under this Act, and "the person so elected shall hold office for the residue of his predecessor's term"

Page 6, clause 13, line 7. *Omit* "lease or"

Page 6, clause 13, line 7. *After* "Minister" *insert* "lease or"

Page 6, clause 17. *Omit* clause 17.

Page 7, clause 19, line 21. *Omit* "or in any port"

Page 9, clause 22, line 1. *Omit* "personal"

Page 9, clause 22, line 15. *Omit* "Minister" *insert* "Governor"

Page 12, clause 33, line 21. *Omit* "therein" *insert* "for such district"

Page 12, clause 34, line 35. *Omit* "municipality or shire" *insert* "fire district"

Page 12, clause 34, line 36. *Omit* "nine-eighths" *insert* "one fourth"

Page 12, clause 34, lines 37 and 38. *Omit* "municipality or shire" *insert* "fire district"

Page 14, clause 36, lines 11 and 12. *Omit* "incorporated at some place outside" *insert* "not "registered in"

Page 14, clause 36, line 15. *After* "aforesaid" *insert* "whether such premium was received in or "outside New South Wales"

Page 14, clause 36, line 17. *Omit* "proportioned to the amount of such premium" *insert* "in the "proportion borne by the amount of such premium to the total amount of the premiums "on which such instalment is calculated"

Page 14, clause 38, line 36. *After* "be" *insert* "and of the unimproved capital value"

Page 15, clause 40, line 21. *Omit* "incorporated at some place outside" *insert* "not registered in"

Page 16, clause 42. *Omit* clause 42 *insert* the following new clause:—

Any by-laws made under this Act shall—

- (i) be approved by the Governor;
- (ii) on being so approved, be published in the *Gazette*;
- (iii) take effect from the date of publication, or from a later date to be specified in such by-laws; and
- (iv) be laid before both Houses of Parliament within fourteen days after publication if Parliament is in session, and, if not, then within fourteen days after the commencement of the next session. But if either House of Parliament passes a resolution at any time within fifteen sitting days after such by-laws have been laid before such House disallowing any by-law, such by-law shall thereupon cease to have effect.

Page 17, clause 48, line 17. *Omit* "twelve" *insert* "six"

Page 19, Schedule One, line 35. *Omit* "Candelo"

Page 19, Schedule One, line 52. *Under* "Cessnock" *insert* "Imlay"

Examined,—

H. N. MACLAURIN,
Deputy-Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

6. JUSTICES (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

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

On motion of Mr. Wade, the report was adopted.

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

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

27th October, 1909.

7. FACTORIES AND SHOPS (AMENDMENT) BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Hogue, "That this Bill be now read a second time,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

Question put and passed.

Bill read a second time.

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

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

8. GOLD-MARKING BILL :—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the marking of articles of gold, and for the warranty of such articles; to regulate the sale and exposing for sale of articles of gold and silver; and for purposes consequent thereon or incidental thereto.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows :—

Resolved,—That it is expedient to bring in a Bill to provide for the marking of articles of gold, and for the warranty of such articles; to regulate the sale and exposing for sale of articles of gold and silver; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Wade, the resolution was read a second time, and agreed to.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 54.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 28 OCTOBER, 1909.

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

QUESTIONS :—

- (1.) Conditional Purchase of Chene Singh, an Asiatic:—Mr. Briner asked the Secretary for Lands,—
- (1.) Is it a fact that an Asiatic named Chene Singh is the holder of Conditional Purchase 08-94, Grafton?
 - (2.) Was an inquiry held recently, as the result of an official report that Chene Singh was not performing the condition of residence?
 - (3.) Did the inspector's report and evidence go to show that Chene Singh was not in residence at the time of inspection, and that there was neither sleeping accommodation nor cooking utensils on the place?
 - (4.) Did the evidence of Chene Singh tend to show that he got his food elsewhere and that he slept on the ground, and that there was nothing to show that he either slept or ate there?
 - (5.) What was the finding of the Local Land Board?
 - (6.) Is it permissible for an Asiatic to comply with conditions in this way while a white settler is required to show greater proofs of compliance with conditions?

Mr. Moore answered,—

- (1, 2, and 3.) Yes.
 - (4.) His evidence was to the effect that he had been working away from the selection to earn money, and returning on Saturday and Sunday, a countryman of his minding the place; and when he returned he brought provisions back with him, and he slept on the floor. Selector was granted by the Land Board two months' suspension of residence from 27th January last.
 - (5.) That the condition of residence had so far been complied with.
 - (6.) All cases are considered on their individual merits by the Land Boards.
- (2.) Crown Land available for Settlement, Nambucca:—Mr. Briner asked the Secretary for Lands,—
- (1.) What is the area of the population area of the village of Nambucca?
 - (2.) How much Crown land is there outside of this population area within the parish of Nambucca, including forest reserves?
 - (3.) Is it proposed to make the land within the population area of Nambucca available for settlement; and, if so, when was the subdivision first proposed and promised?
 - (4.) Was a design submitted for subdivision; and, if so, when, and what was the number of blocks, and the area of each as suggested?
 - (5.) Did the Public Works Department object to the subdivision or ask for delay; and, if so, why?
 - (6.) Is there a great demand for land for settlement; and, if so, will he at once arrange to have these lands as well as the lands in the parish of Nambucca outside the population area made available?

Mr. Moore answered,—

- (1.) About 12,160 acres.
- (2.) 3,800 acres, mostly within Forest Reserve 28,618.
- (3.) Yes. In the absence of the papers, which are with the district surveyor, I am unable to answer the latter part of this Question.
- (4.) A design was submitted in August last for fifteen suburban portions of from 3½ to 10 acres each for special area conditional purchase, and twelve farms of from 230 to 320 acres each for conditional purchase lease.

(5.)

28th October, 1909.

(5.) The Public Works Department asked that some of the farms be withheld for the present on account of the trial line of the North Coast Railway passing through or being in close proximity to them.

(6.) There appears to be a good demand for these lands. Further action towards disposal must await permanent staking of the railway line. Forest Reserve 28,618, which embraces almost all the Crown lands outside the population area in the parish of Nambucca, came under review in 1907, when it was decided to retain it as a forest reserve with the exception of about 900 acres. The whole question of making these lands available is now being further considered by the district surveyor.

(3.) Advisory Board for Control of Horse-racing :—Mr. E. M. Clark asked the Colonial Secretary,— Referring to that part of his answer to the Question of the Honorable Member for St. Leonards, on the 21st October, in which he said he was not in a position to say how many members of the Advisory Board of five, appointed under the provisions of the Gaming and Betting Act, are connected with the Australian Jockey Club, and in what other positions in connection with other racing clubs or the public are other members appointed,—

(1.) Is it a fact that Mr. E. M. Betts is an official of the Australian Jockey Club?

(2.) Is it a fact that Dr. Ewan Frazer holds office under the same club?

(3.) Is it a fact that Mr. Herbert Garrett holds a prominent position in connection with the Associated Pony Clubs?

(4.) Is it a fact that Mr. C. J. Britten, Secretary of the Tamworth Jockey Club, is another member of the Advisory Board; and, if so, in what way can he be consulted on an urgent matter?

(5.) Is it a fact that the public interests are in no way represented, except by the fifth member of the Board, Mr. J. Mitchell; and, if so, who is Mr. Mitchell?

Mr. Wood answered,—

(1 and 2.) I have ascertained that Mr. Betts and Dr. Frazer are members of the Australian Jockey Club Committee. I am also aware that they are representative horse-racing men, and, as such, are on the Board.

(3.) I am not aware of Mr. Garrett's present position, but I know that he is a representative pony-racing man.

(4.) Yes. In the usual ways in which any country representative on any Board would be consulted.

(5.) No. All the Board are representative of the public interests. Mr. Mitchell is Superintendent Mitchell, of the Police Department.

(4.) Extension of Western Railway Tourist Area to Orange :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—

(1.) Will he make representations to the Chief Commissioner for Railways and his colleagues, with the object of having the western tourist area extended to Orange; and the necessary arrangements made with regard to fares in connection therewith?

(2.) Is it a fact that Orange is the great sanatorium of the west, and that during the summer months hundreds of people from outlying districts, as well as from the Metropolis, make it their temporary place of residence?

(3.) Is it a fact that the number of visitors would be considerably augmented if the application was acceded to by the Commissioners?

Mr. Waddell answered,—I am informed :—

(1.) It is not considered that the circumstances warrant the extension of the western tourist area to Orange.

(2.) The passenger traffic during the summer is generally in excess of that dealt with during the winter months.

(3.) Reduced charges have a tendency to augment traffic, but, in this instance, it is not considered that the probable increase in traffic would justify a reduction. Periodical excursions are run throughout the lines affording the public an opportunity to travel at liberal rates.

(5.) Locomotive Labourers' Award :—Mr. Carmichael asked the Colonial Treasurer,—

(1.) Is it a fact that the Locomotive Labourers' Award makes 7s. 6d. per day the standard wage for lifters?

(2.) Are a number of men formerly employed as lifters in the large erecting shop being paid 7s.; and, if so, why?

Mr. Waddell answered,—I am informed :—

(1.) No. The award provides for 7s. 6d. per day as the standard wage for lifters' assistants.

(2.) No. The men referred to are labourers who are paid the award rate as such, viz., 7s. per day.

(6.) Railway Administration :—Mr. Parkes asked the Colonial Treasurer,—

(1.) Is it a fact that there are complaints in the Suburbs against the management of the Railways?

(2.) Is it a fact that the time-table just issued has actually diminished the opportunities and convenience of the daily travellers, particularly upon the Illawarra Suburban lines?

(3.) Is it a fact that there are complaints from the producers in the country regarding the difficulties which they labour under, caused by inefficient management?

(4.) Is it a fact that, during the early and late daily rush of traffic, the present service quite fails to cope with it?

(5.) Is it a fact that the suburban fares here are higher than the majority of the sister States comparatively?

(6.) Is it the duty of the Chief Commissioner for Railways to overcome these disabilities?

(7.)

28th October, 1909.

(7.) Will he accept the complaints if forwarded to him personally, and institute a searching inquiry into them with a view to bettering the service?

(8.) If not, will he agree to a Parliamentary Committee inquiry being made into the best methods of overcoming these complaints, and of improving the conditions of service?

Mr. Waddell answered,—The Chief Commissioner has furnished the following reply:—

(1, 2, 3, and 4.) No.

(5.) Taking into consideration the conditions which obtain in this State, the suburban fares compare favourably with those charged in the other States.

(6, 7, and 8.) The Chief Commissioner is always prepared to consider representations made by the travelling public, on their merits.

(7.) Erection of Cranes on the Dyke, Newcastle:—Mr. Gilbert asked the Colonial Treasurer,—

(1.) Has it been definitely decided to erect four new cranes on the Dyke, Newcastle, to cope with the anticipated increase in coal output early next year?

(2.) Will the order for these cranes be placed by cable?

(3.) Will the Chief Commissioner for Railways consult with the local coal shippers as to the best site on which to erect these cranes?

Mr. Waddell answered,—

(1.) Two cranes (Nos. 12 and 13), which are of low capacity, are to be replaced by two new cranes suitable for the business. The question of site for two new cranes in place of the two dismantled cranes (Nos. 14 and 15) is under consideration.

(2.) Cranes cannot be ordered by cable, as form and dimensions of bases must be shown on plan to tenderers for supply.

(3.) Consideration will be given to any views submitted by local coal shippers.

(8.) Millthorpe Railway Station-Master:—Mr. Nielsen, for Mr. Beeby, asked the Colonial Treasurer,—

(1.) What is the classification of the Millthorpe Railway Station?

(2.) What is the proper salary payable to the station-master according to the classification?

(3.) What is the salary paid to the present station-master?

Mr. Waddell answered,—I am informed:—

(1 and 2.) The classification provides for station-masters being paid salaries from £150 to £400 per annum, and quarters, according to the importance of the business transacted. The business at Millthorpe warrants a salary of from £160 to £180 per annum.

(3.) The present station-master is in receipt of £160 per annum and quarters.

(9.) Blayney Railway Station:—Mr. Nielsen, for Mr. Beeby, asked the Colonial Treasurer,—

(1.) Has any further consideration been given to the request by residents of Blayney for the reconstruction of the Blayney Railway Station, particularly as to the erection either of an overhead bridge or subway for the use of foot passengers crossing the railway line?

(2.) Is it a fact the Railway Commissioners contemplate the removal of all or part of the locomotive sheds from Bathurst to Blayney; and, if so, when is this likely to be done?

Mr. Waddell answered,—I am informed:—

(1.) It is proposed to alter the general construction of the station to meet the increasing traffic, when funds are available to meet the expense involved. The provision of a footbridge at Adelaide-street crossing has been authorised, and the steelwork for same is under construction.

(2.) No.

(10.) Taxation Department Officers:—Mr. Edden, for Mr. Robson, asked the Colonial Treasurer,—

(1.) Is it a fact that the staff of the Department of Taxation has now been fixed?

(2.) Have there been any promotions in the Department of Taxation since the 1906 grading?

(3.) Is it a fact that the Public Service Board refused to grant increases of salary (recommended by the Commissioners) on appeal from the 1906 grading on the ground that the Department of Taxation was about to be re-organised?

(4.) Is it a fact there are complaints that nearly all the officers employed in the Department of Taxation are underpaid?

(5.) Will he call for a report from the Commissioners of Taxation with the object of having more appropriate salaries paid in deserving cases?

Mr. Waddell answered,—

(1.) Yes, tentatively, and subject to any further changes the working of the Department may render necessary.

(2.) Yes

(3.) The Public Service Board inform me that the cases of officers were considered on their merits. Thirty-nine increases were granted on the grading and nine on appeal.

(4.) The Public Service Board are not aware.

(5.) The Board state that the salaries of officers will be considered when some experience has been gained as to the working of the reduced staff.

(11.) Engineers' Award:—Mr. Graham asked the Colonial Treasurer,—Does the Engineers' Award of 19th June, 1908, extend to the railway employees; if so, are the Railway Commissioners paying same; if not, why?

Mr. Waddell answered,—The Chief Commissioner has been granted exemption from the award in question. He has, however, adopted the minimum rates prescribed in the award not only in the districts covered by the award, but throughout the whole Service.

28th October, 1909.

- (12.) Railway Wagon Shops, Eveleigh :—Mr. Mercer asked the Colonial Treasurer,—
 (1.) Is it a fact that overtime is being worked at Eveleigh Railway Wagon Shops?
 (2.) Have men seeking employment within the last two weeks been refused employment?
 (3.) Will he interview the Chief Commissioner for Railways with a view to employment being provided to those seeking it in lieu of the overtime?

Mr. Waddell answered,—I am informed :—

- (1.) Yes; but when the new wagon repairing sidings at Clyde (now in course of construction) are available, the necessity for the present temporary overtime working will cease.
 (2.) Under the existing conditions it is not practicable to employ additional men.

- (13.) Crown Land for Settlement, Upper Clarence :—Mr. McFarlane asked the Secretary for Lands,—
 What steps are being taken to make available for settlement an area of some 78,000 acres on the Upper Clarence, reserved at the beginning of the year for classification purposes?

Mr. Moore answered,—An exhaustive report on the lands of the Upper Clarence has recently been received, and is now being dealt with.

- (14.) Dental Board Regulations :—Mr. John Storey asked the Premier,—
 (1.) What steps are necessary to ensure the validity of the regulations made by the Dental Board under the Dentists Act?
 (2.) Is the examination provided for in paragraph (c) of section 11 of the Dentists Act to be subsequent to the four years spent in the acquirement of professional knowledge in dentistry?

Mr. Wood answered,—

- (1.) I am unable to say whether any steps are necessary or not.
 (2.) As the examination is held only once a year, the practice has been to allow the candidate to take the examination if he is within a few months of the completion of his four years' period, but he is not registered until the full period of four years has been completed. This information is from the Dental Board.

2. PAPERS :—

Mr. Wood laid upon the Table,—Report of the Board of Fisheries of New South Wales for 1908.
 Referred by Sessional Order to the Printing Committee.

Mr. Waddell laid upon the Table,—Statement of Balances of Appropriations, Consolidated Revenue Fund, written off as Savings on 30th June, 1909.
 Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Particulars of Leases issued on 20th October, 1909, under the provisions of the Western Lands Acts.
 Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Copies of Reports by Superintendent Webb and Mr. J. E. Kemp, on the Fire-escape Stairways in a certain Factory Building situate in the Haymarket.
 Referred by Sessional Order to the Printing Committee.

3. LEAVE OF ABSENCE APPLIED FOR BY RAILWAY OFFICERS (*Formal Motion*) :—Mr. Gilbert moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—(a) The names of all railway officers who applied for six months' leave of absence on full pay since 1888; (b) the decision of the Chief Commissioner for Railways in each case.
 Question put and passed.

4. PUBLIC INSTRUCTION (AMENDMENT) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Hogue, and read by Mr. Speaker :—

CHELMSFORD,
 Governor.

Message No. 29.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the attendance of children at school, and for dealing with truancy; to amend the Public Instruction Act of 1880; and for purposes incidental to and consequent on these objects.

State Government House,
 Sydney, 14th September, 1909.

Ordered to be referred to the Committee of the Whole of the Bill.

5. DEFAMATION (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.
 Debate ensued.

And the House continuing to sit after Midnight,—

FRIDAY, 29 OCTOBER, 1909, A.M.

Question put.

The House divided.

Ayes,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

28th October, 1909.

Ayes, 36.

Mr. Fallick,
Mr. Henley,
Mr. Wade,
Mr. Hogue,
Mr. Thomas,
Mr. Moore,
Mr. Lee,
Mr. Waddell,
Mr. Lonsdale,
Mr. Oakes,
Mr. Brown,
Mr. Perry,
Mr. Nobbs,

Mr. Robert Jones,
Mr. Davidson,
Mr. Treflé,
Mr. Levy,
Mr. Horne,
Mr. Hindmarsh,
Mr. Gus. Miller,
Mr. E. M. Clark,
Colonel Onslow,
Mr. J. C. L. Fitzpatrick,
Mr. Taylor,
Mr. O'Sullivan,
Mr. McCoy,

Mr. Hunt,
Mr. Beeby,
Mr. Donaldson,
Mr. Latimer,
Mr. Briner,
Mr. Nielsen,
Mr. McGowen,
Mr. W. Millard.

Tellers,
Mr. Gilbert,
Mr. John Miller.

Noes, 11.

Mr. Scobie,
Mr. Cann,
Mr. Holman,
Mr. Carmichael,
Mr. Charlton,
Mr. Meehan,
Mr. G. A. Jones,
Mr. Lynch,
Mr. Norton.

Tellers,
Mr. Page,
Mr. Stuart-Robertson.

And so it was resolved in the affirmative.

Bill read a second time.

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

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

6. PRINTING COMMITTEE:—Mr. Henley, Temporary Chairman, brought up the Sixteenth Report from the Printing Committee.

7. JUSTICES (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Wade, Bill read a third time, and passed.

Mr. Wade then moved, That the Title of the Bill be "*An Act to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 29th October, 1909, a.m.

8. ADJOURNMENT:—Mr. Wade moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-eight minutes before One o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 55.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 2 NOVEMBER, 1909.

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

QUESTIONS:—

(1.) Rifle Range, Orange:—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—What is the cause of delay in dedicating or otherwise dealing with the site for rifle club's range at Orange, and when will the matter be completed?

Mr. Moore answered,—The agreement for permissive occupancy over Crown lands comprised within Orange Rifle Range was forwarded to the Commonwealth Prime Minister on the 27th October, 1909.

(2.) Captain Neitenstein, Comptroller-General of Prisons:—Mr. J. C. L. Fitzpatrick asked the Premier,—When does Captain Neitenstein retire from his position as Comptroller-General of Prisons, and what steps will be taken to fill the vacancy thus caused?

Mr. Wade answered,—The Comptroller-General of Prisons is entitled to five months' leave of absence from the 1st instant, with a view of retirement at the end of that period, and until his retirement is effected a successor cannot be appointed.

(3.) Water Supply to Suburban Municipalities:—Mr. Parkes asked the Secretary for Public Works,—

(1.) How many guarantee bonds are in the hands of the Metropolitan Board of Water Supply and Sewerage, accepted by the Board as a condition for laying on water to small areas in the suburban municipalities, and now awaiting action on the part of the Board?

(2.) How many general applications are in existence in the office of the Board of Water Supply and Sewerage for laying on water to small areas and houses in the Metropolitan districts?

(3.) Will he give the same information with regard to the individual municipalities of Canterbury, Hurstville, Marrickville, and Enfield?

(4.) Is the Board complaining that shortness of funds is causing stoppage to these works?

(5.) If so, what is the cause of this shortness of funds?

(6.) At what date will the Board of Water Supply and Sewerage commence the work of laying on water to the Bankstown Municipality, in accordance with an agreement between that municipality and the Board?

Mr. Lee answered,—The Metropolitan Board of Water Supply and Sewerage have supplied the following:—

(1.) Fifteen.

(2.) Sixty-four.

(3.) Canterbury, five; Hurstville, one; Marrickville, one; Enfield, nil.

(4, 5, and 6.) The local Council has advised the Board that the residents are prepared to pay a water rate sufficient to cover the required revenue, and the Board has approved of the work being carried out on this understanding when funds are available. No guarantee has been given or agreement entered into.

(4.) Public School, South Grafton:—Mr. McFarlane asked the Minister of Public Instruction,—

(1.) Is it a fact that the public school buildings at South Grafton are insufficient to accommodate the number of children on the roll?

(2.) Is it a fact that a number of parents object to send their children to the school owing to its overcrowded condition?

(3.) Is it a fact that South Grafton is rapidly expanding, and will he consider whether it is likely to grow to large dimensions when the Grafton section of the North Coast Railway is commenced?

(4.) Will he, to meet the demands of the present and immediate future requirements, make necessary provision for the erection of new buildings?

Mr. Hogue answered,—I have called for a report with regard to these matters, and when the report reaches me action will be authorised.

2nd November, 1909.

2. PAPERS :—

Mr. Perry laid upon the Table,—Report of the Forestry Branch, Department of Agriculture, for the year ended 30th June, 1909.

Referred by Sessional Order to the Printing Committee.

Mr. Waddell laid upon the Table,—Return showing the Number of Persons killed and injured during the last ten years upon the Railway Level Crossings of the Suburban Railway Systems.

Referred by Sessional Order to the Printing Committee.

Mr. Oakes laid upon the Table,—Proclamation declaring Oxide of Iron and Ironstone to be Minerals within the meaning of the Mining Act, 1906.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Notification of resumption of land, under the Public Works Act, 1900, for the Mudgee to Dunedoo, *via* Canadian Lead, Railway, Part 1.

(2.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the Sewerage of the City of Sydney.

(3.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the Curl Curl Lagoon Drainage.

Referred by Sessional Order to the Printing Committee.

3. HOMING PIGEONS PROTECTION BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the amendments made by the Legislative Council in this Bill.

And it being Seven o'clock, Government Business took precedence, under Sessional Order adopted on Thursday, 30th September, 1909.

4. SEAT OF GOVERNMENT SURRENDER BILL :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

5. CLOSER SETTLEMENT—PART OF THE PIALLOWAY AND WALHALLOW ESTATE :—Mr. Moore moved, pursuant to Notice, *as amended by consent*, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor purchasing, by agreement with the owners, an area of 12,403½ acres, more or less, of private land adjacent to Currabubula Town and Railway Station, being part of the Pialloway and Walhallow Estate, covered by a proclamation of intended acquisition published in the *Government Gazette* of 30th June, 1909, together with any improvements thereon, at the price of £5 per acre.

Debate ensued.

Question put and passed.

6. SYDNEY HARBOUR TRUST LAND TITLES BILL :—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Wade, the report was adopted.

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

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 56.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 3 NOVEMBER, 1909.

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

QUESTIONS:—

(1.) Compensation for Goods pilfered from Railways:—Mr. Carmichael asked the Colonial Treasurer,—

- (1.) What amount has been paid during the twelve months ended December, 1908, for compensation for goods that have been pilfered from the Railways and otherwise gone astray?
- (2.) What is the gross amount of the claims sent in during the above period for such goods?

Mr. Waddell answered,—

- (1.) £3,698 7s. 11d.
- (2.) Approximately, £4,000.

(2.) Licensed Racecourses:—Mr. Gillies, for Mr. E. M. Clark, asked the Colonial Secretary,—

- (1.) Referring to his further answer on the 26th October to the Honorable Member for St. Leonards, on the question of the licensing of racecourses in the State, will he, without a resolution of the House, lay upon the Table copies of the reports of police of various grades on the courses registered?
- (2.) In how many instances have technical requirements, such as buildings or additions to same on racecourses, been reported to him, and has he in every case consulted the Government Architect?
- (3.) Is it a fact that in the majority of metropolitan courses improvements have or are being carried out on an extensive scale, and in what particular instances were they referred to the Government Architect?

Mr. Wood answered,—

- (1.) If the Honorable Member can show any good reason for the heavy expense of copying over a thousand reports of no possible interest to the general public, the matter will be considered.
- (2.) No formal record is kept of consultations of the Minister with the professional officers of the Crown.
- (3.) No alterations or improvements are being made which affect the licensing of metropolitan courses. When such are projected, they will be dealt with.

(3.) Appointment of Justices of the Peace:—Mr. Gillies, for Mr. E. M. Clark, asked the Colonial Secretary,—

- (1.) Is it a fact that Messrs. R. P. Breden, Manager of the Moore-street Branch of the Government Savings Bank, R. P. Browne, Clerk of Petty Sessions, Carcoar, F. E. Crook, Clerk of Petty Sessions, Temora, Alfred H. Parkes, Clerk, Water Police Office, have, for the convenience of official work, been lately appointed to the Commission of the Peace; and, if not, why?
- (2.) Is it a fact that the additional names of Benjamin Richards, Woodland-street, Marrickville, and Thomas Wakefield Chambers, of Milparinka, are included in the special list containing the names of the officials referred to; and, if so, for what special reasons have these gentlemen been appointed in preference to the very great number of other nominations throughout the State?

Mr. Wood answered,—All the gentlemen named have, for official and public convenience, been appointed, as announced in the *Government Gazette* and the newspapers, to the Commission of the Peace.

(4.)

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- (4.) Fire-escapes in Buildings :—*Mr. Estell*, for Mr. John Storey, asked the Colonial Secretary.—
- (1.) Is it a fact that the Report of the Select Committee of the Legislative Council on fire dangers states that the Government Printing Office is within a dangerous fire zone?
 - (2.) Is it a fact that in the same Report the building is, with many others, specified and described as being of itself fire dangerous?
 - (3.) Is it a fact that its business and uses make it more so?
 - (4.) Is it a fact that fire in the basement of a building causes smoke and flame to cut off escape from stairways above the ground floor?
 - (5.) Is it a fact that in the event of such occurring there is neither reliable nor effective fire-escapes?
 - (6.) Is it a fact that 250 persons sleep nightly in the Model Lodging House, and that with fire in the basement there could not be any escape?
 - (7.) Is it a fact that the findings of the Committee, in regard to fire-escapes for hotels, lodging-houses, factories, warehouses, and other buildings, have been approved and endorsed by the Trades and Labour Associations, the Women's League, the Trades and Labour Congress, and the Liberal and Reform Association; and is it his intention to enforce the Committee's recommendations?
- Mr. Wood* answered,—
- (1 and 2.) Yes.
 - (3.) Printing establishments certainly have their own risks.
 - (4.) Smoke and heat invariably ascend.
 - (5.) Every person has an alternative means of escape.
 - (6.) I am informed that, on an average, there are 160 persons sleeping at the Model Lodging House, 211, Kent-street, at night. There are alternative means of escape, one stairway in the centre of the building and an iron ladder outside.
 - (7.) I do not know what the findings of these associations are. Every consideration will be given to the recommendations of the Select Committee; some have already been adopted.
- (5.) Night Watchmen :—*Mr. Estell*, for Mr. Page, asked the Premier,—
- (1.) What are the number of hours per week worked, and the amount of remuneration therefor received by night watchmen at—(a) Technical College; (b) Technological Museum; (c) Public Works Office; (d) Government Printing Office; (e) Deeds Office?
 - (2.) The reason for the difference in the remuneration?
- Mr. Wade* answered,—
- (1.) The Honorable Member's attention is invited to the reply given by me to Question asked by him on this subject on the 27th ultimo.
 - (2.) The work performed under the heading of night watchman in the different offices is of a varying character, and the responsibility is considered to be greater in some cases than in others.
- (6.) Mildura-Yelta-Wentworth Railway Extension :—*Mr. Estell*, for Mr. Scobie, asked the Secretary for Public Works,—In connection with the proposed Mildura-Yelta-Wentworth Railway Extension, and the statements made by a deputation which waited on him that the Premier of Victoria was agreeable to reopen negotiations for such extension, has he yet fulfilled his promise of bringing the subject before the Cabinet; if not, when does he propose doing so?
- Mr. Lee* answered,—The matter will be submitted to Cabinet when the Railway Policy is being determined.
- (7.) Barellan-Hillston Railway Extension :—*Mr. Estell*, for Mr. Scobie, asked the Secretary for Public Works,—Will the proposed Barellan-Hillston Railway Extension be sent on to the Public Works Committee this Session for inquiry and report; if not, when is it intended to refer this extension?
- Mr. Lee* answered,—The proposal is noted for consideration by Cabinet in connection with determination of Works Policy for Session.
- (8.) Shipment of Coal—Port of Newcastle :—*Mr. Estell*, for Mr. Grahame, asked the Colonial Treasurer,—
- (1.) How many tenders were received for the shipment of coal at the port of Newcastle for the year 1909?
 - (2.) The names of the persons or companies who tendered for the shipment of coal for the year 1909?
 - (3.) The prices at which the said persons or companies tendered for the year 1909?
 - (4.) The name of the successful tenderer for 1909?
 - (5.) How many tenders were received for the shipment of coal at the port of Newcastle for the year 1910?
 - (6.) The names of the persons or companies who tendered for the shipment of coal for the year 1910?
 - (7.) The prices at which the said persons or companies tendered for the shipment of coal for the year 1910?
 - (8.) The name of the successful tenderer for 1910?
- Mr. Waddell* answered,—This information will be prepared and laid upon the Table of this House in the form of a return.
- (9.) Claims of Retired Civil Servants :—*Mr. Fleming* asked the Premier,—Referring to the legal decision recently given in the matter of gratuities to certain retired Civil Servants, is it the intention of the Government to meet all such further claims as may be made, and substantiated, under this decision, or to introduce amending legislation?
- Mr. Wade* answered,—I presume the Honorable Member refers to the decision recently given in the case *Giddy v. Williams*. If so, I may say that the question of what further action shall be taken has been under consideration.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

3rd November, 1909.

- (10.) Licenses to cut Red Cedar:—Mr. Fleming asked the Minister for Agriculture,—
- (1.) Is it a fact that no licenses for cutting red cedar are now issued?
 - (2.) Is there a fixed royalty charge on all red cedar cut on Crown lands; and, if so, what is that royalty?
 - (3.) In the case of cedar logs cut for a matter of some years, and not yet drawn, would a license be necessary for removal of these logs, or would a royalty be charged?

Mr. Perry answered,—

- (1.) No; special licenses on approval of the Minister are issued.
 - (2.) Yes; with the exception of one or two isolated districts royalty is charged, the rate being 1s. 6d. per 100 superficial feet.
 - (3.) A license for removal would be necessary. On this class of cedar, royalty at the rate of 2s. per 100 superficial feet board measurement is usually charged, there being so much unsound timber in the log.
- (11.) Temporary Employees in the Public Service:—Mr. J. C. L. Fitzpatrick, for Mr. Meagher, asked the Attorney-General and Minister of Justice,—
- (1.) Was Regulation No. 48 of Public Service Board's Regulations of 1907 framed to apply to supernumerary officers in the Public Service who have fifteen years and upwards of temporary service, with only periodical short breakages in time owing to slackness of work—cessation of employment under these conditions averaging less than a week for each year of temporary employment?
 - (2.) If not, does such temporary service count as continuity of service to officers appointed to the permanent staff?

Mr. Wade answered,—Public Service Regulation No. 48, relating to the granting of extended leave applies only to officers having continuous service. Continuous service on the temporary staff which has subsequently merged into permanent service is regarded as service for the purpose of the regulation.

- (12.) Small Debts Recovery Acts—Rules and Subpœnas:—Mr. J. C. L. Fitzpatrick, for Mr. Meagher, asked the Premier,—

- (1.) Is it a fact that the attendance of a witness upon a subpoena issued under the Small Debts Recovery Act cannot be enforced?
- (2.) Will he make provision to remedy the defect in the Justices Bill now before Parliament?
- (3.) Will he have the several Small Debts Recovery Acts consolidated, as well as the rules made thereunder, placing the whole of the rules in numerical consecutive order, instead of at present, when any new rule is published, giving it a number already used?
- (4.) Will he, in publishing any new rule, cause it to have the next consecutive number irrespective of the date of the *Gazette*, in the same manner as is adopted with regard to Local Government Ordinances, irrespective of when they were published?

Mr. Wade answered,—

- (1.) I am not aware.
- (2.) See answer to No. 1.
- (3 and 4.) The consolidation of the Acts is not urgent, as there is practically only one Act amending the Principal Act of 1899. It has been decided that the consolidation of the rules would be of some advantage, and it has already been commenced. The Honorable Member's suggestions with regard to numbering will be considered, but the advantage of adopting them is not apparent.

- (13.) Congestion on Railways, and Action of Country Members:—Mr. J. C. L. Fitzpatrick asked the Premier,—

- (1.) In connection with a recent deputation representing the Stock-owners', Pastoralists', and Farmers and Settlers' Associations, who waited on him with reference to stock matters, the railways, and the Homebush Saleyards, has he noticed a letter published in the daily and country Press above the name of W. E. Abbott, in which the following statement is made:—"The deputation was backed up by a large number of leading pastoralists, &c., but there was not a Member of any country constituency in the Premier's room; neither has any country Member, liberal or labour, opened his mouth in the House or outside to try and ameliorate the heavy loss which shippers and producers are suffering from because of the congestion of the railways and the greed of the City Council"?
- (2.) Is it a fact that the latter portion, at least, of the above statement is absolutely untrue; if so, in justice to those Members who have persistently directed public attention in their places in this House to the grievances of the producers above quoted, will he give it a most emphatic denial?

Mr. Wade answered,—

- (1.) I have noticed such a letter.
- (2.) The latter portion of the statement is not in accordance with my experience since I have been dealing with this question.

- (14.) Public School, Spring Hill:—Mr. J. C. L. Fitzpatrick asked the Minister of Public Instruction,—

- (1.) When will tenders be called for additions and improvements to public school premises at Spring Hill?
- (2.) Is it a fact that for some time past the Spring Hill School has been overcrowded, and that the accommodation is far below what it should be to meet the requirements of the existing average attendance of pupils?

Mr. Hogue answered,—

- (1.) Plans are being prepared, and tenders will be invited as early as possible.
- (2.) No. The school has accommodation for 100 pupils, while the average attendance is 92; but, as this does not provide for future growth, a class-room will be added to the building.

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(15.) Storage of Explosives—Explosion, William-street, Sydney :—Mr. O'Sullivan asked the Premier,—
 (1.) Has he yet finally considered the question of legislation for the control of the conveyance, storage, and handling of petroleum volatile spirits, in accord with the recommendation of the Select Committee of the Legislative Council?

(2.) Has the evidence by the officer of the Explosives Department that the explosion in William-street was caused by vapour from the leakage of benzine come under his notice?

(3.) Is it the intention of the Government to introduce such legislation as will protect the people of the State from the dangers to which they are subject, as a consequence of the ignorance or carelessness of people dealing with these mineral spirits?

Mr. Wade answered,—

(1 and 3.) The matter has not yet been finally considered.

(2.) Yes.

(16.) Dredge "Groper," Macleay River :—Mr. Gillies, for Mr. Briner, asked the Secretary for Public Works,—

(1.) It is a fact that the dredge "Groper" is to be removed from the Macleay River; and, if so, why?

(2.) Is the dredge to be returned to the river later on?

(3.) Is it proposed to send another dredge to the Macleay to take the place of the "Groper"?

(4.) Is any other dredge except the "Groper" employed on the Macleay River at present?

Mr. Lee answered,—

(1.) The "Groper" will have to be removed from the Macleay River as her hull, which is built of soft wood, is now in urgent need of survey. It may be that it will be necessary to construct a new hull for the dredge before she is put in commission again.

(2.) The return of the "Groper" to the Macleay will depend upon the result of the examination of her hull, and the conditions on the river at the time when she is fit for service again.

(3 and 4.) No.

(17.) Forestry Branch, Department of Agriculture :—Mr. Gillies, for Mr. Briner, asked the Minister for Agriculture,—

(1.) Has the inquiry in connection with the Forestry Branch been completed?

(2.) By whom was the inquiry conducted, and what was its scope?

(3.) Was the Forestry Branch, or any person or persons represented before the inquiry; and, if so, by whom?

(4.) What was the result of the inquiry?

(5.) Will he lay all the papers upon the Table of this House for the information of Honorable Members?

Mr. Perry answered,—

(1.) Yes.

(2.) (a) By the Public Service Board; (b) the leakage of certain information from the Forestry Branch, which was published in the *Star* newspaper.

(3.) The Forestry Branch was represented by the Chief Forest Officer, the Department of Agriculture by the Under Secretary for Agriculture, Mr. Robison of the Crown Law Office being also present.

(4.) I am unable at this stage to state, the Report being under consideration.

(5.) The papers, if required to be laid upon the Table of this House, must be moved for in the usual way.

(18.) Administration of Dog and Goat Act :—Mr. Fleming, for Mr. Price, asked the Colonial Secretary,—

(1.) Is it a fact that instructions were issued by the Dibbs Government, the See Government, the Lyne Government, the Carruthers Government, and by the Wade Government, in reference to the administration of the Dog and Goat Act?

(2.) Did such instructions convey an intimation to the police authorities in each district to administer the Act in a liberal spirit?

(3.) Did the instructions issued convey an intimation that, where dogs were required for the destruction of vermin, or for stock, or other purposes, the Act was not to be rigorously enforced?

(4.) Will he lay upon the Table of this House a copy of such instructions?

(5.) Is it a fact that the instructions are being exceeded in the Manning, Forster, Cape Hawke, Gloucester, and Port Stephens districts?

(6.) Will he issue instructions to the police authorities to stay proceedings in the Manning and other districts named until a further report is obtained upon the manner in which his instructions are being carried out?

Mr. Wood answered,—

(1, 2, 3, and 4.) Instructions have been issued from time to time that the Dog Act is not to be rigorously enforced in country districts where settlers must keep dogs as a protection from vermin, but that in towns and adjacent main roads, where dogs are a nuisance and a source of danger to the public, the Act must be enforced.

(5 and 6.) The police report that in Coolongolook district sixty-eight dogs have been registered and that eight persons claiming exemption are not keeping dogs for the protective purposes referred to.

2. LIQUOR LAW :—Mr. Macdonell presented a Petition from H. Price, Chairman of a Meeting of the Ark of Refuge Lodge of the International Order of Good Templars, Cobar, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,—(1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.

Petition received.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

3rd November, 1909.

3. PAPERS :—

Mr. Wade laid upon the Table,—Amended Regulations under the Prisons Act, 1899.
Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Amended Rule of the Australian Museum.
Referred by Sessional Order to the Printing Committee.

4. POSTPONEMENTS :—The following Orders of the Day were postponed *until Tuesday, 16th November* :—

(1.) Crimes (Girls' Protection) Bill (*Council Bill*) ; consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow.*]

(2.) Servants Registry Bill ; second reading. [*Mr. E. M. Clark.*]

(3.) Claims of Gustave William Engel—Oyster Lease Improvements ; resumption of the adjourned Debate, on the motion of Mr. Price.—

“(1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of *Merewether v. Engel.*”

“(2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O'Sullivan, Mr. Grahame, and the Mover.”

5. SYDNEY HARBOUR TRUST LAND TITLES BILL :—The Order of the Day having been read,—on motion of Mr. Wade, Bill read a third time, and *passed*.

Mr. Wade then moved, That the Title of the Bill be “*An Act to provide for the issue of certificates of title to land vested in the Sydney Harbour Trust Commissioners ; to amend the Real Property Act, 1900 ; and for purposes consequent thereon or incidental thereto.*”

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day agreed to the Bill, intituled “*An Act to provide for the issue of certificates of title to land vested in the Sydney Harbour Trust Commissioners ; to amend the Real Property Act, 1900 ; and for purposes consequent thereon or incidental thereto,*”—returns the same to the Legislative Council without amendment.

Legislative Assembly Chamber,

Sydney, 3rd November, 1909.

6. DEFAMATION (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

Mr. Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again at a later hour of the Day.

Mr. Speaker having directed the Clerk to read the Order of the Day,—Mr. Wade moved (*by consent*), That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the Bill *pro forma*.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the Bill *pro forma*.

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

On motion of Mr. Wade, the report was adopted.

Ordered, That the Bill be recommitted at a later hour of the Day.

7. FIRE BRIGADES BILL :—The Order of the Day having been read,—on motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had amended some, and agreed to the remainder, of the Council's amendments.

On motion of Mr. Wood, the report was adopted.

8. TRUSTEES OF SHOW-GROUNDS ENABLING BILL :—The Order of the Day having been read,—Mr. Perry moved, That this Bill be now read a second time.

Debate ensued.

And the House continuing to sit after Midnight,—

THURSDAY, 4 NOVEMBER, 1909, A.M.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Perry, the report was adopted.

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

3rd November, 1909.

9. FIRE BRIGADES BILL :—Ordered, on motion of Mr. Wade, 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 October, 1909, requesting its concurrence in certain amendments made by the Council in the Fire Brigades Bill,—

Agrees to the amendment, page 5, which inserts a new clause to follow clause 9,—but proposes to amend it by omitting the words "The office of an elected member of the Board shall not, for the purposes of section twenty-six of the Constitution Act, 1902, be deemed to be an office of profit under the Crown."

Agrees to the amendment, page 16, which inserts new clause 42,—but proposes to amend it by omitting the words "But if either House of Parliament passes a resolution at any time within fifteen sitting days after such by-laws have been laid before such House disallowing any by-law, such by-law shall thereupon cease to have effect."

In which amendments the Assembly requests the concurrence of the Legislative Council.

Agrees to the other amendments made by the Council in the Bill.

Legislative Assembly Chamber,

Sydney, 4th November, 1909, a.m.

The House adjourned, at twenty-one minutes after One o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 57.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 4 NOVEMBER, 1909.

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

QUESTIONS :—

- (1.) Peel River Estate Resumption :—Mr. Stuart-Robertson asked the Secretary for Lands,—
- (1.) Is the cost incurred in legal expenses by the Government in the resumption of land charged to and added to the cost of such land?
 - (2.) What were the legal expenses incurred and paid or to be paid by the Government in the resumption of the Peel River Estate?
 - (3.) What is the total cost in connection with the resumption of the Peel River Estate, including the fees of members of the Board, lawyers and barristers' fees, and fees paid for place wherein hearing was heard, also land experts' fees, &c.?
 - (4.) To what account is such expense charged?

Mr. Moore answered,—

- (1.) Yes.
- (2.) The total expenses in connection with the hearing of the appeal were £13,597, including the Company's taxed costs (£7,145), also Crown Counsel's and land valuers' fees, travelling expenses of officials and witnesses, cost of feature surveys, &c.
- (3.) The total cost in connection with the resumption was £15,330.
- (4.) To the Closer Settlement Fund Account.

- (2.) North Coast Railway :—Mr. Briner asked the Secretary for Public Works,—

- (1.) How much of the survey of the North Coast line, between South Grafton and Coff's Harbour, has been completed?
- (2.) Is it the intention to carry out the construction of this length in two sections simultaneously, or in two sections separately; and, if so, will he state how and when the matter will be dealt with?

Mr. Lee answered,—

- (1.) Twenty-four miles of the survey have been completed out of a length of fifty-two miles.
- (2.) The construction will be carried out in two sections.

- (3.) Improvements to Northern River Entrances :—Mr. Briner asked the Secretary for Public Works,—

- (1.) Has any money been provided on the Estimates, or is it proposed to provide any money, for the improvement of the northern river entrances during the current year?
- (2.) If so, what rivers are to be provided for?
- (3.) Is it proposed to carry out any improvements at the entrance to the rivers; and, if so, to what rivers, and to what extent?

Mr. Lee answered,—

- (1.) Yes.
- (2.) Richmond, Cape Hawke, Camden Haven, Manning.
- (3.) It is proposed to carry out improvements at the rivers mentioned to the extent of amounts to be voted on the 1909-10 Estimates.

- (4.) Nymboida Water Supply Scheme :—Mr. McFarlane asked the Secretary for Public Works,—

- (1.) What is the cause of the delay in preparing plans and estimate of cost of the Nymboida Water Supply Scheme?
- (2.) When will the proposal be referred to the Public Works Committee?

4th November, 1909.

Mr. Lee answered,—

(1.) The magnitude of the scheme and the number of urgent works in hand. The survey and the preparation of plans have now been completed, and an estimate is in course of preparation, which will be ready in December.

(2.) I am unable at present to say.

(5.) Sir John Coode's Schemes for Harbour Improvements:—Mr. McFarlane asked the Secretary for Public Works,—

(1.) Is it a fact that the harbour improvement schemes formulated by Sir John Coode that are being carried out as recommended by that gentleman are proving successful?

(2.) Is it a fact that several of the harbour works undertaken are not being carried out on the lines recommended by Sir John Coode?

(3.) Will he secure the services of the most competent and experienced engineer obtainable to review the work that has been done at the different river entrances and report fully as to the best method of continuing the works that have been commenced?

Mr. Lee answered,—

(1.) No.

(2.) Yes.

(3.) I consider the Departmental engineers are competent to advise. They have had years of experience, and any outside expert could not be in a better position to know the results that may be obtained.

(6.) Erosion of Banks of Coastal Rivers:—Mr. McFarlane asked the Secretary for Public Works,—

(1.) Is it a fact that considerable portions of the different roadways along the banks of the coastal rivers are lost through erosion?

(2.) Is it a fact that he has decided that river-bank protection work should be carried out by the Shire Councils affected?

(3.) Will he commission an expert officer to inspect the different rivers, with the view of advising the Councils the best method of carrying out this important work?

Mr. Lee answered,—

(1.) Erosion has been going on for many years, but means have from time to time been adopted to protect banks fronting roads.

(2.) Yes, but with Government assistance varying according to the special conditions of each case considered on its merits.

(3.) In the majority of cases the Shire engineers are ex-Public Works officers, many of whom have had years of experience on the rivers and are considered capable of dealing with such work, but the advice and assistance of Departmental officers will be readily afforded whenever required.

(7.) Railway Connection, Deniliquin District:—Mr. Estell, for Mr. Peters, asked the Secretary for Public Works,—

(1.) Is it a fact that Deniliquin and district, and almost the whole of that tract of country lying between the Edwards and Murray Rivers is at present cut off from the rest of the State, so far as railway connection is concerned?

(2.) Has this the effect of compelling all producers within that area to trade with Victoria, whether they like it or not, and to often accept a worse market, especially in the case of cereals?

(3.) Is it a fact that wheat-growers, even those on the banks of the Murray, prefer sending their produce to Sydney?

(4.) Has the Public Works Committee, in former years, inquired into and favourably reported upon a railway connection between Finley or Jerilderie and Deniliquin?

(5.) What is the attitude of the Government with respect to the construction of the line indicated?

Mr. Lee answered,—

(1.) Yes.

(2.) Not necessarily. Victoria is the nearest market.

(3.) I cannot say.

(4.) The Committee were of opinion that the consideration of this proposed work should be postponed until it should be determined by Parliament as a matter of public policy to purchase the Deniliquin to Moama Railway.

(5.) No decision has been arrived at by Cabinet in the matter.

(8.) Hawkesbury Benevolent Society and Hospital:—Mr. J. C. L. Fitzpatrick asked the Colonial Secretary,—

(1.) Is it a fact that the committee of management of the Hawkesbury Benevolent Society and Hospital recently passed a majority resolution providing for the holding of all future meetings of such committee in camera?

(2.) Is the Hawkesbury Benevolent Society and Hospital a public institution, subsidised by the State and subscribed to by the people; and will he consider whether under these circumstances, a majority of the officers and committee should be permitted to sit in secret and thus prevent the Press from recording their doings?

Mr. Wood answered,—

(1.) I have been so informed.

(2.) The institution is as described, but I am not aware of any power that would enable me to require such an institution to admit the Press to its meetings.

(9.) Government Astronomer:—Mr. J. C. L. Fitzpatrick asked the Premier,—

(1.) How long has the position of Government Astronomer been vacant, and by whom has the position been occupied during the interval?

(2.) Were applications called, with the object of filling the vacancy; if so, when, and how many applicants were there?

(3.) Have these applications been considered and dealt with, and when will the name of the successful applicant be made known? Mr.

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Mr. Wade answered,—

(1.) Since the death of Mr. Lenehan, on 2nd May, 1908, Mr. W. E. Raymond, F.R.A.S., has acted as Officer-in-Charge of the Observatory.

(2.) Yes; in England and the Australian States, between 30th September and 14th December, 1908. Ten applications were received.

(3.) The appointment of an astronomer is deferred pending the result of correspondence with the Commonwealth Government as to the future control of the Observatory.

(10.) Water Supply to Suburban Municipalities :—Mr. Parkes asked the Secretary for Public Works,—

(1.) Did the Metropolitan Board of Water Supply and Sewerage during October last communicate with his Department *re* providing funds for a list of works, which they classed as pressing, and which are now held up?

(2.) Did they request the provision of funds for these works at once?

(3.) If so, will he state the works contained in that list?

(4.) Has the Metropolitan Board of Water Supply and Sewerage received pressing requests, or complaints from the Balmain, Hurstville, Concord, Canterbury, Rookwood, Bankstown, Prospect and Sherwood, Canley Vale, and Cabramatta, and other Councils, regarding urgent works to be carried out under its control?

(5.) Have the Intercolonial Building Society, after acceptance of their guarantee, notified the Metropolitan Board of Water Supply and Sewerage that their buildings in certain localities are held up for want of water supply; and was the letter of this society forwarded on to him?

(6.) If so, will he favourably consider the great inconvenience and loss which will occur to the bodies and people mentioned above, and provide funds so as to obviate the lengthy waiting for the Estimates to pass and the sums to be allocated?

(7.) Reverting to Question No. 3, answered on Tuesday, 2nd November, is it a fact that a signed and sealed agreement was executed by the Bankstown Council with the Water and Sewerage Board, by which the Council agreed to pay 1s. 6d. instead of the usual sixpence per 1,000 gallons for water in that Municipality?

Mr. Lee answered,—

(1 and 2.) No.

(3.) There was no list.

(4.) Requests have been made by several Councils.

(5.) The society have intimated that the want of certain watermains will seriously delay their operations. A copy of their letter was forwarded by the Board on the 15th ultimo.

(6.) Representations have already been made to my Honorable Colleague the Treasurer.

(7.) A letter under seal of Council, dated 10th September, was received, intimating their willingness to affirm, in their official capacity, that the residents of the Municipality were prepared to pay a water rate sufficient to cover the amount of revenue required for the service proposed.

(11.) Lease of Kensington Racecourse :—Mr. J. C. L. Fitzpatrick asked the Colonial Secretary,—

(1.) When was the first lease granted to the Kensington Racing Club, and for what term?

(2.) Was one of the conditions attached to such lease that the area should be handed over to the Crown at the expiration of the period, with all improvements effected thereon?

(3.) When did the period of the first lease expire?

(4.) Was an extension of such lease granted, and when so granted what portion of the original lease had then to run?

(5.) What was the term of extension, and when does it expire?

Mr. Moore answered,—

(1.) On 1st January, 1890, for fifteen years.

(2.) No; but under the provisions of section 44 of the Crown Lands Act of 1889 all improvements become the property of the Crown at the expiration of the lease.

(3.) On 31st December, 1904.

(4.) Yes, on 12th March, 1902. The original lease had about two years and nine months to run.

(5.) From 1st January, 1905, to 31st December, 1917.

(12.) High School, Dungog :—Mr. Price asked the Minister of Public Instruction,—

(1.) Will he establish a district or high school at Dungog, similar to the Turce School, so as to provide advanced educational facilities for teachers of small schools and children in the western portion of the Gloucester Electorate, as well as in the Dungog district?

(2.) Will he erect an entirely new and up-to-date school building at Dungog, on the central and suitable site, overlooking Bennett Park, as recommended by the Local Parents and Citizens' Association?

(3.) Has his attention been called to the ill-ventilated, dilapidated, and unhealthy condition of the present school buildings at Dungog, and will he proceed with the erection of new buildings without delay?

Mr. Hogue answered,—

(1.) It is not proposed to increase the number of district schools at present.

(2 and 3.) The provision of the improved school accommodation necessary will be dealt with immediately the question of site, which has been raised by the resumption of portion of the school ground for railway purposes, has been settled.

(13.) Manufacture of Butter-boxes :—Mr. Price asked the Minister for Agriculture,—

(1.) Is it a fact that a ring has been formed by the manufacturers of butter-boxes, which means a loss to the dairying industry and an increase in the cost of from 1s. 1d. to 1s. 5½d. per box?

(2.) Is it a fact that there is a large quantity of soft woods on the Manning and other northern rivers?

3.)

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(3.) Will he have a series of experiments made with the various timbers so as to test their adaptability for the manufacture of butter-boxes, such tests to include,—(a) suitability of the timbers of New South Wales for butter-boxes; (b) cost of manufacture; (c) the effect of the New South Wales timbers on the flavour of the butter?

(4.) Will he have a comprehensive report prepared, with a view to assisting the co-operative butter companies to establish local factories for the manufacture of butter-boxes with New South Wales timbers?

Mr. Perry answered,—

(1.) I understand that the five leading makers of butter-boxes have sold their output to a company, which has raised the price from 1s. 1d. to 1s. 5½d. per box.

(2.) Yes.

(3 and 4.) Some experiments which already have been carried out have proved the suitability of several of our local timbers for butter-boxes, but I will call for a further report in the matter.

2. LIQUOR LAW:—Mr. Gillies presented a Petition from A. R. Stuart, Chairman of a Meeting of the Snowdrop Lodge, No. 91, of the International Order of Good Templars, East Maitland, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for,— (1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.
Petition received.

- D. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Waddell, and read by Mr. Speaker:—

- (1.) Railways Crossings Bill:—

G. B. SIMPSON,

Message No. 30.

By Deputation from His Excellency the Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the closing of certain level-crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works; to declare certain portions of such bridges, subways, and works to be public thoroughfares; and for purposes consequent thereon or incidental thereto.

State Government House,

Sydney, 4th November, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

- (2.) Poisons Bill:—

G. B. SIMPSON,

Message No. 31.

By Deputation from His Excellency the Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to make better provision for regulating the supply, colouring, labelling, and custody of poisons; to repeal the Poisons Act, 1902; and for purposes consequent thereon or incidental thereto.

State Government House,

Sydney, 4th November, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

4. MANAGEMENT OF THE STATE RAILWAYS—MATTER OF URGENCY:—Mr. Parkes moved, without Notice, That it is a matter of urgent necessity that this House should forthwith consider Notice of Motion No. 15 of General Business on the Notice Paper for to-day, in reference to the appointment of a Select Committee to inquire into and report upon the many complaints made by producers, consignors, and the general travelling public concerning the management of the State Railways.

Question put.

The House divided.

Ayes, 27.

Mr. Lynch,	Mr. Collins,
Mr. Edden,	Mr. Carmichael,
Mr. Estell,	Mr. Fallick,
Mr. Stuart-Robertson,	Mr. Morton,
Mr. Nielsen,	Mr. John Miller,
Mr. Treflé,	Mr. John Storey,
Mr. Holman,	Mr. McLaurin,
Mr. Dacey,	Mr. Robert Jones,
Mr. Mercer,	Mr. McGarry,
Mr. Charlton,	<i>Tellers,</i>
Mr. G. A. Jones,	
Mr. Nicholson,	Mr. Thomas,
Mr. Grahame,	Mr. Parkes.
Mr. Page,	
Mr. Hollis,	
Mr. Norton,	

Noes, 30.

Mr. Moore,	Mr. Barton,
Mr. Hogue,	Mr. Levy,
Mr. Wade,	Mr. McFarlane,
Mr. Wood,	Mr. Gillies,
Mr. Oakes,	Mr. Price,
Mr. Lee,	Mr. Henley,
Mr. Waddell,	Mr. Hunt,
Mr. Nobbs,	Mr. W. Millard,
Mr. Latimer,	Mr. McCoy,
Mr. Gilbert,	Colonel Onslow,
Mr. Lonsdale,	Mr. Ball,
Mr. Davidson,	Mr. Briner.
Colonel Ryrie,	<i>Tellers,</i>
Mr. Cohen,	
Mr. Hindmarsh,	Sir James Graham,
Mr. Perry,	Mr. Donaldson.

And so it passed in the negative.

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5. PAPERS :—

Mr. Moore laid upon the Table,—

(1.) Particulars of Leases issued on 27th October, 1909, under the provisions of the Western Lands Acts.

(2.) Abstract of Crown Lands authorised to be dedicated to Public Purposes, under the Crown Lands Act of 1884.

Referred by Sessional Order to the Printing Committee.

Mr. Waddell laid upon the Table,—Return showing Tenders received for the leasing, working, and maintaining the Chief Commissioner for Railways' Shipping Appliances at Bullock Island for the years ending 31st December, 1909, and 1910.

Referred by Sessional Order to the Printing Committee.

6. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for The Macquarie, Mr. Barton, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The charging of the brewers of this State a license fee in addition to the license fee charged by the Commonwealth."

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Barton moved, That this House do now adjourn.

Point of Order:—Mr. Wood submitted that, as the subject of this motion was an administrative act, it could be discussed when the Treasurer's Estimates were before the Committee of Supply.

Debate ensued.

Mr. Speaker said that, as the Estimates had been tabled, he must apply the ordinary rule, that this motion would anticipate a discussion which might take place on the consideration of the Estimates of the Treasurer, and was, therefore, out of order.

7. DEFAMATION (AMENDMENT) BILL :—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the reconsideration of the Bill.

And the Committee continuing to sit after Midnight,—

FRIDAY, 5 NOVEMBER, 1909, A.M.

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

On motion of Mr. Wade, the report was adopted.

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

8. TRUSTEES OF SHOW-GROUNDS ENABLING BILL :—The Order of the Day having been read,—on motion of Mr. Wade, Bill read a third time, and *passed*.Mr. Wade then moved, That the Title of the Bill be "*An Act to enable trustees of show-grounds to sell, lease, or mortgage certain lands; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable trustees of show-grounds to sell, lease, or mortgage certain lands; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.*Legislative Assembly Chamber,**Sydney, 5th November, 1909, a.m.*

The House adjourned, at twenty-six minutes after Twelve o'clock, a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 583.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 9 NOVEMBER, 1909.

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

QUESTIONS:—

(1.) Weighbridge, Cargo Road Railway Station:—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—

(1.) Will he bring under the notice of the Chief Commissioner for Railways the need for a weighbridge at Cargo Road, the centre of a large wheat-growing area?

(2.) Is it a fact that though there is a platform at Cargo Road, farmers are compelled to take their produce into Orange, at great loss of time and expense, in order to get weight records?

(3.) What would be the total cost incurred by the Department in placing a weighbridge at such a station as Cargo Road?

Mr. Waddell answered,—

(1.) The question of providing a weighbridge has already had consideration, but, in view of the limited traffic offering, the expenditure involved is not warranted.

(2.) There is no necessity for farmers to cart their produce to Orange in order to obtain weight records, as trucks loaded at Cargo Road for Orange are weighed over the Orange truck weighbridge, and weights are obtainable on application.

(3.) About £250.

(2.) Surplus Wheat Carried on Railways:—Mr. McFarlane, for Mr. Briner, asked the Colonial Treasurer,—

(1.) What was the total amount of surplus wheat carried on the railways during the past year, and sold by the Railway Commissioners?

(2.) What was the total sum of money received from such sales by the Department?

(3.) Is it a fact that if a man consign a truck of, say, 100 bags of wheat, of which only eighty reach the place of consignment, the consignor has no claim against the Department unless he holds an unqualified receipt, and, even then, he is only compensated from the sales of surplus wheat?

(4.) If not, what claim or redress has the consignor against the Department?

(5.) How is the shortage generally accounted for?

(6.) Is it a fact that at sidings where bags are not counted, and where qualified receipts or no receipts at all may be given, the consignor has no redress for lost wheat?

(7.) If the surplus wheat sold by the Department pays losses to consignors who hold unqualified signed receipts, what becomes of the balance of the sale of such surplus?

(8.) Is it a fact that consignors can only place themselves in a position to make a legal claim for shortage in their consignments by paying an increase in freight of 5 per cent.; and, if this is so, is such a charge made to consignors of other goods, and does the practice obtain with private carrying firms?

Mr. Waddell answered,—

(1.) 1,103 bags, and 55 butts.

(2.) £806 1s. 7d.

(3 and 4.) If 100 bags of wheat are loaded, and receipt given by the Department, any shortages are made good.

(5.) Practically speaking, there are no shortages; the alleged shortages are due to errors in counting the number of bags loaded. In a few instances bags fall off trucks in transit, due to negligent loading by senders; these bags are picked up and forwarded to the Central Depot.

(6.)

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- (6.) Yes. The Department exercises every care in the conveyance of consignments, but it would not be reasonable to ask the Department to accept responsibility for goods it has no means of certifying were actually despatched.
- (7.) The amount paid for shortages is in excess of that received from the sale of surpluses.
- (8.) No ; each case is dealt with on its merits.
- (3.) Closer Settlement—North Logan Estate :—Mr. Parkes asked the Secretary for Lands,—
- (1.) Previous to the *Gazette* notice respecting the proposed resumption of the North Logan property did the owners extensively advertise the same for sale in farm areas, and had the subdivision of the same for this purpose been actually commenced ?
- (2.) Had over 10,000 acres of the land to be resumed, for which the Crown now offers £4 6s. 6d. per acre, been purchased by the present owner for subdivision purposes at £5 10s. per acre ?
- (3.) Subsequent to the notice of proposed resumption, did the owners offer to subdivide and sell the property subject to Departmental supervision and restriction as to area to be sold to any one person in accordance with the now expressed desires of the Government ?
- (4.) Were offers of £5 10s. per acre for one portion of the land to be resumed and £4 15s. per acre for the other portion made by the Government prior to the authorisation by Parliament of the Cowra-Canowindra Railway ?
- (5.) Were such offers accepted by the parties just prior to the expiration of twelve months from the date of gazettal of proposed resumption ?
- (6.) Did the Government, by *Gazette* proclamation, tie this property up for nearly twelve months under the first notice of resumption, and, by regazettal under subsequent legislation, tie the property up for a further period of twelve months ?
- (7.) Is it a fact that since the first notice of proposed resumption, other lands of inferior value to the cheaper class of the lands proposed to be resumed, have been sold by the owners at from £5 15s. to £6 per acre ?
- (8.) Is it a fact that the first notice of proposed resumption included the owner's homestead, and even a small area used as a private cemetery, and wherein are buried members of the family ?

Mr. Moore answered,—

- (1.) I am not aware.
- (2.) I cannot say.
- (3.) No.
- (4.) Such tentative offers were made by the Advisory Board when negotiating with the owners as to price. The Board's valuations, however, included railway enhancement, as the railway from Cowra to Canowindra had not then been authorised.
- (5.) These offers were declined by the owners, who, however, intimated their willingness to accept same, after the railway was authorised.
- (6.) The land was covered by notices of intended acquisition on 20th May, 1908, but upon the authorisation of the railway fresh notices were published on 5th May, 1909, in view of section 5 of the Closer Settlement (Amendment) Act, 1907.
- (7.) I am not aware.
- (8.) The first proclamation included the whole of the estate, subject, however, to the owners right to retain a part thereof of the value of £10,000, exclusive of the value of the improvements.
- (4.) Mrs. Catherine Scott's application for a Mining Lease :—*Mr. Estell*, for Mr. Kelly, asked the Secretary for Mines,—
- (1.) Has Mrs. Catherine Scott made application for a mining lease covering 15 acres of land, part of portion 7, parish Baratta, county Cunningham ?
- (2.) If so, what is the description of the boundaries of land applied for ?
- (3.) Is it a fact that the 5½ acres encroached on by Mrs. Catherine Scott is the land referred to in the petition of S. A. Hutchinson, presented to Parliament on the 2nd October, 1906, and that the petitioner has made repeated applications for authority to enter, without success, during the past six years ?
- (4.) Was an application made two years ago for authority to enter on part of the 5½ acres referred to, which has not yet been dealt with by the warden ?
- (5.) Is it a fact that Mr. Warden Jennings has issued authorities to enter to G. Dunn and H. B. Hutchinson without defining the boundaries ; that he refused to define the boundaries in accordance with the Mining Act when requested ; that the sketch on G. Dunn's authority to enter misrepresents the position of Mrs. Catherine Scott's area, and that the warden's bailiff refused to mark out part of the 5½ acres of land encroached on by Mrs. Scott for the applicant, G. Dunn ?

Mr. Wood answered,—

- (1.) Yes.
- (2.) The land as fenced, known as the Alma Gold-mine. The southern boundary adjoins G. Dunn's block. A sketch on the application shows the form of a parallelogram, 15 chains x 10 chains.
- (3.) I am not aware ; see answer to No. 5.
- (4.) An application was lodged by S. A. Hutchinson on 30th September, 1907, for authority to enter on 10 acres, part of portion 7, parish of Baratta. This application is marked "withdrawn" by the warden, and may be that referred to.
- (5.) The warden reports that he issued authorities to enter to G. Dunn and H. B. Hutchinson ; the boundaries were defined by the warden's bailiff ; the sketch on the authority approximately defines Dunn's area, which adjoins that occupied by Mrs. Scott and fenced. The warden points out that he is not a practical draftsman, therefore the sketch is approximate only. He also reports that he is not aware that the bailiff refused to mark out for Dunn part of the area enclosed by Mrs. Scott, but no such representations were made to him at the warden's inquiry.

(5.)

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(6.) Pilliga Scrub :—Dr. Arthur asked the Secretary for Lands,—

- (1.) Is it a fact that there are about 1,800,000 acres of Crown lands not held under any form of tenure in the area known as the Pilliga Scrub?
- (2.) Has it been stated that this land is at present simply a breeding ground for vermin, pests, and noxious plants?
- (3.) Has it been stated by a competent witness at the Land Board's inquiry in 1904, that 1,200,000 acres of the Scrub was suitable for the production of wheat and barley, and to a lesser extent for maize?
- (4.) Did the Land Board recommend that the land should be classified and sold at 2s. 6d. and 5s. an acre?
- (5.) Has some of this land been sold lately for from 4s. 2d. to 6s. 8d. an acre?
- (6.) Is it a fact that if better means of communication could be obtained, much of this land could be sold at 20s. an acre under conditional purchase or conditional purchase lease?
- (7.) Is it a fact that much of this land could be rendered suitable for grazing, by an expenditure of from 2s. to 3s. an acre, by ringbarking and suckering, and for wheat-growing, by an expenditure of 12s. or 14s. spread over several years?
- (8.) Is it a fact that there are large quantities of valuable timber on this area, from the cutting of which the Crown could obtain a considerable sum in royalties, and that ironbark for railway sleepers, culverts, bridges, &c., could be obtained without difficulty?
- (9.) Will he direct an officer of his Department to visit and inspect the area, and to report if there are opportunities there for placing at least 700 or 800 settlers on Crown lands?

Mr. Moore answered,—

- (1.) Yes.
- (2.) Yes, it has been so stated.
- (3.) Yes.
- (4.) Yes, for a limited period.
- (5.) Twelve blocks were made available for conditional purchase lease at from 4s. 2d. to 6s. 8d. per acre, and all were selected. These low capital values were adopted with the object of inducing a good class of settlers with experience to test the agricultural possibilities of the land.
- (6.) Probably.
- (7.) No doubt much of the land could be dealt with at the prices mentioned, but owing to the difficulties of permanently eradicating the scrub, it is not considered that it would pay to clear the land for grazing only. The Department is endeavouring to have it used for agricultural purposes.
- (8.) There are large quantities of good timber throughout the Scrub, the most valuable of which is covered by forest reserves.
- (9.) Officers of the Department have inspected the parts most likely to meet with demand, and as a result, so far, twelve conditional purchase lease blocks, containing 14,655 acres, and five settlement lease farms, embracing 14,807 acres, have been made available and selected. In addition forty-three conditional purchase lease blocks, representing an area of 48,381 acres, will be gazetted on 10th November, 1909, and a design for thirty-four conditional purchase lease blocks (about 50,000 acres) is under consideration.

(6.) Pilliga Scrub :—Dr. Arthur asked the Minister for Agriculture,—

- (1.) Is it a fact that yields of wheat, varying from 16 to 40 bushels to the acre, have been grown in the Pilliga Scrub?
- (2.) Is it a fact that the average rainfall in the Pilliga Scrub amounts to from 20 to 25 inches per annum?
- (3.) Is it a fact that crops of maize of from 30 to 40 bushels an acre have been grown in this area?
- (4.) Is it a fact that a large area of the northern portion of the Scrub is in the artesian basin?
- (5.) Have lucerne, sorghum, vegetables, and fruit been grown successfully for many years on the same ground with bore water irrigation?
- (6.) Will he send a wheat expert from his Department to examine the present crops in the Scrub and to report generally on the suitability of the area for wheat-growing, lucerne production, and dairying?

Mr. Perry answered,—

- (1.) Reports have been received of heavy yields of wheat having been obtained at Pilliga Scrub. Measured plots of wheat were sown this year by the Department in various parts of the Scrub, and these are now being harvested. From the appearance of the samples now in the Department, the yields from these plots will be heavy.
- (2.) The average annual rainfall at the town of Pilliga is 20.14 inches, but in the towns on the fringe of the Scrub the average is from 22 to 30 inches.
- (3.) Reports have been received of good crops of maize having been obtained. Trial plots are at present under observation.
- (4.) Yes.
- (5.) I am given to understand that in many instances very good results have been obtained with artesian water irrigation.
- (6.) This has already been done.

(7.) Pilliga Scrub—Connection between North-Western and Western Railway Systems :—Dr. Arthur asked the Secretary for Public Works,—

- (1.) Is it a fact that the few settlers in the Pilliga Scrub have to pay from £1 to £2 per ton to get their wool or wheat to a railway station?
- (2.) Is it a fact that all the roads in the Scrub are impassable in wet weather, owing to there being no road metal in the district?
- (3.) Is it a fact that a railway from Coonamble to Wee Waa or Narrabri would open up a large tract of Crown lands fit for cultivation?

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(4.)

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- (4.) Is the country through which such a line would pass similar to the country between Dubbo and Coonamble?
- (5.) Was the Dubbo-Coonamble line constructed for about £2,300 a mile?
- (6.) What are the distances between Coonamble and Wee Waa, Burren Junction, and Narrabri?
- (7.) What is the distance between Gilgandra and Curlewis, and how much is it estimated that a line between these two centres would cost per mile?
- (8.) What is the distance between Dubbo or Wellington and Werris Creek, and what is the estimate per mile for a line between these centres?
- (9.) Will he consider whether a line between Coonamble and Wee Waa or Narrabri would be of use in linking up the Western and North-western railway systems, and in providing for the shifting of starving stock?

Mr. Lee answered,—

(1.) I cannot say, unless the location of the settlers be indicated.

(2.) I am not aware.

(3.) Yes.

(4.) I believe it is, from an engineering point of view.

(5.) Yes.

(6.) Coonamble to Wee Waa, approximately, 84 miles; Coonamble to Burren Junction, approximately, 71 miles; Coonamble to Narrabri, approximately, 98 miles.

(7.) 121 miles. Estimated cost per mile, £3,883.

(8.) Dubbo to Werris Creek, 157 miles 35 chains, £3,486; Wellington to Werris Creek, 159 miles 27 chains, £3,418.

(9.) This will be fully considered.

- (8.) Ironbark Railway Sleepers :—Mr. Parkes asked the Secretary for Public Works,—

(1.) Is it a fact that the Public Works Department, and Contractors to the Department, have difficulty in getting ironbark sleepers for the construction of railways?

(2.) Is it a fact that on this account other hardwoods have to be approved of?

(3.) In view of the difficulty in providing this material for our railways, will he advise the Government to prohibit the export of both ironbark and tallow-wood, and that these particular timbers be reserved for this country's use?

Mr. Lee answered,—

(1.) Yes.

(2.) Not altogether, as even with an ample supply of ironbark the relative prices would decide as to the cost of ironbark or hardwood.

(3.) The question of forestry is now under control of the Minister for Agriculture.

- (9.) Classification of Forest Reserves :—Mr. McFarlane asked the Minister for Agriculture,—

(1.) When does he propose to take action to classify the different forest areas in the State?

(2.) Will he consider the advisableness of first dealing with those reserves where the land is suitable for closer settlement, so that country unfit for forestry purposes can at once be made available for settlement?

Mr. Perry answered,—

(1.) Preliminary action is now being taken.

(2.) Yes.

- (10.) Consolidation of Crown Lands Acts :—Mr. J. C. L. Fitzpatrick, for Mr. Price, asked the Secretary for Lands,—

(1.) How many Land Acts and amending Acts are now on the Statute Book?

(2.) Has his attention been called to the remarks of the various Judges as to the urgent necessity for the consolidation of the Land Acts?

(3.) Is it his intention to introduce a Bill to codify and consolidate the whole of the existing Acts, with a view to facilitating land settlement?

Mr. Moore answered,—

(1.) Sixteen.

(2.) No.

(3.) Yes.

- (11.) Amending Fisheries Bill :—Mr. J. C. L. Fitzpatrick, for Mr. Price, asked the Colonial Secretary,—

(1.) Is it his intention to introduce an amending Fisheries Bill this Session?

(2.) Will such Bill deal with the disabilities under which it is alleged that fishermen and oyster lessees are now carrying on their work?

Mr. Wood answered,—

(1.) Yes.

(2.) These matters will be dealt with in the Bill.

- (12.) Permissive Occupancies of Foreshores and Jetties, Northern Rivers :—Mr. J. C. L. Fitzpatrick, for Mr. Price, asked the Secretary for Lands,—

(1.) Has his attention been called by the Honorable Member for Gloucester to the excessive charges made for the use of water river frontages on the North Coast rivers for mooring piles and jetties?

(2.) Will he have a reduction made in the amount charged for permissive occupancies on the Manning, Cape Hawke, Port Stephens, Hunter, Williams, Paterson, and other northern rivers where such permissive occupancies are used by farmers and settlers for the working of the farms?

(3.) Will he expedite this matter of the proposed reduction to a nominal amount?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

9th November, 1909.

Mr. Moore answered,—The matter of reduction of rentals on wharves, jetties, &c., held under permissive occupancy in the localities mentioned has received consideration, and each case is being dealt with on its merits. All occupants have been communicated with as to any representations they desire to make on the rental charged. If any individual case is brought under notice it will receive further consideration.

(13.) Public School, Wingham :—*Mr. J. C. L. Fitzpatrick*, for Mr. Price, asked the Minister of Public Instruction,—

(1.) What is the reason for the delay in the calling for tenders for the improvements to the Wingham Public School?

(2.) When will the plans be completed?

(3.) Will he take steps to expedite the work?

Mr. Hogue answered,—It was found desirable to make alterations in the original plans. Revised sketch plans for additions to the school and residence have now been approved and tenders will be shortly invited.

2. CROWN LANDS (IMPROVEMENT PURCHASE) BILL (*Formal Motion*):—Mr. Moore moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Crown Lands Act of 1884, and the Mining Act, 1906; and for other purposes. Question put and passed.

3. POSTPONEMENTS :—The following Orders of the Day were postponed :—

(1.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark*];—until To-morrow.

(2.) Casino School of Arts Enabling Act Amendment Bill (*Council Bill*); second reading. [*Mr. Hindmarsh*];—until Tuesday, 30th November, 1909.

(3.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];—until To-morrow.

4. CROWN LANDS (IMPROVEMENT PURCHASE) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Moore, and read by Mr. Speaker :—

G. B. SIMPSON,

Message No. 32.

By Deputation from His Excellency the Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Crown Lands Act of 1884, and the Mining Act, 1906; and for other purposes.

State Government House,

Sydney, 5th November, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

5. PAPER :—Mr. Waddell laid upon the Table,—Return showing the Number and Money Value of Season and Casual Tickets issued from and to—(a) Burwood Station; (b) Strathfield Station; also the Value of Goods and Parcels Traffic for the same Stations for the years 1904-5 to 1908-9, inclusive. Referred by Sessional Order to the Printing Committee.

6. CLAIMS OF ANDREW RODGERS AGAINST THE SYDNEY HARBOUR TRUST COMMISSIONERS :—Mr. E. M. Clark moved, pursuant to Notice, That the Report from the Select Committee on "Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners," brought up on the 18th December, 1908, a.m., be now adopted. Debate ensued.

At Seven o'clock, Government Business took precedence, under Sessional Order adopted on Thursday, 30th September, 1909.

7. FACTORIES AND SHOPS (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 10 NOVEMBER, 1909, A.M.

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

The House adjourned, at half-past Twelve o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,

Clerk of the Legislative Assembly.

WILLIAM McCOURT,

Speaker.

New South Wales.

No. 59.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 10 NOVEMBER, 1909.

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

QUESTIONS:—

(1.) Cost of Railway Accidents:—*Mr. J. C. L. Fitzpatrick*, for *Mr. O'Sullivan*, asked the Colonial Treasurer;—

(1.) What was the cost of the Murrurundi railway accident on 17th April, 1908, including compensation?

(2.) What was the cost of the derailment between Blandford and Wingen on 10th March, 1908?

(3.) What was the cost of the accident on or near the Western Zigzag, on 8th December, 1908?

Mr. Waddell answered,—I am informed that the cost, including compensation in all cases was:—

(1.) £14,615 18s. 4d.

(2.) £1,808 11s. 11d.

(3.) £1,836 2s. 2d.

(2.) Auction Sale of Crown Lands, Bowra:—*Mr. McFarlane*, for *Mr. Briner*, asked the Secretary for Lands,—Is it proposed to offer at auction any further lands within the village of Bowra; and, if so, when will such sale take place?*Mr. Moore* answered,—Yes, at an early date.(3.) Dental Board Regulations:—*Mr. McGarry*, for *Mr. John Storey*, asked the Colonial Secretary,—(1.) What reply was given by the Dental Board to his intimation that their regulation conferring the degree of L.D.S. was *ultra vires*?

(2.) Is it a fact that the Dental Board has made a regulation prescribing four annual examinations for apprentices choosing the course prescribed in subsection (c) of section 11 of the Dentists Act, and fixed a fee of £5 5s. for each examination?

(3.) Is it a fact that the Board designate these four examinations as parts 1, 2, 3, and 4 of an examination?

(4.) Is it a fact that Latin, mathematics (arithmetic, algebra, geometry), and Greek or French or German of a standard equivalent to Division "A" of the matriculation of Sydney, are some of the subjects prescribed for this examination?

(5.) Is it a fact that the regulations of the Dental Board, published in the *Government Gazette* of the 18th September, 1907, were not laid upon the Table of this House until the 24th October, 1907, although the Session commenced on the 2nd October?

(6.) Will he refuse to submit to the Governor-in-Council the new regulations which it will now be necessary to make until the Board prescribe an examination in practical subjects only as intended by Parliament?

Mr. Wood answered,—

(1.) I did not make the intimation described; but, in reply to a suggestion from the Department of the Attorney-General and of Justice that it would be wise for the Board to repeal such regulation, the Board intimated that it could not see its way to repeal the regulation referred to.

(2, 3, and 4.) Yes.

(5.) Yes. A motion of want of confidence was under debate from the 2nd to the 22nd October. It is not the practice to table papers while such a motion is under discussion. The regulations were laid upon the Table on the next sitting day, viz., 24th October.

(6.) It is proposed to amend the Act this Session?

(4.)

10th November, 1909.

(4.) Employees, Botanic sub-Department of Agriculture :—Mr. Broughton asked the Minister for Agriculture,—

- (1.) Is it a fact that the employees in the Botanic sub-Department recently applied for an increase of wages on the ground of the increased cost of living?
- (2.) Did they ask for permission to plead their case before the Public Service Board?
- (3.) Was such permission granted?
- (4.) If not, for what reason?

Mr. Perry answered,—

(1 and 2.) Yes.

(3 and 4.) I am advised by the Public Service Board that as the men's case was set out very fully in writing it was not deemed necessary and would have been unnecessary to hear Counsel on their behalf.

(5.) Public Schools :—Mr. Nielsen asked the Minister of Public Instruction,—

- (1.) What is the total enrolment of children in the State schools?
- (2.) The total average attendance?
- (3.) The total number of dual desks at present in use?
- (4.) The names of the schools where such are in use, the number in each such school, and the total number of children attending each such school?
- (5.) How many new dual desks were provided last year?
- (6.) How many are to be provided during the present year?
- (7.) Where are these desks being manufactured, and by whom?
- (8.) Have they been found to be immeasurably superior to the old style of form and desk?
- (9.) If so, why are they not being more rapidly adopted?
- (10.) At the present rate of supply, how long will it take to provide the whole of the State schools with this class of furniture?

Mr. Hogue answered,—

(1.) The average weekly enrolment is 201,862.

(2.) 162,302·8.

(3.) Approximately, 22,000.

(4.) This information will be supplied in the form of a return if ordered by this House.

(5.) 6,529.

(6.) About 6,600—all made as shown in answer to No. 7.

(7.) At the "Sobraon" carpentry workshops, by the instructors and by boys of that institution. The iron standards are purchased by tender from a local firm.

(8.) The advantages they possess over the old style are fully recognised.

(9 and 10.) In lieu of importing this type of school furniture, I have adopted the policy of having it made in the State, some by local firms, and the greater portion at the "Sobraon" carpentry workshops, under arrangements which afford the means of teaching an industrial occupation to many lads who are under State guardianship. Some few years will necessarily elapse before all State schools are fully supplied, but the work will progress as fast as possible.

(6.) Claims of Retired Civil Servants :—Mr. McGarry, for Mr. Meagher, asked the Attorney-General and Minister of Justice,—Has a legal opinion been obtained whether an officer in the Public Service with, say, ten years of temporary service—with occasional short breakages in service—subsequently promoted to the permanent staff, on retirement, after ten years' service on the permanent staff, is entitled to privileges contained in Regulation 48 of the Public Service Regulations of 1907; and, if yes, what is the purport of such opinion?

Mr. Wade answered.—The Honorable Member's attention is invited to my answer to Question asked on his behalf on the 3rd instant. I then stated that the regulation applies only to officers having continuous service.

(7.) Small Debts Recovery Acts, Rules, and Subpœnas :—Mr. McGarry, for Mr. Meagher, asked the Premier,—With reference to Questions asked on the 3rd instant by the Honorable Member for Phillip, respecting Small Debts Recovery Acts, Rules, and Subpœnas, and his replies thereto,—

(1.) Is it a fact that a form of subpœna is set out in the Second Schedule to the Act of 1899, but that there is no section in the Act itself authorising the issue of such subpœna?

(2.) Is it a fact that if a person fail to attend on an order made under section 44 of the Act of 1899, he cannot be compelled to attend if he does not reside in the Petty Sessions District in which the order was made?

(3.) If such is the case, have these defects been noted by the Law Officers; if so, will he introduce an amendment of the law to remedy the defects?

(4.) Will he consider the desirability of having all rules, already made and to be made, numbered in consecutive order in view of the great advantage to the legal profession, inasmuch that if such system be adopted it will be necessary only to quote the number of the rule or rules, instead of at present writing, say, rule 1 of 3rd April, 1905, rule 1 of 20th September, 1907, rule 10 of the 10th November, 1908, and so on, as the case may be?

Mr. Wade answered,—

(1 to 3.) To answer the Honorable Member's Questions would require the expression of opinions on points of law. The points raised will, however, be considered when any further proposals for amendment of the Small Debts Recovery Acts are being dealt with.

(4.) In the consolidation of the rules now proceeding, those rules will be numbered consecutively. It cannot at present be stated what course will be followed when amending such consolidated rules subsequently.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

10th November, 1909.

- (8.) Shipment of Coal, Newcastle :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—
- (1.) How many tenders were received for the shipment of coal at the Port of Newcastle for the years 1909 and 1910?
 - (2.) The names of the persons or companies who tendered for the cranes for the years 1909 and 1910?
 - (3.) The prices at which the said persons tendered for the years 1909 and 1910?
 - (4.) Who were the successful tenderers, and what was the amount per ton tendered for, for the years 1909 and 1910?

Mr. Waddell answered,—I would invite the attention of the Honorable Member to the return laid upon the Table of this House on the 4th instant, which gives the desired information.

- (9.) Lease of Kensington Racecourse :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—
- (1.) For what purpose or purposes was the land, now controlled by the Kensington Pony Racing Club, granted; for what term was it granted; what extension of lease has been agreed to; and what period has the extended lease now to run?
 - (2.) Has any application been lodged by the Club management for a further extension of lease; if so, for what period is such extension asked?
 - (3.) Did the original lessee of the land in question make statement on oath (in 1889) to the effect that "he intended to expend £10,000 during the fifteen years, and the improvements will become the property of the Crown at the termination of the lease"?
 - (4.) What is the annual rental at present paid for this land by the management of the Club?

Mr. Moore answered,—

- (1.) Assuming the Honorable Member refers to the Kensington Recreation Grounds Company (Limited), the lease was granted for the purpose of recreation for a term of fifteen years, and was extended for a further period of thirteen years, which has about eight years and six weeks to run.
- (2.) No.
- (3.) Yes.
- (4.) £900 per annum.

- (10.) Lease of Kensington Racecourse :—Mr. E. M. Clark asked the Secretary for Lands,—
- (1.) Is it a fact that on the 16th January, 1900, a letter was addressed to the then Minister by Mr. W. C. Hill, in support of the extension of an unfinished lease to the Kensington Recreation Club?
 - (2.) Is it a fact that one of the strong representations of the letter referred to was that the Club opened the recreation ground free to all sports, such as cricket, football, polo, running, &c., and that racing and coursing were never mentioned, except as &c.?
 - (3.) Is it a fact that the rental was fixed at £900 per annum, to be reappraised as after the 31st December, 1910; and, if so, when will such reappraisement be made?
 - (4.) Is it a fact that the revenue to this Club from bookmakers, trainers, and jockeys for horse-racing purposes alone amounts to £3,500 per annum, and will his Department take this into consideration when reappraising the rent?
 - (5.) Is it a fact that eighteen pony races besides a number of coursing events, are annually held on this recreation ground as an additional source of profit to the lessees?

Mr. Moore answered,—

- (1 and 2.) Yes.
- (3.) Yes. The Local Land Board will reappraise the rent, probably during the latter part of next year.
- (4.) I have no knowledge of the revenue obtained by the Club. The rent will be decided upon the evidence adduced before the Board.
- (5.) I cannot say.

2. LIQUOR LAW :—Colonel Ryrie presented a Petition from M. E. Shaw, Chairman of a Meeting of the Eureka Lodge of the International Order of Good Templars, Gunning, praying that the House will, at an early date, amend the Liquor Law of the State so as to provide for.—
- (1) State option by simple majority; (2) the abolition of the thirty per cent. minimum; (3) the closing of all houses affected on the expiration of the licenses current at the time the vote was taken.

Petition received.

3. PAPERS :—

Mr. Wood laid upon the Table,—

- (1.) Regulations under the Pure Food Act, 1908.
 - (2.) Minute respecting reasons for granting Extended Leave of Absence to Mr. C. I. Callachor, Clerk-in-Charge of Parliamentary and Printing Work, Chief Secretary's Department.
- Referred by Sessional Order to the Printing Committee

Mr. Moore laid upon the Table,—

- (1.) Gazette Notices setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Act of 1884 and 1889, and the Public Trusts Act, 1897.
 - (2.) Report and Statement of Receipts and Expenditure of the Sydney Cricket Ground Trust for the year ended 30th September, 1909.
- Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

- (1.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of a Line of Railway from Maitland to South Grafton.
 - (2.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Miller-street to the McMahon's Point Tramway.
- Referred by Sessional Order to the Printing Committee.

10th November, 1909.

4. JUSTICES (AMENDMENT) BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 10th November, 1909.

F. B. SUTTON,
President.

JUSTICES (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 10th November, 1909.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 4, clause 19. *After* subsection (1) *insert* the following new subsection:—

The same section is amended by omitting the words "thereafter and."

Page 5, clause 22, line 6. *After* "period" *insert* "and by inserting the words 'either then sitting
' 'or thereafter to sit'"

Page 7. *Omit* clause 34 *insert* the following new clause:—

34. Section one hundred and eight is repealed, and the following section substituted in its place:—

108. (1) Any person aggrieved by any adjudication of a Licensing Court made under this Act, where such adjudication is not the refusal of a certificate for the grant, transfer, or removal of a license, or the cancellation or forfeiture of a license, or the refusal of a permit under section forty-nine or fifty, may appeal against such adjudication to a Court of Quarter Sessions.

The provisions of division four of Part V of the Justices Act, 1902, or of any Act amending the same, relating to appeals from an order or conviction shall, save as hereinafter provided, apply, *mutatis mutandis*, to appeals under this section from any such adjudication.

(2) Any person appealing against the refusal of the renewal of a license shall, at the same time as he gives notice of his intention to appeal, lodge with the Clerk of the Licensing Court a sum equal to the amount last paid as a fee for the license of the premises, together with a further sum of twenty pounds as security for costs.

Thereupon such premises shall be deemed to be licensed premises until the hearing of the appeal, subject to the payment of a proportionate part of the license fee for the time after the expiration of the former license.

If at such hearing the matter is determined against the appellant, the Court shall apply the first-mentioned sum in paying the said proportionate part of the license fee, and shall refund the balance to the appellant.

(3) Where during the pendency of such appeal, a vote of electors has been carried in favour of a reduction of licenses in the electorate in which the premises are situated, the license the subject of the appeal shall be dealt with by the Special Court constituted to determine the reduction to be made in the number of existing licenses, as if such license were in existence.

Examined,—

H. N. MACLAURIN,
Deputy-Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

5. GOLD-MARKING BILL:—Mr. Wade, pursuant to leave granted on 27th October, 1909, presented a Bill, intituled "*A Bill to provide for the marking of articles of gold, and for the warranty of such articles; to regulate the sale and exposing for sale of articles of gold and silver; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
6. RAILWAYS CROSSINGS BILL:—Mr. Waddell moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the closing of certain level crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works; to declare certain portions of such bridges, subways, and works to be public thoroughfares; and for purposes consequent thereon or incidental thereto.
Question put and passed.
7. POISONS BILL:—Mr. Waddell moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make better provision for regulating the supply, colouring, labelling, and custody of poisons; to repeal the Poisons Act, 1902; and for purposes consequent thereon or incidental thereto.
Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

10th November, 1909.

8. PUBLIC INSTRUCTION (AMENDMENT) BILL :—Mr. Hogue moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the attendance of children at school, and for dealing with truancy ; and to amend the Public Instruction Act of 1880 ; and for purposes incidental to and consequent on these objects.
Question put and passed.
9. FACTORIES AND SHOPS (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair ; and the Chairman reported the Bill with amendments.
On motion of Mr. Hogue, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
10. HOSPITAL FOR THE INSANE, ORANGE :—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of erecting an Hospital for the Insane at Orange.
Debate ensued.
Question put and passed.
11. HOSPITAL FOR THE INSANE, MORISSET :—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of erecting an Hospital for the Insane at Morisset.
Debate ensued.
Question put and passed.
12. PRINTING COMMITTEE :—Mr. Estell, Temporary Chairman, brought up the Seventeenth Report from the Printing Committee.
13. DEFAMATION (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Lee moved, "That" this Bill be now read a third time.
Mr. Wade moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clause 6,"—instead thereof.
Question,—That the words proposed to be left out stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words left out, be so inserted,—put and passed.
Question,—That the Bill be recommitted for the reconsideration of clause 6,—proposed.
Mr. Trefle moved, That the Question be further amended by the addition of the words "and for the purpose of considering a new clause to stand as clause 14 of the Bill."
Question proposed,—That the words proposed to be added be so added.
Point of Order :—Mr. J. C. L. Fitzpatrick submitted that the new clause, as read by the Honorable Member, proposed virtually to repeal a clause of the Principal Act not dealt with in this Bill, and was, therefore, outside the scope of the Bill, and out of order.
Debate ensued.
Mr. Speaker upheld the objection taken, and pointed out that the proposed new clause was clearly outside the scope of the Bill. The amendment was therefore out of order.
Question then,—That the Bill be recommitted for the reconsideration of clause 6,—put and passed.
On motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair ; and the Chairman reported the Bill 3^o with further amendments.
On motion of Mr. Wade, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.
14. FIRE BRIGADES BILL :—Mr. 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 4th November, 1909, a.m., in reference to the Fire Brigades Bill,—
Disagrees to the Assembly's amendment of new clause 42,—
(1.) Because, as the assent of both Houses of Parliament is necessary to the making of any law, in the opinion of this House, either House of Parliament should have reserved to itself the right to negative any by-law or regulation that is made by any Act to have the force of law.
(2.) Because, in the opinion of this House, it is undesirable that Parliament should delegate to a Board appointed under the Act the power of legislation by regulation without any power of revision by Parliament itself except by express enactment.
(3.) Because Parliament has sanctioned a similar provision in the following Acts passed during the last and present Session of Parliament :—Prisoners Detention Act, 1908, No. 11 ; Theatres and Public Halls Act, 1908, No. 13 ; Crown Lands Amendment Act, 1908, No. 30 ; Pure Food Act, 1908, No. 31 ; Forestry Act, 1909 ; Motor Traffic Act, 1909, No. 5.
Agrees to the Assembly's other amendment upon the Council's amendment in this Bill.
Legislative Council Chamber, F. B. SUTTON,
Sydney, 10th November, 1909. President.
Ordered by Mr. Speaker, That the Legislative Council's Message be taken into consideration in Committee of the Whole To-morrow.
The House adjourned, at fifteen minutes before Twelve o'clock, until To-morrow, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 60.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 11 NOVEMBER, 1909.

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

QUESTIONS:—

(1.) Value of Timber on Dorrigo Crown Lands:—*Mr. McFarlane*, for Mr. Briner, asked the Secretary for Lands,—Is it a fact that the Minister for Lands for the time being, or any members of the Government, made a statement in the Legislative Assembly, either in the year 1905 or 1906, to the effect that the royalty value of the timber in the first Dorrigo subdivision was being taken, or had been taken, into account in computing the capital value of the land to the settler?

Mr. Moore answered,—I would refer the Honorable Member to the *Votes and Proceedings* of 11th July, 1906.

(2.) Public School, Ulong Creek or Brooklana:—*Mr. McFarlane*, for Mr. Briner, asked the Minister of Public Instruction,—

(1.) Has any further action been taken in regard to the erection of the school building at Ulong Creek or at Brooklana Eastern Dorrigo?

(2.) Is it a fact that under conditions stipulated by the Department some time ago, the settlers had to erect the building to the satisfaction of the Department for a sum of £30?

(3.) Is it a fact that a suitable building for present needs would cost £60 or £70?

(4.) Have the settlers to pay royalty on any timber they use in building the school, provided that they undertake to build it?

(5.) Will he reconsider the whole question, and erect the school building at once, without demanding any assistance from local settlers?

Mr. Hogue answered,—

(1 to 4.) When the inspector visited the locality, only sixteen children were available, and the Department sanctioned an arrangement which the residents themselves made with that officer that, in the event of receiving a grant of £30, they would be prepared to erect a school building of approved type, of a size sufficient for the small number of pupils. No communication has been since received, intimating that the parents have declined to carry out that arrangement.

(5.) Consideration will be given to the question whether the Department should pay the whole cost of erecting a building.

(3.) Shire Rates on Conditional Purchases applied for:—*Mr. McFarlane*, for Mr. Briner, asked the Secretary for Public Works,—Is it a fact that Shire Councils levy rates upon land applied for as conditional purchase before such land is either surveyed or confirmed to the applicant; and, if so, what power have they to do so?

Mr. Lee answered,—I am not aware that such is the case.

(4.) Ventilating Shaft, Bondi Sewer:—*Mr. Edden*, for Colonel Onslow, asked the Secretary for Public Works,—

(1.) Did the Metropolitan Board of Water Supply and Sewerage call for tenders for the construction of a new ventilating shaft to the Bondi Sewer at Ben Buckler some months ago?

(2.) Since then have fresh tenders been called for?

(3.) Has the work yet been begun?

(4.) If not, will he urge the Board to expedite the work in view of the inconvenience caused by the smells which emanate from the present shaft, and which will probably increase with the advent of summer weather?

Mr.

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Mr. Lee answered,—The Metropolitan Board of Water Supply and Sewerage has furnished me with the following replies:—

(1 and 2.) Yes.

(3.) No.

(4.) Tenders received on both occasions were too high. It has now been determined to carry out the work by Board's staff. It will be commenced in a few days.

(5.) River Bank, Ruddersbank, Macleay River:—*Mr. McFarlane*, for Mr. Briner, asked the Secretary for Public Works,—

(1.) Was his attention, and that of his Department, directed some time ago to the reported danger of destruction of the river bank and the training-wall at Ruddersbank, Macleay River?

(2.) Was anything done in the matter?

(3.) Is it a fact that the bank behind the wall is constantly falling in, and that since the Honorable Member for Raleigh last drew attention to the fact, the falling in of the bank has taken place to a dangerously large extent, and that the training-wall has either disappeared in places, or is so low that it is no longer a protection?

(4.) Is it a fact that reports on the matter were to the effect that the tramping of cattle caused the falling in of the bank?

(5.) Who made such reports, and to what extent was it alleged that cattle had been responsible for the damage?

(6.) Is it a fact that the damage complained of could not possibly be caused by cattle, and that it is becoming a very serious matter?

(7.) Will he again consider the advisability of at once dredging for the purpose of pumping the sand from the river behind the training-wall, so as to fill up the large gaps and so protect the existing wall from further damage, and prevent the complete destruction of this work?

Mr. Lee answered,—

(1.) Yes.

(2.) A report was obtained, but the damage done was not very serious.

(3.) It is not a fact that the erosion taking place is considerable, only three feet having disappeared during the past year. The training-wall has slightly sunk in places, but is still a large protection to the filling.

(4.) Yes.

(5.) The District Works Officer, Kempsey, reported that the tramping of cattle on the edges of the banks loosened the soil, making it more friable and more easily eroded by the action of the tide.

(6.) The damage complained of could not be wholly caused by cattle; but there is little doubt that they were a contributing cause. The damage cannot be considered a very serious one.

(7.) Dredging is not considered necessary abreast of, or in the vicinity of this place; but when dredging is done near by the material will be pumped ashore to make good the portion eroded.

(6.) Tug Service, Clarence River:—*Mr. McFarlane*, for Mr. Briner, asked the Colonial Treasurer,—

(1.) How many vessels are employed in the tug service by his Department at the Clarence River?

(2.) Who is the owner or owners?

(3.) What sum is paid annually by the Government for the maintenance of this particular service, and how is the total amount made up?

(4.) Is it the duty of the tug or tugs to be within reach of the entrance at all times; and, if not, what are the specified conditions of the service?

(5.) Is it a fact that the tug engages in private towing contracts, and is absent from the Heads for as much as two days at a time while vessels enter and go out at their own risk, and other vessels are compelled to wait outside for the return of the tug?

(6.) Is it a fact that there are locally-owned steamers capable of carrying out the river towage which is catered for by the tug subsidised wholly or in part by the Government?

(7.) Does he consider this a satisfactory arrangement; and, if not, will he give instructions that the tug shall be in constant attendance at the river entrance?

Mr. Waddell answered,—

(1.) One.

(2.) Messrs. Blackwood and Company, of Sydney.

(3.) £900 per annum. This is the total amount paid for the right to the exclusive services of the tug.

(4.) Yes; but at times the tug is required to tow vessels up and down the river.

(5.) Yes. If a sailing vessel, for instance, required to be towed up the river, it would be the duty of the tug to tow her up, and in consequence she would necessarily be absent from the Heads during that period. The pilot has instructions, however, that, while all vessels trading to the port are entitled to the assistance of the subsidised tug, the work at the Heads must not be interfered with beyond what is unavoidable. Under the Government contract the tug is required to carry out the river towages, and from this source earns about £200 per annum. If she were relieved of this duty the Government would be obliged to pay a heavier subsidy.

(6.) There may be, but the Acting Superintendent is not aware of them.

(7.) It would be better if the subsidised tug-boat could always be kept at the Heads available for bar work; but, being the only boat stationed at the Heads, vessels requiring to be towed must have recourse to her services. The Government, however, proposes to place its own tug-boat at this river, when a more satisfactory service will ensue.

(7.)

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- (7.) Royalty on Timber off Conditional Purchases :—*Mr. McFarlane*, for Mr. Briner, asked the Minister for Agriculture,—
- (1.) Is it a fact that royalties are being claimed on timbers sold by holders of conditional purchases made out of conditional leases held prior to the passing of the Crown Lands (Amendment) Act, 1908, and the Forestry Act?
 - (2.) Will he give instructions that royalties shall not be claimed as stated?
- Mr. Perry answered,—Royalty will not be claimed on timber felled or removed from such land unless it is held under a tenure from the Crown, which requires the payment of royalty on timber.
- (8.) Conversion of Tenures—Inspection Fees :—*Mr. E. M. Clark*, for Mr. Briner, asked the Secretary for Lands,—
- (1.) Is it a fact that holders of homestead selections in the Kempsey District are being charged £10 for inspection fees in connection with their applications for converting their tenures into conditional purchases?
 - (2.) Is it a fact that in cases where the application for conversion is refused, the deposit of one shilling per acre is returned to the applicant?
 - (3.) Is this deposit considered part payment of the capital value of the holding to the Crown in case of conversion?
- Mr. Moore answered,—
- (1.) No. Each application is accompanied by a fee of £1, together with a provisional deposit of one shilling per acre of the area proposed to be converted. If the applicant asks for appraisalment, a fee of £3 is required, but any payment in excess of actual cost is refunded.
 - (2 and 3.) Yes.
- (9.) Removal of Timber from Conditional Purchase Lease or Homestead Selections :—*Mr. E. M. Clark*, for Mr. Briner, asked the Secretary for Lands,—
- (1.) Is it a fact that timber-getters on the North Coast are claiming the right to go on to lands held under conditional purchase lease, or under homestead selection, and take timber to sell in the open market without the consent of the landholders?
 - (2.) If so, will he so amend the Act that holders of conditional purchase leases and homestead selections shall enjoy peaceful possession of their holdings, and shall have control of the timber thereon?
- Mr. Moore answered,—
- (1.) I am not aware.
 - (2.) It is not necessary.
- (10.) Subsidy to Surf Clubs :—*Mr. Morton* asked the Secretary for Lands,—
- (1.) Is it a regulation of his Department that subsidy shall be paid to surf clubs for purchase of life saving apparatus, dressing-sheds, &c.?
 - (2.) If so, when and how are these subsidies paid?
- Mr. Moore answered,—
- (1.) No.
 - (2.) It is usual to grant pound for pound subsidies towards the cost of necessary dressing-sheds, &c., for surf bathers, and such subsidies are paid to the local Municipal or Shire Councils or to the trustees of the recreation or baths reserve upon which the sheds are to be erected.
- (11.) Sale of Railway Station Subdivision, Sydney :—*Mr. Morton* asked the Secretary for Public Works,—
- (1.) Was a sale recently made by Messrs. Horning and Company, for his Department, of lots 6 to 13 of Railway Station subdivision for £42,000; if so, what commission was paid to the auctioneers?
 - (2.) What is the scale of commission charged on sales of this description?
- Mr. Lee answered,—
- (1.) No sale was effected.
 - (2.) One per cent.
- (12.) Railway Sleepers, Bomaderry District :—*Mr. Morton* asked the Colonial Treasurer,—
- (1.) How many sleepers have been purchased since the 1st January, 1909, at Bomaderry Railway Station?
 - (2.) From whom were they purchased?
 - (3.) What species of timber was accepted, and the price paid for each kind?
 - (4.) What uncompleted contracts are in existence for delivery at above station, and when will they expire?
- Mr. Waddell answered,—
- (1.) 285.
 - (2.) Messrs. Sharman and Ball.
 - (3.) Ironbark sleepers 8 feet x 9 inches x 4½ inches at 3s. each.
 - (4.) Messrs. Sharman and Ball's contract for the supply of 3,000 ironbark sleepers 8 feet x 9 inches x 4½ inches at 3s. each. Time for delivery expired 22nd March last. Mr. Joseph McCarthy's contract for the supply of 2,500 tramway ironbark sleepers at 3s. 3d. each. The time for delivery expired on 7th instant. No sleepers have been supplied under this contract.
- (13.) Payment of Land-tax :—*Mr. Cann* asked the Premier,—Has he read the letter appearing in the *Sydney Morning Herald* over the name of Mr. Harding, and—if he confirms the soundness of the legal aspect of the arguments raised therein—will he take steps to give some wide and authoritative publicity with a view to assisting tenants and short-dated lessees to understand that the landowner has

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has to pay the tax, precisely as before under the State land-tax, except in the case of leases which had not less than thirty years to run at 1st January, 1903—the date of commencement of the Land Tax (Leases) Act,—and which are specifically provided for to be adjusted by the Commissioners of Taxation?

Mr. Wade answered,—I stated my view of the law, and the intention of Parliament, to a deputation last week. If by any mischance the intention of Parliament is not given effect to the law will be amended.

(14.) Tramway connecting Botany and Cleveland-street Lines:—Mr. Page asked the Secretary for Public Works,—Is it the intention of the Government to connect the Botany tram-line with the Cleveland-street line along Regent-street, Redfern?

Mr. Lee answered,—Not at present.

(15.) Dredges, Clarence River:—Mr. McFarlane asked the Secretary for Public Works,—

- (1.) Is it a fact that the grab dredge "Omega" has been removed from the Clarence River?
- (2.) Is it a fact that a considerable amount of dredge work is required in the different arms and channels which cannot be done by the "Minos"?
- (3.) Will he send a suitable grab dredge to carry out necessary work?

Mr. Lee answered,—

- (1.) The "Omega" was removed in July, 1908.
- (2.) There are places which cannot be dredged by the "Minos."
- (3.) No grab dredge is available at present, but one will be sent at earliest opportunity.

(16.) Spiral Tube Cleaners, Locomotive Department:—Mr. Estell, for Mr. Arthur Griffith, asked the Colonial Treasurer,—

- (1.) How many of the Patent Spiral Tube Cleaners are there in use in the Locomotive Department of the Railway Service?
- (2.) Have these implements been continually in use since 1903?

Mr. Waddell answered,—

- (1.) Forty-three.
- (2.) Yes.

(17.) Press-writing by School Teachers:—Mr. Estell, for Mr. O'Sullivan, asked the Minister of Public Instruction,—

- (1.) Is it a fact that a number of school teachers who contribute to the Press are in the habit of showing their productions to the principal officials?
- (2.) Will he consider whether, under such circumstances, the criticism of these writers is likely to be fair and impartial?

Mr. Hogue answered,—Two teachers with the sanction of the Department supply school news to the Press. These writers are subject to the restriction which prevents all public officers from publicly criticising their Department.

(18.) North Botany and Botany Sewerage Scheme:—Mr. Page asked the Secretary for Public Works,—When will the work, for the construction of the North Botany and Botany Sewerage Scheme, be proceeded with?

Mr. Lee answered,—The scheme will first have to be referred to the Public Works Committee.

(19.) Electric Light, Long Bay Prison and Coast Hospital, Little Bay:—Mr. Page asked the Colonial Secretary,—

- (1.) Is it a fact that the electric light has been installed at the prison, Long Bay?
- (2.) Will he consider the necessity for the extension of the electric light to the Coast Hospital in place of the kerosene lamps now in use?

Mr. Wood answered,—

- (1.) I understand so.
- (2.) The matter of lighting the Coast Hospital is at present under consideration. There is considerable difficulty in the way of amalgamating the schemes for lighting the gaol and the hospital. It will probably end in our having a separate scheme for the hospital.

(20.) Long Bay Outfall Sewerage Scheme:—Mr. Page asked the Secretary for Public Works,—

- (1.) When will the work be proceeded with for the construction of the Long Bay Outfall Sewerage Scheme?
- (2.) How long will it take to finish same?

Mr. Lee answered,—

- (1.) Tenders can be invited next month.
- (2.) About two-and-a-half years.

(21.) Payment of Allowances to Members of Land Boards:—Mr. Estell, for Mr. Nielsen, asked the Secretary for Lands,—

- (1.) Has some alteration recently been made in the system of paying allowances to members of Local Land Boards?
- (2.) What is the nature of such alteration?
- (3.) Will he consider whether such alteration inflicts considerable hardship upon members of Local Land Boards who do not reside at the centre of their land district?
- (4.) Does he consider it reasonable to penalise men whose services are of great value to the Department, because they reside some distance from the centre of their district?

(5.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(5.) Will he consider whether it is probable that, under the proposed alteration, the services of many valuable members of Boards will be lost, and that the choice of selection will be much restricted in the future?

(6.) Will he revert to the system previously in force, under which the allowances were based upon the distance from a member's home, and not the distance from the centre of the land district?

Mr. Moore answered,—

(1.) Yes.

(2.) An alteration was recently made on the application of certain Land Board members, and in their interests—such alteration being of the rate of travelling allowance from 15s. to 12s. 6d. per day, with the provision that such allowance shall be paid, as was not formerly the case, for the days on which the members receive the fee for sitting on the Board. Under the new arrangement, Board members—except in some special cases—are to be paid for the whole time they are absent from their homes on the Board business, unless for days on which they can return home at night. On these occasions they are to be paid actual subsistence expenses.

(3 to 6.) There has been some misunderstanding regarding the new arrangement. A fresh intimation is being issued, fully explaining its operation, and this, it is believed, will give satisfaction. The intention is not to penalise Board members, but to improve their position in respect of the travelling allowance. If, however, there are any cases where the alteration inflicts hardship or injustice, I shall be glad to consider them if brought under my notice.

2. PAPERS:—

Mr. Moore laid upon the Table,—Particulars of a Lease issued on 3rd November, 1909, under the provisions of the Western Lands Act, 1901.

Referred by Sessional Order to the Printing Committee.

Mr. Perry laid upon the Table,—Report of the Stock Branch of the Department of Agriculture for the year ended 30th June, 1909.

Referred by Sessional Order to the Printing Committee.

3. POSTPONEMENTS:—The following Orders of the Day were postponed *until Tuesday next*:—

(1.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick.*]

(2.) Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on 'Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners,' brought up on 'the 18th December, 1908, a.m., be now adopted.'"

4. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—

(1.) *Sewerage for Municipality of Goulburn*:—Mr. Lee moved, pursuant to Notice, That it is expedient that the proposed system of sewerage for the Municipality of Goulburn, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.

Debate ensued.

Question put and passed.

(2.) *Extension of Northern Breakwater at Newcastle Harbour Entrances*:—Mr. Lee moved, pursuant to Notice, That it is expedient that the addition of 420 feet to the Northern Breakwater at the Entrance of Newcastle Harbour, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.

Debate ensued.

Question put and passed.

5. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Eighteenth Report from the Printing Committee.

6. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—

(1.) *Electric Tramway, Military-road, North Sydney, to Cremorne Point*:—Mr. Lee moved, pursuant to Notice, That it is expedient that an electric tramway from the Military-road, North Sydney, to Cremorne Point, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.

Debate ensued.

Question put and passed.

(2.) *Railway, Moree to Mungindi*:—Mr. Lee moved, pursuant to Notice, That it is expedient that a line of railway from Moree to Mungindi, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.

Question put and passed.

7. FACTORIES AND SHOPS (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Hogue, Bill read a third time, and passed.

Mr. Hogue then moved, That the Title of the Bill be "*An Act to amend the Factories and Shops Act of 1896; and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Factories and Shops Act of 1896; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 11th November, 1909.

11th November, 1909.

8. RAILWAYS CROSSINGS BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the closing of certain level crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works; to declare certain portions of such bridges, subways, and works to be public thoroughfares; and for purposes consequent thereon or incidental thereto.

Mr. Deputy-Speaker resumed the Chair; and Mr. Nielsen, Temporary Chairman, reported that the Committee had come to a resolution.

Ordered, on motion of the Temporary Chairman, That the report be *now* received.

The Temporary Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to provide for the closing of certain level crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works; to declare certain portions of such bridges, subways, and works to be public thoroughfares; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Waddell, the resolution was read a second time, and agreed to.

(2.) Mr. Waddell then presented a Bill, intituled "*A Bill to provide for the closing of certain level crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works; to declare certain portions of such bridges, subways, and works to be public thoroughfares; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

9. CROWN LANDS (IMPROVEMENT PURCHASE) BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Moore, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Crown Lands Act of 1884, and the Mining Act, 1906; and for other purposes.

Mr. Deputy-Speaker resumed the Chair; and Mr. Nielsen, Temporary Chairman, reported that the Committee had come to a resolution.

Ordered, on motion of the Temporary Chairman, That the report be *now* received.

The Temporary Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to amend the Crown Lands Act of 1884, and the Mining Act, 1906; and for other purposes.

On motion of Mr. Moore, the resolution was read a second time, and agreed to.

(2.) Mr. Moore then presented a Bill, intituled "*A Bill to amend the Crown Lands Act of 1884, the Mining Act, 1906; and for other purposes*,"—which was read a first time.

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

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 61.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 16 NOVEMBER, 1909.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by the Ministers named, and read by Mr. Speaker:—

By Mr. Wade,—

(1.) Forestry Bill:—

CHELMSFORD,
Governor.

Message No. 33.

A Bill, intituled "*An Act to provide for the dedication, reservation, and management of State forests and timber reserves; for regulating the obtaining and removing of timber and other products; for regulating saw-mills; for imposing fees, rents, and royalties; to regulate ringbarking; to amend the Crown Lands Act of 1884, the Crown Lands Amendment Act of 1905, the Crown Lands (Amendment) Act, 1908, the Mining Act, 1906, the Public Works Act, 1900, and the Impounding Act of 1898; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 11th November, 1909.

(2.) Sydney Harbour Trust Land Titles Bill:—

CHELMSFORD,
Governor.

Message No. 34.

A Bill, intituled "*An Act to provide for the issue of certificates of title to land vested in the Sydney Harbour Trust Commissioners; to amend the Real Property Act, 1900; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 11th November, 1909.

By Mr. Oakes,—

(3.) Goulburn Sewerage Bill:—

G. B. SIMPSON,

Message No. 35.

By Deputation from His Excellency the Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a system of sewerage for the Municipality of Goulburn; and for purposes consequent thereupon or incidental thereto.

State Government House,
Sydney, 8th November, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

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(4.)

16th November, 1909.

(4.) Newcastle Northern Breakwater Extension Bill:—

G. B. SIMPSON,

*Message No. 36.**By Deputation from His Excellency the Governor.*

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereupon or incidental thereto.

*State Government House,
Sydney, 9th November, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

(5.) Cremorne Tramway Bill:—

G. B. SIMPSON,

*Message No. 37.**By Deputation from His Excellency the Governor.*

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 8th November, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

(6.) Moree to Mungindi Railway Bill:—

G. B. SIMPSON,

*Message No. 38.**By Deputation from His Excellency the Governor.*

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a line of railway from Moree to Mungindi; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 8th November, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

2. QUESTION:—

(1.) Infectious Diseases, Sydney and Suburbs:—Mr. Parkes asked the Colonial Secretary,—

- (1.) What number of infectious diseases, such as typhoid, diphtheria, and scarlet fever, have occurred during the past twelve months in the metropolitan area?
- (2.) How many cases have occurred in the unsewered areas of the suburbs?

Mr. Wood answered,—

- (1.) From the 1st November, 1908, to the 30th October, 1909, 820 cases of typhoid fever, 1,219 cases of diphtheria, and 1,023 cases of scarlet fever were notified according to law.
- (2.) Many Municipalities are partly sewerred and partly unsewerred. No comparative return could be drawn up.

3. POSTPONEMENTS:—The following Orders of the Day were postponed *until To-morrow*:—

- (1.) Servants Registry Bill; second reading. [*Mr. E. M. Clark.*]
- (2.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds and for other purposes. [*Mr. J. C. L. Fitzpatrick.*]
- (3.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark.*]

4. PAPERS:—

Mr. Waddell laid upon the Table,—

- (1.) Notification of resumption of land, under the Public Works Act, 1900, for improvement of Railway Traffic at Flemington.
 - (2.) Notification of resumption of land, under the Public Works Act, 1900, for the extension of the Railway Station Yard at Wambool.
- Referred by Sessional Order to the Printing Committee.

Mr. Wood laid upon the Table,—Particulars respecting the proposed acquisition by the Government, for the purposes of Closer Settlement, of the Everton Estate, near Gilgandra.
Ordered to be printed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

16th November, 1909.

5. ADJOURNMENT :—Mr. Speaker stated that he had received from the Honorable Member for Kahibah, Mr. Edden, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.,—"The urgent necessity for the passing of legislation to nationalize sufficient coal-mines to supply public requirements." And the motion for the adjournment of the House being supported by five other Honorable Members,—
Mr. Edden moved, That this House do now adjourn.
Debate ensued.

At Seven o'clock Government Business took precedence, under Sessional Order adopted on Thursday, 30th September, 1909.

Debate continued.

Question put.

The House divided.

Ayes, 25.

Mr. Cann,	Mr. Estell,
Mr. Gus. Miller,	Mr. Nielsen.
Mr. Meehan,	<i>Tellers,</i>
Mr. Dooley,	
Mr. Charlton,	Mr. Stuart-Robertson,
Mr. Dacey,	Mr. Horne.
Mr. John Storey,	
Mr. Burgess,	
Mr. Page,	
Mr. McGarry,	
Mr. Edden,	
Mr. Arthur Griffith,	
Mr. Macdonell,	
Mr. Graham,	
Mr. Carmichael,	
Mr. Hollis,	
Mr. Peters,	
Mr. Trellé,	
Mr. Beeby,	
Mr. Scobic,	
Mr. Mercer,	

Noes, 39.

Mr. Cohen,	Mr. Barton,
Mr. Wood,	Mr. J. C. L. Fitzpatrick,
Mr. Mahony,	Mr. Robert Jones,
Mr. Hogue,	Mr. Collins,
Mr. Moore,	Mr. McCoy,
Mr. Oakes,	Mr. Davidson,
Mr. Perry,	Mr. Levy,
Mr. Waddell,	Mr. Gillies,
Mr. James,	Mr. Levien,
Mr. Lonsdale,	Mr. Downes,
Mr. Nobbs,	Mr. Parkes,
Mr. Fallick,	Dr. Arthur,
Mr. Gilbert,	Mr. McFarlane,
Mr. Morton,	Mr. Moxham,
Mr. Ball,	Colonel Onslow,
Sir James Graham,	Mr. W. Millard.
Mr. Broughton,	<i>Tellers,</i>
Mr. Robson,	
Mr. John Miller,	Mr. Latimer,
Mr. Price,	Mr. Taylor.
Mr. Donaldson,	

And so it passed in the negative.

6. RAILWAYS CROSSINGS BILL :—The Order of the Day having been read,—Mr. Waddell moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
7. CROWN LANDS (IMPROVEMENT PURCHASE) BILL :—The Order of the Day having been read,—Mr. Moore moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
On motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 17 NOVEMBER, 1909, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Moore, the report was adopted.
Ordered, That the Bill be read a third time To-morrow.

8. ADJOURNMENT :—Mr. Wood moved, That this House do now adjourn.
Debate ensued.
Question put and passed.
The House adjourned accordingly, at seven minutes after Twelve o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 62.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 17 NOVEMBER, 1909.

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

DENTISTS (AMENDMENT) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Wood, and read by Mr. Speaker :—

G. B. SIMPSON,

Message No. 39.

By Deputation from His Excellency the Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Dentists Act, 1900 ; and for other purposes.

*State Government House,
Sydney, 17th November, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

2. QUESTIONS :—

- (1.) Goods Traffic, Gulgong Railway Station :—Mr. Robert Jones asked the Colonial Treasurer,—
- (1.) Will he make representations to the Chief Commissioner for Railways with a view to increasing the staff at Gulgong, to expedite the delivery of goods to their owners ?
 - (2.) Is it a fact that during last week it took several days to unload twenty-three trucks of goods ?
 - (3.) Is it a fact that some of these trucks stood under load for fully a week through being allowed to stand for days at stations *en route* ?
 - (4.) Is it a fact that very great loss and inconvenience was caused to storekeepers and other owners of goods through the staff being wholly inadequate to unload the trucks on arrival at Gulgong ?
 - (5.) Is it a fact that this is a common occurrence, and will he give instructions to have it altered ?

Mr. Waddell answered,—

- (1.) The matter has been brought under the notice of the Chief Commissioner.
 - (2.) The trucks referred to were unloaded within fourteen working hours after arrival.
 - (3.) One of the twenty-three trucks was in transit five working days ; this is being followed up. The present service on the Gulgong extension is tri-weekly, and this is responsible for a certain amount of delay. An improved train service is not warranted at the present time.
 - (4 and 5.) The principal storekeepers and others have intimated that they have not been occasioned loss and inconvenience. The present staff is sufficient to deal with the ordinary business, and, when necessary, the station-master has authority to engage additional assistance.
- (2.) Telephone Service :—Mr. Gillies, for Mr. E. M. Clark, asked the Premier,—Will he suggest to the Federal Prime Minister the desirability of placing the telephone service under the separate control of each State with a view of expediting the transmission of local communications ?
- Mr. Wade answered,—I do not think any good purpose would be served by acting as the Honorable Member suggests. The change of control indicated could only be effected by an amendment of the Constitution.

(3.)

17th November, 1909.

- (3.) Mineral Leases, South Maitland District:—Mr. Charlton asked the Secretary for Mines,—
- (1.) What is the number of mineral leases held from the Crown by each of the following coal companies in South Maitland District:—East Greta and Stanford Merthyr, Heddon Greta, J. and A. Brown, Australian Agricultural Company, Seaham, Wickham and Bullock Island, Caledonian, and Hetton?
 - (2.) What is the area of such leases, the number of men to be employed by each respective company in order to comply with the labour conditions, the royalty per ton paid, also minimum rental per annum due to the Government by each company?
 - (3.) Will he have inquiries made with a view of ascertaining if the labour conditions are being complied with; and, if not, cancel the lease or leases of the company failing to comply with same?
- Mr. Wood answered,—(1 and 2.)

Name of Company.	No. of M.L.'s held.	Area.			No. of men to be employed.	Royalty payable.	Rental per annum.		
		a	r.	p.			£	s.	d.
East Greta and Stanford Merthyr.	8	2,174	1	7	36	6d. per ton on large, and 3d. on small coal.	192	2	6
J. and W. Brown ...	11	3,328	0	28	54	do ...	326	12	0
Australian Agricultural Company.	6	3,175	3	34	22	do ...	158	18	0
*Seaham ...	4	323	3	8	8	do ...	2	10	0
Wickham and Bullock Island Company.	5	1,561	1	3	23	do ...	132	13	0
Caledonian Company ...	18	8,367	1	27	228	do ...	701	3	6
Hetton Coal Company ...	9	2,860	0	18	75	do ...	310	2	6
Heddon Greta ...	...	Privately owned.			...	...	...	...	...

* Nearly the whole of this colliery property is privately owned.

- (3.) An inquiry will be made, but it is pointed out that, under clause 114 of the Mining Act of 1906, the lessees are entitled to exemption from labour conditions for one month for every period of six months during which they have employed excess labour equal to the labour prescribed in their leases, provided that such exemption shall not be for any longer cumulative term than six months at any one time.
- (4.) Forbes-Stockinbingal Railway Scheme:—Mr. Carmichael, for Mr. Holman, asked the Secretary for Public Works,—Will he state the probable date of the introduction of a resolution referring the Forbes-Stockinbingal Railway Scheme to the Public Works Committee?
- Mr. Oakes answered,—Nothing can be done until the Cabinet determines its Works Policy for the Session.
- (5.) Public School and Teacher's Residence, Cowper:—Mr. O'Sullivan, for Mr. Briner, asked the Minister of Public Instruction,—
- (1.) Were tenders invited for a new public school building and teacher's residence at Cowper; and, if so, when?
 - (2.) Was any tender accepted; and, if so, when?
 - (3.) Has the work been commenced; and, if not, when is it proposed to begin the construction of the building?
- Mr. Hogue answered,—
- (1 and 2.) Tenders have not yet been invited.
 - (3.) It is expected that tenders will be called within one month.
- (6.) Taxation of Pastoral Land in Warren Municipality:—Mr. O'Sullivan asked the Secretary for Public Works,—
- (1.) Is it a fact that Warren, with a population of only 1,100, has a municipal area of 14,592 acres, of which 14,232 are outside the sanitary area?
 - (2.) Is it a fact that, although this land is suitable and used only for pastoral purposes, the occupiers had in 1908 to pay a municipal tax of 10d. per acre, fully double the unimproved value, and about half the whole taxation?
 - (3.) Is it a fact that, in consequence of this taxation, the occupiers are unable to make the land pay its own taxes?
 - (4.) Is it a fact that, when asked, the Council refused to give a full statement of the expenditure outside the sanitary area?
 - (5.) Is it a fact that one occupier, viz., the Reverend Walter Curran, was, on 17th August last, sold off in order to obtain this tax?
 - (6.) Is it a fact that the occupiers would benefit to a very large extent by annexation to the adjoining Shire?
 - (7.) Is it a fact that, according to a letter received from the Public Works Department, dated 8th June, 1909, by one Daniel McAlary, the present state of affairs is practically unalterable under existing laws?
- Mr. Oakes answered,—
- (1.) The area of the Municipality of Warren is 14,592 acres, and the population, according to the published statistics for 1907-8, is 1,100. I am not aware what is the extent of the scavenging area of the Municipality.
 - (2, 3, 4, and 5.) I am not aware.
 - (6.) It is possible.
- (7.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(7.) Mr. McAlary asked for information as to the provisions of the Local Government Act respecting the taking of a poll in cases where proposals are made for the severing of a portion of a Municipality for the purpose of adding that portion to a Shire. He was informed that the poll which may be demanded must, if demanded, be taken, not merely in the part which desires to leave the Municipality and go to the Shire, but in the whole of the Municipality and in the whole of the Shire as two separate polls; and unless both of these polls result in favour of the change that change cannot be carried out.

(7.) Protection of Native Birds :—Mr. O'Sullivan asked the Colonial Secretary,—

- (1.) Is it a fact that the bell-bird is rapidly dying out?
- (2.) Will he take steps to preserve this bird?
- (3.) Is it a fact that, since the scattering of poison baits to kill the rabbits, birds of all kinds are disappearing?
- (4.) Will he take steps to regulate these poison baits in such a manner as will allow our native birds a fair chance to increase in number?

Mr. Wood answered,—

- (1.) No. Through the spread of settlement this bird is being driven from the localities which it formerly inhabited.
- (2.) This bird, in common with many others, is protected absolutely for a period of ten years from the 31st October, 1905.
- (3.) It is regretted that many useful birds are destroyed through poison laid for the destruction of rabbits.
- (4.) It does not appear practicable to regulate the baits as suggested.

(8.) Hurstville Sewerage :—Mr. Parkes asked the Secretary for Public Works,—

- (1.) Is it a fact that a deputation of the Hurstville Aldermen waited upon him, some four months ago, to urge him to construct a short sewer from some fifty shops and dwellings upon the main street of that suburb?
- (2.) Is it a fact that all the buildings grouped side by side in this area discharge their sewage and slops upon the open surface?
- (3.) Is it a fact that only £400 is required to do this work, and that those to be benefited are willing to pay the interest upon the outlay?
- (4.) Is it a fact that the Metropolitan Board of Water Supply and Sewerage will carry out the work, but are only waiting for funds for such purpose?
- (5.) Is it a fact that considerable epidemic disease has lately existed in the district?
- (6.) Will he provide money for the work without delay?

Mr. Oakes answered,—The Metropolitan Board of Water Supply and Sewerage has furnished the following answers :—

- (1 and 2.) On the 19th August last a deputation waited upon the Minister to ask that a storm-water drain be constructed, in order to carry off the slop waters at present discharged on the surface of the ground in this vicinity.
- (3.) The estimated cost of this stormwater drain was £170.
- (4.) No. It is not a question of funds being made available. The position taken up by the Board was that the construction of this work was purely a municipal matter, but if the drain were constructed by the Council and afterwards taken over as an adjunct to the foul-water sewerage system, the Board would recoup the Council, provided the work was up to the Board's standard.
- (5.) I am not aware.
- (6.) See reply to Question 4.

(9.) Court-house, Molong :—Mr. J. C. L. Fitzpatrick asked the Secretary for Public Works,—When will tenders be called for repairs, &c., at the Court-house and lock-up quarters, Molong?

Mr. Oakes answered,—The repairs to the Court-house are in hand, and the alterations and repairs to the lock-up keeper's quarters will be carried out when the Estimates are passed.

(10.) Potato Culture, Government Farms :—Mr. J. C. L. Fitzpatrick asked the Minister for Agriculture,—Will he give early consideration to the suggestion of Mr. Stanford, of Orange, that his Department take up the matter of making experiments in potato culture at the Bathurst and other Government Farms?

Mr. Perry answered,—Experiments are already being carried out in potato culture at the experiment farms, and by farmers, under the direction of the Department, in the principal potato-growing districts of the State.

(11.) Gold Leases of the late Mr. Collins, Parish of Galbraith :—Mr. Carmichael, for Mr. Beeby, asked the Secretary for Mines,—

- (1.) Is it a fact that the warden sometime ago refused to grant further suspension of labour conditions to the representatives of the late Mr. Collins in reference to gold leases 6 and 7, parish of Galbraith?
- (2.) Is it a fact that on or about the 8th August last, his Department gave notice to the said representatives that unless work was resumed within one month the leases would be cancelled?
- (3.) Is it a fact that work was not resumed within the time given, and has not yet been resumed?
- (4.) Is it a fact that the leases have not been cancelled?

Mr.

17th November, 1909.

- Mr. Wood answered,—
- (1.) I have no information.
 - (2.) On the 8th September the representatives were given one month to complete necessary arrangements, in connection with letters of administration of the estate, and to resume mining operations on the areas.
 - (3.) On the 21st October the warden reported the mining operations had been restarted with full labour, but a further and more definite report has been called for as to whether the labour conditions are being *bond fide* carried out on each area.
 - (4.) Yes.
3. GOULBURN SEWERAGE BILL (*Formal Motion*):—Mr. Oakes, *on behalf of Mr. Lee*, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a system of sewerage for the Municipality of Goulburn; and for purposes consequent thereupon or incidental thereto.
Question put and passed.
4. NEWCASTLE NORTHERN BREAKWATER EXTENSION BILL (*Formal Motion*):—Mr. Oakes, *on behalf of Mr. Lee*, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereupon or incidental thereto.
Question put and passed.
5. CREMORNE TRAMWAY BILL (*Formal Motion*):—Mr. Oakes, *on behalf of Mr. Lee*, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto.
Question put and passed.
6. MOREE TO MUNGINDI RAILWAY BILL (*Formal Motion*):—Mr. Oakes, *on behalf of Mr. Lee*, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a line of railway from Moree to Mungindi; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.
Question put and passed.
7. CROWN LANDS (IMPROVEMENT PURCHASE) BILL (*Formal Order of the Day*),—on motion of Mr. Moore, read a third time and *passed*.
Mr. Moore then moved, That the Title of the Bill be "*An Act to amend the Crown Lands Act of 1884, the Mining Act 1906; and for other purposes.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Crown Lands Act of 1884, the Mining Act, 1906; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 17th November, 1909.*
8. POSTPONEMENT:—The Order of the Day, "Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];"—was postponed until *To-morrow*.
9. PAPERS:—Mr. Moore laid upon the Table,—
(1.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889, and the Public Trusts Act, 1897.
(2.) Notification of resumption of land, under the Public Works Act, 1900, in connection with establishing of a Public Cemetery at Lithgow.
(3.) Return of Leases granted under the provisions of section 18, Crown Lands Act Amendment Act, 1903.
(4.) Report of the National Park Trust for the year ended 30th June, 1909.
Referred by Sessional Order to the Printing Committee.
10. DEFAMATION (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a third time.
Debate ensued.
Question put and passed.
Bill read a third time, and, on motion of Mr. Wood, *passed*.
Mr. Wood then moved, That the Title of the Bill be "*An Act to amend the law of Defamation.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the law of Defamation,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 17th November, 1909.*

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

17th November, 1909.

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11. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Waddell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
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And the Committee continuing to sit after Midnight,—

THURSDAY, 18 NOVEMBER, 1909, A.M.

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

The House adjourned, at twenty minutes after One o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

Acto South Wales.

No. 63.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 18 NOVEMBER, 1909.

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

QUESTIONS :—

- (1.) Botanic Garden Employees :—Mr. Broughton asked the Minister for Agriculture,—
- (1.) Is it a fact that all the labourers in Hyde Park are in receipt of 7s. 6d. per day?
 - (2.) Is it a fact that all the labourers in the Botanic Garden sub-Department, and ten of the gardeners there, receive but 7s. per day?
 - (3.) If so, will he consider whether this supports the statement of the Public Service Board in reply to the men, that they are in a more favourable position than the Hyde Park employees?
 - (4.) Is it a fact that the Board did not give any reply to the second and third of the men's requests, viz., dealing with the payment for overtime, and temporary employees?
 - (5.) Is it a fact that the men asked permission to supply the Board with actual costs of weekly expenses, showing their inability to live on the present wages?
 - (6.) Why did the Public Service Board not grant an opportunity to produce such evidence?
 - (7.) Will he give two of the men's representatives an opportunity of stating their case to him, with a view of its being reopened?

Mr. Perry answered,—

- (1.) Inquiries will be made as to whether any such concessions have recently been granted.
- (2.) All the labourers are paid at the rate of 7s. per day, but gardeners are paid at rates varying from 7s. to 9s. per day.
- (3.) The statement of the Board did not refer to those officers only who are paid at the rate of 7s. per day, but to the staff as a whole, and the words used were :—"In view of the liberal concessions by way of annual and sick leave allowed to the employees in the Botanic Gardens and at Centennial Park, they are already in a more favourable position than the employees of the City Council," &c.
- (4.) The Board had already dealt with the matter of overtime for watching by regulation published in May, 1908. No decision has been arrived at in regard to temporary employees.
- (5 and 6.) The case was very fully set out in writing, and it was not deemed necessary and would have been unusual to hear the men by Counsel as they asked.
- (7.) If the men have any fresh facts to put forward, the Public Service Board will no doubt give them consideration.

(2.) Jarrett's Special Lease, Coff's Harbour :—Mr. O'Sullivan, for Mr. Briner, asked the Secretary for Lands,—

- (1.) With reference to replies given to Questions by the Honorable Member for Raleigh on 2nd September last, will he say if the report of the Mines Department has yet been received in regard to Jarrett's special lease in the town of Coff's Harbour?
- (2.) When is it likely that the subdivision of portion of this special lease will be offered at auction?

Mr. Moore answered,—

- (1.) Yes.
 - (2.) The case is now under reference to the district surveyor to value the improvements upon each allotment. The land will be submitted to auction sale as soon as possible after receipt of the district surveyor's report, which is expected shortly.
- (3.) Water Hyacinth :—Mr. McFarlane asked the Secretary for Public Works,—
- (1.) Is it a fact that the water hyacinth is spreading each year in the Clarence District?
 - (2.) Is it a fact that the decayed hyacinth in Alumny Creek, Grafton, has become a menace to the health of the citizens?
 - (3.) Will he cause immediate inquiry to be made and early steps taken to remove the trouble at Grafton?
 - (4.) Will he also, this Session, introduce a Bill dealing with the pest generally?

Mr.

18th November, 1909.

Mr. Lee answered,—

- (1.) Yes.
- (2.) I am not aware.
- (3.) The Shire Council may, under the Local Government Act, obtain power to cope with the nuisance.
- (4.) I understand the matter is at present under consideration by the Honorable the Minister for Agriculture.

(4.) School Inspectors, Country Districts :—Mr. O'Sullivan asked the Minister of Public Instruction,—

- (1.) How many school inspectors are now in the Service who have reached the age limit; what districts do they superintend?
- (2.) Is it a fact that one school inspector in a country district is so old that he has to be assisted in the examinations of his schools by his wife?
- (3.) By whose authority does this lady take part in the management of the schools?
- (4.) Is she paid a salary; if not, why not?
- (5.) Is this inspector allowed travelling expenses; if so, at what rate per day?
- (6.) Is it usual for the school inspector to board for several days with certain teachers when on tour; does he recompense the teacher?
- (7.) Will he consider whether this practice of boarding with teachers is conducive to an impartial, independent, and effective discharge of duty on the part of the inspector; if not, will he give instructions for the discontinuance of the practice?

Mr. Hogue answered,—

- (1.) Only one officer engaged in the inspection of schools has reached the age limit of sixty-five, and he retires at the end of next month. He is at present in charge of a section of the Metropolitan District.
- (2.) No country inspector is so old that any assistance is required by him.
- (3 and 4.) No authority has been given to any lady to take part in the management of schools, but it is understood that the wife of one inspector has taken an interest in the needlework and other occupations of the girls.
- (5.) All inspectors are allowed travelling expenses at the rate provided by Regulation 95 under the Public Service Act.
- (6.) It is not proper for inspectors to board with teachers. I strongly disapprove of such a practice.
- (7.) Answered by reply to No. 6.

(5.) Classification of Blayney and Cowra Railway Stations and Salaries of Station-masters:—*Mr. Estell*, for Mr. Beeby, asked the Colonial Treasurer,—

- (1.) What is the classification of Blayney and Cowra Railway Stations?
- (2.) What are the proper salaries payable to the respective station-masters according to classification?
- (3.) What are the salaries paid to the present station-masters at those places?

Mr. Waddell answered,—

- (1 and 2.) The classification provides for station-masters being paid salaries from £150 to £400 per annum and quarters according to the importance of the business transacted.
 - (3.) The station-masters at Blayney and Cowra are in receipt of £200 and £190 per annum and quarters respectively, which is considered reasonable for the duties performed.
- (6.) Sutherland to Cronulla Tramway :—*Mr. Estell*, for Mr. John Storey, asked the Secretary for Public Works,—When does the Government propose to proceed with the construction of the Sutherland to Cronulla Tramway?

Mr. Lee answered,—Tenders have already been invited for this tramway, returnable on the 20th December.

(7.) Mitchell Library :—*Mr. Estell*, for Mr. John Storey, asked the Minister of Public Instruction,—When does he propose to open the Mitchell Library?

Mr. Hogue answered,—Delays, owing to accidents and unforeseen difficulties, have occurred chiefly in connection with the steel book-presses. When the contract is completed the opening will take place, probably in February next.

(8.) Cattle Brands :—*Mr. J. C. L. Fitzpatrick*, for Mr. Morton, asked the Minister for Agriculture,—

- (1.) In view of the difficulty in securing cattle brands, will he consider the question of introducing legislation compelling the reregistration of all existing brands?
- (2.) Is it a fact that a great number of old registered brands have gone out of use from various causes?

Mr. Perry answered,—

- (1.) An amending Bill dealing with this matter is at present under consideration.
- (2.) Yes.

(9.) Victorian Embargo on Tasmanian Potatoes :—*Mr. J. C. L. Fitzpatrick*, for Mr. Morton, asked the Minister for Agriculture,—

- (1.) Has he noticed, in the Press of the 12th instant, the report of Inspectors Knight and Meeking to the Victorian Agricultural Department to the effect that the Tasmanian system of potato inspection at Devonport, Burnie, and Wynyard is so faulty and inadequate that they have recommended to their Department that no admission of Tasmanian potatoes to Victoria be granted until a better system of inspection be adopted?
- (2.) Does his own information on the subject bear out this report?

Mr. Perry answered,—

- (1.) I understand some reports have been published in the Press to that effect.
- (2.) Every precaution will be taken to protect our growers before the prohibition is removed.

(10.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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- (10.) Control of Horse and Pony Racing :—Mr. E. M. Clark asked the Colonial Secretary,—
- (1.) Is it a fact that alleged pony racing meetings are allowed to clash on certain Saturdays in the year with suburban and other clubs controlling horse racing, as defined by the Gaming and Betting Act?
 - (2.) Is it a fact that these alleged pony meetings are not permitted to clash with horse meetings at Randwick, controlled by the Australian Jockey Club and other sporting clubs; if so, why?
 - (3.) Is it a fact that the definition of a pony under the Gaming and Betting Act has a distinction from horses by a condition as to height?
 - (4.) Is it a fact that a majority of races held on so-called pony courses are for horses of all heights, undefined; and, if so, why is it permitted?

Mr. Wood answered,—

(1 and 2.) As the original assignment of dates is a matter for the clubs concerned, and there are a greater number of meetings than of available racing days, there must sometimes be clashing. Clubs, as a matter of business, are not likely to select dates on which meetings are held by the Australian Jockey Club.

(3 and 4.) The Honorable Member's attention is invited to the replies given to him on 27th November and 2nd December, 1908.

- (11.) Congestion of Ferry Traffic, Circular Quay :—Mr. E. M. Clark asked the Colonial Treasurer,—
- (1.) Have the Sydney Harbour Trust Commissioners resolved to construct additional pontoon facilities at No. 5 Jetty, Circular Quay; if so, at what cost?
 - (2.) Is it proposed to ask the Company to bear any portion of the expenditure, either by monetary contribution or additional rent?
 - (3.) Is it a fact that one of the greatest objections urged was that the present means of access to boats by planks needed improvements; and, if so, in what way would a new pontoon get over the difficulty of crowding on and off boats by narrow planks, as at present?

Mr. Waddell answered,—A new and larger pontoon, which in any case will be required, is in course of construction at an estimated cost of about £2,000. When this is in place experiments will be made, and further consideration given to the arrangements necessary for the better handling of the passenger traffic. Until it has been ascertained what structures will be required, the financial aspect as between the Trust and the Ferry Company cannot be determined.

- (12.) Taxation of Pastoral Land in Molong Municipality :—Mr. J. C. L. Fitzpatrick asked the Secretary for Public Works,—
- (1.) What is the aggregate acreage area of the Municipality of Molong, the population of the town proper, and the population outside the town proper, but still within the municipal boundary?
 - (2.) What is the general rate imposed by this Municipality, and what area within such Municipality, comprising purely agricultural and pastoral land and outside the true town population radius, has to pay such rate?
 - (3.) What provision exists which, if taken advantage of, will enable ratepayers outside the town proper to withdraw from the Municipality and become merged in the adjoining Shire or Shires?
 - (4.) Are there a large number of Municipalities in a position similar in the above respect to that occupied by Molong?

Mr. Lee answered,—

(1.) The area of the Municipality of Molong is 14,720 acres, and the population 1,340. The population of the town proper, and the population of the area outside the town proper but within the Municipality, are not known to the Department.

(2.) The general rate levied by the Municipality is 4d. in the £ on the unimproved capital value of ratable land. I am not aware of the area of purely pastoral and agricultural land within the municipal limits.

(3.) See sections 15 and 16 of the Local Government Act.

(4.) There are other Municipalities similarly situated in some respects.

- (13.) Congestion of Wool and Wheat Traffic, Molong :—Mr. J. C. L. Fitzpatrick asked the Colonial Treasurer,—
- (1.) Is it a fact that at Molong and many other New South Wales railway stations thousands of bales of wool are held up, because of the inability of the Railway Commissioners to cope with the traffic, in view of the existing coal strike?
 - (2.) What steps do the Commissioners intend to take to meet the demands of wool and wheat growers in the matter of getting their produce to the seaboard?
 - (3.) Is it a fact that a large shipment of wheat bags is likely to be stranded, to the detriment of wheat growers in the west; and will he see that steps are taken to have same landed in due course and sent to their destination?

Mr. Waddell answered,—

(1.) In view of the present conditions obtaining in connection with the wool trade, the Chief Commissioner considered it advisable to stop the forwarding of wool from country stations for this week only, and this is responsible for some congestion at the stations concerned.

(2.) Additional rolling-stock, and storage sheds in the country, have been provided; substantial improvements have also been made in connection with the running lines to facilitate the working of the traffic. The best possible service will be given.

(3.) Nothing is known of the anticipated difficulty. The Department is prepared to transport any quantity of wheat bags when offered.

18th November, 1909.

- (14.) Margarine :—Mr. Price asked the Minister for Agriculture,—
- (1.) Has his attention been directed to the practice of using colouring matter in margarine for the purpose of deception?
 - (2.) Is it a fact that coloured margarine enters largely into competition with second-grade butter?
 - (3.) Is it a fact that, on small holdings situated at some distance from a butter factory, only second-grade cream can be produced in consequence of the condition of the roads, and the difficulties of transit?
 - (4.) Will he consider whether the competition of margarine with second-grade butter is likely to cause small landholders to be obliged to vacate their holdings, and thus cause distress amongst small dairy farmers and selectors?
 - (5.) Will he cause immediate action to be taken to prevent the artificial colouring of margarine and other forms of adulteration in connection with the manufacture of margarine?
- Mr. Perry answered,—
- (1.) Yes.
 - (2.) I am informed that there is some competition.
 - (3.) Not entirely so.
 - (4.) I shall be glad to consider it.
 - (5.) The matter is one for the consideration of the Honorable the Chief Secretary.
2. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*South Coast Railway Deviation between Waterfall and Otford*):—Mr. Davidson, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence and Plan, relating to the proposed South Coast Railway Deviation between Waterfall and Otford.
Referred by Sessional Order to the Printing Committee.
3. POSTPONEMENTS :—The following Orders of the Day were postponed *until Tuesday next* :—
- (1.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow.*]
 - (2.) Homing Pigeons Protection Bill; further consideration in Committee of the Whole of the Legislative Council's amendments. [*Mr. Carmichael.*]
 - (3.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick.*]
 - (4.) Claims of Gustave William Engel—Oyster Lease Improvements; resumption of the adjourned Debate, on the motion of Mr. Price,—
 - "(1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of *Merewether v. Engel.*"
 - "(2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O'Sullivan, Mr. Grahame, and the Mover."
 - (5.) Nurses Registration Bill (*Council Bill*); resumption of the Debate, on the motion of Mr. Levy, "That this Bill be now read a second time."
4. PAPER :—Mr. Moore laid upon the Table,—Amended Regulation No. 258, under the Crown Lands Acts.
Referred by Sessional Order to the Printing Committee.
5. DENTISTS (AMENDMENT) BILL :—Mr. Lee, *on behalf of* Mr. Wood, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Dentists Act, 1900; and for other purposes.
Question put and passed.
6. PRECEDENCE OF BUSINESS ON TUESDAYS :—Mr. Lee, *on behalf of* Mr. Wade, moved, pursuant to Notice, That, during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of General Business on Tuesday in each week.
Debate ensued.
Question put.
The House divided.

Ayes, 29.

Mr. Cohen,	Mr. Donaldson,
Mr. Waddell,	Colonel Onslow,
Mr. Oakes,	Mr. Davidson,
Mr. Lee,	Mr. Robert Jones,
Mr. Perry,	Mr. Downes,
Mr. Mahony,	Mr. Robson,
Mr. Hogue,	Sir James Graham,
Mr. Levy,	Mr. Henley,
Dr. Arthur,	Mr. Thomas,
Mr. Moore,	Mr. J. C. L. Fitzpatrick,
Mr. Nobbs,	Mr. W. Millard.
Mr. Brown,	
Mr. Latimer,	<i>Tellers,</i>
Mr. James,	Mr. Price,
Mr. Fallick,	Mr. Gillies.
Mr. Taylor,	

Noes, 25.

Mr. Gus. Miller,	Mr. Meehan,
Mr. Burgess,	Mr. McGarry,
Mr. Hollis,	Mr. Horne,
Mr. Arthur Griffith,	Mr. Page,
Mr. Treflé,	Mr. Charlton,
Mr. Nielsen,	Mr. Dooley,
Mr. Carmichael,	Mr. Nicholson.
Mr. Beeby,	
Mr. Holman,	<i>Tellers,</i>
Mr. Kelly,	Mr. John Storey,
Mr. Peters,	Mr. Grahame.
Mr. O'Sullivan,	
Mr. Estell,	
Mr. Parkes,	
Mr. Lynch,	
Mr. Dacey,	

And so it was resolved in the affirmative.

7.

18th November, 1909.

7. GOULBURN SEWERAGE BILL:—

- (1.) The Order of the day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a system of sewerage for the Municipality of Goulburn; and for purposes consequent thereupon or incidental thereto.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to sanction the construction of a system of sewerage for the Municipality of Goulburn; and for purposes consequent thereupon or incidental thereto.

On motion of Mr. Lee, the resolution was read a second time, and agreed to.

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a system of sewerage for the Municipality of Goulburn; and for purposes consequent thereupon or incidental thereto*,"—which was read a first time.

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

8. NEWCASTLE NORTHERN BREAKWATER EXTENSION BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereupon or incidental thereto.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereupon or incidental thereto.

On motion of Mr. Lee, the resolution was read a second time, and agreed to.

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

9. CREMORNE TRAMWAY BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto.

On motion of Mr. Lee, the resolution was read a second time, and agreed to.

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

10. MOREE TO MUNGINDI RAILWAY BILL:—

- (1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a line of railway from Moree to Mungindi; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to sanction the construction of a line of railway from Moree to Mungindi; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.

On motion of Mr. Lee, the resolution was read a second time, and agreed to.

18th November, 1909.

(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a line of railway from Moree to Mungindi ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line ; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto.*"—which was read a first time.

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

11. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Nineteenth Report from the Printing Committee.

12. RAILWAYS CROSSINGS BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.

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

On motion of Mr. Waddell, the report was adopted.

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

13. ABORIGINES PROTECTION BILL:—The Order of the Day having been read,—on motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the protection and care of aborigines ; to repeal the Supply of Liquors to Aborigines Prevention Act ; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908 ; and for purposes consequent thereon or incidental thereto.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to provide for the protection and care of aborigines ; to repeal the Supply of Liquors to Aborigines Prevention Act ; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908 ; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Wood, the resolution was read a second time, and agreed to.

14. ADJOURNMENT:—Mr. Lee moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at twenty-nine minutes before Twelve o'clock, until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 64.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 23 NOVEMBER, 1909.

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

QUESTIONS:—

- (1.) Tug-boats on Northern Rivers:—*Mr. E. M. Clark*, for Mr. Briner, asked the Colonial Treasurer,—
- (1.) Is a tug-boat provided for the Bellinger River; and, if so, who is the owner, and what is the annual amount of subsidy paid by the Government?
 - (2.) For how many years has this amount been paid?
 - (3.) For how long has the present tug-boat been in the service at the Bellinger Entrance, and what is the total amount paid to her owner for that period?
 - (4.) What is the estimated cost of constructing a suitable tug-boat for this river?
 - (5.) What is the estimated cost of a tug-boat suitable for the Clarence Entrance?
 - (6.) Is it proposed to provide a tug boat owned by the Government for the Clarence; if so, will the same principle be followed with regard to the Bellinger, Nambucca, Macleay, and other rivers?
- Mr. Waddell answered,—
- (1.) Yes. Francis Buckle and Sons (Limited), £1,008 per annum, which includes two trips each month to the South Solitary Island Lighthouse, with stores and provisions for the lightkeepers.
 - (2.) Six years.
 - (3.) Over seven years; £7,667.
 - (4.) £3,000.
 - (5.) £3,500.
 - (6.) Yes. If the system of a Government tug-boat at the Clarence River is found to work satisfactorily, the Government will consider the question of providing tugs at the other northern rivers.
- (2.) Frontages, Macleay River:—*Mr. E. M. Clark*, for Mr. Briner, asked the Secretary for Lands,—
- (1.) Is it a fact that land owners with frontages to the Macleay River have, in cases where the course of the river has deviated and left shingle beds between the water and what were hitherto frontage lines, been informed that they have no right or title to the use of these shingle beds?
 - (2.) Was it decided by the Department some years ago that where shingle beds had become existent, the owners of lands were still entitled to the water frontage, and that they had a prior claim to the shingle beds between the water and their holdings?
 - (3.) Is it a fact that some of these holders are being scared into applying for these shingle beds, as special leases, in order to save themselves from being cut off by other applicants, or by the Crown?
 - (4.) Is it a fact that where a man applied years ago for a holding with a frontage to the river, the Department now claims that he has no frontage if the altered course of the stream is some distance away, either by accretion to his former frontage from floods or by the forming of shingle beds owing to the receding of the water?
 - (5.) Is it a fact that some surveyors, in measuring lands for settlement, have excluded, or do exclude, the shingle beds if such exists at the time of survey, and that other surveyors give measurement to high-water level?
 - (6.) Is it a fact that there is a riparian law in this State; and will he obtain legal opinion whether it affects these lands?
 - (7.) Is it a fact that in England and Ireland the riparian law gives the owners of frontage adjoining land half the river bed, and any land made thereon by accretion?
 - (8.) Is it a fact that, under the Crown Lands Act of 1884, a holder can apply for permission to reclaim foreshores and purchase the land so reclaimed at the price of the unimproved value of the adjoining land?

23rd November, 1909.

Mr. Moore answered,—

- (1.) I am not aware of any case.
- (2.) No such decision can be traced.
- (3.) I am not aware ; but it is recorded that six applications were made in July last, five of which have been withdrawn.
- (4.) In a case where the holding fronted tidal waters, the Department objected to the amendment of a certificate of title by which an inclusion of land deemed to be beyond the boundaries of the original grant was sought.
- (5.) Surveyors are directed by the Survey Regulations to exclude shingle beds and all lands embraced within the ordinary bed of the watercourse.
- (6 and 7.) This Department cannot advise as to the scope of the law regarding Riparian rights ; each case has its own special features, and must be considered on its merits.
- (8.) Yes ; on tidal waters and lakes, excepting the foreshores of Port Jackson. The purchase money is appraised by the Local Land Board in terms of section 54 of the Crown Lands Act of 1895.

3.) Treatment of Child by State Children Relief Department :—*Mr. Estell*, for Mr. Dacey, asked the Minister of Public Instruction,—

- (1.) Was a child named Barrington forcibly removed from the custody of its parents, on the 3rd instant, at the instigation of the State Children Relief Department ?
- (2.) Was the child subsequently restored to its parents ?
- (3.) Why was the child taken away in the first instance ?

Mr. Hogue answered,—

(1 and 2.) The home conditions of this child were such that after due investigation into the case by an officer of the State Children Relief Department she was removed until proper provision could be made for her. Mr. Barrington agreed that the child could not be left with him in the circumstances which existed, and was asked to nominate some friend who could look after her. Upon his doing so, the child was handed over to the care of the person nominated.

(3.) The action was taken in the best interests of the child, to remove her from surroundings that were extremely detrimental to her well-being.

(4.) Amending Invalidity and Accidents Pensions Bill :—*Mr. J. C. L. Fitzpatrick* asked the Colonial Treasurer,—Will he take steps this Session to introduce a Bill to amend the Invalidity and Accidents Pensions Act in the direction of providing that persons who are “apparently” permanently incapacitated from earning a living shall be entitled to draw pensions during such time as this disability is certified to by the Government Medical Officer of the locality in which they are resident ?

Mr. Waddell answered,—This matter is under the consideration of the Government.

(5.) Dental Board Regulations :—*Mr. Estell*, for Mr. John Storey, asked the Colonial Secretary,—

- (1.) Are the regulations made by the Dental Board invalid, unless laid upon the Table of this House within fourteen days from their publication in the *Government Gazette*, if Parliament be then in Session, or otherwise within fourteen days after the commencement of the next ensuing Session ?
- (2.) Does the practice of not tabling Papers whilst a motion of Want of Confidence is under discussion annul a statutory obligation which conflicts with such practice ?
- (3.) Will he read the *Parliamentary Debates* of the 21st August, 1900, with a view of ascertaining the intention of Parliament in regard to the nature of the Dental Board's examination ?
- (4.) When preparing his amending Bill, will he insert a clause to amend subsection (c) of section 11 of the Dentists Act in the direction of prescribing the subjects for the examination referred to therein ?

Mr. Wood answered,—

- (1 and 2.) As these are legal questions which I am not prepared to answer, inquiry will be made.
- (3 and 4.) The amending Bill which is now ready for introduction will alter the present procedure.

(6.) Railway Connection, Western Suburbs and Harbour Foreshores :—*Mr. Henley* asked the Secretary for Public Works,—

- (1.) Is it a fact that there is an urgent need for more lines of railway from Homebush or Strathfield to the foreshores of Sydney Harbour ?
- (2.) If so, will he, in the interest of economy, public convenience, and safety, and with a view to the opening up the deep-water frontages of Balmain and Glebe Island, consider the advisability of constructing a new suburban railway from the Northern Line, at Strathfield, to the Port of Sydney, as surveyed about twenty-two years ago ?
- (3.) Is it a fact that the proposed line would run through large portions of Crown lands, and thereby open up a new traffic route into Sydney at a cheap rate ?

Mr. Lee answered,—A scheme has already been prepared to provide means of communication to Glebe Island, Balmain, and Darling Harbour, and is under consideration by the Government.

(7.) Railway Track, Sydney to Strathfield :—*Mr. Henley* asked the Colonial Treasurer,—

- (1.) Is it a fact that the Chief Commissioner for Railways is purchasing land, and contemplates laying thereon one or more sets of railway tracks alongside the existing lines between Strathfield and Sydney ?
- (2.) If so, will this work entail large expenditure many times in excess of that allowed, without inquiry, under the Public Works Act ?
- (3.) Will he promise to have the proposed work referred to the Parliamentary Standing Committee on Public Works ?
- (4.) Failing the suggested reference, will he give this House a chance to discuss the proposal ?

Mr. Waddell answered,—Certain lands which were offered for subdivision have been acquired, but there is no immediate intention of providing additional tracks between Sydney and Strathfield.

(8.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

23rd November, 1909.

- (8.) Claims of Retired Civil Servants :—Mr. O'Sullivan asked the Colonial Treasurer,—
- (1.) Is it a fact that a number of Civil Servants some years ago retired from the Superannuation Fund, owing to certain information which had been conveyed to them as to its stability?
 - (2.) Is it a fact that in 1896 a meeting of ex-Civil Servants carried the following resolutions :—
 “ (a) That all Civil Servants who were retired in 1896, either contributors, ex-contributors, or those having the right to contribute to the Superannuation Fund, be allowed full pension in accordance with the scale of the 48th section of the 1884 Act—the entitled leave of absence being added to the respective service for completion of pension; (b) that the equivalent in cash be allowed to the widows and orphans or legal representatives of the deceased officers in 1896 ”?
 - (3.) In view of the foregoing will he take into consideration the desirableness of restoring these officers to their pension rights?

Mr. Lee answered,—This question should have been addressed to the Premier, from whom I have received the following answers :—

- (1.) I am not aware.
- (2.) I understand so.
- (3.) The Honorable Member's attention is invited to reply given to question asked on this subject by the Honorable Member for Cootamundra on 26th August last.

- (9.) Lease of Kensington Racecourse :—Mr. Price asked the Premier,—
- (1.) Has his attention been directed to the evidence and report of a Select Committee of this House, which sat on 15th July, 1902, for the purpose of investigating the granting of an extension of lease to the Kensington Racing Club?
 - (2.) If so, does he consider the evidence and report conclusive; if not, will he take steps in the public interest to make it so, so that the granting of the said extension of lease may be devoid of wrongdoing?
 - (3.) Is it a fact that strong statements have been publicly made for some considerable time past to the effect that the lease extension was obtained by undue influence?
 - (4.) Will he take steps to have the whole question further inquired into?

Mr. Moore answered,—

- (1.) Yes.
- (2, 3, and 4.) The Land Board having, after inquiry in open Court, approved of the extension of the lease and determined the terms and conditions thereof, and a Select Committee of this House having reported that the lessees acted in perfect good faith throughout, and that the said lease was lawfully and properly issued, there appears to be no necessity for any further inquiry.

- (10.) Land for Settlement, Gloucester Electorate :—Mr. Price asked the Secretary for Lands,—
- (1.) Is there a great demand for land for settlement in the Gloucester Electorate?
 - (2.) In view of his recent promise, that he intended throwing open a large area of Crown lands in the Gloucester Electorate and adjoining districts, will he take steps to expedite the survey of those lands?

Mr. Moore answered,—Yes.

- (11.) Public School, Coolongolook :—Mr. Price asked the Minister of Public Instruction,—
- (1.) Has his attention been directed to the insanitary condition of the Coolongolook Public School and to the statement that the school is a menace to public health?
 - (2.) Will he have a report prepared and carry out the necessary improvements, painting and repairs to the school-teacher's residence and outbuildings?

Mr. Hogue answered,—

- (1.) The suggestion that the school is insanitary and a menace to public health is not warranted by any statement received in my Department, but the school is in need of painting, minor repairs, and new water tanks.
- (2.) A report on these matters has been furnished, and I have authorised the carrying out of the work.

- (12.) Financial Condition of Municipalities and Shires in Gloucester Electorate :—Mr. Price asked the Secretary for Public Works,—
- (1.) Is it a fact that the construction of the North Coast Railway has caused a severe financial strain on the Stroud, Gloucester, and Manning Shires and the Municipalities of Taree and Wingham?
 - (2.) In view of the damage to the roads, culverts, and wharfs in those Shires and Municipalities, will he consider the question of granting a special sum for the repair of such damages?

Mr. Lee answered,—

- (1.) I am informed that it is not a fact.
- (2.) Each case will be considered on its merits.

2. SEWERAGE SCHEME FOR NORTH BOTANY :—Mr. Page presented a Petition from certain Citizens of North Botany, representing that the scheme proposed by the Metropolitan Board of Water Supply and Sewerage, adopted on 29th April, 1908, should be immediately proceeded with and the money voted by Parliament; that the scheme proposed by the Board can be adopted as part of the larger scheme outlined by the Public Works Department, and without any extra cost; that the highest expert authority the State can supply, and the body responsible for the maintenance of the Sewage Farm, claim that the sewage from North Botany can be readily treated; and praying the House to expedite the work.
- Petition received.

23rd November, 1909.

3. **POSTPONEMENTS** :—The following Orders of the Day were postponed :—
- (1.) Homing Pigeons Protection Bill ; further consideration in Committee of the Whole of the Legislative Council's amendments. [*Mr. Carmichael*] ;—*until To-morrow*.
 - (2.) Unclaimed Moneys Bill ; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*] ;—*until To-morrow*.
 - (3.) Claims of Gustave William Engel—Oyster Lease Improvements ; resumption of the adjourned Debate, on the motion of Mr. Price,—
 - “ (1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of *Merewether v. Engel*.
 - “ (2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O'Sullivan, Mr. Grahame, and the Mover ” ;—*until Tuesday next*.
 - (4.) Servants Registry Bill ; second reading. [*Mr. E. M. Clark*] ;—*until Thursday next*.
 - (5.) North Sydney Electric Lighting Bill ; second reading. [*Mr. E. M. Clark*] ;—*until To-morrow*.
4. **FISHERIES (AMENDMENT) BILL** :—The following Message from His Excellency the Governor was delivered by Mr. Wood, and read by Mr. Speaker :—
- G. B. SIMPSON, *Message No. 40.*
By Deputation from His Excellency the Governor.
- In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Fisheries Act, 1902, and the Net Fishing (Port Hacking) Act, 1901 ; and for other purposes incidental thereto.
- State Government House,
 Sydney, 23rd November, 1909.*
- Ordered to be referred to the Committee of the Whole on the Bill.
5. **PAPERS** :—
- Mr. Wood laid upon the Table,—
- (1.) Statement of Liabilities and Assets of Public Companies for quarter ended 30th June, 1909.
 - (2.) Statement of Liabilities and Assets of Public Companies for quarter ended 30th September, 1909.
- Referred by Sessional Order to the Printing Committee.
- Mr. Waddell laid upon the Table,—Report of the Sydney Harbour Trust Commissioners for the year ended 30th June, 1909.
- Referred by Sessional Order to the Printing Committee.
6. **NEWCASTLE NORTHERN BREAKWATER EXTENSION BILL** :—The Order of the Day having been read,—
- Mr. Lee moved, That this Bill be now read a second time.
- Debate ensued.
- Question put and passed.
- Bill read a second time.
- On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
- Mr. Speaker resumed the Chair ; and the Chairman reported the Bill without amendment.
- On motion of Mr. Lee, the report was adopted.
- Ordered, That the Bill be read a third time To-morrow.
7. **CREMORNE TRAMWAY BILL** :—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
- Debate ensued.
- Question put and passed.
- Bill read a second time.
- On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
- Mr. Speaker resumed the Chair ; and the Chairman reported the Bill without amendment.
- On motion of Mr. Lee, the report was adopted.
- Ordered, That the Bill be read a third time To-morrow.
8. **MOREE TO MUNGINDI RAILWAY BILL** :—The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.
- Debate ensued.
- Question put and passed.
- Bill read a second time.
- On motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
- Mr. Speaker resumed the Chair ; and the Chairman reported the Bill without amendment.
- On motion of Mr. Lee, the report was adopted.
- Ordered, That the Bill be read a third time To-morrow.
9. **RAILWAYS CROSSINGS BILL** :—The Order of the Day having been read,—on motion of Mr. Waddell, Bill read a third time, and *passed*.
- Mr. Waddell then moved, That the Title of the Bill be “ *An Act to provide for the closing of certain level-crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works ; to declare certain portions of such bridges, subways, and works to be public thoroughfares ; and for purposes consequent thereon or incidental thereto.* ”
- Question put and passed
- Ordered,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

23rd November, 1909.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the closing of certain level-crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works ; to declare certain portions of such bridges, subways, and works to be public thoroughfares ; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd November, 1909.*

10. DENTISTS (AMENDMENT) BILL :—The Order of the Day having been read,—on motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Dentists Act, 1900 ; and for other purposes.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows :—

Resolved,—That it is expedient to bring in a Bill to amend the Dentists Act, 1900 ; and for other purposes.

On motion of Mr. Wood, the resolution was read a second time, and agreed to.

11. ADJOURNMENT :—Mr. Lee moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 65.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 24 NOVEMBER, 1909.

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

QUESTIONS:—

- (1.) Consumption:—*Mr. J. C. L. Fitzpatrick*, for *Mr. Taylor*, asked the Colonial Secretary,—
(1.) Has the Government yet come to any decision in regard to making consumption a notifiable disease?

(2.) If not, will he take into consideration the question of amending the Local Government Act in the direction of giving the local authorities the necessary powers to deal with the matter?

Mr. Wood answered,—This matter is being considered by the Government, but nothing can be done this Session.

- (2.) Dislocation of Wool Traffic:—*Mr. J. C. L. Fitzpatrick* asked the Colonial Treasurer,—What is the aggregate number of bales of wool held up at the several railway stations in this State as the result of the strike of coal miners; and what action is being taken to have this produce carried to the metropolis?

Mr. Waddell answered,—Wool is not being held at railway stations, owing to the strike of coal miners. Owing to the conditions obtaining in connection with the wool trade it was considered advisable not to accept wool for transit from the 15th to the 20th instant, inclusive. Consignments are now being received for transit.

- (3.) Mayor of Parkes Municipality:—*Mr. J. C. L. Fitzpatrick* asked the Secretary for Public Works,—Referring to Questions asked by the Honorable Member for Orange on 21st September, in regard to the appointment of the Mayor at Parkes, will he give the name of the Alderman recommended for that position by the Member for the District?

Mr. Lee answered,—No record can be found of the Honorable Gentleman having asked the Question referred to on 21st September.

- (4.) State Coal Mine, New Zealand:—*Mr. J. C. L. Fitzpatrick* asked the Secretary for Mines,—Is it a fact that in connection with the State-controlled coal mine in New Zealand, whilst the outside consumers are charged 10s. 6d. per ton, the cost of coal to the Railway and other Government Departments is £1 per ton?

Mr. Wood answered,—This Department has no information on the subject.

- (5.) Coal Strike, Newcastle:—*Mr. J. C. L. Fitzpatrick* asked the Premier,—

(1.) Will he explain why the rules of the Northern Miners' Union were broken, and a strike declared without the taking of the prescribed ballot?

(2.) Would it have been possible to have taken and completed a ballot in one day?

(3.) Has he noticed a statement in the Press that, in consequence of beforehand notice being furnished by someone in the know, to the effect that a strike would be precipitated on a given day, a syndicate was enabled to pocket £25,000 by purchasing large stocks of coal, thus exploiting the market?

(4.) Will he cause inquiry to be made with the object of ascertaining how far the above statements are borne out by fact?

Mr. Lee answered,—

(1 and 2.) I have no information on these points.

(3.) Something of this nature appeared in the Press.

(4.) This will require consideration.

(6.)

24th November, 1909.

(6.) Ferry Service, and connection between Sydney and North Sydney :—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) Is it a fact that the Sydney Ferries (Limited) propose to run a limited service between Sydney and North Sydney?
- (2.) Is it a fact that the coal strike is alleged as the reason for such alteration?
- (3.) Will he, considering the possibilities of the present and future strike prospects, bring under the notice of the Cabinet the necessity for a proper connection by bridge, or otherwise, to prevent any inconvenience of traffic between these business and residential city centres of the State?

Mr. Waddell answered,—

- (1 and 2.) It would appear from an announcement in the Metropolitan Daily Press that the Sydney Ferries (Limited) propose to run a reduced service between Sydney and North Sydney, and that the coal strike is alleged as the reason for such action; but the Sydney Harbour Trust Commissioners state that they have not any official knowledge of the intentions of the Company in the matter.
- (3.) The Report of the Royal Commission appointed to report as to the best means of connecting Sydney and North Sydney is now under the consideration of the Government.

(7.) Transport of Railway Steam Roller to North Sydney :—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) Is it a fact that it has lately been necessary for the Chief Commissioner for Railways to transport a steam roller to North Sydney by horse-ferry service from Fort Macquarie to Milson's Point?
- (2.) Is it a fact that the distance between these points barely exceeds half a mile?
- (3.) Is it a fact that a charge of £2 17s. was made by the Sydney Ferries (Limited) for the conveyance of this roller with ordinary traffic; if not, what charge was made?
- (4.) Is it a fact that the weight of this roller does not exceed 18 tons?
- (5.) Is it a fact that the Chief Commissioner for Railways charges for tonnage from Parramatta to Sydney at the rate of only 2s. per ton?
- (6.) Is it a fact that the time-table distance for this journey is 14 miles?
- (7.) Will he, as charged with the economical control of the finances of the State, take steps to prevent such charges by a private company, as in this case?

Mr. Waddell answered,—

(1 and 2.) Yes.

(3.) The charge is £3 1s., being at the rate of 11s. for 6 tons, and 5s. per ton above this, as the roller weighs 16 tons. The Ferries Company incurred an expenditure of 26s. for strengthening the ramps and stages at Milson's Point and Fort Macquarie. The Company has reduced the charge to £2 6s.

(4.) Yes.

(5.) Yes, miscellaneous rate; but steam road rollers are classified under "B" class, and rate would be 3s. 5d. per ton, Parramatta to Darling Harbour—15 miles.

(6.) Yes.

(7.) The Government have no control over the Company's charges.

(8.) Sydney Horse Ferry Charges :—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) Is it a fact that the Sydney Ferries (Limited) holds no lease of the horse-ferry docks at Fort Macquarie and Dawes' Point?
- (2.) Is it a fact that a table of charges is exhibited on these wharfs?
- (3.) Is it a fact that these charges range for a load up to 3 tons, 1s.; from 3 to 4 tons, 3s. 6d.; from 4 to 5 tons, 6s.; from 5 to 6 tons, 11s.—and are the Sydney Harbour Trust Commissioners, taking into consideration the distances, satisfied with the reasonableness of the charge?
- (4.) Is it a fact that in all other parts of the State the punt service is free; and, if so, what special reason is there for handing over or continuing a similar service on Sydney Harbour in the hands of a private monopoly?

Mr. Waddell answered,—

(1.) Yes. The docks are open to all suitable vessels on payment of the prescribed berthing charges.

(2.) Yes.

(3.) The charges made are as stated, but the Commissioners have not taken any part in the regulation of such charges.

(4.) It is a fact that tolls have been abolished on Government ferries in country districts, but the same conditions do not exist in the case of the horse ferry between Sydney and North Sydney, which has always been conducted by private enterprise.

(9.) Cockle Creek to West Wallsend Private Railway :—Mr. McGarry, for Mr. Charlton, asked the Colonial Treasurer,—

- (1.) Is it a fact that the West Wallsend Coal Company has ceased to run passenger and goods trains on their private line from Cockle Creek to West Wallsend, and, in consequence, the cost of goods has been considerably increased?
- (2.) Will he request the Chief Commissioner for Railways to make arrangements for the service to be resumed?

Mr. Waddell answered,—

(1.) Owing to the strike of coal miners, the West Wallsend Coal Company has ceased to run the train service over its line between West Wallsend and Cockle Creek, and this will, no doubt, affect the cost of landing goods at West Wallsend.

(2.) The line being a private one, the traffic is not worked by the Railway Department.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

24th November, 1909.

2. **POSTPONEMENTS**:—The following Orders of the Day were postponed:—
- (1.) Homing Pigeons Protection Bill; further consideration in Committee of the Whole of the Legislative Council's amendments. [*Mr. Carmichael*];—until To-morrow.
 - (2.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow*];—until Wednesday, 1st December.
 - (3.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];—until To-morrow.
 - (4.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark*];—until To-morrow.
 - (5.) Claims of Andrew Rogers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on " 'Claims of Andrew Rogers against the Sydney Harbour Trust Commissioners,' brought up on the " 18th December, 1909, a.m., be now adopted";—until Thursday, 2nd December.
3. **PAPERS**:—
- Mr. Lee laid upon the Table,—By-laws of the Torriganny, Muggabah, and Merrimajeel Creeks Trust, under the Water and Drainage Act, 1902.
Referred by Sessional Order to the Printing Committee.
- Mr. Wood laid upon the Table,—Report on the Coast Hospital, Little Bay, for 1908.
Referred by Sessional Order to the Printing Committee.
- Mr. Moore laid upon the Table,—Particulars of Leases issued on 10th November, 1909, under the provisions of the Western Lands Acts.
Referred by Sessional Order to the Printing Committee.
4. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
5. **CLOSER SETTLEMENT—EVERTON ESTATE, NEAR GILGANDRA**:—Mr. Moore moved, pursuant to Notice, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor purchasing, by agreement with the owner, an area of 6,475½ acres, more or less, of private land situate near Gilgandra Village and Railway Station, being the Everton Estate, covered by a proclamation of intended acquisition published in the *Government Gazette* of 10th November, 1909, together with any improvements thereon, at the price of £3 per acre.
Debate ensued.

And the House continuing to sit after Midnight,—

THURSDAY, 25 NOVEMBER, 1909, A.M.

Question put and passed.

6. **DENTISTS (AMENDMENT) BILL**:—Mr. Wood, pursuant to leave granted on 23rd November, 1909, presented a Bill, intituled " *A Bill to amend the Dentists Act, 1900; and for other purposes,*"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
7. **NEWCASTLE NORTHERN BREAKWATER EXTENSION BILL**:—The Order of the Day having been read,—on motion of Mr. Lee, Bill read a third time, and *passed*.
Mr. Lee then moved, That the Title of the Bill be " *An Act to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled " *An Act to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 25th November, 1909, a.m.
8. **CREMORNE TRAMWAY BILL**:—The Order of the Day having been read,—on motion of Mr. Lee, Bill read a third time, and *passed*.
Mr. Lee then moved, That the Title of the Bill be " *An Act to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled " *An Act to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 25th November, 1909, a.m.

24th November, 1909.

9. MOREE TO MUNGINDI RAILWAY BILL:—The Order of the Day having been read,—on motion of Mr. Lee, Bill read a third time, and passed.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a line of railway from Moree to Mungindi; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a line of railway from Moree to Mungindi; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 25th November, 1909, a.m.

10. FIRE BRIGADES BILL:—The Order of the Day having been read,—Mr. Wood moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the Legislative Council's Message of 10th November in reference to the amendment in this Bill.

Question put.

The House divided.

Ayes, 32.

Mr. Cohen,	Mr. J. C. L. Fitzpatrick,
Mr. Oakes,	Mr. McFarlane,
Mr. Waddell,	Mr. Moxham,
Mr. Hogue,	Mr. Moore,
Mr. Wood,	Mr. Latimer,
Mr. Lee,	Mr. Thomas,
Mr. James,	Mr. Downes,
Mr. Perry,	Mr. Henley,
Mr. Nobbs,	Mr. Hindmarsh,
Mr. Fallick,	Mr. Hunt,
Mr. Robert Jones,	Mr. Morton,
Mr. Gilbert,	Mr. W. M. Iard.
Mr. Barton,	<i>Tellers,</i>
Mr. Donaldson,	
Mr. McCoy,	Mr. Ball,
Mr. Davidson,	Mr. Taylor.
Mr. Brown,	
Mr. Gillies,	

Noes, 16.

Mr. Carmichael,
Mr. Hollis,
Mr. Lynch,
Mr. Beeby,
Mr. McNeill,
Mr. Trellé,
Mr. Dooley,
Mr. Page,
Mr. Gus. Miller,
Mr. John Storey,
Mr. Macdonell,
Mr. Moehan,
Mr. O'Sullivan,
Mr. Peters.
<i>Tellers,</i>
Mr. McGarry,
Mr. Scobie.

And so it was resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee did not insist upon the Assembly's amendment in new clause 42, disagreed to by the Council.

On motion of Mr. Wood, the report was adopted.

Ordered, 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 10th November, 1909, in reference to the Fire Brigades Bill,—does not insist upon its amendment in new clause 42, disagreed to by the Council.

Legislative Assembly Chamber,

Sydney, 25th November, 1909, a.m.

11. ADJOURNMENT:—Mr. Lee moved, That this House do now adjourn.

Debate ensued.

Question put and passed

The House adjourned accordingly, at seven minutes after Two o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 66.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 25 NOVEMBER, 1909.

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

QUESTIONS :—

(1.) Extension of Canowindra-Gregra Railway :—Mr. J. C. L. Fitzpatrick asked the Secretary for Public Works,—

(1.) Is it a fact that a large area of rich agricultural country between Canowindra and Gregra, or Manildra, will be served by the continuation to one or other of the centres mentioned of the line now being constructed to Canowindra?

(2.) Has a survey been made of the country between Canowindra and Gregra, and Canowindra and Manildra, and what length of line will be needed to connect these places respectively?

(3.) Will he consider the advisability of referring the matter to the Public Works Committee, so that evidence may be taken at Orange at an early date?

Mr. Lee answered,—

(1.) I believe this to be the case.

(2.) Yes, between Canowindra and Gregra; length, 36½ miles. No connection has been made to Manildra.

(3.) This proposal cannot be referred at present.

(2.) Foreshores, Merewether :—Mr. McGarry, for Mr. Edden, asked the Secretary for Lands,—Has he received any report from the District Surveyor at Maitland regarding the foreshores at Merewether; if not, will he expedite the matter with a view of carrying out his promise of dedicating the same to the Merewether Council?

Mr. Moore answered,—The report has been received, and the whole case, including reference to Local Land Board and Ministerial approval, has reached finality excepting proof of title, which is now in the hands of the Crown Solicitor.

(3.) Railway Bridge, Grafton :—Mr. McFarlane asked the Secretary for Public Works,—

(1.) When was the work of taking borings for the proposed railway bridge at Grafton commenced?

(2.) What progress has been made to date?

(3.) When is the work likely to be completed?

Mr. Lee answered,—

(1.) 17th September, 1909.

(2.) Punts have been built for taking the borings over the water, the land borings have been put down on the Wilson's Hill route, and borings under water are being proceeded with.

(3.) It is not possible to say, as much depends on the depth necessary to take bores to reach sound ground.

(4.) Tramway and Ferry Services, North Sydney :—Mr. E. M. Clark asked the Colonial Treasurer,—

(1.) Will the limiting of the ferry services between Sydney and North Sydney cause a corresponding alteration in the tramway service at North Sydney; and, if so, will the Chief Commissioner for Railways take steps to provide against overcrowding of trams as a result?

(2.) Is it a fact that coal has been obtainable at an advanced price, but that the Directors of the Sydney Ferries (Limited), have decided to limit the ferry service as preferable to paying the high prices now ruling for coal?

(3.) Will the Chief Commissioner for Railways insist on the maintenance of the regular ferry service as a matter of public convenience?

Mr. Waddell answered,—

(1.) Yes; every effort will be made to minimise inconvenience to tramway passengers.

(2.) Information is not available.

(3.) The Railway Act does not confer power of control over the ferry services.

(5.)

25th November, 1909.

- (5.) Low-level Sewerage, North Sydney :—Mr. E. M. Clark asked the Secretary for Public Works,—
When is it proposed to carry out the low-level sewerage work at North Sydney as promised by the Metropolitan Board of Water Supply and Sewerage last year?
Mr. Lee answered,—The Metropolitan Board of Water Supply and Sewerage has furnished me with the following answer :—No low-level sewerage work has been approved by the Board, other than has been carried out, but sites for pumping stations have been secured, and Plans are being prepared for submission to the Board for approval.
- (6.) Mayor of Parkes Municipality :—Mr. J. C. L. Fitzpatrick asked the Secretary for Public Works,—
Referring to Questions asked by the Honorable Member for Ashburnham, on 21st September, in regard to the appointment of the Mayor of Parkes, will he give the name of the Alderman recommended for the position by Aldermen Fisher, Medlyn, Geddes, Keast, and Metcalf?
Mr. Lee answered,—Alderman John Medlyn.
- (7.) Prosecutions for Breaches of Industrial Disputes Act :—Mr. J. C. L. Fitzpatrick asked the Premier,—
(1.) In how many cases have prosecutions been instituted against employers, under the Arbitration and Industrial Disputes Acts, for infractions of the provisions relating to the locking-out of employees; and what was the result of such prosecutions?
(2.) In how many cases have prosecutions been instituted against employees for infractions of the provisions in the same Acts relating to strikes; and what was the result of such prosecutions?
Mr. Lee answered,—This information will take a little time to prepare, but I will furnish it to the Honorable Member as soon as possible.
- (8.) Nationalisation of Coal Mines :—Mr. J. C. L. Fitzpatrick asked the Premier,—
(1.) Is it a fact that a number of political meetings have been held during the past two weeks in advocacy of the nationalisation of coal mines in this State, on the ground that the adoption of this course will bring about a cessation of strikes in connection with this industry?
(2.) Is it a fact that New Zealand has experimented in this direction, and that the miners employed at the Dominion colliery there are at present out on strike?
(3.) Is it a fact that there is an Arbitration and Conciliation Act in operation in New Zealand; that the Dominion Mine Union some time since cancelled its registration under this Act; and that, in consequence of such cancellation, the members of this Union are now not liable under the penal clauses of the Act in question?
Mr. Lee answered,—I have seen it so stated in the Press.
- (9.) Tug-boat, Clarence River :—Mr. McFarlane asked the Colonial Treasurer,—
(1.) What steps are being taken to give effect to the decision he arrived at several weeks ago, and conveyed by letter from the Department of Navigation to the Honorable Member for The Clarence, viz., that a tug-boat would be built specially for the Clarence River?
(2.) Is it a fact that Plans are in course of preparation?
(3.) Is it his intention to have the tug-boat constructed in the State?
Mr. Waddell answered,—
(1.) Specifications of the hull and machinery have been sent by the Department of Navigation to the Government Dockyard for preparation of the necessary Plans.
(2.) I understand that the Plans are now being prepared at the Government Dockyard.
(3.) Yes.
- (10.) Subletting Contract, North Coast Railway :—Mr. Dooley asked the Secretary for Public Works,—
Is it a fact that Mr. Wilcox, the contractor of the second section of the North Coast Railway, is subletting; if so, when was permission granted, and by whom?
Mr. Lee answered,—I am not aware that subletting has occurred.
- (11.) Vacancies, Registrar-General's Department :—Mr. McGarry, for Mr. Meagher, asked the Attorney-General and Minister of Justice,—
(1.) Is it a fact that Mr. W. W. Bucknell, Deputy Registrar-General, retired on 30th September, 1908?
(2.) Do vacancies also exist on the staff of the Registrar-General's Department, consequent on the death of Mr. P. W. Kelleher in 1907, and of Mr. J. W. Muddle?
(3.) If so, when is it intended to take steps to fill these vacancies, and what is the reason for the delay?
Mr. Lee answered,—
(1 and 2.) Yes.
(3.) (a) The matter is under consideration; (b) it has not been considered expedient to make appointments to the vacancies.
2. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS :—Mr. Ball, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table,—
(1.) *Railway, Coramba to Dorrigo* :—Report, together with Minutes of Evidence, Appendix, and Plan, relating to the proposed Railway from Coramba to Dorrigo.
(2.) *Great Western Railway Duplication between Emu Plains and Blaxland* :—Report, together with Minutes of Evidence, Appendix, and Plan, relating to the proposed Great Western Railway Duplication between Emu Plains and Blaxland.
Referred by Sessional Order to the Printing Committee.
3. POSTPONEMENTS :—The following Orders of the Day were postponed :—
(1.) Servants Registry Bill; second reading. [Mr. E. M. Clark];—until Thursday next.
(2.) North Sydney Electric Lighting Bill; second reading. [Mr. E. M. Clark];—until Wednesday next.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

25th November, 1909.

4. CROWN LANDS (IMPROVEMENT PURCHASE) BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Crown Lands Act of 1884, the Mining Act, 1906; and for other purposes,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 25th November, 1909.

F. B. SUTTON,
President.

5. PAPERS:—

Mr. Hogue laid upon the Table,—

- (1.) Report of the Nautical School-ship "Sobraon" for the year ended 30th April, 1909.
 - (2.) Report of the Public Service Board in connection with their Inquiry respecting certain Complaints made by Employees of the Nautical School-ship "Sobraon" as to their conditions of Employment, and Minute of the Minister of Public Instruction thereon.
- Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—

- (1.) Abstract of Crown Lands reserved from sale for the preservation of Water Supply or other Public Purposes under the Crown Lands Act of 1884.
 - (2.) Abstract of Sites for Cities, Towns, and Villages, under the Crown Lands Act of 1884.
 - (3.) Abstract of Alterations of Designs of Cities, Towns, and Villages, under the Crown Lands Act of 1884.
 - (4.) *Gazette* Notice setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Act of 1884.
- Referred by Sessional Order to the Printing Committee.

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

And the Committee continuing to sit after Midnight,—

FRIDAY, 26 NOVEMBER, 1909, A.M.

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

7. PRINTING COMMITTEE:—Mr. Thomas, Temporary Chairman, brought up the Twentieth Report from the Printing Committee.
8. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Severage System for Municipality of Lithgow*):—Mr. Lee moved, pursuant to Notice, That it is expedient the proposed system of sewerage for the Municipality of Lithgow, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.
Question put and passed.
9. FISHERIES (AMENDMENT) BILL:—Mr. Wood moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Fisheries Act, 1902, and the Net Fishing (Port Hacking) Act, 1901; and for other purposes incidental thereto.
Question put and passed.
10. ABORIGINES PROTECTION BILL:—Mr. Wood, pursuant to leave granted on 18th November, 1909, presented a Bill, intituled "*A Bill to provide for the protection and care of aborigines; to repeal the Supply of Liquors to Aborigines Prevention Act; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908; and for purposes consequent thereon or incidental thereto,*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
11. PAPER:—Mr. Lee laid upon the Table,—Schedules A to H, Estimates, (Consolidated Revenue Fund) 1909-1910,—Department of Public Works.
Ordered to be printed.
12. ADJOURNMENT:—Mr. Lee moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

The House adjourned accordingly, at eleven minutes before Two o'clock a.m., until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 67.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 30 NOVEMBER, 1909.

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

MINISTERIAL STATEMENT :—Mr. Lee, as Acting-Premier, made a Ministerial Statement in reference to the present industrial trouble, and stated that notwithstanding the illness of the Premier his anxiety in reference to the present state of affairs was such that he had to-day met his Government, and the statement about to be made had the full concurrence of the whole of the Cabinet, including the Premier.

The Government had had under anxious consideration the grave position arising from the present industrial trouble in the coal industry, and realised to the full what a serious outlook confronted the community at the present juncture in the shape of a possible general paralysis of the industrial and business concerns of the State, and at the same time the hardship and suffering imposed upon those dependent on, and connected with, almost every interest. Owing to the struggle being so protracted, very heavy losses and great inconvenience had been, and were being suffered by the general public, while there was serious possibility of the larger trade interests of the State being so crippled that it would take many years to restore them to their normal position.

So far every effort had been made by way of mediation, on the part of the Government, to bring the contending parties together for the purpose of arriving at a settlement, but without avail—due, no doubt, to the stipulated conditions of the agents of both parties to the dispute. While the Government had hitherto felt it to be its bounden duty to be forbearing, and aid (either by advice or conciliatory action) the efforts of those trying to bring about a successful settlement, to-day, in view of the fact that the position remained virtually as it was when the strike began some three weeks ago, it realised that the patience of the community—in regard to whose rights and whose interests it stood as special protector and trustee—had been tried to the point of exhaustion, and had determined to directly intervene.

As a means of meeting the exigency of the position, the Government considered that the first essential claim upon it was to protect the interests of the community by guaranteeing the fullest possible efficiency of the various public services—railways, tramways, water supply, charitable institutions, &c. With this end in view it had been decided that recourse would be had to the supreme functions inherent in all Governments when the needs of the community were at risk, and action would be taken to command the whole available coal output from mines now at work to the extent that such supply was needed. In future it must be understood that the Government would assert its right on behalf of the people to take all coal that had been won and gotten whenever it thought fit. In taking this action every care would be exercised to protect the public in the matter of values.

While taking steps in the manner outlined, it was obvious to the Government that there were interests outside the public services which must be alike protected, and it was recognised that the well-being of the State was involved in a continuance of factory work and industrial life. The only effectual way to ensure this was to bring about a general termination of the strike, and secure a full normal supply of coal. While the Government was loth to intervene directly, still it must be definitely understood that unless those acting for the owners and the men met and put forward a solution of the difficulty within the immediate future—a very few days—the provisions of the Industrial Disputes Act would be enforced. This would involve putting into operation the penal clauses of the Act and the appointment of a Compulsory Board.

Further than this, the Government desired it to be understood that, whilst relying primarily on the good sense of the miners and mine owners, and the public spirit of those concerned in this dispute, still it must be clearly understood that, if effort was made to protract the present undesirable situation—which only meant community sacrifice—the Government was determined to exhaust every power it was constitutionally authorised to use to bring about a settled condition of affairs. Mr. McGowen also addressed the House.

2.

30th November, 1909.

2. QUESTIONS :—

(1.) Mrs. Catherine Scott's Mining Lease (Alma Gold-Mine):—Mr. Kelly asked the Secretary for Mines,—

(1.) What are the starting and terminal points of the boundaries of the land included in the agreement under section 33 of the Mining on Private Lands Act of 1894, part of portion 7, parish Baratta, county Cunningham (Alma Gold-mine), held or claimed by Mrs. Catherine Scott?

(2.) What difference, if any, is there in the position of the boundaries of the area (Alma Gold-mine) as defined in the agreement, and the boundaries as defined in the decree of the Equity Court in the suit *Scott v. Hutchinson*?

(3.) Are such boundaries fenced as defined by either decree or agreement?

(4.) Under what title or authority has Mrs. Catherine Scott been mining on the area of land commencing at a point 40 chains south from the north-west corner of portion 7 along the west boundary, thence 5 chains and 62 links south, thence 10 chains and 7 links east, thence 5 chains and 68 links north, thence 10 chains and 7 links west, to point of commencement—the area referred being the land lying between the area defined in the decree and the area held by G. Dunn?

(5.) What is the reason for the refusal by the Department of Mines to accept the plan of survey by Mr. Madsen, Licensed Surveyor, such plan showing the true position of the boundaries defined in the decree, and that Mrs. Catherine Scott is encroaching on 5½ acres included in the original agreement, dated 13th October, 1902, between M. L. A. Hutchinson and S. A. Hutchinson, under section 11 of the Mining Laws Amendment Act, 1896?

(6.) Is it a fact that the application for authority to enter, dated 30th September, 1907, lodged by S. A. Hutchinson, at the Warden's Office, Condobolin, was marked "withdrawn" by the warden, without the knowledge or consent of the applicant, and that the applicant was always, and still is, desirous of marking out that part of the land in his original agreement, which is now covered by Mrs. Catherine Scott's application for lease, dated 26th October, 1909?

(7.) Does he intend to issue a lease for the land, as marked out by Mrs. Catherine Scott, and surveyed by Mr. Surveyor Thomas?

Mr. Wood answered,—

(1 and 2.) I will have a copy of the description in the Equity Decree furnished to the Honorable Member. The area referred to is identical with that covered by the agreement.

(3.) I am informed by the warden that a fence was erected with the consent of the Hutchinsons as far back as 1904, but I am not aware that it follows the boundaries as defined in the decree.

(4.) It is understood that any mining being carried on by Mrs. Scott is by virtue of the agreement.

(5.) There is no provision for the acceptance of a plan of survey prepared by a person not being the owner of the land or a party to the agreement.

(6.) The warden states:—"I have no doubt that the application was withdrawn by Mr. Hutchinson, and marked by me as withdrawn." The application is so noted.

(7.) The application has not yet been considered.

(2.) Botanic Garden Employees:—Mr. J. C. L. Fitzpatrick, for Mr. Broughton, asked the Minister for Agriculture,—

(1.) Will he furnish a reply to paragraph 1 of Question No. 1 asked by the Honorable Member for King on 18th November, regarding the wages paid to labourers in Hyde Park?

(2.) What are these wages?

(3.) Is it a fact that there are fully fifty employees in the Botanic sub-Department, both labourers and gardeners, who receive 7s. per day, and will he facilitate any steps that may be taken to increase such wage?

(4.) Will he consider whether the reply to paragraph No. 4 is consistent with the Board's reply to the men that their requests cannot be acceded to?

Mr. Perry answered,—

(1 and 2.) I am informed that the wages of the labourers in Hyde Park were recently increased to 7s. 6d. per day.

(3.) There are about fifty employees so paid. The determination of salaries is a matter for the Public Service Board.

(4.) The reply related particularly to requests for increases in pay and overtime. As stated, no decision has been arrived at as to the request *re* temporary employees.

(3.) The Totalizator:—Mr. E. M. Clark asked the Colonial Secretary,—

(1.) Is it a fact that in other States an instrument known as the "Totalizator" is used on raccourses for the purpose of betting?

(2.) Is it a fact that, under the totalizator system in other States, a percentage of profits is devoted to charities?

Mr. Wood answered,—If the Honorable Member indicates what States he refers to, inquiry will be made.

(4.) Control of Horse and Pony Racing:—Mr. E. M. Clark asked the Colonial Secretary,—Referring to that portion of his answer to the Question of the Honorable Member for St. Leonards on the 18th November as to the definition of a pony under the Gaming and Betting Act and the facts that horses of all heights are permitted to race on alleged pony courses, and his reply inviting attention to replies given to the Honorable Member on the 27th November and 2nd December, 1908,—is it a fact, as stated in answer to the Question by the Honorable Member on the 2nd December, 1908, that animals racing on pony courses are subject to the restrictions governing racing in New South Wales; if so, are those conditions defined by leading racing clubs and associations irrespective of any conditions provided or defined in the Gaming and Betting Act?

Mr

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

30th November, 1909.

Mr. Wood answered,—The Honorable Member was informed—"The animals racing on pony courses are subject to the restrictions governing racing in New South Wales. Any infraction of the Act will be duly dealt with; but I am at present unaware of any breach." That reply still holds good.

(5.) Sydney Harbour Trust Officers holding Passes on Sydney Ferries (Limited) Steamers:—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) What are the names of the officers and members of the Sydney Harbour Trust who last year had a free pass to travel by the Sydney Ferries (Limited) steamers?
- (2.) What are the names of the officers and members of the Sydney Harbour Trust at present holding a free pass to travel by the Sydney Ferries steamers?

Mr. Waddell answered,—The President and the Engineer-in-Chief.

(6.) Sydney Harbour Trust Officers sitting on Wages Boards:—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) Is it a fact that an employce of the Sydney Harbour Trust is acting as a representative of the Steamboat Employers on the Wages Board of the Firemen and Deck Hands?
- (2.) Is this permitted by the Sydney Harbour Trust; and, if so, why?
- (3.) Has this employce, as such representative, already voted a decision in favour of the Sydney Ferries and other Companies, as against the employces referred to?
- (4.) Has this officer, in addition to his ordinary salary, been permitted to draw fees as a member of the Wages Board?
- (5.) Will he instruct the Sydney Harbour Trust to warn this officer that, as a servant of the Trust, he should discontinue his position on the Wages Board?

Mr. Waddell answered,—

(1, 2, and 5.) One of the employees of the Trust was appointed, without the knowledge of the Commissioners, a member of this Board, not as representing the employers, but as representing the firemen and deckhands. As the Commissioners were in no way a party to matters before the Board, it was considered that the Trust's employce should retire from the position and he was so informed. In view, however, of the provisions of the Industrial Disputes Act, the Commissioners could not compel him to retire.

(3.) The Commissioners are not aware.

(4.) The Board did not meet during working hours, and, therefore, the officer referred to was not absent from duty in connection with the inquiry. It is understood he drew the fees prescribed by the above Act.

(7.) Sydney Horse Ferry Traffic:—Mr. E. M. Clark asked the Colonial Treasurer,—Referring to his answers to Questions by the Honorable Member for St. Leonards on the 24th November, on the subject of charges made by the Sydney Ferries (Limited), for the conveyance of a steam roller across the harbour,—

- (1.) Is it a fact that no provisions are made by the Sydney Harbour Trust at the various horse-ferry docks for a weigh-bridge for the protection of carriers, or as a check on tonnage carried?
- (2.) Will he cause inquiry to be made into the present system of the conveyance of the vehicular traffic between Sydney and North Sydney, and consult with competent business authorities as to the methods of the Sydney Ferries (Limited) in regard to same?

Mr. Waddell answered,—

(1.) The Sydney Harbour Trust Commissioners inform me that weigh-bridges are not provided, and that they consider it neither necessary nor practicable to provide them.

(2.) I cannot see my way to interfere in this matter.

(8.) Coal Strike:—Mr. J. C. L. Fitzpatrick asked the Premier,—

- (1.) Will he consider whether the time has arrived in connection with the present strike when some consideration should be shown to the tax-paying public?
- (2.) Is it a fact that thousands of artisans and shop assistants, who have had no hand in the trouble, have been forced out of employment; that building operations are suspended; that shipping is partially paralysed; and that factories are being closed in large numbers, as the result of this industrial trouble?

Mr. Lee answered,—It is, I think, generally recognised that the efforts which the Government are making in favour of conciliation between the parties to this much to be regretted dispute, have been put forward primarily in the interests of the general public, and that they will leave undone nothing, in their power, which is necessary for the public welfare.

3. VOTE OF CENSURE—THE COAL-MINERS' STRIKE:—Mr. McGowan, *by consent*, moved, without Notice,—

- (1.) That the methods proposed by the Government to meet the present industrial trouble are absolutely inadequate and insufficient to meet public requirements.
 - (2.) That the foregoing be communicated by Address to His Excellency the Governor.
- Debate ensued.

30th November, 1909.

And the House continuing to sit after Midnight,—

WEDNESDAY, 1 DECEMBER, 1909, A.M.

Question put.

The House divided.

Ayes, 25.

Mr. Kelly,	Mr. Holman,
Mr. Treflé,	Mr. G. A. Jones.
Mr. Mercer,	<i>Tellers,</i>
Mr. Hollis,	
Mr. Beeby,	Mr. Lynch,
Mr. Cann,	Mr. Peters.
Mr. Scobie,	
Mr. Nielsen,	
Mr. Dooley,	
Mr. Dacey,	
Mr. Nicholson,	
Mr. Page,	
Mr. Arthur Griffith,	
Mr. Meehan,	
Mr. Grahame,	
Mr. Carmichael,	
Mr. Meagher,	
Mr. McNeill,	
Mr. Burgess,	
Mr. John Storey,	
Mr. McGarry,	

Noes, 40.

Mr. Mahony,	Mr. Barton,
Mr. Lee,	Mr. Robert Jones,
Mr. Hogue,	Mr. Collins,
Mr. Moore,	Mr. McCoy,
Mr. Oakes,	Colonel Onslow,
Mr. Wood,	Mr. Fallick,
Mr. Perry,	Mr. Henley,
Mr. J. C. L. Fitzpatrick,	Mr. Thomas,
Mr. Waddell,	Mr. Latimer,
Mr. Nobbs,	Mr. McFarlane,
Mr. Brown,	Mr. Taylor,
Mr. Davidson,	Mr. Gillies,
Dr. Arthur,	Mr. Price,
Mr. Downes,	Mr. Levy,
Mr. Lonsdale,	Mr. Levien,
Mr. Ball,	Mr. Hindmarsh,
Mr. Gilbert,	Mr. Cohen.
Mr. Donaldson,	<i>Tellers,</i>
Mr. Brinsley Hall,	
Mr. Moxham,	Mr. Robson,
Mr. Hunt,	Mr. James.

And so it passed in the negative.

4. WESTERN LANDS (AMENDMENT) BILL:—Mr. Moore moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Western Lands Act of 1901.

Question put and passed.

The House adjourned, at fourteen minutes after Three o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 68.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 1 DECEMBER, 1909.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by the Ministers named, and read by Mr. Speaker:—

By Mr. Lee,—

- (1.) Crown Lands (Improvement Purchase) Bill:—

CHELMSFORD,
Governor.

Message No. 41.

A Bill, intituled "*An Act to amend the Crown Lands Act of 1884, the Mining Act 1906; and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 26th November, 1909.

By Mr. Moore,—

- (2.) Western Lands (Amendment) Bill:—

CHELMSFORD,
Governor.

Message No. 42.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Western Lands Act of 1901.

State Government House,
Sydney, 26th November, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

By Mr. Lee,—

- (3.) Lithgow Sewerage Bill:—

G. B. SIMPSON,

Message No. 43.

By Deputation from His Excellency the Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto.

State Government House,
Sydney, 8th November, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

1st December, 1909.

2. TRUSTEES OF SHOW-GROUNDS ENABLING BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable trustees of show-grounds to sell, lease, or mortgage certain lands; and for purposes consequent thereon or incidental thereto*,"—with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 30th November, 1909.

F. B. SUTTON,
President.

TRUSTEES OF SHOW-GROUNDS ENABLING BILL.

Schedule of the Amendment referred to in Message of 30th November, 1909.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 3. At end of clause add " Provided that such special resolution shall first have been approved of by a meeting of members of the association managing the show-ground."

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, That the amendment made by the Legislative Council in this Bill be taken into consideration To-morrow.

3. QUESTIONS:—

- (1.) Coal from Newcastle and South Maitland Districts for Railways:—Mr. Hollis, for Mr. Charlton, asked the Colonial Treasurer,—

(1.) What is the quantity of coal, large and small, purchased from coal companies in the Newcastle and South Maitland Districts from the 10th to the 22nd instant by the Chief Commissioner for Railways, also the price per ton, with respect to each class of coal?

(2.) Was any coal purchased from companies who had contracted to supply the Commissioner; if so, the quantity purchased, the price per ton paid, also the contract price?

Mr. Waddell answered,—

(1.) From 10th to 22nd November—9,523 tons of large screened coal, at 40s. per ton; 377 tons of large unscreened coal, at 40s. per ton; 574 tons of small coal, at 30s. per ton, delivered in railway trucks at the Newcastle Wharf.

(2.) Included in this coal, the following quantities were obtained from the undermentioned companies holding contracts with the Chief Commissioner:—Caledonian Coal Company, per Messrs. Howard Smith and Company, 2,447 tons West Wallsend large coal, at 40s. per ton (contract price at Cockle Creek, 9s. 5d. per ton); Abermain Colliery Company, 2,466 tons Abermain large coal, at 40s. per ton (contract price at West Maitland, 9s. 10d. per ton).

- (2.) Female Employees, Government Printing Office:—Mr. Hollis, for Mr. Mechan, asked the Colonial Treasurer,—

(1.) Is it a fact that a number of females have worked in the Government Printing Office for twenty years, and have been unable to obtain any higher remuneration than £1 each per week?

(2.) In which branches of the Government Printing Office are females employed, and what is the rate of wage paid in each per week?

Mr. Waddell answered,—

(1.) No.

(2.) Bookbinding and Numbering Branch, Folding Branch, and Revenue Printing Branch. Bookbinding and Numbering, 10s. to 25s. per week; Folding, from 7s. 6d. to 25s.; Revenue Printing Branch, 15s. to 25s.

- (3.) City Rates on Government Properties:—Mr. J. C. L. Fitzpatrick asked the Premier,—

(1.) What is the number and situation of all ratable Government properties in the area controlled by the City Council?

(2.) What is the amount of rates in each instance now paid to the City Council?

(3.) What is the unimproved capital value of the land in each case?

(4.) What is the improved capital value of each ratable property?

(5.) What amounts were paid in rates in Camperdown Ward during 1909, and to the late Camperdown Council in 1908?

(6.) Is there any unoccupied Crown land in the City; and, if so, where is it situated, and what is its unimproved value?

Mr. Lee answered,—The information desired should be moved for in the form of a return.

- (4.) Applications for Land, Western Division:—Mr. Collins asked the Secretary for Lands,—Referring to the Question asked by the Honorable Member for The Namoi on 13th October last, respecting the method of allotting land under the Western Lands Act, has he given the matter further consideration, as promised; if so, with what result?

Mr. Moore answered,—I am not prepared to answer the Honorable Member's Question at present.

(5.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

1st December, 1909.

- (5.) Railway, Coonamble, *via* Pilliga Scrub, to North-western Line :—Mr. Collins asked the Secretary for Public Works,—Is it a fact that there is no definite information in the Department respecting the proposal to run a light line of railway through the Pilliga Scrub, connecting Coonamble with the North-western Line; if so, can he say if it is proposed to take any steps towards procuring this information, and when?

Mr. Lee answered,—There is not any information about such a proposal, nor is an officer available to make investigations at present.

- (6.) Admission to Racecourses :—Mr. E. M. Clark asked the Colonial Secretary,—
- (1.) Is it a fact that Randwick and Epping are the only licensed racecourses within the Metropolitan area of Sydney that have a shilling reserve from which the public can view the racing, and where they can legally bet?
 - (2.) Is it a fact that all other licensed racecourses within the Metropolitan area have no shilling reserve, but that the minimum charge at these courses is three shillings?
 - (3.) Will he, now that racing and betting are only legal on a licensed racecourse, and the licenses are to be renewed at the beginning of 1910, frame a regulation under the Gaming and Betting Act, making it compulsory for all licensed race clubs to set aside a shilling reserve from which racing can be viewed, and the poorer classes may enjoy the privileges of horse and pony racing?
 - (4.) Will he consider whether it is essential that a final Board of Appeal should be created under the Gaming and Betting Act in lieu of the present Board of Appeal?
 - (5.) Will he frame a regulation under the Gaming and Betting Act creating a Board of Control outside of any person directly interested in race clubs?

Mr. Wood answered,—

- (1 and 2.) The price of admission to racecourses is not regulated under the Gaming and Betting Act.
- (3.) If the Honorable Member will refer to that Act, he will see that there is no power to do what he suggests.
- (4.) No necessity for any change has arisen.
- (5.) A reference to the Act will show the Honorable Member that there is no power to make such regulation.

- (7.) Closed Fronts for Protection of Drivers on Trams :—Mr. Hollis asked the Colonial Treasurer,—Is it a fact that, owing to the shortage of coal, about one-third of the tram cars are now out of running; if so, will he instruct the Chief Commissioner for Railways and Tramways to take this opportunity of covering in the fronts of the tram cars?

Mr. Waddell answered,—A large number of cars has been temporarily withdrawn from service. The work of closing in the fronts of tram cars is being expedited as much as possible, with the workshop accommodation at present available.

- (8.) Metropolitan Land Board :—Mr. E. M. Clark asked the Secretary for Lands,—
- (1.) What are the names of the members of the Metropolitan Land Board, when were they appointed, and what fees are paid to them?
 - (2.) What special knowledge of the valuation of foreshore and other Crown lands within the Metropolitan area is possessed by the members of this Board?
 - (3.) Is it a fact that they are guided in their decisions of values by the Chief Metropolitan Surveyor?
 - (4.) Is it a fact that in regard to a late proposed resumption at Cremorne, this officer valued at £1,800 land that in competition was sold at three times that valuation?

Mr. Moore answered,—

- (1.) Simeon Phillips, appointed 1st February, 1906; Reginald W. Laidley, appointed 30th March, 1906. Fee, £2 2s. per day when sitting.
- (2.) I am not aware.
- (3.) Members are guided by the evidence which is placed before them.
- (4.) No, but it is known that the land realised a sum considerably in excess of the estimate of value which had been made by the Metropolitan District Surveyor over two years prior to the sale, and which estimate was supported by the Government Land Valuer.

- (9.) Death of Fireman J. Smith—Ventilation of Railway Tunnels :—Mr. Hollis asked the Colonial Treasurer,—

- (1.) Has he received from the Chief Commissioner for Railways a report of the death of Fireman J. Smith, caused by scalding and suffocation in Ardglan Tunnel?
- (2.) If so, will he lay it upon the Table of this House?
- (3.) Will he appoint a Board of Inquiry to investigate this occurrence and the system of loading or overloading of trains through the South Coast, Western, and Ardglan Tunnels which caused this and similar occurrences?

Mr. Waddell answered,—

- (1 and 2.) An intimation of the occurrence has been received from the Chief Commissioner. A report is to be submitted later.
- (3.) A departmental inquiry will be held when the inquest has been concluded, and the loading of the train on the occasion in question will be specially considered.

4. PAPERS :—

Mr. Lee laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, for the construction of the Lockhart to Clear Hills Railway.
Referred by Sessional Order to the Printing Committee.

Mr. Waddell laid upon the Table,—

- (1.) Notification of appropriation of land, under the Public Works Act, 1900, for the extension of the Railway Station Yard at Duri.

(2.)

1st December, 1909.

- (2.) Notification of appropriation of land, under the Public Works Act, 1900, for the improvement of Traffic on the Great Western Railway at Knapsack.
 (3.) Notification of resumption of land, under the Public Works Act, 1900, for the improvement of Traffic at Gordon.
 (4.) Notification of appropriation and resumption of land, under the Public Works Act, 1900, for the improvement of the Railway Water Supply at Temora.
 (5.) Notification of resumption of land, under the Public Works Act, 1900, for the erection of Overhead High-tension Transmission Line on the Spit to Manly Tramway at Mosman.
 Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—

- (1.) Report of the Superintendent of the Carpenterian Reformatory for 1908.
 (2.) Report of the Industrial School for Girls, Parramatta, for 1908.
 Referred by Sessional Order to the Printing Committee.

Mr. Oakes laid upon the Table,—Public Service List for 1909.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—

- (1.) Return of Leases granted under the provisions of section 18 of the Crown Lands Act Amendment Act, 1903.
 (2.) Particulars of Leases issued on 24th November, 1909, under the provisions of the Western Lands Acts.

Referred by Sessional Order to the Printing Committee.

5. PADDINGTON STREETS EXTENSION BILL (*Formal Motion*):—Mr. Oakes moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways; and for purposes consequent thereon or incidental thereto.
 Question put and passed.
6. RAILWAY STATIONS, MAIN WESTERN LINE AND FORBES AND CONDOBOLIN BRANCHES (*Formal Motion*):—Mr. J. C. L. Fitzpatrick moved, pursuant to Notice, That there be laid upon the Table of this House a return showing,—
 (1.) The respective classification of the principal railway stations on the Main Western Line and the Forbes and Condobolin Branches, with the salaries which should officially attach to the position of station-master in each case, and to other officers on the salaried staff attached to each such station.
 (2.) The names of the station-masters in charge at each of the stations in question, and the amount of the salary paid same.
 (3.) The reason why a salary is paid these officers lower than the minimum salary attached to the classification which they possess.
 Question put and passed.
7. POSTPONEMENTS:—The following Orders of the Day were postponed *until To-morrow*:—
 (1.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow.*]
 (2.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark.*]
 (3.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick.*]
8. SEAT OF GOVERNMENT SURRENDER BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
 On motion of Mr. Lee, the report was adopted.
 Ordered, That the Bill be read a third time at a later hour of the day.
9. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit after Midnight,—

THURSDAY, 2 DECEMBER, 1909, A.M.

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

10. SEAT OF GOVERNMENT SURRENDER BILL:—The Order of the Day having been read,—Bill, on motion of Mr. Lee, read a third time, and *passed*.
 Mr. Lee then moved, That the Title of the Bill be "An Act to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes."
 Question put and passed.
 Ordered, That the Bill be carried to the Legislative Council, with the following Message:—
 MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "An Act to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
 Sydney, 2nd December, 1909, a.m.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

1st December, 1909.

11. **ADDITIONAL SITTING DAY (FRIDAY)** :—Mr. Lee moved, pursuant to Notice, That, during the remainder of the present Session, unless otherwise ordered, this House shall meet for the despatch of Business at Two o'clock p.m. on Friday in each week, and that Government Business only shall be taken on that day.
Question put and passed.
12. **LEAVE OF ABSENCE** :—Mr. Lee (*by consent*) moved, without Notice, That leave of absence during the remainder of the present Session be granted to David Fell, Esquire, Member for Lane Cove, on account of urgent private business.
Question put and passed.
13. **ADJOURNMENT** :—Mr. Lee moved, That this House do now adjourn.
Debate ensued.
Question put and passed.

The House adjourned accordingly, at two minutes before Four o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 69.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 2 DECEMBER, 1909.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by the Ministers named, and read by Mr. Speaker:—

By Mr. Lee,—

(1.) Fire Brigades Bill:—

CHELMSFORD,
Governor.

Message No. 44.

A Bill, intituled "*An Act to consolidate and amend the law relating to the prevention and extinguishing of fires; for the protection of life and property from fire; to constitute a Fire Brigades Board, and define its powers and duties; to provide that certain damage to property shall be damage by fire within the meaning of any fire insurance policy; to repeal the Fire Brigades Act, 1902, and to amend the Sydney Corporation Act, 1902, the City of Sydney Improvement Act, the Local Government Act, 1906, and other Acts; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 1st December, 1909.

By Mr. Waddell,—

(2.) Additional Estimates, 1909-1910, Statement of Payments "Unauthorised in Suspense" on account of Services of 1908-9, and Loan Estimates:—

CHELMSFORD,
Governor.

Message No. 45.

In accordance with the provisions contained in the 46th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the following:—

- (1.) *Consolidated Revenue Fund*.—Additional Estimates of Expenditure of the Government of New South Wales for the financial year ending 30th June, 1910.
- (2.) *Consolidated Revenue Fund*.—Statement of Payments "Unauthorised in Suspense" to 30th June, 1909, for urgent claims on account of Services of the year 1908-9.
- (3.) *Public Works Fund*.—Additional Estimates of Expenditure of the Government of New South Wales for the year 1909-10.
- (4.) *Loan Estimates*.—Estimates of Expenditure of the Government of New South Wales on account of Public Works and other Services for the year 1909-10 proposed to be provided for by Loan.

State Government House,
Sydney, 1st December, 1909.

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

2nd December, 1909.

By Mr. Oakes,—

(3.) Paddington Streets Extension Bill :—

CHELMSFORD,
*Governor.**Message No. 46.*

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways ; and for other purposes consequent thereon or incidental thereto.

*State Government House,
Sydney, 2nd December, 1909.*

Ordered to be referred to the Committee of the Whole on the Bill.

2. QUESTIONS :—

(1.) Closer Settlement :—*Mr. McGarry*, for *Mr. Treflé*, asked the Secretary for Lands,—

- (1.) What are the names of the various estates resumed under the Closer Settlement Acts of 1901, 1904, 1906, and 1907 ?
- (2.) What is the area of each estate ?
- (3.) What is the cost per acre, cost of subdivision, clearing, road-making, and legal expenses in connection with each estate ?
- (4.) What is the average price per acre at which each estate was resold or offered for sale by the Crown ?

Mr. Moore answered,—The information will be supplied in the form of a return which I will lay upon the Table of this House probably To-morrow.

(2.) Case of *Giddy v. Williams* :—*Mr. Morton* asked the Premier,—

- (1.) With reference to the case *Giddy v. Williams*, in which the Supreme Court decided for the plaintiff, will the Government accept such decision and pay outstanding claims for gratuities ?
- (2.) If not, what is the Government's intention on the matter ?

Mr. Lee answered,—

- (1.) No.
- (2.) Steps have been taken to appeal to the Privy Council against the decision of the Full Court.

(3.) Cudgen Swamp Lands, County Rous :—*Mr. Davidson*, for *Mr. Hindmarsh*, asked the Secretary for Lands,—

- (1.) Has the report of the district surveyor at Grafton been received *re* the swamp lands in the parish of Cudgen, county Rous, on the subject of making them available for settlement ?
- (2.) Has a decision been arrived at in regard to these lands ; if so, what is the decision, and when will the land be available ?

Mr. Moore answered,—

- (1.) Yes.
- (2.) No. The papers are under reference to the Department of Public Works on the question of roads of access in proposed subdivision. Action is being expedited.

(4.) Road of Access to Cudgen Swamp Lands, County Rous :—*Mr. Davidson*, for *Mr. Hindmarsh*, asked the Secretary for Lands,—

- (1.) Has the Tweed Shire Council requested his Department to survey and establish a road from the Burringbar-Cudgera road southward to McKeevers', and northward towards Round Mountain, parish of Cudgen ?
- (2.) Has the district surveyor reported that this proposed road will be an access road to the Cudgen swamp lands ?
- (3.) Has the Tweed Shire Council offered to contribute half the cost of construction of this proposed road ?
- (4.) Will he give instructions to expedite the survey and establishment of the said road ?

Mr. Moore answered,—

- (1.) The Tweed Shire Council has applied for the survey and establishment of a road through McKeevers' land in parish of Cudgen.
- (2.) The district surveyor has not yet furnished his report.
- (3.) No.
- (4.) The district surveyor will be instructed to expedite his report.

(5.) Removal of Timber from Conditional Purchase Lease :—*Mr. McLaurin*, for *Mr. Briner*, asked the Secretary for Lands,—

- (1.) Has his attention been directed to a case reported from Bellingen in the *Daily Telegraph* of 29th November, in which a Police Magistrate decided that the holder of a conditional purchase lease could not prevent persons from taking timber for sale from his holding, and could not recover the value of the timber taken, but could claim only for trespass or damage to grass by timber-getters ?
- (2.) If this be the correct interpretation of the law, will he take immediate steps to have it amended, so that the landholder shall be protected with regard to the timber as against other persons who wish to operate on his holding ?

Mr.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

2nd December, 1909.

Mr. Moore answered,—

(1.) Yes.

(2.) The holder of a timber-getter's license cannot operate on a conditional purchase lease without the special authority of the Minister or Forest Officer, and that authority is not given without the conditional purchase lessee's consent. By section 14 of the Forestry Act, provision is made to absolutely prevent operation by timber license on a conditional purchase lease without the consent of the conditional purchase lessee.

(6.) Death of Fireman J. Smith—Ventilation of Railway Tunnels:—Mr. Hollis asked the Colonial Treasurer,—

(1.) What is the grade of the Down railway line between Murrurundi and Ardglen, giving—
(a) the ruling grade the whole distance; (b) the several grades in the whole distance, and the length of each grade separately?

(2.) What is the exact length of the Ardglen Tunnel and its grades?

(3.) What is the average time it occupies a goods train to travel through the Ardglen Tunnel, giving—(a) those drawn by one engine; (b) those drawn by two engines?

(4.) What is the load for goods trains on this section, single and double loads?

(5.) What clearance is there in Ardglen Tunnel between its top and the tops of the various engine chimneys?

(6.) What class of engine was being worked by Driver Jones and Fireman Smith, and what load had it on on the night of the 27th ultimo, when the occurrence happened which caused the death of the fireman?

Mr. Waddell answered,—I will presently lay this information upon the Table in the form of a return.

(7.) Railway, Tamworth to Nundle:—Mr. Levien asked the Secretary for Public Works,—

(1.) Will he, in view of the amount of settlement and the large area of land being cleared and prepared for cultivation on the farms lately resumed from the Peel River Estate, between Tamworth and Nundle, direct that a survey be made for the purpose of the construction of a railway?

(2.) Is it a fact that the late Premier, Sir Joseph Carruthers, whilst in office, was strongly in favour of such?

Mr. Lee answered,—

(1.) A survey will be made between Tamworth and Nundle when an officer is available for the purpose.

(2.) I could not say.

(8.) Tamworth Hospital:—Mr. Levien asked the Colonial Secretary,—

(1.) Have the Plans and Specifications been prepared for the additions to the Tamworth Hospital?

(2.) If so, when will tenders be called for this work?

Mr. Wood answered,—

(1.) Plans and Specifications have been prepared and revised, and are now in course of completion.

(2.) The date cannot at present be accurately fixed, but it is expected that it will be in about fourteen days.

(9.) Railway, Forbes to Stockinbingal:—Mr. McGarry, for Mr. Lynch, asked the Secretary for Public Works,—

(1.) Will he have all matters ready in connection with the proposed railway from Forbes to Stockinbingal so that the matter may be referred to the Public Works Committee before this Session closes?

(2.) If so, will he submit the proposal to Parliament?

Mr. Lee answered,—I am endeavouring to have the statutory information ready for submission to Cabinet.

(10.) Public School, Spring Hill:—Mr. J. C. L. Fitzpatrick asked the Minister of Public Instruction,—
When will tenders be called for additions, &c., in connection with Public School, Spring Hill?

Mr. Hogue answered,—I expect to be able to call for tenders for this work in about three weeks time.

(11.) Rail and Tram Car Painters' Award:—Mr. McGarry, for Mr. Mercer, asked the Colonial Treasurer,—

(1.) Is it a fact that an Award was made by the Rail and Tram Car Painters' Board on the 22nd of October, and was gazetted on the 29th of the same month?

(2.) Is it a fact that the Award has not yet been put into operation; and, if not, will he state the reason?

Mr. Waddell answered,—

(1.) Yes.

(2.) The Award will come into operation on next pay, as from the date of the Award.

(12.) Legislation dealing with Strikes and Lock-outs:—Mr. Price asked the Premier,—

(1.) Has his attention been directed by the Honorable Member for Gloucester to the reports on the operation of the Canadian Act, 1906, dealing with strikes and lock-outs?

(2.) Will he consider whether the existing Industrial Acts are sufficiently effective to meet industrial troubles?

(3.) Will he consider the advisability of introducing a measure based on the "Lemieux" Act, Canada, 1906, to meet the case of any industrial crisis?

(4.)

2nd December, 1909.

- (4.) Will he provide for effecting compulsory guarantees on the part of both employers and employees in connection with such amending legislation?
 (5.) Will he consider the advisability of suspending such Standing and Sessional Orders as would preclude the passing of an amending Act on the lines of the Canadian measure through all its stages in one sitting?

Mr. Lee answered,—

- (1.) Yes.
 (2.) The Acts are effective.
 (3.) No.
 (4.) Will be considered in any amending legislation.
 (5.) This is not necessary.

3. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Hospital for the Insane, Morisset*):—
 Mr. Ball, on behalf of the Chairman, in accordance with the provisions of the Public Works Act, laid upon the Table, Report, together with Minutes of Evidence and Plan, relating to the proposed Hospital for the Insane at Morisset.
 Ordered to be printed.

4. INDUSTRIAL DISPUTES ACT—AMENDMENT OF SCHEDULE ONE (*Formal Motion*):—Mr. Lee, on behalf of Mr. Wade, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the following resolution:—

- (1.) That, pursuant to the provisions of section 6 of the Industrial Disputes Act, 1908, Schedule One of that Act, as amended by subsection (2) of section 10 of the Industrial Disputes Amendment Act, 1908, be further amended by the addition thereto, and omission therefrom, of the following words:—

In column 2, line 6, after "bottling establishments" add the words "and bottle-washing establishments."

In column 2, line 23, omit the word "Pastrycooks" and the words "and pastrycooks' assistants" (inserted by the Industrial Disputes Amendment Act, 1908, Section 10 (2)) and insert in lieu thereof the words "Persons employed in the manufacture of pastry."

In column 2, line 24, after "Plasterers" omit the words "and assistants."

In column 1, line 21, omit the words "Sawmill employees" and insert in lieu thereof the words "Sawmills, timber yards, and box and case factories." In column 2, line 27, after "Employees in sawmills" omit the word "and," and after "timber yards" add the words "and box and case factories."

In column 2, line 42, after "Drivers of" insert the words "and persons employed in loading and unloading," and after the word "carts" insert the words "and grooms, stablemen, and yard-men employed in connection with trolleys, drays, and carts."

Also that the amendments of Schedule One of the Industrial Disputes Act, 1908, contained in section 10 subsection (1) of the Industrial Disputes Amendment Act, 1908, be amended by the addition thereto, and omission therefrom, of the following words:—

In column 2, line 1, after "Persons employed in" omit the words "the manufacture" and insert in lieu thereof the words "or in connection with manufactories."

In column 2, line 24, after "Persons employed in" insert the words "or in connection with."

Also that the following Boards and Industries be added to Schedule One of the Industrial Disputes Act, 1908:—

Board.	Industries and Employees in Industries.
Billposters ...	Billposters.
Broomworkers ...	Broomworkers.
Brushmakers ...	Brushmakers.
Caterers ...	Casual employees employed by contractors in connection with contracts to supply refreshments.
Jewellers ...	Persons engaged in the manufacture of jewellery.
Lift Attendants ...	Persons employed in the working of lifts.
Picture-framers ...	Picture-frame and art overmantel makers.
Slaters ...	Slaters, tilers, and shinglers.
Tile-layers ...	Persons employed in fixing, laying of tiles, mosaic and the like.
Wicker-workers ...	Wicker, pithcane, and bamboo workers.
Wood and Coal Labourers	Unskilled labourers employed in the industry of receiving and distributing wood and coal.
Woolclassers ...	Woolclassers in charge of wool rooms in shearing sheds or in charge of both wool rooms and shearing boards in shearing sheds.

- (2.) That the foregoing resolution be transmitted to the Legislative Council for its concurrence.
 Question put and passed.

5. POSTPONEMENTS:—The following Orders of the Day were postponed:—

- (1.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow*];—until To-morrow.
 (2.) Homing Pigeons Protection Bill; further consideration in Committee of the Whole of the Legislative Council's amendments. [*Mr. Carmichael*];—until To-morrow.
 (3.) Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on 'Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners,' brought up on 'the 18th December, 1908, a.m., be now adopted';—until Tuesday next.
 (4.) Servants Registry Bill; second reading. [*Mr. E. M. Clark*];—until Wednesday next.

(5.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

2nd December, 1909.

- (5.) North Sydney Electric Lighting Bill; second reading. [Mr. E. M. Clark];—until To-morrow.
- (6.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [Mr. J. C. L. Fitzpatrick];—until To-morrow.
- (7.) Claims of Gustave William Engel—Oyster Lease Improvements; resumption of the adjourned Debate, on the motion of Mr. Price,—
- “(1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of *Merewether v. Engel*.
- “(2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O’Sullivan, Mr. Grahame, and the Mover”;—until Thursday next.
6. PAPERS:—
- Mr. Waddell laid upon the Table,—
- (1.) Return showing the Grades, &c., on the Railway Line between Murrurundi and Ardglan.
- (2.) Regulations under the Explosives Act, 1905.
- (3.) Notification of appropriation and resumption of land, under the Public Works Act, 1900, for the improvement of Traffic at Flemington.
- Referred by Sessional Order to the Printing Committee.
- Mr. Moore laid upon the Table,—Amended Regulation No. 402 and Amended Forms Nos. 153, 21, and 145, under the Crown Lands Acts.
- Referred by Sessional Order to the Printing Committee.
7. LITHGOW SEWERAGE BILL:—Mr. Lee moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto.
- Question put and passed.
8. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit after Midnight,—

FRIDAY, 3 DECEMBER, 1909, A.M.

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

9. CLOSER SETTLEMENT (AMENDMENT) BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “An Act to regulate the sale of private land for closer settlement; to amend the Closer Settlement Act, 1904, the Closer Settlement (Amendment) Act, 1906, the Closer Settlement (Amendment) Act, 1907; and for purposes consequent thereon or incidental thereto,”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 2nd December, 1909.

F. B. SUTTON,
President.

CLOSER SETTLEMENT (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 2nd December, 1909.

E. A. GARLAND,

For the Clerk of the Parliaments.

- Page 2, clause 2, lines 6 to 8. *Omit* “‘Town’ means any city, town, or village that had a population of six hundred or over at the time of the taking of the then last census”
- Pages 2 to 4, clauses 3, 4, 5, and 6. *Omit* clauses 3, 4, 5, and 6.
- Page 4, clause 7, lines 42 and 43. *Omit* “section three or section four of this Act or”
- Page 5, clause 8, line 3. *Omit* “section four of this Act or”
- Page 5, clause 8, subsection (2). *Omit* subsection (2).
- Page 5, clause 8, line 17. *After* “agreement” *omit* remainder of clause; *insert* “The Minister may further notify that in consideration of and subject to the fulfilment of the terms of such agreement, the power of resumption shall be suspended—
- “(a) for such period of time; and
- “(b) for such area (being the whole or any part of the land covered by the proclamation),
- “as may be agreed upon between the Minister and the owner. Upon such further notification being made, no resumption of the land referred to therein shall be lawful under the provisions of the Closer Settlement Act, 1904, the Closer Settlement (Amendment) Act, 1906, the Closer Settlement (Amendment) Act, 1907, or of this Act,
- “until after the expiry of the period of suspension named in such aforesaid notification.”

Page

2nd December, 1909.

Section 64 of
Government
Savings Bank
Act, 1906.

Page 5. *After* clause 8 *insert* the following new clause :—

In order to facilitate an agreement between the Minister and the owner, under section four of this Act the Minister may invite the Commissioners of the Government Savings Bank of New South Wales to make a valuation of the land as proposed to be subdivided, and to join in an arrangement for advances under section sixty-four of the Government Savings Bank Act, 1906. Pages 5 and 6, clauses 9, 10, and 11. *Omit* clauses 9, 10, and 11.

Page 6. *After* line 16 *insert* the following new clause :—

Appeals.

Amendment of
s. 18 of
Principal Act.

Section eighteen of the Principal Act is amended by adding at the end thereof the following subsections :—

- (5) Where a judge has been appointed for the purpose of this section, the Governor may in the case of the death, illness, incapacity, or absence of such judge, or at the request of the Chief Justice, or for any other reasonable cause, at any time appoint in the place of the judge first mentioned any other judge of the Supreme Court. The judge so appointed shall have the powers and authorities of a judge appointed in pursuance of this section.
- (6) Where an assessor appointed under this section dies or becomes incapable of acting in his office, the Governor, or the appellant, as the case may be, may at any time appoint any person to be assessor in the place of the assessor who has died, or become incapable of acting, as agreed. The person so appointed shall have the powers of an assessor appointed in pursuance of this section.

Page 6, clause 12, line 28. *Omit* "having a term of less than five years to run" *insert* "being less than a home-maintenance area"

Page 8, clause 15, line 8. *Omit* "be" *insert* "remain"

Page 8, clause 15, line 8. *After* "postponed" *insert* "and unpaid"

Page 9. *After* clause 17 *insert* the following new clause :—

Amendment of
s. 34 of same
Act.

Section thirty-four of the same Act is amended by adding the following at the end of the section :—

All grants of land issued under the authority of the Closer Settlement Acts shall contain a reservation of all minerals in such land, and shall contain such other reservations and exceptions as may by the Governor be deemed expedient in the public interest.

Page 9, clause 18, lines 21 to 23. *Omit* "and who has established his home and resided on any part thereof for at least two years" *insert* "for at least ten years immediately preceding the date of the resumption proclamation"

Page 9, clause 18, line 24. *Omit* "such land" *insert* "the land acquired"

Page 9, clause 18, line 29. *After* "if" *insert* "the Land Board after inquiry reports that"

Page 9, clause 21. At end of clause *add* "and by inserting in paragraph (d) after 'property' the words 'it shall state if' and after 'residue' the words 'exceeds twenty thousand pounds or not'"

Page 10, clause 22. At end of clause *add* the following new subsection :—

- (2) Subsection two of the same section is amended by inserting at the end of paragraph (b) "or which has so accrued from the proposed construction of such line."

Page 11, clause 24, line 14. *Omit* "an area acquired for closer settlement" *insert* "a settlement purchase area"

Page 11, clause 26, line 39. *Omit* "before or after the commencement of this Act"

Page 11, clause 26, line 40. *Omit* "or this Act"

Page 12, clause 26, line 17. *After* "the" *omit* remainder of clause ; *insert* "commencement of this Act"

Page 12, clause 27, line 21. *Omit* "or this Act"

Page 12, clause 27, line 22. *After* "land" *insert* "or may modify the boundaries thereof"

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

10. ADJOURNMENT :— Mr. Lee moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

The House adjourned accordingly, at eighteen minutes before Two o'clock a.m., until Two o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 70.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

FRIDAY, 3 DECEMBER, 1909.

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

QUESTIONS:—

- (1.) Sunday-trading:—Mr. E. M. Clark asked the Colonial Secretary,—

- (1.) Is it a fact that the sale of tobacco, cigars, &c., is prohibited in certain areas of the City of Sydney on Sundays?
- (2.) Is it a fact that, notwithstanding this prohibition, tobacco, cigars, &c., are sold on Sundays; and, if so, is this known to the police?
- (3.) Will he take steps to advise the police of the conditions under which the late Sir John See authorised the opening of certain shops on Sundays?
- (4.) Is it a fact that he has confirmed this order of the late Sir John See, as apart from any Act governing Sunday-trading?
- (5.) How often do the police take steps to supervise shops permitted to open on Sunday, and inquire into any evasion of the conditions of the permission granted by the late Sir John See and regulating the Chief Secretary's administration of the Act governing Sunday-trading?

Mr. Wood answered,—

- (1.) Yes.
- (2.) Yes, and frequent prosecutions follow.
- (3.) The Metropolitan Superintendent of Police has already been advised of such conditions.
- (4.) The Honorable Member's attention is invited to the previous replies given him on this subject.
- (5.) Police are specially told off for this duty every Sunday.

- (2.) Police Protection, North Sydney District:—Mr. E. M. Clark asked the Colonial Secretary,—

- (1.) What is the area embraced in the North Sydney Police District?
- (2.) Has the local inspector, or his responsible officers, any special facilities either by horse, vehicle, or motor for supervising this district?
- (3.) Is it a fact that in several portions of the district, including Kirribilli and Milson's Point, residents have to employ night-watchmen for the special protection of their property?
- (4.) Is it a fact that numerous house robberies have lately been reported from various parts of the district extending from Gore Hill to Turramurra, and that in few, if any, instances have the officers charged with the work of investigation succeeded in discovering the culprits?
- (5.) Will the Inspector-General of Police take steps to equip the inspector and other responsible officers with the facilities to properly patrol the district for the protection of life and property?

Mr. Wood answered,—

- (1.) About 51½ square miles.
- (2.) In addition to the trains and trams running through the district, the police are supplied with six bicycles.
- (3.) Night-watchmen are employed by residents all over the Metropolitan District.
- (4.) Yes; twenty-two cases have been reported in North Sydney Division during the last two months, and up to the present over 65 per cent. of these cases have been cleared up, and there are good prospects of clearing up a much larger percentage, as some of the property has been recovered in several of the robberies reported.
- (5.) In the opinion of the Inspector-General of Police the officers are already efficiently equipped.

2. POSTPONEMENTS:—The following Orders of the Day were postponed *until Tuesday next*:—

- (1.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow.*]
- (2.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick.*]

3rd December, 1909.

3. **PRINTING COMMITTEE** :—Mr. Kelly, as Chairman, brought up the Twenty-first Report from the Printing Committee.
4. **SUPPLY** :—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
5. **MESSAGES FROM THE LEGISLATIVE COUNCIL** :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Newcastle Northern Breakwater Extension Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the extension of Newcastle Northern Breakwater; and for purposes consequent thereon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 3rd December, 1909.

F. B. SUTTON,
President.

(2.) Moree to Mungindi Railway Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a line of railway from Moree to Mungindi; to authorise the construction of the said line on public roads; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him; and for other purposes consequent thereon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 3rd December, 1909.

F. B. SUTTON,
President.

(3.) Cremorne Tramway Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point; and for other purposes consequent thereon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 3rd December, 1909.

F. B. SUTTON,
President.

(4.) Factories and Shops (Amendment) Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Factories and Shops Act of 1896; and for other purposes*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd December, 1909.

F. B. SUTTON,
President.

FACTORIES AND SHOPS (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 3rd December, 1909.

E. A. GARLAND,
For the Clerk of the Parliaments.

- Page 1, clause 2, line 10. *Omit "includes" insert "means"*
 Page 1, clause 2, line 11. *After "and" insert "includes"*
 Page 2, clause 2. *Before paragraph (b) insert the following new paragraph :—*
 Paragraph (a) of the definition of "factory" is amended by omitting the word "bakehouses."
 Page 2, clause 2, line 3. *Omit "laundry"*
 Page 2, clause 2, line 4. *Omit "Asiatics" insert "Chinese"*
 Page 2, clause 2. *After paragraph (c) insert the following new paragraph :—*
 (d) The same definition is further amended by inserting after paragraph (c) the following paragraph,—
 (d) any bakehouse.
 Page 5, clause 12, line 16. *Omit "on or"*
 Page 5, clause 12, line 18. *Omit "on or"*
 Page 5, clause 12, line 23. *Omit "the Government Architect and"*
 Page 5, clause 12, lines 24 and 25. *Omit "or other competent person"*
 Page 6, clause 15. *At end of clause add "and by substituting the word 'six' for the word 'seven.'"*
 Page 6, clause 16, line 24. *Omit "Asiatic" insert "Chinese"*
 Page 6, clause 16, line 28. *Omit "five" insert "six"*

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, That the amendments made by the Legislative Council in this Bill be taken into consideration on Tuesday next.

3rd December, 1909.

6. FISHERIES (AMENDMENT) BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Fisheries Act, 1902, and the Net Fishing (Port Hacking) Act, 1901; and for other purposes incidental thereto.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to amend the Fisheries Act, 1902, and the Net Fishing (Port Hacking) Act, 1901; and for other purposes incidental thereto.

On motion of Mr. Wood, the resolution was read a second time, and agreed to.

(2.) Mr. Wood then presented a Bill, intituled "*A Bill to amend the Fisheries Act, 1902, and the Net Fishing (Port Hacking) Act, 1901; and for other purposes incidental thereto*,"—which was read a first time.

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

7. INDUSTRIAL DISPUTES ACT—AMENDMENT OF SCHEDULE ONE:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the following resolution:—

(1.) That, pursuant to the provisions of section 6 of the Industrial Disputes Act, 1908, Schedule One of that Act, as amended by subsection (2) of section 10 of the Industrial Disputes Amendment Act, 1908, be further amended by the addition thereto, and omission therefrom, of the following words:—

In column 2, line 6, after "bottling establishments" add the words "and bottle-washing establishments."

In column 2, line 23, omit the word "Pastrycooks" and the words "and pastrycooks' assistants" (inserted by the Industrial Disputes Amendment Act, 1908, Section 10 (2)) and insert in lieu thereof the words "Persons employed in the manufacture of pastry."

In column 2, line 24, after "Plasterers" omit the words "and assistants."

In column 1, line 21, omit the words "Sawmill employees" and insert in lieu thereof the words "Sawmills, timber yards, and box and case factories." In column 2, line 27, after "Employees in sawmills" omit the word "and," and after "timber yards" add the words "and box and case factories."

In column 2, line 42, after "Drivers of" insert the words "and persons employed in loading and unloading," and after the word "carts" insert the words "and grooms, stablemen, and yardmen employed in connection with trolleys, drays, and carts."

Also that the amendments of Schedule One of the Industrial Disputes Act, 1908, contained in section 10 subsection (1) of the Industrial Disputes Amendment Act, 1908, be amended by the addition thereto, and omission therefrom, of the following words:—

In column 2, line 1, after "Persons employed in" omit the words "the manufacture" and insert in lieu thereof the words "or in connection with manufactories."

In column 2, line 24, after "Persons employed in" insert the words "or in connection with."

Also that the following Boards and Industries be added to Schedule One of the Industrial Disputes Act, 1908:—

Board.	Industries and Employees in Industries.
Billposters	Billposters.
Broomworkers	Broomworkers.
Brushmakers	Brushmakers.
Caterers	Casual employees employed by contractors in connection with contracts to supply refreshments.
Jewellers	Persons engaged in the manufacture of jewellery.
Lift Attendants	Persons employed in the working of lifts.
Picture-framers	Picture-frame and art overmantel makers.
Slaters	Slaters, tilers, and shinglers.
Tile-layers	Persons employed in fixing, laying of tiles, mosaic and the like.
Wicker-workers	Wicker, pithcane, and bamboo workers.
Wood and Coal Labourers	Unskilled labourers employed in the industry of receiving and distributing wood and coal.
Woolclassers	Woolclassers in charge of wool rooms in shearing sheds or in charge of both wool rooms and shearing boards in shearing sheds.

(2.) That the foregoing resolution be transmitted to the Legislative Council for its concurrence. Mr. Speaker resumed the Chair; and the Chairman reported the resolution without amendment. On motion of Mr. Lee, the report was adopted.

8. PAPERS:—Mr. Moore laid upon the Table,—

(1.) Particulars respecting the proposed acquisition by the Government, for the purposes of Closer Settlement, of the Richlands Estate, near Taralga.

(2.) Particulars respecting the proposed acquisition by the Government, for the purposes of Closer Settlement, of part of Pine Ridge Estate, near Dunedoo.

Ordered to be printed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 71.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 7 DECEMBER, 1909.

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

MESSAGES FROM THE GOVERNOR :—The following Messages from His Excellency the Governor were delivered by Mr. Lee, and read by Mr. Speaker :—

(1.) Newcastle Northern Breakwater Extension Bill :—

CHELMSFORD,
Governor.

Message No. 47.

A Bill, intituled "*An Act to sanction the extension of the Newcastle Northern Breakwater ; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 7th December, 1909.

(2.) Moree to Mungindi Railway Bill :—

CHELMSFORD,
Governor.

Message No. 48.

A Bill, intituled "*An Act to sanction the construction of a line of railway from Moree to Mungindi ; to authorise the construction of the said line on public roads ; to amend the Public Works Act, 1900, so far as it relates to the making and maintaining of fences along the said line ; to provide for the use of the said line by the Constructing Authority, or by persons authorised by him ; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 7th December, 1909.

(3.) Cremorne Tramway Bill :—

CHELMSFORD,
Governor.

Message No. 49.

A Bill, intituled "*An Act to sanction the construction of an electric tramway from the Military-road, North Sydney, to Cremorne Point ; and for other purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 7th December, 1909.

7th December, 1909.

2. QUESTIONS :—

(1.) Interest paid by Savings Banks :—Mr. Gus. Miller asked the Colonial Treasurer,—

- (1.) What rate of interest is being paid to depositors in the Savings Bank of New South Wales?
- (2.) What rate of interest is being paid to depositors in the Government Savings Bank?
- (3.) What rate of interest is being paid by the Government for the latest issue of debentures or Treasury Bills?
- (4.) Why are not small depositors in Government Savings Bank paid as high a rate as those who are lending money to the Government in larger sums?
- (5.) Is it the intention of the Government to make any change in these Savings Bank rates?

Mr. Waddell answered,—

- (1.) It is understood $3\frac{1}{2}$ per cent. on deposits up to £200.
- (2.) Three per cent. on minimum monthly balance on deposits up to £500.
- (3.) No debentures or Treasury Bills have been issued for some time.
- (4.) Because in the case of money invested in Government stock it is invested for a fixed period of years, and is not available till the end of such period, unless by sale of stock, which may entail a loss, whereas money deposited in the Government Savings Bank is at call, and bears interest if deposited for the short period of even one calendar month. There is also much greater expense entailed in the management of a bank as compared with Government stock. As is well known, private banks do not give any interest for money, except deposited for six months or more.
- (5.) The rate of interest payable on deposits is a matter which under the Bank Act rests entirely with the Commissioners.

(2.) Carriage of Wool on Railways :—Mr. Hollis asked the Colonial Treasurer,—

- (1.) Is it a fact that about the 18th or 19th November last orders were issued by the Railway Department to stop the carriage of wool from Thursday till Monday; if so, by whose authority were the orders given?
- (2.) What was the reason assigned for the stoppage?
- (3.) Was a report furnished on the subject; if so, by whom, and will he lay it upon the Table of this House?

Mr. Waddell answered,—I am informed that :—

- (1 and 2.) Owing to the conditions obtaining in connection with the wool trade, the Chief Commissioner considered it advisable not to accept wool for transit from the 15th to 20th November inclusive.
- (3.) No report was submitted.

(3.) Sunday Passenger Traffic between Gosford and Milson's Point :—Mr. E. M. Clark asked the Colonial Treasurer,—

- (1.) Is it a fact that a considerable delay occurs at Hornsby on Sunday nights to railway passengers from Gosford and the Hawkesbury, whose destination is on the Milson's Point Line?
- (2.) Will the Chief Commissioner for Railways consider the question of altering this service to prevent the long wait of morning and evening Sunday excursionists of the Northern Suburbs?

Mr. Waddell answered,—I am informed that :—

- (1.) Trains from the Hawkesbury River district arrive at Hornsby on Sunday evenings at 5.55, 7.38, 8.5, 8.32 and 8.53, and connect with trains leaving for Milson's Point at 5.57, 7.55, 8.36 and 9.5 p.m.
- (2.) It is considered that the existing arrangements reasonably meet present requirements.

(4.) Graduates in Engineering, Sydney University :—Mr. Nobbs, for Mr. Downes, asked the Secretary for Public Works,—

- (1.) How many engineers have left his Department during the last three years?
- (2.) How many graduates of the Engineering School of the Sydney University have entered the Department of Works during the same period?
- (3.) Can he state how many graduates have left the State to seek openings elsewhere during the same period?

Mr. Lee answered,—

- (1 and 2.) Inquiries will be made, and I will inform the Honorable Member.
- (3.) I am unable to say.

(5.) Funds of Trade Unions and Friendly Societies :—Mr. J. C. L. Fitzpatrick asked the Premier,—

- (1.) Is it a fact that, according to the latest figures published by the Statistical authorities, the membership of trade unions in New South Wales totalled 113,918 in 1908-9, whilst the accumulated funds of these unions totalled only £90,278, equal to 15s. 10d. per member?
- (2.) Is it a fact that figures from the same source indicate that in 1908 the Friendly Societies of New South Wales possessed a membership of 123,297, whilst the accumulated funds of same aggregate £1,258,023, equal to £10 4s. per member?
- (3.) Will he take into consideration the desirability of introducing legislation with the object of protecting the funds of the members of all industrial unions by—(a) compelling such unions to register with the Registrar of Friendly Societies or some such other officer to be appointed; (b) by providing that balance-sheets of such unions shall be annually audited by Government officers; (c) by limiting the percentage of contributions to be expended for administration purposes; and (d) by prescribing that the balance of such funds shall be used for no purpose other than meeting sick or out-of-employment payments to members of such unions?

Mr. Lee answered,—

- (1 and 2.) Yes, as at 31st December, 1908.
- (3.) The matter will be considered.

(6.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

7th December, 1909.

- (6.) Wollongong Water Supply Pipes :—Colonel Onslow asked the Secretary for Public Works,—
- (1.) Who are supplying the pipes for the extension of the Wollongong Water Supply?
 - (2.) Is it a fact that the tender forms for these were drawn in such a manner as to preclude all but one firm from supplying?
 - (3.) Who were the manufacturers and suppliers of the pipes used in the first portion of the Wollongong Water Supply?
 - (4.) How long have the latter pipes been in use?
 - (5.) Have they proved unsatisfactory; and, if so, in what respect, and were the suppliers informed?

Mr. Lee answered,—

- (1.) The Mannesmann Company.
- (2.) No.
- (3.) Messrs. G. and C. Hoskins, A. and J. Stewart and Menzies, John Spencer (Limited), Messrs. Stewart and Lloyd (Limited).
- (4.) From four to seven years.
- (5.) Some of the pipes have proved very unsatisfactory, being perforated in many places on the high pressure main, so that it will be necessary to renew long lengths presently. The suppliers of the pipes referred to have not been informed officially of the inferior quality of the pipes.

- (7.) Artesian Casing :—Colonel Onslow asked the Secretary for Public Works.—

- (1.) Is it a fact that recently a German firm offered artesian casing which failed to pass the Public Works Department test?
- (2.) Is it a fact that subsequent to this the Departmental test has been reduced?
- (3.) If so, by how much, and is the reduction sufficient to allow the casing which was refused, to be passed?

Mr. Lee answered,—

- (1.) The last German casing rejected by the Department was on 7th November, 1907.
- (2.) The Departmental test for artesian casing was modified this year.
- (3.) This rejected casing would not pass the modified test.

- (8.) Gloucester Public School :—Mr. Price asked the Minister of Public Instruction,—

- (1.) Is it a fact that the Gloucester Public School is inadequate to meet the requirements of the increased population?
- (2.) Will he cause a special report to be prepared, and have the requirements for increased accommodation carried out at an early date?

Mr. Hogue answered,—

- (1.) Owing to the rapid increase of population, and the construction of the North Coast Railway Line, the building has become inadequate.
- (2.) I have already authorised the provision of additional accommodation, and the work will be carried out as early as possible.

- (9.) Public Telephones :—Mr. Price asked the Premier,—

- (1.) Has his attention been drawn to the fact that the public telephones are very badly managed, and inattention exhibited?
- (2.) Will he direct the attention of the Federal Postmaster-General to the urgent necessity for expediting reforms in connection with the service?

Mr. Lee answered,—The control of the telephone service being vested in the Commonwealth authorities, I do not think I would be warranted in interfering in the manner suggested.

- (10.) Public School, Croki :—Mr. Price asked the Minister of Public Instruction,—

- (1.) Have delays taken place in calling for tenders for the erection of a new school at Croki, Jones Island; and, if so, what are the reasons?
- (2.) Will he be good enough to expedite the matter?

Mr. Hogue answered,—

- (1.) It is not proposed, at present, to erect a new school at Croki.
- (2.) Inquiries are being made as to the best means of improving the condition of the existing building.

3. INDUSTRIAL DISPUTES ACT—AMENDMENT OF SCHEDULE ONE :—Ordered, on motion of Mr. Lee, that the following Message be carried to the Legislative Council :—

MR. PRESIDENT,—

The Legislative Assembly having, in accordance with section 6 of the Industrial Disputes Act, 1908, passed a Resolution to further amend Schedule One of that Act, as amended by subsection (2) of section 10 of the Industrial Disputes Amendment Act, 1908, by the addition thereto and the omission therefrom of certain words, and to amend the amendments of Schedule One of the Industrial Disputes Act, 1908, contained in section 10 subsection (1) of the Industrial Disputes Amendment Act, 1908, by the addition thereto and the omission therefrom of certain words, also to amend Schedule One of the Industrial Disputes Act, 1908, by adding other Boards and Industries,—transmits a copy of the said Resolution to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 7th December, 1909.

7th December, 1909.

INDUSTRIAL DISPUTES ACT—AMENDMENT OF SCHEDULE ONE.

This Resolution originated in the Legislative Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 3rd December, 1909.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

That, pursuant to the provisions of section 6 of the Industrial Disputes Act, 1908, Schedule One of that Act, as amended by subsection (2) of section 10 of the Industrial Disputes Amendment Act, 1908, be further amended by the addition thereto, and omission therefrom, of the following words:—

In column 2, line 6, after "bottling establishments" add the words "and bottle-washing establishments."

In column 2, line 23, omit the word "Pastrycooks" and the words "and pastrycooks' assistants" (inserted by the Industrial Disputes Amendment Act, 1908, Section 10 (2)) and insert in lieu thereof the words "Persons employed in the manufacture of pastry."

In column 2, line 24, after "Plasterers" omit the words "and assistants."

In column 1, line 21, omit the words "Sawmill employecs" and insert in lieu thereof the words "Sawmills, timber yards, and box and case factories." In column 2, line 27, after "Employees in sawmills" omit the word "and," and after "timber yards" add the words "and box and case factories."

In column 2, line 42, after "Drivers of" insert the words "and persons employed in loading and unloading," and after the word "carts" insert the words "and grooms, stablemen, and yardmen employed in connection with trolleys, drays, and carts."

Also that the amendments of Schedule One of the Industrial Disputes Act, 1908, contained in section 10 subsection (1) of the Industrial Disputes Amendment Act, 1908, be amended by the addition thereto, and omission therefrom, of the following words:—

In column 2, line 1, after "Persons employed in" omit the words "the manufacture" and insert in lieu thereof the words "or in connection with manufactories."

In column 2, line 24, after "Persons employed in" insert the words "or in connection with."

Also that the following Boards and Industries be added to Schedule One of the Industrial Disputes Act, 1908:—

Board.	Industries and Employees in Industries.
Billposters ...	Billposters.
Broomworkers ...	Broomworkers.
Brushmakers ...	Brushmakers.
Caterers ...	Casual employees employed by contractors in connection with contracts to supply refreshments.
Jewellers ...	Persons engaged in the manufacture of jewellery.
Lift Attendants ...	Persons employed in the working of lifts.
Picture-framers ...	Picture-frame and art overmantel makers.
Slaters ...	Slaters, tilers, and shinglers.
Tile-layers ...	Persons employed in fixing, laying of tiles, mosaic and the like.
Wicker-workers ...	Wicker, pitheane, and bamboo workers.
Wood and Coal Labourers	Unskilled labourers employed in the industry of receiving and distributing wood and coal.
Woolclassers ..	Woolclassers in charge of wool rooms in shearing sheds or in charge of both wool rooms and shearing boards in shearing sheds.

4. PAPERS:—

Mr. Wood laid upon the Table,—Regulations under the Pure Food Act, 1908.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Particulars of Leases issued on 1st December, 1909, under the provisions of the Western Lands Acts.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Report of the Director of Labour, State Labour Bureau of New South Wales, for the year ended 30th June, 1909; together with Appendices.

(2.) Report of the Department of Public Works for the year ended 30th June, 1909; together with Appendices and Photographs.

Referred by Sessional Order to the Printing Committee.

5. POSTPONEMENTS:—The following Orders of the Day were postponed:—

(1.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow*];—*until To-morrow*.

(2.) Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on "Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners," brought up on the "18th December, 1908, a.m., be now adopted";—*until To-morrow*.

(3.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];—*until To-morrow*.

(4.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark*];—*until To-morrow*.

(5.) Casino School of Arts Enabling Act Amendment Bill (*Council Bill*); second reading. [*Mr. Hindmarsh*];—*until Thursday next*.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

7th December, 1909.

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

And the Committee continuing to sit after Midnight,—

WEDNESDAY, 8 DECEMBER, 1909, A.M.

And the Committee continuing to sit after Mid-day,—

WEDNESDAY, 8 DECEMBER, 1909.

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

7. SEAT OF GOVERNMENT SURRENDER BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 7th December, 1909.

F. B. SUTTON,
President.

SEAT OF GOVERNMENT SURRENDER BILL.

Schedule of the Amendments referred to in Message of 7th December, 1909.

E. A. GARLAND,
For the Clerk of the Parliaments.

Page 4, First Schedule, line 18. *Omit "higher-water" insert "high-water"*
Page 6, Second Schedule. *After line 22 insert "Description of the territory"*
Page 6, Second Schedule, line 26. *After "parish" omit "of"*

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

The House adjourned, at twenty-four minutes before One o'clock, until Four o'clock, This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 72.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 8 DECEMBER, 1909.

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

QUESTIONS :—

- (1.) N.S.S. "Sobraon" :—Mr. Nielsen asked the Minister of Public Instruction,—Will he lay upon the Table of this House a copy of the evidence given at the inquiry by the Public Service Board into the hours worked by the men on the "Sobraon"?

Mr. Hague answered,—I laid a copy of this report upon the Table of this House a week ago.

- (2.) Arrest of Strike Leaders, Newcastle :—Mr. Charlton asked the Colonial Secretary,—
 (1.) Has any breach of the peace been committed in the Newcastle District by the unemployed workmen which necessitated the sending of additional police; and, if not, who authorised the additional police to be sent?
 (2.) Will he, in the public interest, take immediate action by having inquiry made to ascertain who is responsible for the manner in which the recent arrests of the strike leaders were made?

Mr. Wood answered,—The Inspector-General of Police informs me that police were sent to the Newcastle and Maitland Districts in view of the number of unemployed persons in those districts, and the possibility of disorder occurring at any time; for the purpose of preventing, as far as possible, anything of the kind; and of ensuring the maintenance of law and order. The strike leaders were arrested, under warrant, by Inspector Goulder and police under his charge; they all stated they had received every consideration at the hands of the police.

- (3.) Railway and Tramway Accidents :—Mr. E. M. Clark asked the Colonial Treasurer,—
 (1.) Are the railways and tramways, as controlled by the State, responsible for the safe and comfortable carriage of passengers using same?
 (2.) Is it a fact that, owing to the present restricted railway and tramway service, many accidents, some with fatal results, have lately occurred?
 (3.) Is it a fact that considerable overcrowding is at certain hours occasioned on city and suburban trams by a limitation of the tram service?
 (4.) Is it a fact that many long-distance travellers are at present unable to conveniently reach their homes?
 (5.) Is it a fact that coal is not a too important factor in the generation of electricity; and, if so, why are the users of the tram services inconvenienced as a result of the coal strike?
 (6.) Will the Chief Railway Commissioner take steps to provide buses or other conveyances necessary to properly carry the city and suburban public of Sydney without overcrowding or danger to life and limb, and in terms of the intention of the State control of trains and trams?

Mr. Waddell answered,—

- (1.) Every reasonable effort is made to ensure the safety and comfort of passengers.
 (2.) Owing to the restricted service due to the strike, some accidents have occurred.
 (3.) Yes.
 (4.) Some inconvenience must necessarily result from the reduced services.
 (5.) Coal is the important factor in the generation of current for the Sydney Electric Tramways.
 (6.) This is not practicable.

8th December, 1909.

(4.) Coal for Railways :—Mr. E. M. Clark asked the Colonial Treasurer,—

(1.) Is it a fact that the train services of the State, and their connection with other States of the Commonwealth are considerably curtailed and inconvenienced as a result of the present strike of coal-miners?

(2.) Is it a fact that this is due to the limited supply of coal obtainable by the Chief Commissioner for Railways; and, if so, why has the Chief Commissioner failed to make provisions for a prompt and effectual working of the railways?

(3.) Is it a fact that the late Mr. Eddy, when Chief Commissioner for Railways, proposed to work a coal mine for a supply of the necessary commodity for railway use, and will he urge Mr. Johnson to take into consideration the future strike possibilities, and make provision for a proper and effectual supply of coal for State railway purposes?

(4.) Is it a fact that the Chief Commissioner for Railways has a quarry for the supply of the railway blue metal requirements?

Mr. Waddell answered,—

(1.) Yes.

(2.) The curtailment of the railway service is due to the limited supply of coal obtainable. The Chief Commissioner is endeavouring to make suitable provision for the working of the railways so far as it is possible at the present time.

(3.) There is no record of any proposal by the late Mr. Eddy to work a coal mine for the supply of fuel for railway purposes.

(4.) Yes.

(5.) Fire Escapes in Government Printing Office and Model Lodging House :—Mr. Carmichael, for Mr. John Storey, asked the Colonial Secretary,—

(1.) Is it a fact that the means of escape provided, in the event of fire in the Government Printing Office, is inadequate and absolutely ineffective?

(2.) Does he consider that, in the event of fire in the Model Lodging-house, the alternative means of escape by ladder would create a panic and loss of life?

(3.) Will he state how the inmates of either building could escape in the event of fire or smoke cutting off all escape from the means provided?

(4.) Will he take prompt action to assure the safety of human lives within the fire zone of Sydney in case of fire?

Mr. Wood answered,—

(1.) No. Every individual has an alternative means of escape.

(2.) No. Men only are in this building.

(3.) This appears to be a peculiar question. If all means of escape are cut off, then the occupants run the risk of losing their lives. All that can be expected of the Government is to provide reasonable means of escape in case of fire, and this has been done.

(4.) The Fire Brigades authorities are continually adding to their life-saving plant, but much more can be done by occupants of buildings providing their own means of escape.

2. RAILWAY, WALGETT, *via* NYNGAN AND CONDOBOLIN, TO WYALONG :—Mr. Macdonell presented a Petition from certain Settlers in the Nyngan and surrounding Districts, representing that in the best interests of settlement and the commercial development of the State a light line of railway should be constructed from Walgett to Wyalong, *via* Nyngan and Condobolin; that, traversing comparatively level country, such a line would present no great engineering difficulties nor involve heavy initial outlay; and praying that the House will, at an early date, consider the necessity, with a view to the construction of the said line.
Petition received.

3. NATIONALISATION OF COAL MINES :—Mr. Dooley presented a Petition from certain Citizens of New South Wales, praying the House to immediately introduce and pass legislation empowering the Government to take possession of and work sufficient coal mines to supply, first the Public Services, and then private consumers with coal, in order to terminate the evils accruing from the present industrial deadlock between miners and mine owners.
Petition received.

4. LEASE CONVERSION AND LAW AMENDMENT BILL :—Mr. E. M. Clark (*by consent*) moved, without Notice, That the Select Committee on "Lease Conversion and Law Amendment Bill" have leave to sit during the sitting of the House To-morrow.
Question put and passed.

5. CLAIM OF MR. J. S. GAM—REJECTION OF SLEEPERS BY CENTRAL SOUTH AFRICAN GOVERNMENT :—Mr. Gilbert (*by consent*) moved, without Notice, That the Select Committee on "Claim of Mr. J. S. Gam—Rejection of Sleepers by Central South African Government" have leave to sit during the sitting of the House To-morrow.
Question put and passed.

6. POSTPONEMENTS :—The following Orders of the Day were postponed :—

(1.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow*];—*until To-morrow*.

(2.) Servants Registry Bill; second reading. [*Mr. E. M. Clark*];—*until Friday next*.

(3.) Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on "Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners," brought up on "the 18th December, 1908, a.m., be now adopted";—*until To-morrow*.

(4.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];—*until To-morrow*.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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7. WESTERN LANDS ACT AMENDMENT BILL :—The following Message from His Excellency the Governor was delivered by Mr. Moore, and read by Mr. Speaker :—

CHELMSFORD,

Message No. 50.

Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to extend the term of office of the Commissioners of the Western Land Board of New South Wales.

State Government House,

Sydney, 7th December, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

8. RAILWAYS CROSSINGS BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to provide for the closing of certain level-crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works; to declare certain portions of such bridges, subways, and works to be public thoroughfares; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 8th December, 1909.

F. B. SUTTON,

President.

9. WESTERN LANDS ACT AMENDMENT BILL :—Mr. Moore moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to extend the term of office of the Commissioners of the Western Land Board of New South Wales.

Question put and passed.

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

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

The Chairman also reported that the Committee had come to certain resolutions.

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolutions, which were read a first time, as follow :—

ESTIMATES OF EXPENDITURE—1909-10.

Consolidated Revenue Fund.

No. I.—SCHEDULES TO THE CONSTITUTION ACT, No. 32 OF 1902.

- (4.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,635, as supplement to Schedules to the Constitution Act, for the year 1909-10.

No. II.—EXECUTIVE AND LEGISLATIVE.

- (5.) Resolved, that there be granted to His Majesty, a sum not exceeding £275, for Vice-President of the Executive Council and Representative of the Government in the Legislative Council, for the year 1909-10.

- (6.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,130, for Legislative Council, for the year 1909-10.

- (7.) Resolved, that there be granted to His Majesty, a sum not exceeding £9,399, for Legislative Assembly, for the year 1909-10.

- (8.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,145, for Legislative Council and Assembly, for the year 1909-10.

- (9.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,292, for Parliamentary Library, for the year 1909-10.

- (10.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,190, for Parliamentary Reporting Staff, for the year 1909-10.

- (11.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,604, for Parliamentary Standing Committee on Public Works, for the year 1909-10.

No. III.—COLONIAL SECRETARY.

- (12.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,006, for Colonial Secretary, for the year 1909-10.

- (13.) Resolved, that there be granted to His Majesty, a sum not exceeding £16,336, for Auditor-General, for the year 1909-10.

- (14.) Resolved, that there be granted to His Majesty, a sum not exceeding £16,050, for Aborigines Protection Board, for the year 1909-10.

- (15.) Resolved, that there be granted to His Majesty, a sum not exceeding £465,011, for Police, for the year 1909-10.

- (16.) Resolved, that there be granted to His Majesty, a sum not exceeding £159,782, for Lunacy, for the year 1909-10.

- (17.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,372, for Master-in-Lunacy, for the year 1909-10.

(18.)

8th December, 1909.

- (18.) Resolved, that there be granted to His Majesty, a sum not exceeding £193, for Medical Board, for the year 1909-10.
- (19.) Resolved, that there be granted to His Majesty, a sum not exceeding £80,100, for Department of Public Health, for the year 1909-10.
- (20.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,510, for Bureau of Statistics and Registry of Friendly Societies and Trade Unions, for the year 1909-10.
- (21.) Resolved, that there be granted to His Majesty, a sum not exceeding £69,130, for Government Asylums for the Infirm, for the year 1909-10.
- (22.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,235, for Department of Fisheries, for the year 1909-10.
- (23.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,574, for Bureau of Micro-Biology, for the year 1909-10.
- (24.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,370, for Fire Brigades, for the year 1909-10.
- (25.) Resolved, that there be granted to His Majesty, a sum not exceeding £97,504, for Endowment to Hospitals, &c., and other Charitable Services, for the year 1909-10.
- (26.) Resolved, that there be granted to His Majesty, a sum not exceeding £33,312, for Miscellaneous Services, for the year 1909-10.

No. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (27.) Resolved, that there be granted to His Majesty, a sum not exceeding £27,079, for Treasury, for the year 1909-10.
- (28.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,138, for Stamp Duties, for the year 1909-10.
- (29.) Resolved, that there be granted to His Majesty, a sum not exceeding £10,593, for Land and Income Tax, for the year 1909-10.
- (30.) Resolved, that there be granted to His Majesty, a sum not exceeding £65, for Gold Receivers, for the year 1909-10.
- (31.) Resolved, that there be granted to His Majesty, a sum not exceeding £175, for Gold and Escort, for the year 1909-10.
- (32.) Resolved, that there be granted to His Majesty, a sum not exceeding £81,027, for Government Printer, for the year 1909-10.
- (33.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,410, for Explosives, for the year 1909-10.
- (34.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,820, for Shipping Masters, for the year 1909-10.
- (35.) Resolved, that there be granted to His Majesty, a sum not exceeding £86,185, for Navigation, for the year 1909-10.
- (36.) Resolved, that there be granted to His Majesty, a sum not exceeding £800, for Australian Coast Lighthouses, for the year 1909-10.
- (37.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,785, for Lifeboats, &c., for the year 1909-10.
- (38.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,573, for Administration of Old-age and Invalidity and Accidents Pensions Act, for the year 1909-10.
- (39.) Resolved, that there be granted to His Majesty, a sum not exceeding £10,150, for Resumed Properties, for the year 1909-10.
- (40.) Resolved, that there be granted to His Majesty, a sum not exceeding £101,434, for Sydney Harbour Trust, for the year 1909-10.
- (41.) Resolved, that there be granted to His Majesty, a sum not exceeding £148,604, for Stores Supply and Tender Board, for the year 1909-10.
- (42.) Resolved, that there be granted to His Majesty, a sum not exceeding £382,638, for Miscellaneous Services, for the year 1909-10.
- (43.) Resolved, that there be granted to His Majesty, a sum not exceeding £150,000, for Advance to Treasurer, for the year 1909-10.
- (44.) Resolved, that there be granted to His Majesty, a sum not exceeding £475,000, in aid of Public Works Fund, for the year 1909-10.
- (45.) Resolved, that there be granted to His Majesty, a sum not exceeding £235,000, in aid of Closer Settlement Fund, for the year 1909-10.

No. V.—RAILWAYS.

- (46.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,027,540, for Railways and Tramways—Existing Lines, Working Expenses, for the year 1909-10.

No. VI.—PREMIER.

- (47.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,726, for Premier's Office, for the year 1909-10.
- (48.) Resolved, that there be granted to His Majesty, a sum not exceeding £10,296, for Agent-General for New South Wales, for the year 1909-10.
- (49.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,458, for Immigration and Tourist Bureau, for the year 1909-10.
- (50.) Resolved, that there be granted to His Majesty, a sum not exceeding £41,000, for Miscellaneous Services, for the year 1909-10.

No. VII.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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No. VII.—DEPARTMENT OF THE ATTORNEY-GENERAL AND OF JUSTICE.

- (51.) Resolved, that there be granted to His Majesty, a sum not exceeding £39,742, for Department of the Attorney-General and of Justice, for the year 1909-10.
- (52.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,394, for The Judges, for the year 1909-10.
- (53.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,525, for Prothonotary and Registrar-in-Divorce, for the year 1909-10.
- (54.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,724, for Master-in-Equity, for the year 1909-10.
- (55.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,141, for Registrar-in-Bankruptcy, for the year 1909-10.
- (56.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,200, for Probate and Intestate Estates Office, for the year 1909-10.
- (57.) Resolved, that there be granted to His Majesty, a sum not exceeding £25,475, for Sheriff, for the year 1909-10.
- (58.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,492, for District Courts, for the year 1909-10.
- (59.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,850, for Coroners, for the year 1909-10.
- (60.) Resolved, that there be granted to His Majesty, a sum not exceeding £91,346, for Petty Sessions, for the year 1909-10.
- (61.) Resolved, that there be granted to His Majesty, a sum not exceeding £79,162, for Prisons, for the year 1909-10.
- (62.) Resolved, that there be granted to His Majesty, a sum not exceeding £45,704, for Registrar-General, for the year 1909-10.
- (63.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,355, for Public Service Board, for the year 1909-10.
- (64.) Resolved, that there be granted to His Majesty, a sum not exceeding £9,460, for Industrial Court, for the year 1909-10.
- (65.) Resolved, that there be granted to His Majesty, a sum not exceeding £10,900, for Miscellaneous Services, for the year 1909-10.

No. VIII.—SECRETARY FOR LANDS.

- (66.) Resolved, that there be granted to His Majesty, a sum not exceeding £319,179, for Department of Lands, for the year 1909-10.
- (67.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,954, for Western Land Board, for the year 1909-10.
- (68.) Resolved, that there be granted to His Majesty, a sum not exceeding £27,266, for Miscellaneous Services, for the year 1909-10.

No. IX.—SECRETARY FOR PUBLIC WORKS.

- (69.) Resolved, that there be granted to His Majesty, a sum not exceeding £87,578, for Establishment, for the year 1909-10.
- (70.) Resolved, that there be granted to His Majesty, a sum not exceeding £271,200, for Public Works and Services, for the year 1909-10.
- (71.) Resolved, that there be granted to His Majesty, a sum not exceeding £245,000, for Local Government, for the year 1909-10.
- (72.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,000, for Labour Bureau, for the year 1909-10.
- (73.) Resolved, that there be granted to His Majesty, a sum not exceeding £149,715, for Metropolitan Board of Water Supply and Sewerage, for the year 1909-10.
- (74.) Resolved, that there be granted to His Majesty, a sum not exceeding £16,000, for Hunter District Water Supply and Sewerage Board, for the year 1909-10.

No. X.—PUBLIC INSTRUCTION, LABOUR, AND INDUSTRY.

- (75.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,058,579, for Public Instruction, for the year 1909-10.
- (76.) Resolved, that there be granted to His Majesty, a sum not exceeding £82,808, for State Children Relief Department, for the year 1909-10.
- (77.) Resolved, that there be granted to His Majesty, a sum not exceeding £8,500, to recoup of amount paid out of Consolidated Revenue Fund during previous financial year, under State Children's Relief Act, No. 61, 1901, for the year 1909-10.
- (78.) Resolved, that there be granted to His Majesty, a sum not exceeding £19,991, for Industrial Schools, for the year 1909-10.
- (79.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,234, for Observatory, for the year 1909-10.
- (80.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,750, for Australian Museum, for the year 1909-10.
- (81.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,223, for National Art Gallery, for the year 1909-10.
- (82.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,267, for Public Library of New South Wales, for the year 1909-10.
- (83.) Resolved, that there be granted to His Majesty, a sum not exceeding £5,475, for Labour and Industry Branch, for the year 1909-10.

(84.)

8th December, 1909.

(84.) Resolved, that there be granted to His Majesty, a sum not exceeding £18,175, for Grants in aid of Public Institutions, for the year 1909-10.

(85.) Resolved, that there be granted to His Majesty, a sum not exceeding £6,300, for Miscellaneous Services, for the year 1909-10.

No. XI.—SECRETARY FOR MINES.

(86.) Resolved, that there be granted to His Majesty, a sum not exceeding £56,911, for Department of Mines, for the year 1909-10.

(87.) Resolved, that there be granted to His Majesty, a sum not exceeding £350, for Geological Survey Laboratory, for the year 1909-10.

(88.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,080, for Miners' Accident Relief Board, for the year 1909-10.

(89.) Resolved, that there be granted to His Majesty, a sum not exceeding £16,186, for Miscellaneous Services, for the year 1909-10.

No. XII.—DEPARTMENT OF AGRICULTURE.

(90.) Resolved, that there be granted to His Majesty, a sum not exceeding £73,024, for Agriculture, for the year 1909-10.

(91.) Resolved, that there be granted to His Majesty, a sum not exceeding £26,926, for Forestry, for the year 1909-10.

(92.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,542, for Stock and Brands (Pastures Protection Act), for the year 1909-10.

(93.) Resolved, that there be granted to His Majesty, a sum not exceeding £22,001, for Stock and Brands, for the year 1909-10.

(94.) Resolved, that there be granted to His Majesty, a sum not exceeding £10,494, for Botanic Gardens, for the year 1909-10.

(95.) Resolved, that there be granted to His Majesty, a sum not exceeding £899, for Nursery Garden, Campbelltown, for the year 1909-10.

(96.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,436, for Garden Palace Grounds, for the year 1909-10.

(97.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,349, for Government Domain (Outer), for the year 1909-10.

(98.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,364, for Centennial Park, for the year 1909-10.

(99.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,035, for Exports and Cold Storage, for the year 1909-10.

(100.) Resolved, that there be granted to His Majesty, a sum not exceeding £2,650, for Commercial Agents, for the year 1909-10.

(101.) Resolved, that there be granted to His Majesty, a sum not exceeding £24,035, for Miscellaneous Services, for the year 1909-10.

No. XIII.—CONSOLIDATED REVENUE FUND—STATEMENT OF PAYMENTS MADE DURING THE YEAR ENDED 30TH JUNE, 1909, FROM THE VOTE "ADVANCE TO TREASURER," 1908-9, ON ACCOUNT OF SERVICES OF THE YEAR 1908-9, SUBMITTED FOR PARLIAMENTARY APPROPRIATION IN ADJUSTMENT OF THE ADVANCE VOTE.

(102.) Resolved, that there be granted to His Majesty, a sum not exceeding £81,818 5s. 10d., in adjustment of the Vote "Advance to Treasurer," 1908-9, Consolidated Revenue Fund.

Public Works Fund.

PUBLIC WORKS FUND ESTIMATES, 1909-10.

(103.) Resolved, that there be granted to His Majesty, a sum not exceeding £918,347, for Works and Services to be provided for out of Public Works Fund.

Closer Settlement Fund.

CLOSER SETTLEMENT FUND ESTIMATES, 1909-10.

(104.) Resolved, that there be granted to His Majesty, a sum not exceeding £368,000, to provide for the Acquisition of Land for the purposes of Closer Settlement and Contingent Expenses—further sum.

ADDITIONAL ESTIMATES, 1909-10.

Consolidated Revenue Fund.

No. II.—EXECUTIVE AND LEGISLATIVE.

(105.) Resolved, that there be granted to His Majesty, a sum not exceeding £60, to defray additional charge for the year 1909-10 under the head "Legislative Council and Assembly."

No. III.—COLONIAL SECRETARY.

(106.) Resolved, that there be granted to His Majesty, a sum not exceeding £2, to defray additional charge for the year 1909-10 under the head "Colonial Secretary."

(107.) Resolved, that there be granted to His Majesty, a sum not exceeding £94, to defray additional charge for the year 1909-10 under the head "Auditor-General."

(108.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,113, to defray additional charge for the year 1909-10 under the head "Police."

(109.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

8th December, 1909.

- (109.) Resolved, that there be granted to His Majesty, a sum not exceeding £4,035, to defray additional charge for the year 1909-10 under the head "Lunacy."
 (110.) Resolved, that there be granted to His Majesty, a sum not exceeding £14, to defray additional charge for the year 1909-10 under the head "Department of Public Health."
 (111.) Resolved, that there be granted to His Majesty, a sum not exceeding £89, to defray additional charge for the year 1909-10 under the head "Government Asylums for the Infirm."
 (112.) Resolved, that there be granted to His Majesty, a sum not exceeding £88, to defray additional charge for the year 1909-10 under the head "Department of Fisheries."
 (113.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,956, to defray additional charge for the year 1909-10 under the head "Miscellaneous Services."

No. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (114.) Resolved, that there be granted to His Majesty, a sum not exceeding £100, to defray additional charge for the year 1909-10 under the head "Treasury."
 (115.) Resolved, that there be granted to His Majesty, a sum not exceeding £20, to defray additional charge for the year 1909-10 under the head "Land and Income Tax."
 (116.) Resolved, that there be granted to His Majesty, a sum not exceeding £53, to defray additional charge for the year 1909-10 under the head "Government Printer."
 (117.) Resolved, that there be granted to His Majesty, a sum not exceeding £225, to defray additional charge for the year 1909-10 under the head "Explosives."
 (118.) Resolved, that there be granted to His Majesty, a sum not exceeding £10, to defray additional charge for the year 1909-10 under the head "Navigation."
 (119.) Resolved, that there be granted to His Majesty, a sum not exceeding £708, to defray additional charge for the year 1909-10 under the head "Resumed Properties."
 (120.) Resolved, that there be granted to His Majesty, a sum not exceeding £3,780, to defray additional charge for the year 1909-10 under the head "Sydney Harbour Trust."
 (121.) Resolved, that there be granted to His Majesty, a sum not exceeding £719, to defray additional charge for the year 1909-10 under the head "Stores Supply Department."
 (122.) Resolved, that there be granted to His Majesty, a sum not exceeding £704, to defray additional charge for the year 1909-10 under the head "Miscellaneous Services."
 (123.) Resolved, that there be granted to His Majesty, a sum not exceeding £100,000, to defray additional charge for the year 1909-10 under the head "Public Works Fund—Amount in Aid,"

No. V.—RAILWAYS.

- (124.) Resolved, that there be granted to His Majesty, a sum not exceeding £50,000, to defray additional charge for the year 1909-10 under the head "Railways."

No. VI.—PREMIER.

- (125.) Resolved, that there be granted to His Majesty, a sum not exceeding £25, to defray additional charge for the year 1909-10 under the head "Premier's Office."
 (126.) Resolved, that there be granted to His Majesty, a sum not exceeding £98, to defray additional charge for the year 1909-10 under the head "Agent-General for New South Wales."

No. VII.—ATTORNEY-GENERAL AND JUSTICE.

- (127.) Resolved, that there be granted to His Majesty, a sum not exceeding £31, to defray additional charge for the year 1909-10 under the head "Department of the Attorney-General and of Justice."
 (128.) Resolved, that there be granted to His Majesty, a sum not exceeding £7, to defray additional charge for the year 1909-10 under the head "Sheriff."
 (129.) Resolved, that there be granted to His Majesty, a sum not exceeding £549, to defray additional charge for the year 1909-10 under the head "Petty Sessions."
 (130.) Resolved, that there be granted to His Majesty, a sum not exceeding £336, to defray additional charge for the year 1909-10 under the head "Prisons."
 (131.) Resolved, that there be granted to His Majesty, a sum not exceeding £512, to defray additional charge for the year 1909-10 under the head "Registrar-General."
 (132.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,375, to defray additional charge for the year 1909-10 under the head "Miscellaneous Services."

No. VIII.—SECRETARY FOR LANDS.

- (133.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,552, to defray additional charge for the year 1909-10 under the head "Department of Lands."
 (134.) Resolved, that there be granted to His Majesty, a sum not exceeding £292, to defray additional charge for the year 1909-10 under the head "Miscellaneous Services."

No. IX.—SECRETARY FOR PUBLIC WORKS.

- (135.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,234, to defray additional charge for the year 1909-10 under the head "Establishment."
 (136.) Resolved, that there be granted to His Majesty, a sum not exceeding £7,250, to defray additional charge for the year 1909-10 under the head "Public Works and Services."
 (137.) Resolved, that there be granted to His Majesty, a sum not exceeding £27,000, to defray additional charge for the year 1909-10 under the head "Local Government."
 (138.) Resolved, that there be granted to His Majesty, a sum not exceeding £25, to defray additional charge for the year 1909-10 under the head "Labour Bureau."

(139.)

8th December, 1909.

(139.) Resolved, that there be granted to His Majesty, a sum not exceeding £12,856, to defray additional charge for the year 1909-10 under the head "Metropolitan Board of Water Supply and Sewerage."

(140.) Resolved, that there be granted to His Majesty, a sum not exceeding £38, to defray additional charge for the year 1909-10 under the head "Hunter District Water Supply and Sewerage Board."

No. X.—PUBLIC INSTRUCTION, LABOUR, AND INDUSTRY.

(141.) Resolved, that there be granted to His Majesty, a sum not exceeding £697, to defray additional charge for the year 1909-10 under the head "Public Instruction."

(142.) Resolved, that there be granted to His Majesty, a sum not exceeding £87, to defray additional charge for the year 1909-10 under the head "State Children Relief Department."

(143.) Resolved, that there be granted to His Majesty, a sum not exceeding £29, to defray additional charge for the year 1909-10 under the head "Industrial Schools—Nautical School-ship "Sobraon."

(144.) Resolved, that there be granted to His Majesty, a sum not exceeding £66, to defray additional charge for the year 1909-10 under the head "Industrial School for Girls, Parramatta."

(145.) Resolved, that there be granted to His Majesty, a sum not exceeding £58, to defray additional charge for the year 1909-10 under the head "Carpenterian Reformatory."

(146.) Resolved, that there be granted to His Majesty, a sum not exceeding £50, to defray additional charge for the year 1909-10 under the head "Observatory."

(147.) Resolved, that there be granted to His Majesty, a sum not exceeding £705, to defray additional charge for the year 1909-10 under the head "Public Library of New South Wales."

(148.) Resolved, that there be granted to His Majesty, a sum not exceeding £985, to defray additional charge for the year 1909-10 under the head "Miscellaneous Services."

No. XI.—SECRETARY FOR MINES.

(149.) Resolved, that there be granted to His Majesty, a sum not exceeding £309, to defray additional charge for the year 1909-10 under the head "Department of Mines."

No. XII.—DEPARTMENT OF AGRICULTURE.

(150.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,644, to defray additional charge for the year 1909-10 under the head "Agriculture."

(151.) Resolved, that there be granted to His Majesty, a sum not exceeding £1,500, to defray additional charge for the year 1909-10 under the head "Stock and Brands."

(152.) Resolved, that there be granted to His Majesty, a sum not exceeding £165, to defray additional charge for the year 1909-10 under the head "Botanic Gardens."

(153.) Resolved, that there be granted to His Majesty, a sum not exceeding £400, to defray additional charge for the year 1909-10 under the head "Commercial Agents."

(154.) Resolved, that there be granted to His Majesty, a sum not exceeding £700, to defray additional charge for the year 1909-10 under the head "Miscellaneous Services."

No. XIV.—STATEMENT OF PAYMENTS "UNAUTHORISED IN SUSPENSE" TO 30TH JUNE, 1909, FOR URGENT CLAIMS, ON ACCOUNT OF SERVICES OF THE YEAR 1908-9, MADE IN ANTICIPATION OF THE SANCTION OF PARLIAMENT.

(155.) Resolved, that there be granted to His Majesty, a sum not exceeding £198,439 5s. 2d., for Services of the year 1908-9.

Public Works Fund.

PUBLIC WORKS FUND—ADDITIONAL ESTIMATES, 1909-10.

(156.) Resolved, that there be granted to His Majesty, a sum not exceeding £95,995, for Works and Services to be provided for out of Public Works Fund.

LOAN ESTIMATES, 1909-10.

ESTIMATE OF EXPENDITURE ON ACCOUNT OF PUBLIC WORKS AND OTHER SERVICES, TO BE PROVIDED FOR BY LOAN.

For the completion of works already begun under sanction of Parliament from Loan Votes.

TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(157.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £95,796, for Sydney Harbour Trust; being £75,796 towards construction of Works generally, and for the Improvement of the Port—further sum, and £20,000 for Erection of Grain Jetty, Darling Harbour—further sum.

RAILWAYS AND TRAMWAYS.

(158.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan a sum not exceeding £160,000, for Railways—towards Deviation to cut out the Lithgow Zig Zag, and for other purposes—further sum.

SECRETARY

8th December, 1909.

SECRETARY FOR PUBLIC WORKS.

- (159.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £811,125, for Railway Construction; being £2,000 for Narrabri to Walgett, with Branch to Collarendabri—further sum; £62,127 for Mudgee to Dunedoo—further sum; £5,000 for Belmore-Chapel-road—further sum; £465,000 for North Coast Railway (Maitland to South Grafton)—further sum; £93,086 for Narromine to Peak Hill—further sum; £29,883 for Lockhart to Clear Hills—further sum; £82,451 for Cowra to Canowindra—further sum; £66,578 for Kyogle to Casino—further sum; £5,000 for Land Resumptions for Authorised Railways—further sum.
- (160.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £2,791, for Tramway Construction—Tramways generally.
- (161.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £73,900 for Sewerage Construction—Newcastle Sewerage—further sum.
- (162.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £250,600, for Water Supply; being £3,000 for Compensation Weirs, Nepean River—further sum; £47,600 for Country Towns Water Supplies—further sum; £200,000 for Barren Jack Storage Reservoir and Northern Murrumbidgee Irrigation Scheme—further sum.
- (163.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £65,350, for Miscellaneous; being £33,000 for New Public Abattoir at Homebush Point—further sum; £12,350 for New Street, George-street to Regent-street, further sum; £15,000 for Newcastle Harbour—North Breakwater—further sum.
- (164.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £216,300, for Metropolitan Board of Water Supply and Sewerage (to be carried out by the Board); being £116,600 for Water Supply—General Reticulation, Improvements, Land, Buildings, Canal Works, &c., and for other purposes—further sum; £99,700 for Sewerage—Construction and Ventilation of Sewers generally, Land, Buildings, &c., and for other purposes—further sum.
- (165.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £10,500 for Hunter River District Water Supply and Sewerage Board—Water Supply—Extension of Reticulation—further sum.

New Works.

TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (166.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £65,000, for Sydney Harbour Trust, towards Construction of Works generally, and for the Improvement of the Port.

RAILWAYS AND TRAMWAYS.

- (167.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £1,004,000, for Railways; being £614,000 for Rolling Stock, to meet additional traffic requirements, and equipment of New Lines; £375,000 for Additions to Railway Lines, Stations, and Buildings, and for other purposes, including Duplication of Lines; £15,000 for Erection of Cranes at Newcastle.
- (168.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £165,000, for Tramways; being £100,000 for Additions to Lines, Workshops, and Buildings, Duplication of Lines, and for other purposes; £65,000 for Rolling Stock to meet Expansion of Traffic.
- (169.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £50,000, for Railways and Tramways—Purchase of Railway and Tramway Stores and Materials, which cannot properly be charged to appropriations of Parliament until actually issued for use—the amount to be carried to Special Deposits Account (Railway Store Advance Account).

SECRETARY FOR PUBLIC WORKS.

- (170.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £20,000, for Railway Construction—Cooma to Bombala—towards.
- (171.) Resolved that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £115,000, for Tramway Construction—Tramways generally.
- (172.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £88,150, for Sewerage Construction; being £4,500 for Metropolitan Sewerage and Stormwater Channels; £23,000 for Country Towns Sewerage and Stormwater Channels; £60,650 for Long Bay Ocean Outfall—towards.
- (173.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £32,000, for Water Supply—Country Towns Water Supplies.
- (174.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £10,000, for Metropolitan Board of Water Supply and Sewerage—Water Supply and Sewerage—Purchase of Stores and Materials which cannot properly be charged to appropriations of Parliament until actually issued for use—the amount to be carried to Special Deposits Account (Metropolitan Board of Water Supply and Sewerage Store Advance Account).
- (175.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £13,700, for Hunter River District Water Supply and Sewerage Board; being £9,700 for New Offices, Workshops, and Stores, including cost of Site; £4,000 for Water Supply—Improvements to Water Supply, South Maitland District.

Repayment of Loans.

- (176.) Resolved, that there be granted to His Majesty, for the year 1909-10, to be raised by Loan, a sum not exceeding £2,863,700, to meet 4 per cent. Debentures falling due 1st July, 1910, issued under Loan Acts 41 Vic. No. 7, and 43 Vic. No. 11.

On motion of Mr. Waddell, the resolutions were read a second time, and agreed to.

8th December, 1909.

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

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

The Chairman also reported that the Committee had come to certain resolutions.

Ordered, on motion of the Chairman, That the report be *now* received.

The Chairman then reported the resolutions, which were read a first time, as follow :—

- (4.) *Resolved*,—That towards making good the Supply granted to His Majesty,—
- (a) For the Service of the financial year 1909–10, the sum of £9,997,267 be granted out of the Consolidated Revenue Fund of New South Wales.
 - (b) In adjustment of the Vote “Advance to Treasurer, 1908–9,” for Services of the financial year 1908–9, the sum of £81,818 5s. 10d. be granted out of the Consolidated Revenue Fund of New South Wales.
 - (c) For Services of the financial year, 1908–9, “Unauthorised in Suspense,” the sum of £198,439 5s. 2d. be granted out of the Consolidated Revenue Fund of New South Wales.
- (5.) *Resolved*,—That towards making good the Supply granted to His Majesty,—
For Works and Services, the sum of £1,014,342 be granted out of the Public Works Fund of New South Wales.
- (6.) *Resolved*,—That towards making good the Supply granted to His Majesty for Services, the sum of £368,000 be granted out of the Closer Settlement Fund of New South Wales.
- (7.) *Resolved*,—That, towards making good the Supply granted to His Majesty during the present Session, a sum not exceeding £6,112,912 be raised by the issue of Debentures or Inscribed Stock, secured upon the Consolidated Revenue Fund, and bearing interest at a rate not exceeding £4 per centum per annum, or pending the issue of Debentures or Inscribed Stock, by the issue of Treasury Bills, bearing interest at a rate not exceeding £4 per centum per annum, to defray the expenses of certain Public Works and Services, and for the repayment of Loans.

On motion of Mr. Waddell, the resolutions were read a second time, and agreed to.

12. APPROPRIATION BILL :—

- (1.) Ordered, on motion of Mr. Waddell, That a Bill be brought in, founded on resolutions of Ways and Means (Nos. 4, 5, and 6), 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 from the 1st day of July, 1909, to the 30th day of June, 1910, inclusive of both dates; to adjust the vote “Advance to Treasurer, Consolidated Revenue Fund, 1908–1909,” for supplementary charges during the period from 1st July, 1908, to 30th June, 1909, inclusive of both dates; to cover payments “Unauthorised in Suspense, Consolidated Revenue Fund,” for urgent claims on account of Services of the year 1908–9; to provide for Public Works and other Services out of the Public Works Fund; and to provide for Services out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects.
- (2.) Mr. Waddell then presented a Bill, intituled “*A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1909, to the 30th day of June, 1910, inclusive of both dates; to adjust the vote ‘Advance to Treasurer, Consolidated Revenue Fund, 1908–1909,’ for supplementary charges during the period from 1st July, 1908, to 30th June, 1909, inclusive of both dates; to cover payments ‘Unauthorised in Suspense, Consolidated Revenue Fund,’ for urgent claims on account of Services of the year 1908–9; to provide for Public Works and other Services out of the Public Works Fund; and to provide for Services out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects,*”—which was read a first time.

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

13. LOAN BILL :—

- (1.) Ordered, on motion of Mr. Waddell, That a Bill be brought in, founded on resolution of Ways and Means (No. 7), to authorise the raising of a Loan for Public Works and Services, and for other purposes.
- (2.) Mr. Waddell then presented a Bill, intituled “*A Bill to authorise the raising of a Loan for Public Works and Services, and for other purposes,*”—which was read a first time.

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

14. INDUSTRIAL DISPUTES ACT—AMENDMENT OF SCHEDULE ONE :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Resolution further amending Schedule One of the Industrial Disputes Act, 1908, as amended by subsection (2) of section 10 of the Industrial Disputes Amendment Act, 1908, by the addition thereto and the omission therefrom of certain words, and to amend the amendments of Schedule One of the Industrial Disputes Act, 1908, contained in section 10 subsection (1) of the Industrial Disputes Amendment Act, 1908, by the addition thereto and the omission therefrom of certain words, also to amend Schedule One of the Industrial Disputes Act, 1908, by adding other Boards and Industries—embodied in the Legislative Assembly’s Message dated 7th December, 1909,—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 8th December, 1909.

F. B. SUTTON,
President.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

8th December, 1909.

15. SEAT OF GOVERNMENT SURRENDER BILL:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Lee, the report was adopted.
Ordered, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,—
The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and other purposes.*"
*Legislative Assembly Chamber,
Sydney, 8th December, 1909.*
16. CLOSER SETTLEMENT (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had disagreed to some, amended other, and agreed to the remainder of the Council's amendments.
On motion of Mr. Moore, the report was adopted.
17. FACTORIES AND SHOPS (AMENDMENT) BILL:—The Order of the Day having been read,—on motion of Mr. Hogue, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Hogue, the report was adopted.
Ordered, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,—
The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Factories and Shops Act of 1896; and for other purposes.*"
*Legislative Assembly Chamber,
Sydney, 8th December, 1909.*
18. TRUSTEES OF SHOW-GROUNDS ENABLING BILL:—The Order of the Day having been read,—on motion of Mr. Perry, Mr. 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 this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendment.
On motion of Mr. Perry, the report was adopted.
Ordered, That the following Message be carried to the Legislative Council:—
MR. PRESIDENT,—
The Legislative Assembly has this day agreed to the amendment made by the Legislative Council in the Bill, intituled "*An Act to enable trustees of show-grounds to sell, lease, or mortgage certain lands; and for purposes consequent thereon or incidental thereto.*"
*Legislative Assembly Chamber,
Sydney, 8th December, 1909.*
19. LITHGOW SEWERAGE BILL:—
(1.) The Order of the Day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto.
Mr. Speaker resumed the Chair; and Mr. Nielsen, Temporary Chairman, reported that the Committee had come to a resolution.
Ordered, on motion of the Temporary Chairman, That the report be *now* received.
The Temporary Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto.
On motion of Mr. Lee, the resolution was read a second time, and agreed to.
(2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto*,"—which was read a first time.
Ordered to be printed, and read a second time To-morrow.
20. PADDINGTON STREETS EXTENSION BILL:—
(1.) The Order of the Day having been read,—on motion of Mr. Oakes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways; and for purposes consequent thereon or incidental thereto.

Mr,

8th December, 1909.

Mr. Speaker resumed the Chair; and Mr. Nielsen, Temporary-Chairman, reported that the Committee had come to a resolution.

Ordered, on motion of the Temporary Chairman, That the report be *now* received.

The Temporary Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways; and for purposes consequent thereon or incidental thereto.

On motion of Mr. Oakes, the resolution was read a second time, and agreed to.

- (2.) Mr. Oakes then presented a Bill, intituled "*A Bill to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways; and for other purposes consequent thereon or incidental thereto*,"—which was read a first time.

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

21. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS (*Hospital for the Insane at Morisset*):—

- (1.) Mr. Lee moved, pursuant to Notice, That it is expedient that the proposed hospital for the insane at Morisset, as recommended by the Parliamentary Standing Committee on Public Works, be carried out.

Question put and passed.

- (2.) Mr. Lee then (*by consent*) moved, without Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the erection of a hospital for the insane at Morisset; and for purposes consequent thereupon or incidental thereto.

Question put and passed.

22. PAPERS:—Mr. Lee laid upon the Table,—

- (1.) Schedules A to H, Additional Estimates, 1909-1910, Department of Public Works (Roads, &c.).

- (2.) Schedules Nos. 1 to 6, Additional Estimates, 1909-1910, Department of Public Works (Construction).

Referred by Sessional Order to the Printing Committee.

23. ADJOURNMENT:—Mr. Lee moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 73.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 9 DECEMBER, 1909.

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

MINING VILLAGES (RESUMPTION) BILL :—The following Message from His Excellency the Governor was delivered by Mr. Wood, and read by Mr. Speaker :—

CHELMSFORD,
Governor.

Message No. 51.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the resumption by or surrender to the Crown of land for the purpose of mining villages ; for the disposal of such land ; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 8th December, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

2. QUESTIONS :—

(1.) Lack of Railway Stock Trucks :—Mr. Scobie asked the Colonial Treasurer,—

(1.) Is it a fact that, from time to time, for a number of years past, urgent representations have been made to the Chief Commissioner for Railways by associated bodies, by residents, and by the Member for the district of the great difficulty and delay in obtaining a sufficiency of trucks for transport of stock and produce to market from any portion of the South-western Line between Hay and Whitton, and that such difficulties and delays have occasioned great loss to the producers of the districts included within the limits mentioned ?

(2.) Is it a fact that the conditions remain unaltered, and this loss still goes on ?

(3.) Will he request the Chief Commissioner for Railways to give special consideration to all requests sent in for trucks by the producers between Hay and Whitton, and urge on the construction of an increased supply of trucks to meet the needs of the State ?

Mr. Waddell answered,—

(1.) Abnormal fluctuations in the live stock and produce business have at times made it impracticable to immediately meet all demands for trucks, and some complaints have been made in consequence.

(2 and 3.) Substantial additions have been made to the stock of live stock and goods vehicles, which is now sufficient to meet ordinary requirements. The best service is being given with the facilities available, and no discrimination is made in favour of any particular district or customer.

(2.) Local Land Office for Guyra :—Mr. Thomas asked the Secretary for Lands,—Has it been represented that settlers in the Guyra District are put to great inconvenience and expense by having to attend Land Board meetings at Inverell, Armidale, or Glen Innes, and will he favourably consider the advisability of at once establishing a Local Land Office at Guyra ?

Mr. Moore answered,—No such representations have been made, but I will obtain a report as to whether the present arrangements should be improved.

(3.)

9th December, 1909.

- (3.) Accident and Coroner's Inquiry—Ambrose Fox, Great Cobar Copper Mine :—Mr. Macdonell asked the Attorney-General and Minister of Justice, —Will he look into the evidence elicited at a Coroner's inquiry recently held in Cobar upon the body of one Ambrose Fox, who was killed by an explosion of some portion of a smelting plant on the Great Cobar Copper Mine, consider the verdict and rider of the Jury, and have a departmental inquiry made?

Mr. Lee answered, —I shall be glad if the Honorable Member will address his Question to my colleague, the Secretary for Mines, to whom I have referred the evidence and all other papers in connection with the inquest.

- (4.) Newcastle Coal Vend :—Mr. E. M. Clark asked the Secretary for Mines, —
- (1.) Who are the members of the coal vend, in connection with the Northern collieries?
 - (2.) Is it a fact that the vend, while nominally fixing the price of coal at 11s. per ton, f.o.b., has entered into an arrangement with certain shipping companies, as a further combine, by which other commercial interests are prejudiced by concessions in regard to the price fixed?
 - (3.) Is it a fact that this vend regulates the production of coal to suit its own requirements and interests?
 - (4.) Is it a fact that, as a result of such production, miners only work part time?
 - (5.) Will he inquire as to how far the vend tactics are prejudicial to public interests as a question of supply and cost; and take steps to prevent this combine from maintaining an unnecessary high demand for production from the land under State control?

Mr. Wood answered, —I have no information in relation to the vend. It is a matter which comes essentially under the control of the Federal Authority, as such combinations must under the Constitution Act.

- (5.) Claims of Retired Civil Servants :—Mr. E. M. Clark asked the Premier, —
- (1.) Is it a fact that in Session 1905, on motion of Mr. Cohen, a Return to Order, showing amount of compensation due to Civil Servants deprived of leave of absence, was laid upon the Table of this House and printed?
 - (2.) Will he place upon the Supplementary or Additional Estimates a sum sufficient to compensate those claimants who did not receive consideration?

Mr. Lee answered, —

- (1.) Yes.
- (2.) The Honorable Member's attention is invited to replies given by the Premier to Questions asked on this subject by the Honorable Member for Belmore on 21st September, and by the Honorable Member for Cootamundra on 26th August last.

- (6.) Case of Mrs. Mary Mulroney :—Mr. O'Sullivan asked the Premier, —
- (1.) Is it a fact that a Mrs. Mary Mulroney, a widow, has suffered for years, the origin of the trouble being a Crown grant boundary law suit, and that the Government has not settled the boundary yet?
 - (2.) Was she advised to assign her estate?
 - (3.) Had the late Mr. Lloyd her estate in his hands for over fourteen months and proved no mortgage on the properties?
 - (4.) Did Mrs. Mulroney's papers pass into the hands of Mr. W. H. Palmer?
 - (5.) Is it a fact that he has done nothing in her estate, other than trying to create bonds and mortgages on her farms?
 - (6.) Did he ever inform her of any proceedings about to be taken; did she go to his office last January; was his reply, "He had nothing to do with the matter, it was in the hands of Allen, Allen, and Helmsley, solicitors"; and did she, last June, receive a notice from the latter firm, that Mr. Palmer had instructed them not to act in her estate?
 - (7.) Has she given him accounts and rent to collect, and is it a fact he never collected, or gave any reason why?
 - (8.) Is she told that she is not a party to the suit?
 - (9.) Was a judgment order made absolute for foreclosure by his Honor the Chief Judge in Equity; and is it a fact that the order which the mortgage is based on is not in existence?

Mr. Lee answered, —

- (1.) My Honorable colleague understands that the Supreme Court decided the matter against the lady named.
- (2 to 8.) My Honorable colleague is not at present in possession of the information desired by the Honorable Member. So far as he can see, however, the Questions are in the nature of a complaint by Mrs. Mulroney against the Official Assignee of her estate. If this is the case I would mention, for the Honorable Member's information, that it is open to Mrs. Mulroney to address any such complaint to the Judge in Bankruptcy, under whose direction the Official Assignees are placed.
- (9.) My Honorable colleague is not aware.

- (7.) Portland Railway Station Siding :—Mr. Dooley asked the Colonial Treasurer, —
- (1.) Is it a fact that the Chief Commissioner for Railways has leased to one individual the exclusive rights of using the old siding at Portland Railway Station?
 - (2.) Is it the policy of the Chief Commissioner for Railways to grant exclusive rights?
 - (3.) Will he endeavour to see that all persons desirous of using this siding are similarly treated?

Mr. Waddell answered, —

- (1.) The siding, portion of which was constructed at the expense of the Commonwealth Portland Cement Company, is used by the general public.
- (2.) When sidings are provided for the special convenience of any person or company, it is the general practice of the Department to reserve the right to use it for other purposes if necessary.
- (3.) Inquiry will be made to ascertain the facts.

(8.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

9th December, 1909.

- (8.) Congestion of Wool at Country Railway Stations :—*Mr. G. A. Jones*, for *Mr. Hollis*, asked the Colonial Treasurer,—
- (1.) Is it a fact that *Mr. McMahon*, Railway Contractor, asked the Chief Commissioner for Railways to block wool at country stations?
 - (2.) Did any woolbroking firms ask the Commissioner to block wool?
 - (3.) Did the Minister personally interest himself in blocking wool on behalf of some wool stores?
- Mr. Waddell* answered,—No.
- (9.) Ferry Companies' Coal Stocks :—*Mr. E. M. Clark* asked the Premier,—
- (1.) Is it a fact that owing to the scarcity of coal various harbour ferry companies continue to limit their services?
 - (2.) Is it a fact, for the same reason, that gas and electrical supplies are being reduced by companies and corporations charged by legislative enactments with the proper and efficient supply of light for street and household purposes.
 - (3.) Will steps be taken to legislate that all such companies and corporations shall maintain a standard of coal or other supplies to prevent public inconvenience as in the present condition of the coal strike?
- Mr. Lee* answered,—
- (1 and 2.) I understand so.
 - (3.) No action in this direction can at present be taken.
- (10.) Nationalisation of Coal Mines :—*Mr. O'Sullivan* asked the Premier,—Will he take into consideration the desirability of at once resuming about a dozen of the largest mines in the State for the supply of the Government services, and appoint an able organiser like *Mr. Hickson*, who built up the Harbour Trust, to manage them in the public interest?
- Mr. Lee* answered,—The Government is not prepared to adopt this suggestion.
- (11.) Water Supply, Sydney :—*Mr. O'Sullivan* asked the Secretary for Public Works,—
- (1.) Is it a fact that there are only about five months' water in the Cataract and Prospect Dams?
 - (2.) Is there a prospect of another drought in New South Wales?
 - (3.) Will he at once set about preparing another site for a dam as large as Cataract or Prospect, in order to make the City of Sydney drought-proof?
- Mr. Lee* answered,—
- (1.) The quantity of water available for supply by gravitation at Cataract and Prospect combined is 3,415 million gallons, equal to a consumption of 30 million gallons per day of 114 days, allowing for evaporation. The reserve at Prospect below the gravitation level amounts to 200 days' supply at 30 million gallons per day, including evaporation. The total supply available, therefore, by gravitation and pumping is sufficient for 314 days, or ten months.
 - (2.) There are no data available upon which a reliable forecast of future weather conditions in New South Wales can be based.
 - (3.) This has already been done.
- (12.) Ferry Companies' Coal Stocks :—*Mr. E. M. Clark* asked the Colonial Treasurer,—
- (1.) Is it a fact that at the time of the coal strike the quantities of coal held by the ferry companies were inadequate to meet the extended delay of supplies?
 - (2.) Will he consider whether it is the duty of the State to provide for the proper and effectual transit of vehicles and passengers between points separated by water; and, if so, will steps be taken to compel, by legislative action, the maintaining of a standard quantity of coal by private ferry companies to meet emergencies such as those of the present coal strike?
- Mr. Waddell* answered,—
- (1.) I have no information as to the coal supplies of the ferry companies.
 - (2.) It is a matter of discretion as to what the Government should do in such cases. Each case must be dealt with on its merits.
- (13.) Case of *J. R. Henderson*—"The Pacific Fisheries (Limited)":—*Mr. E. M. Clark* asked the Attorney-General and Minister of Justice,—
- (1.) What amount has it cost the Crown for the recent prosecution of *J. R. Henderson*, late Managing Director of "The Pacific Fisheries (Limited)," on a charge of conspiracy, including the cost of sending a detective to Orange, Grafton, and other places, also the cost of bringing witnesses from these places on three occasions, together with the fee paid or payable to *Mr. Windeyer* for acting as a special Crown Prosecutor on the occasion of the two trials?
 - (2.) Was any portion of the cost so incurred paid, guaranteed, or promised by any private individual, syndicate, or company; if so, by whom?
 - (3.) Is it a fact that two Crown Prosecutors refused to recommend that a Bill should be filed against *Henderson*, after perusing the depositions taken in the lower Court?
 - (4.) Is it a fact that the Crown took the initiative on the report of Detective *Harry Brown*, acting in collusion with one *Frederick Lewis Stacy*, who had previously been dismissed by *Henderson* from his position as Secretary to the company?
 - (5.) Is it a fact that no shareholder of the company ever complained of being defrauded by *Henderson* previous to the Crown taking action, nor at the trial, while giving evidence?
 - (6.) Is it a fact that an offer was made to the Attorney-General on *Henderson's* behalf after the first trial, to produce sworn affidavits from witnesses not available at the first trial, who could prove his innocence, and so save the cost to him and also to the Crown of a second trial?
 - (7.) Did the Attorney-General refuse to entertain the offer?
 - (8.) Is it a fact that the prosecution was not *bona fide*, but was instigated by persons having vested interests in the fishing industry?

9th December, 1909.

- (9.) Is it a fact that Henderson had to appear before the lower Court on fourteen different occasions, before being committed for trial, and that the proceedings commenced in the Police Court on 15th March last, and the second trial was not completed till 26th ultimo?
- (10.) Is it a fact that Henderson has been compelled to find a surety for his appearance at the next Central Criminal Court, to stand his trial for the third time?
- (11.) Is it a fact that three men who were tried at the same Court, before the same Judge, last week, on a similar charge, namely, conspiracy, and in respect of whose case the jury disagreed (the same being a second trial) have been released on their own recognisance?
- (12.) Will the Crown undertake to recoup Henderson for the great expense to which he has been put in defending himself in respect of these proceedings, seeing that he has no redress against anyone, on account of the Crown being the prosecutor?

Mr. Lee answered,—The question of whether the proceedings against Henderson shall be discontinued has not yet been decided, and while the matter is *sub judice* I do not see my way to answer Questions with regard to the case.

- (14.) Sunday Work in Government Departments and Factories:—*Mr. J. C. L. Fitzpatrick*, for *Mr. Lonsdale*, asked the Minister of Public Instruction,—

- (1.) How many persons are employed in Government Departments in Sunday work, including those under Boards or Commissions?
- (2.) Has it been reported to the Department of Labour and Industry that any persons are employed in factories in Sunday work; if so, how many?
- (3.) Has the Government considered any means of lessening Sunday labour?

Mr. Hogue answered,—

- (1 and 3.) I am not in a position to give the information here asked for.
- (2.) No.

3. CLAIM OF MR. J. S. GAM—REJECTION OF SLEEPERS BY CENTRAL SOUTH AFRICAN GOVERNMENT:—*Mr. Gilbert*, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 30th September, 1909; together with Appendices. Ordered to be printed.

4. CLOSER SETTLEMENT (AMENDMENT) BILL:—Ordered, on motion of *Mr. Moore*, 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 2nd December, 1909, requesting its concurrence in certain amendments made by the Council in the Closer Settlement (Amendment) Bill,—

Agrees to the amendment in clause 8, line 17,—but proposes to amend it by inserting after the word "time," paragraph (a), the words "not exceeding two years."

Disagrees to the amendment which inserts a new clause, to follow clause 8,—because it is unnecessary, having regard to the existing law.

Disagrees to the omission of clauses 9, 10, and 11,—because without such provisions, the object aimed at, *viz.*, to effect closer settlement, may be entirely defeated; but proposes to amend clause 9,—

(a) In line 27, by omitting the word "shall" and inserting the word "may";

(b) in line 28, by inserting the word "declared" after the word "be";

(c) by adding at the end of the clause the words "by the Governor,"—

and proposes to amend clause 10, in lines 32 and 33, by omitting the words "or as may be prescribed by the said Land Appeal Court."

Disagrees to the amendment in clause 18, lines 21 to 23,—because it is considered advisable to limit any preference that may be given, to such employees as would suffer hardship if compelled to vacate their homes.

Agrees to the other amendments made by the Council in the Bill.

And the Assembly requests the concurrence of the Legislative Council in its disagreements from, and amendments upon, the Council's amendments in the Bill.

Legislative Assembly Chamber,

Sydney, 9th December, 1909.

5. LEASE CONVERSION AND LAW AMENDMENT BILL:—*Mr. E. M. Clark*, as Chairman, brought up the Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 10th August, 1909; together with Appendices. Ordered to be printed.

6. PAPERS:—*Mr. Lee* laid upon the Table,—

(1.) Schedules Nos. 1 to 6, Estimates, 1909–10, Department of Public Works (Construction).

(2.) Report of the Metropolitan Board of Water Supply and Sewerage for the year ended 30th June, 1909; together with Diagrams and Plans.

Referred by Sessional Order to the Printing Committee.

7. POSTPONEMENTS:—The following Orders of the Day of General Business were postponed *until To-morrow*:—

(1.) Crimes (Girls' Protection Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow.*]

(2.) Casino School of Arts Enabling Act Amendment Bill (*Council Bill*); second reading. [*Mr. Hindmarsh.*]

(3.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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(3.) Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on "Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners," brought up on "the 18th December, 1908, a.m., be now adopted."

(4.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [Mr. J. C. L. Fitzpatrick.]

8. SUSPENSION OF STANDING ORDERS—URGENCY :—

(1.) Mr. Moore moved, without Notice, That it is a matter of urgent necessity that a Bill, intituled "A Bill to extend the term of office of the Commissioners of the Western Land Board of New South Wales,"—be passed through all its stages in one day.
Question put and passed.

(2.) Mr. Moore moved, without Notice, That so much of the Standing Orders be suspended as would preclude a Bill, intituled "A Bill to extend the term of office of the Commissioners of the Western Land Board of New South Wales,"—being passed through all its stages in one day.
Debate ensued.

Question put and passed.

9. WESTERN LANDS ACT AMENDMENT BILL :—

(1.) The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to extend the term of office of the Commissioners of the Western Land Board of New South Wales.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a resolution.

Ordered, on motion of the Chairman, That the report be now received.

The Chairman then reported the resolution, which was read a first time, as follows :—

Resolved,—That it is expedient to bring in a Bill to extend the term of office of the Commissioners of the Western Land Board of New South Wales.

On motion of Mr. Moore, the resolution was read a second time, and agreed to.

(2.) Mr. Moore then presented a Bill, intituled "*A Bill to extend the term of office of the Commissioners of the Western Land Board of New South Wales*,"—which was read a first time.

Ordered to be printed, and now read a second time.

(3.) Bill read a second time.

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

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

On motion of Mr. Moore, the report was adopted.

Ordered, That the Bill be now read a third time.

(4.) Bill read a third time, and, on motion of Mr. Moore, *passed*.

Mr. Moore then moved, That the Title of the Bill be "*An Act to extend the term of office of the Commissioners of the Western Land Board of New South Wales*."

Question put and passed

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill intituled "*An Act to extend the term of office of the Commissioners of the Western Land Board of New South Wales*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 9th December, 1909.

10. LOAN BILL :—

(1.) The Order of the Day having been read,—Mr. Waddell moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Waddell, the report was adopted.

Ordered, That the Bill be now read a third time.

(2.) Bill read a third time, and, on motion of Mr. Waddell, *passed*.

Mr. Waddell then moved, That the Title of the Bill be "*An Act to authorise the raising of a Loan for Public Works and Services, and for other purposes*."

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorise the raising of a Loan for Public Works and Services, and for other purposes*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 9th December, 1909.

9th December, 1909.

11. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Twenty-second Report from the Printing Committee.

12. APPROPRIATION BILL:—

(1.) The Order of the Day having been read,—Mr. Waddell moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Waddell, the report was adopted.

Ordered, That the Bill be now read a third time.

(2.) Bill read a third time, and, on motion of Mr. Waddell, *passed*.

Mr. Waddell then moved, That the Title of the 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 from the 1st day of July, 1909, to the 30th day of June, 1910, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, Consolidated Revenue Fund, 1908-1909,' for supplementary charges during the period from 1st July, 1908, to 30th June, 1909, inclusive of both dates; to cover payments 'Unauthorised in Suspense, Consolidated Revenue Fund,' for urgent claims on account of Services of the year 1908-9; to provide for Public Works and other Services out of the Public Works Fund; and to provide for Services out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1909, to the 30th day of June, 1910, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, Consolidated Revenue Fund, 1908-1909,' for supplementary charges during the period from 1st July, 1908, to 30th June, 1909, inclusive of both dates; to cover payments 'Unauthorised in Suspense, Consolidated Revenue Fund,' for urgent claims on account of Services of the year 1908-9; to provide for Public Works and other Services out of the Public Works Fund; and to provide for Services out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 9th December, 1909.

13. LITHGOW SEWERAGE BILL:—

(1.) The Order of the Day having been read,—Mr. Lee moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

On motion of Mr. Lee, the report was adopted.

Ordered, That the Bill be now read a third time.

(2.) Bill read a third time, and, on motion of Mr. Lee, *passed*.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 9th December, 1909.

14. DENTISTS (AMENDMENT) BILL:—The Order of the Day having been read,—Mr. Wood moved, That this Bill be now read a second time.

Debate ensued.

Mr. Wood moved, That the Honorable Member for The Castlereagh, Mr. Treflé, be not further heard.

Question put and passed.

Mr. Robson moved, That the Question be now put.

Question put,—“That the Question be now put.”

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

9th December, 1909.

The House divided.

Ayes, 34.

Mr. Latimer,	Mr. J. C. L. Fitzpatrick,
Mr. Lee,	Mr. Lonsdale,
Mr. Oakes,	Mr. Taylor,
Mr. Mahony,	Mr. John Miller,
Mr. Perry,	Mr. Ball,
Mr. Wood,	Mr. McFarlane,
Mr. Moore,	Mr. Fleming,
Mr. Hogue,	Mr. Barton,
Mr. Waddell,	Mr. Parkes,
Mr. Fallick,	Mr. Nobbs,
Mr. Robson,	Mr. Briner,
Mr. Gilbert,	Mr. Henley,
Sir James Graham,	Mr. W. Millard,
Mr. McCoy,	Colonel Onslow.
Mr. Brinsley Hall,	<i>Tellers,</i>
Mr. Davidson,	Mr. Morton,
Mr. Hindmarsh,	Mr. James.
Mr. Levy,	

Noes, 23.

Mr. Beeby,	Mr. G. A. Jones,
Mr. Gus. Miller,	Mr. McGarry,
Mr. Charlton,	Mr. Downes.
Mr. Grahame,	<i>Tellers,</i>
Mr. Page,	Mr. Burgess,
Mr. John Storey,	Mr. Mercer.
Mr. Carmichael,	
Mr. Holman,	
Mr. Dooley,	
Mr. Nielsen,	
Mr. Hollis,	
Mr. Estell,	
Mr. Treffé,	
Mr. McNeill,	
Mr. Scobie,	
Mr. Lynch,	
Mr. Dacey,	
Mr. Peters,	

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority, consisted of "at least thirty Members,"—

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

The House divided.

Ayes, 42.

Mr. Latimer,	Mr. Lonsdale,
Mr. Lee,	Mr. Taylor,
Mr. Oakes,	Mr. John Miller,
Mr. Mahony,	Mr. G. A. Jones,
Mr. Perry,	Mr. Ball,
Mr. Wood,	Mr. McFarlane,
Mr. Moore,	Mr. Holman,
Mr. Hogue,	Mr. Fleming,
Mr. James,	Mr. Barton,
Mr. Waddell,	Mr. John Storey,
Mr. Nobbs,	Mr. Parkes,
Mr. Cohen,	Mr. Dacey,
Mr. Fallick,	Mr. E. M. Clark,
Mr. Robson,	Mr. Briner,
Mr. Gilbert,	Mr. Downes,
Sir James Graham,	Mr. Henley,
Mr. McCoy,	Colonel Onslow,
Mr. Morton,	Mr. W. Millard.
Mr. Brinsley Hall,	<i>Tellers,</i>
Mr. Hindmarsh,	Mr. J. C. L. Fitzpatrick,
Mr. Donaldson,	Mr. Davidson.
Mr. Levy,	

Noes, 17.

Mr. Nielsen,
Mr. Hollis,
Mr. Estell,
Mr. Treffé,
Mr. McNeill,
Mr. Scobie,
Mr. Peters,
Mr. McGarry,
Mr. Mercer,
Mr. Carmichael,
Mr. Page,
Mr. Grahame,
Mr. Charlton,
Mr. Gus. Miller,
Mr. Beeby.
<i>Tellers,</i>
Mr. Lynch,
Mr. Dooley.

And so it was resolved in the affirmative.

Bill read a second time.

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

Question put.

The House divided.

Ayes, 38.

Mr. Latimer,	Mr. Taylor,
Mr. Lee,	Mr. John Miller,
Mr. Oakes,	Mr. Ball,
Mr. Moore,	Mr. McFarlane,
Mr. Perry,	Mr. Fleming,
Mr. Wood,	Mr. Barton,
Mr. J. C. L. Fitzpatrick,	Mr. Parkes,
Mr. Hogue,	Mr. E. M. Clark,
Mr. James,	Mr. Briner,
Mr. Waddell,	Mr. Downes,
Mr. Cohen,	Mr. Henley,
Mr. Gilbert,	Mr. W. Millard,
Mr. Robson,	Colonel Onslow.
Sir James Graham,	<i>Tellers,</i>
Mr. Brown,	Mr. Nobbs,
Mr. McCoy,	Mr. Fallick.
Mr. Morton,	
Mr. Brinsley Hall,	
Mr. Davidson,	
Mr. Hindmarsh,	
Mr. Donaldson,	
Mr. Levy,	
Mr. Lonsdale,	

Noes, 21.

Mr. Nielsen,
Mr. Dooley,
Mr. Hollis,
Mr. Estell,
Mr. Treffé,
Mr. McNeill,
Mr. Lynch,
Mr. Peters,
Mr. Beeby,
Mr. G. A. Jones,
Mr. Gus. Miller,
Mr. Charlton,
Mr. Grahame,
Mr. Page,
Mr. John Storey,
Mr. Carmichael,
Mr. Holman,
Mr. Mercer,
Mr. McGarry.
<i>Tellers,</i>
Mr. Scobie,
Mr. Dacey.

And so it was resolved in the affirmative.

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

And

9th December, 1909.

And the Committee continuing to sit after Midnight,—

FRIDAY, 10 DECEMBER, 1909, A.M.

Disorder: Mr. Speaker resumed the Chair; the Chairman reported *Disorder* in the Committee, and explained that during his absence for a few minutes from the Chamber—Mr. J. C. L. Fitzpatrick, Temporary Chairman, being in the Chair—certain motions were moved; he returned while the Division Bells were ringing, and on resuming the Chair was informed by the Temporary Chairman that the Question before the Committee was "That the clause, as read, stand part of the Bill;" when he put this Question to the Committee, certain Members demanded that the Question before them was "That the Question be now put," disorder ensuing, he had sent for Mr. Speaker.

Debate ensued.

Mr. Speaker said that it appeared that clause 6 had been proposed, and a motion had been submitted "That the Question be now put" during confusion doubt seemed to have arisen as to whether the latter Question had been decided. Under these circumstances, he thought it would be better that the Committee should begin again, and that the Question "That the Question be now put" should be submitted.

Mr. Speaker then left the Chair, and the Committee resumed.

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

Mr. Wood moved, That the report be adopted To-morrow.

Question put.

The House divided.

Ayes, 35.

Mr. Waddell,	Mr. Davidson,
Mr. Lee,	Colonel Onslow,
Mr. Wood,	Mr. Hindmarsh,
Mr. Donaldson,	Mr. Oakes,
Mr. Taylor,	Mr. Robson,
Mr. Briner,	Mr. McCoy,
Mr. Perry,	Mr. Brown,
Mr. Moore,	Mr. Henley,
Mr. J. C. L. Fitzpatrick,	Mr. Lonsdale,
Mr. Levy,	Mr. Nobbs,
Mr. Fleming,	Mr. Latimer,
Mr. Hogue,	Mr. Parkes,
Mr. E. M. Clark,	Mr. Barton,
Mr. John Miller,	Mr. W. Millard.
Sir James Graham,	<i>Tellers,</i>
Mr. Fallick,	
Mr. McFarlane,	Mr. James,
Mr. Downes,	Mr. Gilbert.
Mr. Ball,	

Noes, 23.

Mr. Scobie,	Mr. McGarry,
Mr. Nielsen,	Mr. Mercer.
Mr. Grahame,	<i>Tellers,</i>
Mr. Hollis,	
Mr. Holman,	Mr. Beeby,
Mr. Treflé,	Mr. Peters.
Mr. Lynch,	
Mr. McNeill,	
Mr. G. A. Jones,	
Mr. Burgess,	
Mr. Charlton,	
Mr. Estell,	
Mr. Meehan,	
Mr. John Storey,	
Mr. Page,	
Mr. Dooley,	
Mr. Gus. Miller,	
Mr. Carmichael,	
Mr. Dacey,	

And so it was resolved in the affirmative.

15. MORISSET HOSPITAL FOR THE INSANE BILL:—The following Message from His Excellency the Governor was delivered by Mr. Lee, and read by Mr. Speaker:—

CHELMSFORD,

Message No. 52.

Governor.

In accordance with the provisions contained in the 46th section of the Constitution Act 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to sanction the erection of a hospital for the insane at Morisset; and for purposes consequent thereupon or incidental thereto.

State Government House,

Sydney, 7th December, 1909.

Ordered to be referred to the Committee of the Whole on the Bill.

16. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Appropriation Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the year from the 1st day of July, 1909, to the 30th day of June, 1910, inclusive of both dates; to adjust the Vote 'Advance to Treasurer, Consolidated Revenue Fund, 1908-1909,' for supplementary charges during the period from 1st July, 1908, to 30th June, 1909, inclusive of both dates; to cover payments 'Unauthorised in Suspense, Consolidated Revenue Fund,' for urgent claims on account of Services of the year 1908-9; to provide for Public Works and other Services out of the Public Works Fund; and to provide for Services out of the Closer Settlement Fund; and for purposes connected with and incidental to the above objects,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 9th December, 1909

F. B. SUTTON,
President.

- (2.) Loan Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "An Act to authorise the raising of a Loan for Public Works and Services, and for other purposes,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 9th December, 1909.

F. B. SUTTON,
President.

(3.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

9th December, 1909.

(3.) Defamation (Amendment) Bill :—

MR. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the law of defamation*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 9th December, 1909.

F. B. SUTTON,
President.

DEFAMATION (AMENDMENT) BILL.

Schedule of the Amendments referred to in Message of 9th December, 1909.

E. A. GARLAND,
For the Clerk of the Parliaments.

Page 2, clause 5, lines 42 and 43. *Omit* "of any Committee of any such House"

Page 2, clause 5. *After* paragraph (a) *insert* the following new paragraph :—

(b) of any Committee of any such House.

Page 3, clause 5, line 9. *After* "Court" *add* the following proviso :—"Provided that matter of a defamatory nature ruled to be inadmissible by the court shall not be deemed to be part of the public proceedings aforesaid"

Page 3, clause 5, line 36. *Omit* "paragraph (g)" *insert* "paragraphs (b), (e), (f), and (g)"

Page 3, clause 5. At end of clause *add* the following new subsection :—

(2) In any civil action in respect of the printing or publishing in any newspaper of any defamatory matter, any matter of defence under this section may be pleaded specially with a plea of not guilty or any other plea, without the leave of a Judge. How defendant may plead.

Page 5, clause 11. *Omit* clause 11

Examined,—

W. J. TRICKETT,
Chairman of Committees.

Ordered, That the amendments made by the Legislative Council in this Bill be taken into consideration To-morrow.

(4.) Closer Settlement (Amendment) Bill :—

MR. SPEAKER,—

The Legislative Council having had under consideration the Legislative Assembly's Message, dated 9th December, 1909, in reference to the Closer Settlement (Amendment) Bill,—

Does not insist upon its amendment which omits clause 9, but proposes to amend the same by omitting all the words after the word "same" (page 5, line 27), as amended by the Assembly, to the end of the clause,—because the liability to avoidance of the transaction is an unnecessarily severe penalty for failure to submit such transaction to the Minister.

Insists upon its amendment which omits clause 10,—because the provision thereby made improperly restricts the power of agreement, and the Minister has a full and more elastic power under clause 4 to stipulate for any provisions or conditions he thinks essential in the public interest.

Insists upon its amendment which omits clause 11, but proposes to insert in lieu thereof the following new clause :—

"On any sale or lease by the owner being so submitted the Minister may, within one month after such submission, refer the same to the Local Land Board for inquiry as to whether the owner has carried out the terms and conditions agreed to as aforesaid, and in case it be decided that he has failed to fulfil the same the suspension of the power of resumption shall cease,"—

because the new clause now submitted contains a complete safeguard against the abuses contemplated in clause 11, while being free from the unreasonable and impracticable provisions to which objection has been taken by the Legislative Council.

And the Council requests the concurrence of the Legislative Assembly in such further amendments.

Agrees to the Assembly's amendment upon the Council's amendment in clause 8, and does not insist upon its other amendments disagreed to by the Assembly in this Bill.

Legislative Council Chamber,
Sydney, 9th December 1909.

F. B. SUTTON,
President.

Ordered, That the Legislative Council's Message be taken into consideration To-morrow.

17. SUSPENSION OF STANDING ORDERS :—

MR. LEE moved, pursuant to notice, That so much of the Standing Orders be suspended as would preclude a Bill, intituled "A Bill to sanction the erection of a hospital for the insane at Morisset; and for purposes consequent thereupon or incidental thereto," being passed through all its stages in one day.

Question put and passed.

18. MORISSET HOSPITAL FOR THE INSANE BILL :—

(1.) The Order of the day having been read,—on motion of Mr. Lee, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to sanction the erection of a hospital for the insane at Morisset; and for purposes consequent thereupon or incidental thereto.

Mr. Speaker resumed the Chair; and Mr. J. C. L. Fitzpatrick, Temporary Chairman, reported that the Committee had come to a resolution.

Ordered, on motion of the Temporary Chairman, That the report be now received.

The

9th December, 1909.

The Temporary Chairman then reported the resolution, which was read a first time, as follows :—

Resolved,—That it is expedient to bring in a Bill to sanction the erection of a hospital for the insane at Morisset ; and for purposes consequent thereupon or incidental thereto.

On motion of Mr. Lee, the resolution was read a second time, and agreed to.

- (2.) Mr. Lee then presented a Bill, intituled "*A Bill to sanction the erection of a Hospital for the Insane at Morisset ; and for purposes consequent thereupon or incidental thereto*,"—which was read a first time.

Ordered to be printed, and now read a second time.

- (3.) Bill read a second time.

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

Mr. Speaker resumed the Chair ; and Mr. J. C. L. Fitzpatrick, Temporary Chairman, reported the Bill without amendment.

On motion of Mr. Lee, the report was adopted.

Ordered, That the Bill be now read a third time.

- (4.) Bill read a third time, and, on motion of Mr. Lee, *passed*.

Mr. Lee then moved, That the Title of the Bill be "*An Act to sanction the erection of a Hospital for the Insane at Morisset ; and for purposes consequent thereupon or incidental thereto*."

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to sanction the erection of a Hospital for the Insane at Morisset ; and for purposes consequent thereupon or incidental thereto*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 10th December, 1909, a.m.

The House adjourned, at seven minutes before Three o'clock a.m., until Two o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

FRIDAY, 10 DECEMBER, 1909.

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

QUESTIONS :—

(1.) Accident and Coroner's Inquiry—Ambrose Fox, Great Cobar Copper Mine :—Mr. Macdonell asked the Secretary for Mines,—Will he look into the evidence elicited at a Coroner's inquiry recently held in Cobar upon the body of one Ambrose Fox, who was killed by an explosion of some portion of a smelting plant on the Great Cobar Copper Mine, consider the verdict and rider of the Jury, and have a Departmental inquiry made?

Mr. Wood answered,—The Departmental officers are at present engaged in making the fullest inquiries into the cause of this accident, and as to whether, if effect be given to the recommendations contained in the Jury's rider, they would tend to prevent the recurrence of such accidents.

(2.) Pilot Steamer "Captain Cook" :—Mr. Meagher asked the Colonial Treasurer,—

(1.) Will he appoint additional men to the pilot steamer "Captain Cook," so as to allow the crew to work a double shift?

(2.) Will he cause all ship's work to be done during the ship's working hours?

Mr. Waddell answered,—

(1.) What I understand the Honorable Member refers to is a request which has been made by the crew that they may be on duty for twenty-four hours, and then allowed twenty-four hours off, in lieu of the present arrangement, which is that they are on duty for five days, and then are allowed two days off. It must be understood that, although the crew are "on duty" for the time mentioned, they are not actually at work the whole time. The request has been fully inquired into by the Public Service Board, who have heard the representations of the men and also of the Department, and the Board have advised that there is no warrant for the men's request (which means the employment of additional hands) being acceded to.

(2.) The ship's work, such as cleaning, painting, &c., is commenced at 7 a.m. each day (Sunday excepted), and should be finished by mid-day. The Acting-Superintendent of Navigation has issued instructions that, as soon as the work is finished, the men are to be allowed to go below.

(3.) Inferior Lands Lease granted to Mr. O. C. Beale, near Jervis Bay :—Mr. J. C. L. Fitzpatrick asked the Secretary for Lands,—

(1.) Has the first period of seven years of Mr. Beale's improvement lease at Jervis Bay expired?

(2.) What rental is to be paid from now?

(3.) Was it a condition of the lease that the sum of £1 per acre was to be expended within seven years on the whole area of 4,200 acres in planting and cultivation of trees, or in default thereof at end of seven years all lands not so used would be liable to forfeiture?

(4.) Have these conditions been fulfilled; if not, what are his intentions regarding this lease?

Mr. Moore answered,—

(1.) Yes.

(2.) Twopence per acre.

(3.) Yes.

(4.) Inquiry as to fulfilment of conditions is now being made; pending result I cannot state what my intentions are.

(4.)

10th December, 1909.

(4.) Mrs. Catherine Scott's Mining Lease (Alma Gold Mine):—Mr. Kelly asked the Secretary for Mines,—Referring to his answers to Questions by the Honorable Member for The Lachlan on the 30th November, 1909,—

- (1.) What are the reasons for not observing the boundaries of the Alma Gold Mine as defined in the decree?
- (2.) Is it a fact that it has been frequently brought under the notice of the warden that the fence was erected without the consent of the Hutchinsons?
- (3.) Is it a fact that no mining operations have been carried on by Mrs. Scott within the boundaries defined in the agreement and decree (Alma gold-mining lease) for the past five years, and that the only mining operations carried on are on that portion of S. A. Hutchinson's original agreement?
- (4.) Is there any provision for the acceptance of a plan of survey submitted by the applicant for a mining area for the purpose of showing that the land desired is available, and not held under any mining title as was stated by the warden to be in Hutchinson's case?
- (5.) Is it a fact that Hutchinson did not withdraw his application or consent to the withdrawal by the warden, and that the deposit of five shillings paid with such application is still in the warden's office?
- (6.) Will he direct an officer of his Department to visit and inspect the area defined in the agreement and decree (Alma Gold Mine) and report as to whether Mrs. Scott is mining within that area and whether the area applied for by Hutchinson under private agreement and authority to enter, conflicts with the area defined in the decree and agreement held by Mrs. Scott?
- (7.) If so, will such report be obtained before the issuing of a lease in respect of Mrs. Scott's application, dated 26th October, 1909?

Mr. Wood answered,—

- (1.) I am not aware.
- (2.) No. See answer to Question 3 of 30th ultimo.
- (3.) I have no information as to what mining operations were carried on by Mrs. Scott during the period mentioned.
- (4.) No.
- (5.) No. See my answer to Question 6 of 30th ultimo. The disposal of the deposit is in the warden's discretion.
- (6 and 7.) No. Hutchinson's application for authority to enter having been marked by the warden "withdrawn," there is, so far as is known, no adverse title pending.

2. POSTPONEMENTS:—The following Orders of the Day of General Business were postponed:—

- (1.) Servants Registry Bill; second reading. [*Mr. E. M. Clark*];—until Tuesday next.
- (2.) Casino School of Arts Enabling Act Amendment Bill (*Council Bill*); second reading. [*Mr. Hindmarsh*];—until Tuesday next.
- (3.) Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on "Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners," brought up on "the 18th December, 1908, a.m., be now adopted";—until Wednesday next.

3. PAPER:—Mr. Lea laid upon the Table,—Minute of the Public Service Board regarding the appointment of Mr. Claud Francis Blain as Engineering Surveyor, Department of Public Works. Referred by Sessional Order to the Printing Committee.

4. MINING VILLAGES (RESUMPTION) BILL:—Mr. Wood moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the resumption by or surrender to the Crown of land for the purpose of mining villages; for the disposal of such land; and for purposes consequent thereon or incidental thereto.
Question put and passed.

5. VINE AND VEGETATION DISEASES AMENDING BILL:—Mr. Perry moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Vine and Vegetation Diseases Act, 1901, the Vine and Vegetation Diseases (Fruit Pests) Act, 1905; and for other purposes.
Question put and passed.

6. CLOSER SETTLEMENT—PART OF PINE RIDGE ESTATE, NEAR DUNEDOO:—Mr. Moore moved, pursuant to Notice, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor purchasing, by agreement with the owner, an area of 7,784 acres 3 roods, more or less, of private land, situate near Dunedoo Village and proposed Railway Station, being part of the Pine Ridge Estate, covered by a proclamation of intended acquisition published in the *Government Gazette* of 30th June, 1909, together with any improvements thereon, at the price of £3 13s. 4½d. per acre.
Debate ensued.
Question put and passed.

7. CLOSER SETTLEMENT—RICHLANDS ESTATE, NEAR TARALGA:—Mr. Moore moved, pursuant to Notice, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor purchasing, by agreement with the owners, an area of 8,698 acres, more or less, of private land, situate near Taralga, being the Richlands Estate, covered by a proclamation of intended acquisition published in the *Government Gazette* of 10th November, 1909, together with any improvements thereon, at the price of £4 0s. 2d. per acre.
Debate ensued.
Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

10th December, 1909.

8. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS:—

(1.) *Scheme of Water Supply for Broken Hill from Umberumberka Creek*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of water supply from Umberumberka Creek for the City and District of Broken Hill, with railway connection from Silvertown to the site of the proposed dam on Umberumberka Creek.

Debate ensued.

Question put and passed.

(2.) *Scheme of Sewerage for Municipality of Orange*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of sewerage for the Municipality of Orange.

Question put and passed.

(3.) *Scheme of Sewerage for Municipality of Albury*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of sewerage for the Municipality of Albury.

Question put and passed.

(4.) *Scheme of Sewerage for Municipality of Bathurst*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of sewerage for the Municipality of Bathurst.

Question put and passed.

9. DENTISTS (AMENDMENT) BILL:—

(1.) The Order of the Day having been read,—Mr. Wood moved, "That" the report be now adopted. Mr. McGowen moved, That the Question be amended by leaving out all the words after the word "That" and inserting the words "the Bill be recommitted for the reconsideration of clauses 2 and 3,"—instead thereof.

Debate ensued.

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

The House divided.

Ayes, 38.

Mr. Perry,	Mr. Ball,
Mr. Hogue,	Mr. McFarlane,
Mr. Oakes,	Mr. Donaldson,
Mr. Wood,	Mr. Hunt,
Mr. Mahony,	Mr. Moxham,
Mr. Broughton,	Mr. Price,
Mr. Moore,	Mr. Lonsdale,
Mr. Lee,	Mr. McLaurin,
Mr. James,	Mr. Briner,
Dr. Arthur,	Mr. W. Millard,
Mr. Waddell,	Mr. Taylor.
Mr. Davidson,	<i>Tellers,</i>
Mr. Barton,	Colonel Onslow,
Mr. Nobbs,	Mr. Robson.
Mr. Latimer,	
Mr. Downes,	
Sir James Graham,	
Mr. Henley,	
Mr. McCoy,	
Mr. Brinsley Hall,	
Mr. Fallick,	
Mr. Morton,	
Mr. Hindmarsh,	
Mr. Parkes,	
Mr. John Miller,	

Noes, 17.

Mr. Nielsen,
Mr. Burgess,
Mr. Treflé,
Mr. Peters,
Mr. Dacey,
Mr. Scobie,
Mr. Mercer,
Mr. Gus. Miller,
Mr. Page,
Mr. McNeill,
Mr. G. A. Jones,
Mr. John Storey,
Mr. McGarry,
Mr. E. M. Clark
Mr. O'Sullivan.

Tellers

Mr. Macdonell,
Mr. Holman.

And so it was resolved in the affirmative.

Question then,—That the report be now adopted,—put and passed.

(2.) Mr. Wood moved, That the Bill be now read a third time.

Question put.

The House divided.

Ayes, 41.

Mr. Perry,	Sir James Graham,	Mr. Moxham,
Mr. Hogue,	Mr. McCoy,	Mr. Price,
Mr. Oakes,	Mr. Henley,	Mr. Barton,
Mr. Lonsdale,	Mr. Robson,	Mr. McLaurin,
Mr. Wood,	Mr. Fallick,	Mr. Briner,
Mr. Broughton,	Mr. Morton,	Colonel Onslow,
Mr. Moore,	Mr. E. M. Clark,	Mr. John Storey,
Mr. Lee,	Mr. J. C. L. Fitzpatrick,	Mr. W. Millard,
Mr. James,	Mr. Brinsley Hall,	Mr. Taylor.
Mr. Waddell,	Mr. Parkes,	<i>Tellers,</i>
Dr. Arthur,	Mr. John Miller,	
Mr. Davidson,	Mr. Ball,	Mr. Downes,
Mr. Mahony,	Mr. McFarlane,	Mr. Hindmarsh.
Mr. Nobbs,	Mr. Donaldson,	
Mr. Latimer,	Mr. Hunt,	

Noes, 12.

Mr. Gus. Miller,
Mr. Macdonell,
Mr. Treflé,
Mr. Dacey,
Mr. Scobie,
Mr. McGarry,
Mr. O'Sullivan,
Mr. McNeill,
Mr. Page,
Mr. Mercer.

Tellers,

Mr. Peters,
Mr. Burgess.

And so it was resolved in the affirmative.

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

Mr. Wood then moved, That the Title of the Bill be "*An Act to amend the Dentists Act, 1900; and for other purposes.*"

Question put and passed.

49077

Ordered,

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

10th December, 1909.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Dentists Act, 1900 ; and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 10th December, 1909.*

10. ADJOURNMENT :—Mr. Lee moved, That this House do now adjourn.

Debate ensuing.

Notice was taken that there was not a Quorum present.

Mr. Deputy-Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Deputy-Speaker, namely,—Mr. Burgess, Mr. Dacey, Mr. Holman, Mr. G. A. Jones, Mr. Latimer, Mr. Lee, Mr. Macdonell, Mr. McGarry, Mr. Mercer, Mr. Gus. Miller, Mr. Nielsen, Mr. Nobbs, Mr. O'Sullivan, Mr. Page, Mr. Parkes, Mr. Peters, Mr. Scobie, Mr. John Storey, and Mr. Treffé,—

Mr. Deputy-Speaker adjourned the House, at nine minutes after Seven o'clock, until Tuesday next, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 75.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

TUESDAY, 14 DECEMBER, 1909.

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

MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Mr. Wade, and read by Mr. Speaker:—

- (1.) Seat of Government Surrender Bill:—

CHELMSFORD,
Governor.

Message No. 53.

A Bill, intituled "*An Act to provide for the surrender of territory in connection with the Seat of Government of the Commonwealth, and to ratify and confirm an agreement for that and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 14th December, 1909.

- (2.) Trustees of Show-grounds Enabling Bill:—

CHELMSFORD,
Governor.

Message No. 54.

A Bill, intituled "*An Act to enable trustees of show-grounds to sell, lease, or mortgage certain lands; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 14th December, 1909.

- (3.) Railways Crossings Bill:—

CHELMSFORD,
Governor.

Message No. 55.

A Bill, intituled "*An Act to provide for the closing of certain level-crossings on the Government Railways, and the substitution therefor of bridges, subways, and other works; to declare certain portions of such bridges, subways, and works to be public thoroughfares; and for purposes consequent thereon or incidental thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 14th December, 1909.

(4.)

14th December, 1909.

(4.) Loan Bill :—

CHELMSFORD,
Governor.

Message No. 56.

A Bill, intituled "*An Act to authorise the raising of a Loan for Public Works and Services; and for other purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of His 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.

State Government House,
Sydney, 14th December, 1909.

2. POSTPONEMENTS :—The following Orders of the Day of General Business were postponed :—

(1.) Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [*Colonel Onslow*];—*until To-morrow*.

(2.) Servants Registry Bill; second reading. [*Mr. E. M. Clark*];—*until To-morrow*.

(3.) Casino School of Arts Enabling Act Amendment Bill (*Council Bill*); second reading. [*Mr. Hindmarsh*];—*until To-morrow*.

(4.) Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [*Mr. J. C. L. Fitzpatrick*];—*until To-morrow*.

(5.) Claims of Gustave William Engel—Oyster Lease Improvements; resumption of the adjourned Debate, on the motion of Mr. Price,—

"(1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of *Merewether v. Engel*.

"(2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O'Sullivan, Mr. Grahame, and the Mover";—*until Thursday next*.

(6.) North Sydney Electric Lighting Bill; second reading. [*Mr. E. M. Clark*];—*until To-morrow*.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Lithgow Sewerage Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the construction of a system of sewerage for the Municipality of Lithgow; and for purposes consequent thereupon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 14th December, 1909.

F. B. SUTTOR,
President.

(2.) Western Lands Act Amendment Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to extend the term of office of the Commissioners of the Western Land Board of New South Wales*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 14th December, 1909.

F. B. SUTTOR,
President.

(3.) Morisset Hospital for Insane Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to sanction the erection of a hospital for the insane at Morisset; and for purposes consequent thereupon or incidental thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 14th December, 1909.

F. B. SUTTOR,
President.

4. PAPERS :—

Mr. Waddell laid upon the Table,—Notification of appropriation of land, under the Public Works Act, 1900, for the maintenance of Traffic on the Great Southern Railway at Henty.
Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Evidence taken at the Inquiry held by the Public Service Board, respecting certain Complaints made by Employees of the Nautical School-ship "*Sobraon*," as to the Conditions of Employment.
Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—

(1.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Railway from Gloucester to Tarce.

(2.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Bogan Gate to Bulbodney Railway.

(3.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th December, 1909.

(3.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the construction of the Railway from Maitland to Dungog.

(4.) Notification of resumption of land, under the Public Works Act, 1900, in connection with the disposal of Sewage from the Western, Southern, Illawarra, and Botany Districts.

Referred by Sessional Order to the Printing Committee

Mr. Wood laid upon the Table,—Regulations under the Pure Food Act, 1908.

Referred by Sessional Order to the Printing Committee.

5. **DEFAMATION (AMENDMENT) BILL**:—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had amended some, and agreed to the remainder of the Council's amendments.

On motion of Mr. Wade, the report was adopted.

6. **CLOSER SETTLEMENT.—PART OF NORTH LOGAN ESTATE, NEAR COWRA TO CANOWINDRA RAILWAY**:—

Mr. Moore moved, pursuant to Notice, That, pursuant and subject to the provisions of the Closer Settlement (Amendment) Act, 1907, this House approves of the Governor resuming an area of 11,511 acres, more or less, of private land situate near Cowra, being part of the North Logan Estate, within the 15-mile limit of the approved line of railway from Cowra to Canowindra, included within an area covered by a proclamation of intended acquisition published in the *Government Gazette* of 5th May, 1909, together with any improvements thereon.

Debate ensued.

Question put and passed.

7. **DENTISTS (AMENDMENT) BILL**:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Dentists Act, 1900; and for other purposes*,"—returns the same to the Legislative Assembly without amendment:

Legislative Council Chamber,
Sydney, 14th December, 1909.

F. B. SUTTON,
President.

8. **DEFAMATION (AMENDMENT) BILL**:—Ordered, on motion of Mr. Moore, 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 9th December, 1909, requesting its concurrence in certain amendments made by the Council in the Defamation (Amendment) Bill,—

In clause 5,—

Agrees to the insertion of new paragraph (b), but proposes to amend the amendment by inserting at the commencement thereof the words "a fair and accurate report of the proceedings."

Agrees to the proviso in paragraph (c), but proposes to amend it by inserting after the word "proceedings" the words "of such court as."

Agrees to the amendment, page 3, line 36, but proposes to amend it by omitting the letter "(e)" and the word "and," and by inserting after the letter "(g)" the words "and (h)."

In which amendments the Assembly requests the concurrence of the Legislative Council.

Agrees to the other amendments made by the Council in the Bill.

Legislative Assembly Chamber,
Sydney, 14th December, 1909.

9. **CLOSER SETTLEMENT (AMENDMENT) BILL**:—The Order of the Day having been read,—on motion of Mr. Moore, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Legislative Council's Message of 9th December, 1909, in reference to the amendments in this Bill.

Mr. Speaker resumed the Chair; and Mr. Nielsen, Temporary Chairman, reported that the Committee had agreed to the Council's further amendment in clause 9; did not insist upon the Assembly's disagreement to the omission of clauses 10 and 11; and agreed to the new clause in lieu of clause 11.

On motion of Mr. Moore, the report was adopted.

Ordered, 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 9th December, 1909, in reference to the Closer Settlement (Amendment) Bill,—

Agrees to the Council's further amendment in clause 9.

Does not insist on its disagreement to the omission of clauses 10 and 11, and agrees to the new clause in lieu of clause 11.

Legislative Assembly Chamber,
Sydney, 14th December, 1909.

10. **PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS**:—

(1.) *Sewerage for Vauchuse*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of sewerage for Vauchuse.

Debate ensued.

Question put and passed.

(2.)

14th December, 1909.

- (2.) *Sewerage for Botany and North Botany*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of sewerage for Botany and North Botany.
Question put and passed.
- (3.) *Sewerage for Municipality of Wagga Wagga*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of sewerage for the Municipality of Wagga Wagga.
Debate ensued.
Question put and passed.
- (4.) *Completion of Harbour Works at the Entrance to the Manning River*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of a scheme for the completion of the Harbour Works at the Entrance to the Manning River.
Debate ensued.
Question put and passed.
- (5.) *Water Supply from the Nymboida River for Municipalities of Grafton and South Grafton*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of water supply from the Nymboida River for the Municipalities of Grafton and South Grafton.
Question put and passed.
- (6.) *Water Supply for Municipality of Junee*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a scheme of water supply for the Municipality of Junee.
Debate ensued.
Question put and passed.
- (7.) *Electric Tramway, Leichhardt to Homebush*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of electric tramway from Leichhardt to Homebush.
Debate ensued.
Question put and passed.
- (8.) *Electric Tramway, Darley-road, Randwick, to Little Coogee*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of electric tramway from Darley-road, Randwick, to Little Coogee.
Question put and passed.
- (9.) *Railway, Glenreagh to Dorrigo*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of railway from Glenreagh to Dorrigo.
Question put and passed.
- (10.) *Railway, Richmond to Kurrajong*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of railway from Richmond to Kurrajong.
Question put and passed.
- (11.) *Subway, Moore-street, viâ Fort Macquarie and Kirribilli Point, to Lavender Bay, for Railway Communication Sydney to North Sydney*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a subway from Moore-street, viâ Fort Macquarie and Kirribilli Point, to Lavender Bay, for the purpose of affording railway communication between Sydney and North Sydney.
Question put and passed.
- (12.) *Railway, Muswellbrook to Merriwa*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of railway from Muswellbrook to Merriwa.
Question put and passed.
- (13.) *Goods Railway, Flemington to Belmore, and Wardell-road to Glebe Island and Darling Island*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of goods railway from Flemington to Belmore, and Wardell-road to Glebe Island and Darling Island.
Debate ensued.
Question put and passed.
- (14.) *Railway, Barellan towards Hillston*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon the expediency of constructing a line of railway from Barellan towards Hillston.
Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th December, 1909.

11. ABORIGINES PROTECTION BILL :—The Order of the Day having been read,—Mr. Wood moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Wood, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again To-morrow.
12. FISHERIES (AMENDMENT) BILL :—The Order of the Day having been read,—Mr. Wood moved, That this Bill be now read a second time.
Debate ensued.

And the House continuing to sit after Midnight,—

WEDNESDAY, 15 DECEMBER, 1909, A.M.

- Mr. Estell moved, That this Debate be now adjourned.
Debate ensued.
Question put and passed.
Ordered, That the Debate be adjourned until To-morrow.
13. PADDINGTON STREETS EXTENSION BILL :—
(1.) The Order of the Day having been read,—Mr. Oakes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Oakes, Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Deputy-Speaker resumed the Chair; and Mr. J. C. L. Fitzpatrick, Temporary Chairman, reported the Bill without amendment.
On motion of Mr. Oakes, the report was adopted.
Ordered, That the Bill be now read a third time.
(2.) On motion of Mr. Oakes, Bill read a third time and passed.
Mr. Oakes then moved, That the Title of the Bill be "*An Act to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways; and for other purposes consequent thereon or incidental thereto.*"
Question put and passed.
Ordered, That the Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,—
The Legislative Assembly having this day passed a Bill, intituled "*An Act to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways; and for other purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 15th December, 1909, a.m.

14. ADJOURNMENT :—Mr. Lee moved, That this House do now adjourn.
Debate ensued.
Mr. James moved, That the Question be now put.
Question put,—“That the Question be now put.”
The House divided.

Ayes, 31.

Mr. Wood,	Mr. Latimer,
Mr. Oakes,	Mr. Barton,
Mr. Moore,	Mr. Moxham,
Mr. Hogue,	Mr. Fallick,
Mr. Lee,	Mr. Broughton,
Mr. Perry,	Mr. McFarlane,
Mr. James,	Mr. McCoy,
Mr. Waddell,	Mr. Collins,
Mr. J. C. L. Fitzpatrick,	Mr. Price,
Mr. Davidson,	Mr. Briner,
Mr. Ball,	Mr. Lonsdale,
Mr. Brown,	Colonel Onslow.
Mr. Gilbert,	<i>Tellers,</i>
Mr. Nobbs,	Mr. Hunt,
Mr. W. Millard,	Mr. John Miller.
Mr. Donaldson,	
Mr. Hindmarsh,	

Nocs, 23.

Mr. Estell,	Mr. John Storey,
Mr. Scobie,	Mr. McGarry,
Mr. Holman,	Mr. Mercer,
Mr. Hollis,	Mr. McNeill.
Mr. Burgess,	<i>Tellers,</i>
Mr. Cann,	Mr. Macdonell,
Mr. Dacey,	Mr. Peters.
Mr. Beeby,	
Mr. Nicholson,	
Mr. Meehan,	
Mr. Page,	
Mr. Grahame,	
Mr. Gus. Miller,	
Mr. Lynch,	
Mr. G. A. Jones,	
Mr. Carmichael,	
Mr. Arthur Griffith,	

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority, consisted of "at least thirty Members,"—

Question put,—That this House do now adjourn.

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

14th December, 1909.

The House divided.

Ayes, 31.		Nocs, 24.	
Mr. Wood,	Mr. Moxham,	Mr. Dooley,	Mr. G. A. Jones,
Mr. Oakes,	Mr. Hunt,	Mr. Estell,	Mr. Gus. Miller,
Mr. Moore,	Mr. John Miller,	Mr. Macdonell,	Mr. Page,
Mr. Hogue,	Mr. Fallick,	Mr. Scobie,	Mr. Meehan,
Mr. Lee,	Mr. Broughton,	Mr. Holman,	Mr. Nicholson.
Mr. Perry,	Mr. McFarlane,	Mr. Hollis,	<i>Tellers,</i>
Mr. James,	Mr. McCoy,	Mr. Burgess,	Mr. Grahame,
Mr. Waddell,	Mr. Collins,	Mr. Cann,	Mr. Lynch.
Mr. J. C. L. Fitzpatrick,	Mr. Price,	Mr. Dacey,	
Mr. Ball,	Mr. Briner,	Mr. Beeby,	
Mr. Brown,	Mr. Lonsdale,	Mr. Peters,	
Mr. Gilbert,	Colonel Onslow.	Mr. Arthur Griffith,	
Mr. Nobbs,	<i>Tellers,</i>	Mr. Mercer,	
Mr. W. Millard,	Mr. Davidson,	Mr. McNeill,	
Mr. Donaldson,	Mr. Hindmarsh.	Mr. McGarry,	
Mr. Latimer,		Mr. John Storey,	
Mr. Barton,		Mr. Carmichael,	

And so it was resolved in the affirmative.

The House adjourned accordingly, at four minutes before Two o'clock a.m., until Four o'clock p.m., This Day.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 76.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

WEDNESDAY, 15 DECEMBER, 1909.

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

QUESTIONS:—

- (1.) Carriage of Coal on Railways during Strike:—Mr. Carmichael asked the Colonial Treasurer,—
- (1.) Has the Chief Commissioner for Railways issued a general regulation forbidding the use of trucks for the carriage of coal and coal slack?
 - (2.) Did he refuse to carry six tons of slack from Kogarah Station to Darling Harbour for J. Hespe, and were trucks available for that purpose?
 - (3.) Why was this refusal made to the application?
- Mr. Waddell answered,—
- (1.) No.
 - (2.) Yes.
 - (3.) To save haulage.
- (2.) Classification of certain Railway Employees:—Mr. Mercer asked the Colonial Treasurer,—Referring to the Question asked by the Honorable Member for Rozelle, on 14th October last, in reference to the classification of certain railway employees, has the Locomotive Labourers' Board considered the matter; and, if so, with what result?
- Mr. Waddell answered,—This matter is under consideration by the Locomotive Labourers' Board; a decision has not yet been arrived at.
- (3.) Coal in Railway Depôts:—Mr. Estell, for Mr. Stuart-Robertson, asked the Colonial Treasurer,—
- (1.) What is the quantity of coal at present in the hands of the Railway Commissioners at the various coal depôts throughout the Railway branches?
 - (2.) What is the quantity of coal used per week when the full railway and tramway services are running?
- Mr. Waddell answered,—The Honorable Member might move for this information in the shape of a return.
- (4.) Trunkey Creek Common:—Mr. Baeby asked the Minister for Agriculture,—
- (1.) Is it a fact that the Trunkey Creek Progress Association has been endeavouring for some time past to obtain a Common out of the surrounding reserves?
 - (2.) Is it a fact that the Carcoar Pastures Protection Board has refused to consent to the grant of a Common out of such lands?
 - (3.) Is it a fact that this Board offered no objection to a portion of the reserves being attached to a proposed improvement lease?
 - (4.) Will he make full inquiry into the refusal of the Board to consent to a portion of the reserves being set aside as a Common?
- Mr. Perry answered,—The full facts of the matter referred to cannot be set out in a reply to a Question, but a letter will be forwarded to the Honorable Member conveying the information required, when inquiries, which are now being made, shall have been completed.
- (5.) Wollongong Water Supply Pipes:—Colonel Onslow asked the Secretary for Public Works,—
- (1.) What are the prices per foot paid, or to be paid, the German Mannesmann Company, for their tubes, sizes 11 inch, 9 inch, and 6 inch?
 - (2.) Is it a fact that lower prices were tendered by reputable British tube-makers?
 - (3.) Is there any special reason why tenders should not have been publicly advertised for in the *Government Gazette* so as to give residents and taxpayers here an opportunity of submitting tenders; if so, what?
 - (4.) Will such course be followed in future?
 - (5.) Is it a fact that the specification sent to London for these pipes two or three months ago called for weldless tubes or pipes in 35-foot lengths?

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- (6.) Is it a fact that when, before the closing date of the tenders in London on 12th November last, application was made to have a cablegram sent to alter the specification so as to provide consideration for other makes of pipes than the German Mannesmann make, such application was refused, or not complied with?
- (7.) Is it a fact that the specification sent to London in February or March last, also called for weldless tubes in 35 or 40 feet lengths?
- (8.) Will he provide copies of these two specifications sent to London?
- (9.) Will he supply the name of the other manufacturers he referred to in his reply to Question No. 6 of the 7th December?
- (10.) Prior to the purchase of these two large quantities of pipes this year, value some £15,000 to £20,000, has his Department ever before bought and used any considerable quantities of these Mannesmann water-main tubes; if so, to what value in Sterling, and for what works?
- (11.) In reference to reply to Question 6 of 7th December, will he take immediate steps to have the firms who supplied the pipes which have proved unsatisfactory notified to such effect, and such firms given facilities to inspect the pipes; if not, why not?

Mr. Lee answered,—

- (1.) 4s. 1½d., 3s. 0½d. I am not aware that any 6-inch pipes have been purchased.
- (2.) Yes, for tubes of a different class.
- (3.) As no pipes of the kind required are manufactured in Australia, the matter was dealt with through the Agent-General's office in London.
- (4.) If any advantage can be shown by inviting tenders in Australia, that course will be adopted.
- (5.) Yes.
- (6.) I am not aware of it.
- (7, 8, 9, and 10.) No.
- (11.) No; the matter is closed.
- (6.) Artesian Casing :—Colonel Onslow asked the Secretary for Public Works,—
- (1.) Is it a fact that the reason for modifying the tests on artesian casing was the application by or representations made on behalf of the Mannesmann Company?
- (2.) Is it a fact that British-made casing has for years passed the original tests, and can still be obtained of quality to pass the original tests?
- (3.) Is it a fact that protests have been made by artesian boring contractors against the reduction of these quality tests?
- (4.) Will he consider whether it is a wise course for the Government to adopt as a standard of quality the German class of steel?

Mr. Lee answered,—

- (1 and 2.) Yes.
- (3.) No.
- (4.) The whole question of tests of artesian casing is under consideration with a view to the tests more nearly meeting the practical requirements of bore sinking.
- (7.) Christmas Excursions and Country Train Services :—*Mr. Estell*, for Mr. Gus. Miller, asked the Colonial Treasurer,—
- (1.) Is it a fact that the reason given by the Chief Commissioner for Railways for the cancellation of the usual reduction of railway fares to school children and teachers is owing to the strike?
- (2.) Is it a fact that owing to this action many teachers and children are unable to proceed to their homes, and to the country for the usual health and rest change?
- (3.) Will he consider whether this action is necessary, and has it the approval of the Government?
- (4.) If not, will he give instructions that the usual Christmas concessions be restored to the school children and teachers?
- (5.) Is it a fact that the curtailment of trains to Cooma from a daily to a tri-weekly service is seriously affecting the country residents and tourists to Mount Kosciusko?
- (6.) Will he give directions to the Chief Commissioner for Railways to revert to the daily service immediately?

Mr. Waddell answered,—

- (1.) It is not the practice to treat school teachers differently to other members of the general public in respect to reduced fares at holiday times. The reduced fares to school pupils travelling to their homes are still allowed, and have only been withdrawn in the cases of children travelling away from their homes. This restriction is considered advisable owing to the curtailment in the train service rendered necessary by the existing industrial conditions.
- (2.) There is no doubt that the withdrawal of the reduced fares to children travelling away from their homes and the inability of the Department to run excursion trains will preclude a number from travelling.
- (3 and 4.) The matter has received careful consideration, but the conditions are not such as will admit of a normal service with the usual concessions being granted.
- (5.) As the reduced fares to tourist's resorts generally have been temporarily withdrawn, and the train service limited, the traffic to Mount Kosciusko has no doubt been affected similarly to other places.
- (6.) Having regard to the demands that are being made upon the Department, it would not be prudent to afford a daily service on the Cooma line and other similar lines at the present time. The matter is one for the Chief Commissioner to deal with.
- (8.) Wharf at Milson's Point Railway Station :—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Colonial Treasurer,—
- (1.) Is it a fact that a charge of 10s. per day, or part of same, is made by the Sydney Harbour Trust to all vessels mooring for the discharge of metal and other commodities at Milson's Point Railway Station?
- (2.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

15th December, 1909.

(2.) Is it a fact that the Sydney Ferries (Limited) have steamers almost continuously moored at wharf and other mooring appliances at this station and that no charge is made; if so, what is the reason for this distinction?

Mr. Waddell answered,—The wharf referred to was erected at the cost of the Railway Commissioners, and leased to that body, with right reserved to the Trust to collect, *inter alia*, berthing charges of from 2s. 6d. to 10s. per diem, according to the tonnage of the vessel berthed. The Railway Commissioners are, however, permitted to deal with the Sydney Ferries (Limited) for the mooring of its vessels at the structure, as occasion requires, for which service a charge is made.

(9.) Curtailment of Race Trains on account of Strike:—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Colonial Treasurer,—

(1.) Is it a fact that the Chief Commissioner for Railways has lately refused to run special trains and trams to the Newcastle Racecourse on the grounds of coal requirements owing to the strike?

(2.) Is it a fact that for similar reasons the Commissioner refused to run special race trains to Rosehill on Saturday last?

(3.) What is the average estimated cost and revenue in regard to the special race trains necessary to be provided for Rosehill?

(4.) Is it a fact that the Rosehill Racing Club offered any special coal or other facilities in regard to the running of their last Saturday's meeting?

(5.) Is it a fact that a meeting was held on Saturday last at an unregistered course known as Ascot, and that a considerable number of special additional trams were run to accommodate the racing traffic of the course?

Mr. Waddell answered,—

(1 and 2.) Yes.

(3.) Average revenue, special passenger trains, £45 4s. per train; special trains conveying horses, £15 16s. per train. It is not possible to give the cost of running the trains without special inquiry.

(4.) Yes.

(5.) A meeting was held at Ascot Course. A few additional trams were run as reliefs to the ordinary trams to prevent undue crowding.

(10.) Royalty on Timber off Conditional Purchases and Homestead Selections:—*Mr. Briner* asked the Minister for Agriculture,—

(1.) In view of the provisions of the Forestry Act which exclude holders of all conditional purchases and homestead selections from payment of royalty on any timber, is it his intention to endeavour to enforce the provisions of section 28 of the Crown Lands (Amendment) Act, 1908, with regard to collection of royalty on conditional purchases and additional conditional purchases made after the 1st February, 1909?

(2.) Is it his intention to attempt to enforce the provisions of section 28 of the Crown Lands (Amendment) Act, 1908, with regard to additional conditional purchases made out of conditional leases applied for either before or after 1st February, 1909?

Mr. Perry answered,—

(1.) In terms of sections 18 of the Forestry Act and 28 of the Crown Lands Amendment Act, payment of royalty will be demanded on conditional and additional conditional purchases made after 1st February, 1909.

(2.) Royalty on timber taken from such lands will be collected in accordance with the existing law.

(11.) Carriage of Coal on Railways during Strike:—*Mr. Arthur Griffith* asked the Colonial Treasurer,—Did the Chief Commissioner for Railways in refusing, some weeks ago, to carry coal to supply the needs of the public, act on his own authority or on instructions from the Government?

Mr. Waddell answered,—*Mr. Johnson* on his own initiative first gave orders to his officers that trucks should not be supplied, thereby making it necessary for persons requiring trucks to apply to the Head Office. This enabled the Chief Commissioner to make special terms whereby half the total quantity consigned was made available for railway purposes. The Government concurred in the arrangement of the Chief Commissioner getting for railway purposes half the coal carried for any consignor.

(12.) Government Orders for Foreign Coal:—*Mr. Carmichael* asked the Premier,—

(1.) Where have the orders for foreign coal been placed?

(2.) Is it to arrive early in January, or to be loaded then?

Mr. Wade answered,—Orders are placed in various markets for about 50,000 tons, the first delivery in Sydney to be early in January.

(13.) Advisory Board for Control of Horse-racing:—*Mr. J. C. L. Fitzpatrick*, for Mr. E. M. Clark, asked the Colonial Secretary,—Is it a fact that there is now no Advisory Board in connection with the administration of the Gaming and Betting Act; and, if so, when was it dissolved?

Mr. Wood answered,—It is not a fact.

2. PAPERS:—

Mr. Wood laid upon the Table,—

(1.) Regulations under the Metropolitan Traffic Act, 1900.

(2.) Regulations under the Public Health Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Oakes laid upon the Table,—Amended Regulation No. 286, under the Public Service Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Moore laid upon the Table,—Particulars of Leases issued on 8th December, 1909, under the provisions of the Western Lands Acts.

Referred by Sessional Order to the Printing Committee.

Mr. Lee laid upon the Table,—Notification of resumption of land, under the Public Works Act, 1900, in connection with the Cowra to Canowindra Railway.

Referred by Sessional Order to the Printing Committee.

15th December, 1909.

3. **POSTPONEMENT**:—The Order of the Day for the second reading of the North Sydney Electric Lighting Bill was postponed *until To-morrow*.
4. **JUSTICES (AMENDMENT) BILL**:—The Order of the Day having been read,—on motion of Mr. Wade, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments. On motion of Mr. Wade, the report was adopted. Ordered, That the following Message be carried to the Legislative Council:—
- MR. PRESIDENT,—
The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to make further provision for the appointment of Stipendiary Magistrates and their deputies and of Police Magistrates; to amend the Liquor Act, 1898, the Small Debts Recovery Act, 1899, the Government Railways Act, 1901, the Justices Act, 1902, and the Public Service Act, 1902; and for other purposes.*"
*Legislative Assembly Chamber,
Sydney, 15th December, 1909.*
5. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—
- (1.) **Defamation (Amendment) Bill**:—
MR. SPEAKER,—
The Legislative Council having had under consideration the Legislative Assembly's Message, dated 14th December, 1909, in reference to the Defamation (Amendment) Bill,—agrees to the Assembly's amendments upon the Council's amendments in this Bill.
*Legislative Council Chamber,
Sydney, 15th December, 1909.* F. B. SUTTOR,
President.
- (2.) **Paddington Streets Extension Bill**:—
MR. SPEAKER,—
The Legislative Council having this day agreed to the Bill, intituled "*An Act to divest the Metropolitan Board of Water Supply and Sewerage of certain lands, to vest them in the Borough of Paddington for the purpose of constructing and opening certain public ways; and for other purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.
*Legislative Council Chamber,
Sydney, 15th December, 1909.* F. B. SUTTOR,
President.
6. **COMMONWEALTH ENABLING BILL**:—The Order of the Day having been read,—Mr. Wade moved, That this Bill be now read a second time. Debate ensued. Mr. James moved, That the Debate be now adjourned. Question put and passed. Ordered, That the Debate be adjourned until To-morrow.
7. **PRINTING COMMITTEE**,—**PAPER AGAIN REFERRED**:—Mr. Nielsen (*by consent*) moved, without Notice, That the report of the Public Service Board in connection with their inquiry respecting certain complaints made by employees of the Nautical School-ship "Sobraon" as to their conditions of employment, and Minute of the Minister of Public Instruction thereon, laid upon the Table of this House, and reported upon by the Printing Committee on 25th November, 1909, be again referred to the Printing Committee for reconsideration. Question put and passed.
8. **PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS**,—*Amplification and Improvement of the Water Supply of the City of Sydney and Environs*:—Mr. Lee moved, pursuant to Notice, That it be referred to the Parliamentary Standing Committee on Public Works to consider and report upon a scheme for the amplification and improvement of the Water Supply of the City of Sydney and Environs by the construction of an additional trunk main, reservoirs, pumping station and other additional works incidental thereto. Debate ensued. Question put and passed.
9. **ABORIGINES PROTECTION BILL**:—The Order of the Day having been read,—Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill. Mr. Deputy-Speaker resumed the Chair; and Mr. J. C. L. Fitzpatrick, Temporary Chairman, reported the Bill with amendments. On motion of Mr. Lee, the report was reported. Ordered, That the Bill be read a third time To-morrow.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.

New South Wales.

No. 77.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE TWENTY-FIRST PARLIAMENT.

THURSDAY, 16 DECEMBER, 1909.

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

QUESTIONS :—

- (1.) Tramway, Botany-road to Rosebery Racecourse :—Mr. E. M. Clark asked the Secretary for Public Works,—

(1.) Is it a fact that a tramway is now in course of construction from Botany-road to Rosebery Racecourse; and, if so, what is the distance, estimated cost of construction, and revenue?

(2.) Is the Rosebery Racing Club Proprietary contributing towards this work, or was it at any time requested to do so?

Mr. Lee answered,—

(1.) Yes. Length, 1 mile. Estimated cost, £7,868. Estimated annual revenue, £500.

(2.) The racecourse proprietors have guaranteed any loss for a period of five years.

- (2.) Crown Lands available for Conditional Purchase Leases, Bellingen :—Mr. Briner asked the Secretary for Lands,—

(1.) Have any conditional purchase lease blocks been surveyed in the Bellingen Land District for settlement; and, if so, how many?

(2.) When will these lands be available, and at what price, and in what areas?

Mr. Moore answered,—

(1.) Twenty-seven blocks have been measured.

(2.) About March next, at £1 to £2 per acre, in areas ranging from 150 acres to 325 acres.

- (3.) Wollongong Water Supply Pipes—Artesian Casing :—Mr. Parkes asked the Secretary for Public Works,—

(1.) Of the pipes used in the Wollongong Water Supply under test, which of the makes proved most unsatisfactory?

(2.) What was the average life of the respective makes used in first Wollongong Water Supply?

(3.) How long have each of the respective makes been in use, and what is the condition of each at the present time?

(4.) Has any artesian casing other than German failed to pass Government test; and, if so, who was the maker?

(5.) What was the reason causing the modifying of the Departmental test?

Mr. Lee answered,—

(1, 2, and 3.) The Honorable Member is referred to the answer given to Colonel Onslow to Question No. 5, on the 15th instant.

(4.) No.

(5.) Test was modified on the recommendation of the Consulting Engineer to the New South Wales Government.

- (4.) Weir, Sportsman's Creek, Clarence River :—Mr. McFarlane asked the Secretary for Public Works,—What decision has he arrived at respecting the proposal to construct a weir across Sportsman's Creek, Clarence River?

Mr. Lee answered,—No decision can be arrived at until the design and cost of the weir has been determined.

(5.)

16th December, 1909.

- (5.) Water Brigades' Boatsheds, Clarence District :—Mr. McFarlane asked the Secretary for Lands,—
- (1.) Is it a fact that the different water brigades in the Clarence District are charged rentals for boat-sheds?
 - (2.) Will he dedicate sufficient areas of land along the foreshores of the river for water brigade purposes?

Mr. Moore answered,—

- (1.) Yes.
- (2.) The question of reserving lands for the purpose will receive consideration on an application being lodged by any of the water brigades interested.

- (6.) Dredges, Clarence River :—Mr. McFarlane asked the Secretary for Public Works,—

- (1.) Is it a fact that the grab dredge "Omega" was removed from the Clarence some time ago and has not been replaced by another dredge?
- (2.) Is it a fact that the navigation of the different channels and tributaries is much impeded through silting?
- (3.) Will he take necessary action to provide a suitable dredge to carry out the work?

Mr. Lee answered,—

- (1.) Yes.
- (2.) A report is being obtained on this matter.
- (3.) A dredge will be sent so soon as one is available.

- (7.) Lack of Sidings, Grafton-Casino Railway :—Mr. McFarlane asked the Colonial Treasurer,—

- (1.) Is it a fact that the settlers along the Grafton-Casino Railway Line are suffering much inconvenience and loss through insufficiency of sidings at the various localities?
- (2.) Is it a fact that frequent applications have been made for the establishment of sidings at Sportsman's Creek, Warragai Creek, and the Municipal Quarry?
- (3.) Will he place the facts before the Chief Commissioner for Railways?

Mr. Waddell answered,—

- (1.) Applications have been made for additional sidings along the Grafton-Casino Railway; but as the trucking facilities are equal to those provided on other lines, and as other works of a more important nature have to be undertaken, it is not considered that the circumstances warrant special provision being made for this line.
- (2.) Yes.
- (3.) Yes.

- (8.) Claims of Retired Civil Servants :—Mr. Cann, for Mr. Hollis, asked the Premier,—Will he furnish a complete list of all those who have received, and are entitled to receive, an amended pension under the Public Service (Superannuation) Act of 1908, showing the exact date of commencement of the amended pension and the difference therein?

Mr. Wade answered,—The matter will be considered.

- (9.) Claims of Retired Civil Servants :—Mr. E. M. Clark asked the Premier,—Referring to his reply to the Question asked by the Honorable Member for St. Leonards on the 9th instant, in reference to the Claims of retired Civil Servants, will he instruct the Public Service Board to inquire into and revise the list as published in the return in question, or afford the opportunity to any of the aggrieved ex-Civil Servants in stating their own case?

Mr. Wade answered,—I shall be glad if the Honorable Member will furnish me with information as to the direction in which he wishes the list referred to inquired into or revised. I have always been ready to afford retired Civil Servants the fullest opportunity of stating any grievances they may have, and to have them carefully inquired into.

2. ABORIGINES PROTECTION BILL (*Formal Order of the Day*),—on motion of Mr. Wood, read a third time, and passed.

Mr. Wood then moved, That the Title of the Bill be "*An Act to provide for the protection and care of aborigines; to repeal the Supply of Liquors to Aborigines Prevention Act; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908; and for purposes consequent thereon or incidental thereto.*"

Question put and passed.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to provide for the protection and care of aborigines; to repeal the Supply of Liquors to Aborigines Prevention Act; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 16th December, 1909.

3. POSTPONEMENTS :—The following Orders of the Day were postponed until To-morrow :—

- (1.) Servants Registry Bill; second reading. [Mr. E. M. Clark.]
- (2.) Casino School of Arts Enabling Act Amendment Bill (*Council Bill*); second reading. [Mr. Hindmarsh.]

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

16th December, 1909.

4. PAPERS:—

Mr. Waddell laid upon the Table,—Return to an Order, made on 1st December, 1909,—“Railway Stations, Main Western Line, and Forbes and Condobolin Branches.”

Referred by Sessional Order to the Printing Committee.

Mr. Hogue laid upon the Table,—Report of the President of the State Children Relief Board for the year ended 5th April, 1909.

Referred by Sessional Order to the Printing Committee.

5. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Twenty-third Report from the Printing Committee.

6. SUSPENSION OF STANDING ORDERS:—Mr. Wade proceeding to move, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude a Bill, intituled “A Bill to amend the Industrial Disputes Act, 1908; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade; and for purposes consequent thereon or incidental thereto,”—being brought in and passed through all its stages in one day,—

Point of Order:—Mr. Nielsen submitted that the Notice of Motion on the Business Paper and now being moved was altogether different to the notice given by the Honorable Member last night—he referred to the terms of Standing Order No. 109—and contended that the alterations in the terms of the notice were not in accordance with the limitations of that Standing Order. Mr. Speaker ruled, as to the time when the alteration of a notice could be made, that the meaning of the Standing Order was that it should be made in sufficient time to be printed on the Business Paper used by Members at the sitting when the motion was to be moved. The amendment had not extended the scope of the motion, and was, therefore, in order.

Mr. Wade then moved the motion.

Debate ensued.

Mr. Wood moved, That the Question be now put.

Question put,—“That the Question be now put.”

The House divided.

Ayes, 43.

Mr. James,	Mr. David Storey,
Mr. Lee,	Sir James Graham,
Mr. Wood,	Mr. Levy,
Mr. Moore,	Mr. Parkes,
Mr. Wade,	Mr. Thomas,
Mr. Oakes,	Mr. Brinsley Hall,
Mr. Perry,	Mr. McFarlane,
Mr. Lonsdale,	Mr. Latimer,
Mr. Hogue,	Mr. Henley,
Mr. Davidson,	Mr. Price,
Mr. Broughton,	Mr. Ball,
Mr. J. C. L. Fitzpatrick,	Mr. McLaurin,
Mr. Nobbs,	Mr. Robson,
Mr. Waddell,	Mr. McCoy,
Mr. W. Millard,	Mr. Taylor,
Mr. Downes,	Mr. Morton,
Dr. Arthur,	Mr. Briner,
Mr. Moxham,	Colonel Onslow.
Mr. Fallick,	<i>Tellers,</i>
Mr. Hunt,	Mr. Brown,
Mr. Hindmarsh,	Mr. Mahony,
Mr. Mahony,	Mr. Gilbert.
Mr. Collins,	

Noes, 31.

Mr. Gus. Miller,	Mr. John Storey,
Mr. McGowen,	Mr. Peters,
Mr. Dacey,	Mr. Scobie,
Mr. Dooley,	Mr. McGarry,
Mr. Nielsen,	Mr. Page,
Mr. Holman,	Mr. O'Sullivan.
Mr. Beeby,	<i>Tellers,</i>
Mr. Hollis,	Mr. Mercer,
Mr. Stuart-Robertson,	Mr. G. A. Jones.
Mr. Lynch,	
Mr. Carmichael,	
Mr. Kelly,	
Mr. Edden,	
Mr. Cann,	
Mr. Estell,	
Mr. Arthur Griffith,	
Mr. McNeill,	
Mr. Burgess,	
Mr. Nicholson,	
Mr. Macdonell,	
Mr. Grahame,	
Mr. Charlton,	
Mr. Meehan,	

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority, consisted of “at least thirty Members,”—

Question put,—That so much of the Standing Orders be suspended as would preclude a Bill, intituled “A Bill to amend the Industrial Disputes Act, 1908; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade; and for purposes consequent thereon or incidental thereto,”—being brought in and passed through all its stages in one day.

The House divided.

Ayes, 45.

Mr. James,	Mr. Mahony,
Mr. Lee,	Mr. Collins,
Mr. Wood,	Mr. David Storey,
Mr. Moore,	Sir James Graham,
Mr. Wade,	Mr. Levy,
Mr. Oakes,	Mr. Parkes,
Mr. Perry,	Mr. Brinsley Hall,
Mr. Lonsdale,	Mr. McFarlane,
Mr. Hogue,	Mr. Henley,
Mr. Davidson,	Mr. Price,
Mr. Broughton,	Mr. Ball,
Mr. J. C. L. Fitzpatrick,	Mr. McLaurin,
Mr. Cohen,	Mr. Robson,
Mr. Nobbs,	Mr. McCoy,
Mr. Waddell,	Mr. Taylor,
Mr. Gilbert,	Colonel Onslow,
Mr. Brown,	Mr. Barton,
Mr. W. Millard,	Mr. Briner,
Mr. Downes,	Mr. Morton.
Dr. Arthur,	<i>Tellers,</i>
Mr. Moxham,	Mr. Thomas,
Mr. Fallick,	Mr. Latimer.
Mr. Hunt,	
Mr. Hindmarsh,	

Noes, 31.

Mr. Gus. Miller,	Mr. Estell,
Mr. McGowen,	Mr. Arthur Griffith,
Mr. Dacey,	Mr. McNeill,
Mr. Dooley,	Mr. G. A. Jones,
Mr. Nielsen,	Mr. O'Sullivan.
Mr. Holman,	<i>Tellers,</i>
Mr. Beeby,	Mr. McGarry,
Mr. Hollis,	Mr. Page.
Mr. Stuart-Robertson,	
Mr. Lynch,	
Mr. Carmichael,	
Mr. Burgess,	
Mr. Nicholson,	
Mr. Macdonell,	
Mr. Grahame,	
Mr. Charlton,	
Mr. Meehan,	
Mr. John Storey,	
Mr. Peters,	
Mr. Scobie,	
Mr. Mercer,	
Mr. Kelly,	
Mr. Edden,	
Mr. Cann,	

And so it was resolved in the affirmative.

16th December, 1909.

7. INDUSTRIAL DISPUTES (AMENDMENT) BILL :—

(1.) The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker :—

CHELMSFORD,
Governor.

Message No. 57.

In accordance with the provisions contained in the 46th section of the Constitution Act 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the Industrial Disputes Act, 1908 ; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade ; and for purposes consequent thereon or incidental thereto.

State Government House,
Sydney, 16th December, 1909.

Mr. Moore moved, That the Message be referred to the Committee of the Whole on the Bill.

Question put.

The House divided.

Ayes, 45.

Mr. James,	Mr. Brinsley Hall,
Mr. Lee,	Mr. McFarlane,
Mr. Wood,	Mr. Henley,
Mr. Moore,	Mr. Price,
Mr. Wade,	Mr. Ball,
Mr. Oakes,	Mr. McLaurin,
Mr. Perry,	Mr. Robson,
Mr. Lonsdale,	Mr. McCoy,
Mr. Hogue,	Mr. Taylor,
Mr. Davidson,	Mr. Hunt,
Mr. Broughton,	Mr. Hindmarsh,
Mr. J. C. L. Fitzpatrick,	Mr. Mahony,
Mr. Cohen,	Mr. Collins,
Mr. Nobbs,	Mr. David Storey,
Mr. Waddell,	Sir James Graham,
Mr. Gilbert,	Mr. Levy,
Mr. Brown,	Colonel Onslow,
Mr. W. Millard,	Mr. Barton,
Mr. Downes,	Mr. Briner.
Dr. Arthur,	<i>Tellers,</i>
Mr. Moxham,	Mr. Morton,
Mr. Fallick,	Mr. Parkes.
Mr. Thomas,	
Mr. Latimer,	

Noes, 31.

Mr. Gus. Miller,	Mr. Mehan,
Mr. McGowen,	Mr. Macdonell,
Mr. Dacey,	Mr. Nicholson,
Mr. Dooley,	Mr. Burgess,
Mr. Nielsen,	Mr. Carmichael.
Mr. Holman,	<i>Tellers,</i>
Mr. Beeby,	Mr. Charlton,
Mr. Hollis,	Mr. Grahame.
Mr. Stuart-Robertson,	
Mr. Lynch,	
Mr. Kelly,	
Mr. Edden,	
Mr. Cann,	
Mr. Estell,	
Mr. Arthur Griffith,	
Mr. McNeill,	
Mr. O'Sullivan,	
Mr. Page,	
Mr. G. A. Jones,	
Mr. McGarry,	
Mr. Mercer,	
Mr. Scobie,	
Mr. Peters,	
Mr. John Storey,	

And so it was resolved in the affirmative.

(2.) Mr. Wade moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Industrial Disputes Act, 1908 ; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade ; and for purposes consequent thereon or incidental thereto.

Question put.

The House divided.

Ayes, 45.

Mr. James,	Mr. Mahony,
Mr. Lee,	Mr. Morton,
Mr. Wood,	Mr. David Storey,
Mr. Oakes,	Sir James Graham,
Mr. Moore,	Mr. Levy,
Mr. Wade,	Mr. Parkes,
Mr. Perry,	Mr. Thomas,
Mr. Lonsdale,	Mr. Brinsley Hall,
Mr. Hogue,	Mr. Henley,
Mr. Davidson,	Mr. Price,
Mr. Broughton,	Mr. Ball,
Mr. J. C. L. Fitzpatrick,	Mr. McLaurin,
Mr. Cohen,	Mr. Robson,
Mr. Nobbs,	Mr. McCoy,
Mr. Waddell,	Mr. Taylor,
Mr. Gilbert,	Mr. Briner,
Mr. Brown,	Mr. Collins,
Mr. W. Millard,	Mr. Barton,
Mr. Downes,	Colonel Onslow.
Dr. Arthur,	<i>Tellers,</i>
Mr. Moxham,	Mr. Latimer,
Mr. Fallick,	Mr. McFarlane.
Mr. Hunt,	
Mr. Hindmarsh,	

Noes, 31.

Mr. Gus. Miller,	Mr. Charlton,
Mr. McGowen,	Mr. Grahame,
Mr. Dacey,	Mr. Macdonell,
Mr. Cann,	Mr. Nicholson,
Mr. Nielsen,	Mr. Burgess.
Mr. Holman,	<i>Tellers,</i>
Mr. Hollis,	Mr. Beeby,
Mr. Stuart-Robertson,	Mr. Lynch.
Mr. Carmichael,	
Mr. Kelly,	
Mr. McNeill,	
Mr. Estell,	
Mr. Dooley,	
Mr. Edden,	
Mr. O'Sullivan,	
Mr. Page,	
Mr. G. A. Jones,	
Mr. McGarry,	
Mr. Arthur Griffith,	
Mr. Mercer,	
Mr. Scobie,	
Mr. Peters,	
Mr. John Storey,	
Mr. Mehan,	

And so it was resolved in the affirmative.

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

And the Committee continuing to sit after Midnight,—

FRIDAY, 17 DECEMBER, 1909, A.M.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a resolution.

The Chairman moved, That the report be now received.

Question put.

The

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

16th December, 1909.

The House divided.

Ayes, 44.

Mr. Morton,	Mr. Barton,
Mr. Lee,	Mr. E. M. Clark,
Mr. Oakes,	Mr. Moore,
Mr. Donaldson,	Mr. McFarlane,
Mr. Wood,	Mr. Moxham,
Mr. James,	Mr. Gilbert,
Mr. Perry,	Mr. Downes,
Mr. Davidson,	Dr. Arthur,
Mr. Mahony,	Mr. Taylor,
Mr. Robson,	Mr. J. C. L. Fitzpatrick,
Mr. Lonsdale,	Mr. Ball,
Mr. Waddell,	Mr. Hindmarsh,
Mr. Levy,	Mr. Briner,
Mr. Cohen,	Mr. Collins,
Sir James Graham,	Mr. McLaurin,
Mr. Henley,	Colonel Onslow,
Mr. McCoy,	Mr. Broughton,
Mr. Brown,	Mr. W. Millard,
Mr. Thomas,	Mr. Parkes.
Mr. Brinsley Hall,	<i>Tellers,</i>
Mr. Latimer,	Mr. Fallick,
Mr. Hunt,	Mr. Nobbs.
Mr. Hogue,	

Noes, 30.

Mr. Carmichael,	Mr. Meagher;
Mr. Grahame,	Mr. McGarry,
Mr. Edden,	Mr. John Storey,
Mr. Holman,	Mr. Burgess,
Mr. Dacey,	Mr. Mercer.
Mr. Stuart-Robertson,	<i>Tellers,</i>
Mr. Peters,	Mr. Dooley,
Mr. Cann,	Mr. Kelly.
Mr. Arthur Griffith,	
Mr. Macdonell,	
Mr. Nicholson,	
Mr. Charlton,	
Mr. Page,	
Mr. Meehan,	
Mr. Beeby,	
Mr. Lynch,	
Mr. McGowen,	
Mr. G. A. Jones,	
Mr. Scobie,	
Mr. Hollis,	
Mr. O'Sullivan,	
Mr. Estell,	
Mr. Nielsen,	

And so it was resolved in the affirmative.

The Chairman then reported the resolution, which was read a first time, as follows:—

Resolved,—That it is expedient to bring in a Bill to amend the Industrial Disputes Act, 1908; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade; and for purposes consequent thereon or incidental thereto.

Mr. Wood moved, That the resolution be now read a second time.

Question put.

The House divided.

Ayes, 44.

Mr. Morton,	Mr. Barton,
Mr. Lee,	Mr. E. M. Clark,
Mr. Oakes,	Mr. J. C. L. Fitzpatrick,
Mr. Donaldson,	Mr. Ball,
Mr. Wood,	Mr. Taylor,
Mr. James,	Dr. Arthur,
Mr. Perry,	Mr. Downes,
Mr. Mahony,	Mr. Parkes,
Mr. Lonsdale,	Mr. Gilbert,
Mr. Waddell,	Mr. Moxham,
Mr. Levy,	Mr. McFarlane,
Mr. Cohen,	Mr. Moore,
Mr. Nobbs,	Mr. Hindmarsh,
Sir James Graham,	Mr. Briner,
Mr. Henley,	Mr. Collins,
Mr. McCoy,	Mr. McLaurin,
Mr. Brown,	Mr. Broughton,
Mr. Thomas,	Colonel Onslow,
Mr. Brinsley Hall,	Mr. W. Millard.
Mr. Fallick,	<i>Tellers,</i>
Mr. Latimer,	Mr. Davidson,
Mr. Hunt,	Mr. Robson.
Mr. Hogue,	

Noes, 30.

Mr. Kelly,	Mr. John Storey,
Mr. Carmichael,	Mr. Meagher,
Mr. Edden,	Mr. McGarry,
Mr. Holman,	Mr. Mercer,
Mr. Dacey,	Mr. Burgess.
Mr. Stuart-Robertson,	<i>Tellers,</i>
Mr. Peters,	Mr. Cann;
Mr. Arthur Griffith,	Mr. Scobie.
Mr. Nicholson,	
Mr. Charlton,	
Mr. Dooley,	
Mr. Grahame,	
Mr. Macdonell,	
Mr. Page,	
Mr. Beeby,	
Mr. Meehan,	
Mr. Lynch,	
Mr. Hollis,	
Mr. G. A. Jones,	
Mr. Gus. Miller,	
Mr. McGowen,	
Mr. O'Sullivan,	
Mr. Nielsen,	

And so it was resolved in the affirmative.

Resolution read a second time.

Mr. Wood moved, That the resolution be agreed to.

Question put.

The House divided.

Ayes, 42.

Mr. Morton,	Mr. Latimer,
Mr. Lee,	Mr. Hunt,
Mr. Oakes,	Mr. Hogue,
Mr. Donaldson,	Mr. McFarlane,
Mr. Wood,	Mr. Moxham,
Mr. James,	Mr. Gilbert,
Mr. Perry,	Mr. Parkes,
Mr. Davidson,	Mr. Downes,
Mr. Mahony,	Dr. Arthur,
Mr. Robson,	Mr. Taylor,
Mr. Lonsdale,	Mr. Barton,
Mr. Waddell,	Mr. McLaurin,
Mr. Levy,	Mr. Collins,
Mr. Cohen,	Mr. Briner,
Mr. Nobbs,	Mr. Hindmarsh,
Sir James Graham,	Mr. Broughton,
Mr. Henley,	Colonel Onslow,
Mr. McCoy,	Mr. W. Millard.
Mr. Brown,	<i>Tellers,</i>
Mr. Thomas,	Mr. Ball,
Mr. Brinsley Hall,	Mr. J. C. L. Fitzpatrick.
Mr. Fallick,	

Noes, 31.

Mr. Kelly,	Mr. Scobie,
Mr. Carmichael,	Mr. Hollis,
Mr. Edden,	Mr. Meagher,
Mr. Gus. Miller,	Mr. McGarry,
Mr. Dacey,	Mr. Mercer,
Mr. Stuart-Robertson,	Mr. Holman,
Mr. Peters,	Mr. Burgess.
Mr. Cann,	<i>Tellers,</i>
Mr. Arthur Griffith,	Mr. John Storey,
Mr. G. A. Jones,	Mr. Nielsen.
Mr. McGowen,	
Mr. Estell,	
Mr. O'Sullivan,	
Mr. E. M. Clark,	
Mr. Nicholson,	
Mr. Dooley,	
Mr. Grahame,	
Mr. Macdonell,	
Mr. Page,	
Mr. Beeby,	
Mr. Meehan,	
Mr. Lynch,	

And so it was resolved in the affirmative.

16th December, 1909.

(3.) Mr. Wood then presented a Bill, intituled "A Bill to amend the Industrial Disputes Act, 1908; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade; and for purposes consequent thereon or incidental thereto,"—

And moved, That this Bill be now read a first time.

Question put.

The House divided.

Ayes, 44.

Mr. Lee,	Mr. E. M. Clark,
Mr. Oakes,	Mr. J. C. L. Fitzpatrick,
Mr. Donaldson,	Mr. Ball,
Mr. Wood,	Mr. Moore,
Mr. James,	Mr. Waddell,
Mr. Perry,	Mr. McFarlane,
Mr. Davidson,	Mr. Moxham,
Mr. Mahony,	Mr. Gilbert,
Mr. Robson,	Mr. Parkes,
Mr. Lonsdale,	Mr. Downes,
Dr. Arthur,	Mr. Taylor,
Mr. Levy,	Mr. Barton,
Mr. Cohen,	Mr. Hindmarsh,
Mr. Nobbs,	Mr. Briner,
Sir James Graham,	Mr. Colins,
Mr. Henley,	Mr. Broughton,
Mr. McCoy,	Mr. McLaurin,
Mr. Brown,	Mr. W. Millard,
Mr. Thomas,	Colonel Onslow.
Mr. Brinsley Hall,	<i>Tellers,</i>
Mr. Fallick,	
Mr. Hunt,	Mr. Morton,
Mr. Hogue,	Mr. Latimer.

Noes, 30.

Mr. Kelly,	Mr. Dooley,
Mr. Carmichael,	Mr. Charlton,
Mr. Edden,	Mr. Nicholson,
Mr. Beeby,	Mr. Burgess,
Mr. Dacey,	Mr. Holman.
Mr. Stuart-Robertson,	<i>Tellers,</i>
Mr. Peters,	
Mr. Cann,	Mr. Page,
Mr. Arthur Griffith,	Mr. Grahame.
Mr. G. A. Jones,	
Mr. McGowen,	
Mr. Estell,	
Mr. O'Sullivan,	
Mr. Mercer,	
Mr. McGarry,	
Mr. Mcagher,	
Mr. Nielsen,	
Mr. John Storey,	
Mr. Hollis,	
Mr. Scobie,	
Mr. Lynch,	
Mr. Meehan,	
Mr. Macdonell,	

And so it was resolved in the affirmative.

Bill read a first time.

Mr. Wood moved, That the Bill be printed, and now read a second time.

Debate ensued.

Mr. Lonsdale moved, That the Question be now put.

Question put,—“That the Question be now put.”

The House divided.

Ayes, 42.

Mr. Waddell,	Mr. Brown,
Mr. Robson,	Mr. McCoy,
Mr. Oakes,	Mr. Levy,
Mr. Wood,	Mr. Fallick,
Mr. Moore,	Mr. McFarlane,
Sir James Graham,	Mr. James,
Mr. Mahony,	Mr. Moxham,
Mr. Perry,	Mr. Parkes,
Mr. Lonsdale,	Mr. Thomas,
Mr. Hogue,	Mr. Downes,
Mr. Latimer,	Mr. Taylor,
Mr. Hindmarsh,	Colonel Onslow,
Mr. Donaldson,	Mr. McLaurin,
Mr. Morton,	Mr. Briner,
Mr. E. M. Clark,	Mr. Barton,
Mr. J. C. L. Fitzpatrick,	Mr. Collins,
Mr. Nobbs,	Mr. W. Millard,
Mr. Lee,	Mr. Hunt.
Mr. Davidson,	<i>Tellers,</i>
Mr. Broughton,	
Mr. Brinsley Hall,	Mr. Henley,
Mr. Gilbert,	Dr. Arthur.

Noes, 32.

Mr. Kelly,	Mr. Nielsen,
Mr. Charlton,	Mr. Lynch,
Mr. Burgess,	Mr. Beeby,
Mr. Dooley,	Mr. McGarry,
Mr. Peters,	Mr. Estell,
Mr. Hollis,	Mr. Holman,
Mr. Stuart-Robertson,	Mr. Mercer,
Mr. Carmichael,	Mr. Arthur Griffith.
Mr. Nicholson,	<i>Tellers,</i>
Mr. Macdonell,	
Mr. Gus. Miller,	Mr. Cann,
Mr. Meehan,	Mr. Meagher.
Mr. Page,	
Mr. John Storey,	
Mr. Grahame,	
Mr. Scobie,	
Mr. Edden,	
Mr. McNeill,	
Mr. O'Sullivan,	
Mr. McGowen,	
Mr. G. A. Jones,	
Mr. Dacey,	

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority consisted of "at least thirty Members,"—

Question put,—That the Bill be printed, and now read a second time.

The House divided.

Ayes, 43.

Mr. Cohen,	Mr. Hindmarsh,
Mr. Waddell,	Mr. Donaldson,
Mr. Robson,	Mr. Morton,
Mr. Oakes,	Mr. E. M. Clark,
Mr. Wood,	Mr. McFarlane,
Mr. Moore,	Mr. James,
Sir James Graham,	Mr. Moxham,
Mr. Perry,	Mr. Parkes,
Mr. Lonsdale,	Mr. Downes,
Mr. Mahony,	Mr. Taylor,
Mr. Hogue,	Colonel Onslow,
Mr. Latimer,	Mr. McLaurin,
Mr. Lee,	Mr. Briner,
Mr. Henley,	Mr. Barton,
Dr. Arthur,	Mr. Collins,
Mr. Davidson,	Mr. W. Millard,
Mr. Broughton,	Mr. Hunt,
Mr. Brinsley Hall,	Mr. Thomas.
Mr. Gilbert,	<i>Tellers,</i>
Mr. Brown,	
Mr. McCoy,	Mr. Nobbs,
Mr. Levy,	Mr. J. C. L. Fitzpatrick.
Mr. Fallick,	

Noes, 32.

Mr. Kelly,	Mr. McGowen,
Mr. Charlton,	Mr. Beeby,
Mr. Burgess,	Mr. McGarry,
Mr. Dooley,	Mr. Estell,
Mr. Peters,	Mr. Arthur Griffith,
Mr. Hollis,	Mr. Mercer,
Mr. Stuart-Robertson,	Mr. Holman.
Mr. Meagher,	<i>Tellers,</i>
Mr. Cann,	
Mr. Carmichael,	Mr. Dacey,
Mr. Nicholson,	Mr. G. A. Jones.
Mr. Macdonell,	
Mr. Gus. Miller,	
Mr. Meehan,	
Mr. Page,	
Mr. John Storey,	
Mr. Grahame,	
Mr. Scobie,	
Mr. Nielsen,	
Mr. Lynch,	
Mr. Edden,	
Mr. McNeill,	
Mr. O'Sullivan,	

And so it was resolved in the affirmative.

(4.)

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

16th December, 1909.

(4.) Bill read a second time.

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

Question put.

The House divided.

Ayes, 44.

Mr. Cohen,	Mr. Hindmarsh,
Mr. Waddell,	Mr. Donaldson,
Mr. Robson,	Mr. Morton,
Mr. Oakes,	Mr. Ball,
Mr. Wood,	Mr. E. M. Clark,
Mr. Moore,	Mr. J. C. L. Fitzpatrick,
Sir James Graham,	Mr. Nobbs,
Mr. Mahony,	Colonel Onslow,
Mr. Perry,	Mr. Taylor,
Mr. Lonsdale,	Mr. Barton,
Mr. Hogue,	Mr. Thomas,
Mr. Latimer,	Mr. Parkes,
Mr. Lee,	Mr. Moxham,
Mr. Henley,	Mr. Collins,
Dr. Arthur,	Mr. Briner,
Mr. Davidson,	Mr. McLaurin,
Mr. Broughton,	Mr. Downes,
Mr. Brinsley Hall,	Mr. W. Millard,
Mr. Gilbert,	Mr. Hunt,
Mr. Brown,	<i>Tellers,</i>
Mr. McCoy,	Mr. McFarlane,
Mr. Levy,	Mr. James.
Mr. Fallick,	

Noes, 32.

Mr. Kelly,	Mr. Lynch,
Mr. Charlton,	Mr. McGarry,
Mr. Peters,	Mr. Estell,
Mr. Hollis,	Mr. Holman,
Mr. Stuart-Robertson,	Mr. Mercer,
Mr. Meagher,	Mr. Beeby,
Mr. Cann,	Mr. Arthur Griffith.
Mr. Carmichael,	<i>Tellers,</i>
Mr. Scobie,	Mr. Burgess,
Mr. Grahame,	Mr. Dooley,
Mr. John Storey,	
Mr. Page,	
Mr. Meehan,	
Mr. Gus. Miller,	
Mr. Nicholson,	
Mr. Macdonell,	
Mr. Edden,	
Mr. McNeill,	
Mr. O'Sullivan,	
Mr. McGowen,	
Mr. G. A. Jones,	
Mr. Dacey,	
Mr. Nielsen,	

And so it was resolved in the affirmative.

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

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

Mr. Lee moved, That the report be now adopted.

Mr. Wood moved, That the Question be now put.

Question put,—“That the Question be now put.”

The House divided.

Ayes, 41.

Mr. Waddell,	Mr. Donaldson,
Mr. Mahony,	Mr. Taylor,
Mr. Oakes,	Sir James Graham,
Mr. Moore,	Mr. Hindmarsh,
Mr. Lee,	Mr. McFarlane,
Mr. Wood,	Mr. Moxham,
Mr. Perry,	Mr. Parkes,
Mr. Lonsdale,	Mr. Downes,
Mr. Robson,	Mr. Thomas,
Mr. J. C. L. Fitzpatrick,	Mr. Morton,
Mr. Hogue,	Mr. Barton,
Mr. Latimer,	Mr. McLaurin,
Dr. Arthur,	Mr. Collins,
Mr. Henley,	Mr. Briner,
Mr. James,	Mr. Hunt,
Mr. Brinsley Hall,	Mr. W. Millard,
Mr. Brown,	Colonel Onslow.
Mr. McCoy,	<i>Tellers,</i>
Mr. Levy,	Mr. Broughton,
Mr. Fallick,	Mr. Davidson.
Mr. Nobbs,	
Mr. Ball,	

Noes, 32.

Mr. Kelly,	Mr. Peters,
Mr. Grahame,	Mr. Nielsen,
Mr. Hollis,	Mr. Scobie,
Mr. McGowen,	Mr. Meehan,
Mr. Carmichael,	Mr. Nicholson,
Mr. Dooley,	Mr. Gus. Miller,
Mr. Stuart-Robertson,	Mr. Charlton,
Mr. Cann,	Mr. Meagher.
Mr. Beeby,	<i>Tellers,</i>
Mr. Macdonell,	Mr. Arthur Griffith,
Mr. Burgess,	Mr. Estell.
Mr. McNeill,	
Mr. E. M. Clark,	
Mr. Dacey,	
Mr. Page,	
Mr. G. A. Jones,	
Mr. Holman,	
Mr. Edden,	
Mr. Mercer,	
Mr. McGarry,	
Mr. Lynch,	
Mr. John Storey,	

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority, consisted of “at least thirty Members,”—

Question—That the report be now adopted,—put.

The House divided.

Ayes, 44.

Mr. Waddell,	Mr. Donaldson,
Mr. Mahony,	Mr. E. M. Clark,
Mr. Oakes,	Mr. Taylor,
Mr. Moore,	Sir James Graham,
Mr. Lee,	Mr. Hindmarsh,
Mr. Wood,	Mr. McFarlane,
Mr. Perry,	Mr. Moxham,
Mr. Lonsdale,	Mr. Gilbert,
Mr. Robson,	Mr. Parkes,
Mr. J. C. L. Fitzpatrick,	Mr. Downes,
Mr. Hogue,	Mr. Thomas,
Mr. Latimer,	Mr. Morton,
Mr. Cohen,	Mr. Barton,
Dr. Arthur,	Mr. McLaurin,
Mr. Henley,	Mr. Collins,
Mr. James,	Mr. Briner,
Mr. Broughton,	Mr. W. Millard,
Mr. Davidson,	Mr. Hunt,
Mr. Brinsley Hall,	Colonel Onslow.
Mr. Brown,	<i>Tellers,</i>
Mr. McCoy,	Mr. Nobbs,
Mr. Levy,	Mr. Ball.
Mr. Fallick,	

Noes, 32.

Mr. Kelly,	Mr. John Storey,
Mr. Grahame,	Mr. Meehan,
Mr. Hollis,	Mr. Nicholson,
Mr. McGowen,	Mr. Gus. Miller,
Mr. Carmichael,	Mr. Charlton,
Mr. Dooley,	Mr. Meagher,
Mr. Stuart-Robertson,	Mr. Page,
Mr. Arthur Griffith,	<i>Tellers,</i>
Mr. Cann,	Mr. Peters,
Mr. O'Sullivan,	Mr. Nielsen,
Mr. Beeby,	
Mr. Macdonell,	
Mr. Burgess,	
Mr. McNeill,	
Mr. Dacey,	
Mr. Edden,	
Mr. Mercer,	
Mr. McGarry,	
Mr. G. A. Jones,	
Mr. Holman,	
Mr. Lynch,	
Mr. Estell,	
Mr. Scobie,	

And so it was resolved in the affirmative.

Mr.

16th December, 1909.

Mr. Lee then moved, That the Bill be now read a third time.
Mr. Wood moved, That the Question be now put.
Question put,—“That the Question be now put.”
The House divided.

Ayes, 41.

Mr. Waddell,	Mr. Hindmarsh,
Mr. Mahony,	Mr. McFarlane,
Mr. Oakes,	Mr. Moxham,
Mr. Moore,	Mr. Gilbert,
Mr. Lee,	Mr. Parkes,
Mr. Wood,	Mr. Downes,
Mr. Perry,	Mr. Thomas,
Mr. Lonsdale,	Mr. Morton,
Mr. Robson,	Mr. Barton,
Mr. J. C. L. Fitzpatrick,	Mr. Collins,
Mr. Hogue,	Mr. McLaurin,
Mr. Latimer,	Mr. Hunt,
Dr. Arthur,	Mr. W. Millard,
Mr. Henley,	Mr. E. M. Clark,
Mr. James,	Mr. Donaldson,
Mr. Broughton,	Mr. Ball,
Mr. Davidson,	Mr. Nobbs.
Mr. Brinsley Hall,	
Mr. Brown,	<i>Tellers,</i>
Mr. McCoy,	Sir James Graham,
Mr. Levy,	Mr. Taylor.
Mr. Fallick,	

Noes, 32.

Mr. Kelly,	Mr. Estell,
Mr. Grahame,	Mr. Lynch,
Mr. Hollis,	Mr. McGarry,
Mr. McGowen,	Mr. Mercer,
Mr. Carmichael,	Mr. Edden,
Mr. Dooley,	Mr. Holman,
Mr. Stuart-Robertson,	Mr. G. A. Jones,
Mr. Arthur Griffith,	Mr. Page.
Mr. Charlton,	<i>Tellers,</i>
Mr. Gus. Miller,	Mr. Cann,
Mr. Nicholson,	Mr. Meagher.
Mr. Meehan,	
Mr. John Storey,	
Mr. Scobie,	
Mr. Peters,	
Mr. Nielsen,	
Mr. O'Sullivan,	
Mr. Beeby,	
Mr. Macdonell,	
Mr. Burgess,	
Mr. McNeill,	
Mr. Dacey,	

And it appearing by the Tellers' Lists that the number in favour of the motion, being a majority, consisted of “at least thirty Members,”—
Question put,—That the Bill be now read a third time.
The House divided.

Ayes, 43.

Mr. Waddell,	Mr. Nobbs,
Mr. Mahony,	Mr. Ball,
Mr. Oakes,	Mr. E. M. Clark,
Mr. Moore,	Mr. Taylor,
Mr. Lee,	Sir James Graham,
Mr. Wood,	Mr. Hindmarsh,
Mr. Perry,	Mr. Moxham,
Mr. Lonsdale,	Mr. Gilbert,
Mr. Robson,	Mr. Parkes,
Mr. J. C. L. Fitzpatrick,	Mr. Downes,
Mr. Hogue,	Mr. Thomas,
Mr. Latimer,	Mr. Morton,
Mr. Cohen,	Mr. Barton,
Dr. Arthur,	Mr. Collins,
Mr. Henley,	Mr. McLaurin,
Mr. James,	Mr. Hunt,
Mr. Broughton,	Mr. W. Millard,
Mr. Davidson,	Colonel Onslow.
Mr. Brinsley Hall,	<i>Tellers,</i>
Mr. Brown,	
Mr. McCoy,	Mr. Donaldson,
Mr. Levy,	Mr. McFarlane.
Mr. Fallick,	

Noes, 32.

Mr. Kelly,	Mr. Mercer,
Mr. Grahame,	Mr. McGarry,
Mr. Hollis,	Mr. Lynch,
Mr. McGowen,	Mr. Estell,
Mr. Carmichael,	Mr. Holman,
Mr. Dooley,	Mr. G. A. Jones,
Mr. Stuart-Robertson,	Mr. Page.
Mr. Arthur Griffith,	<i>Tellers,</i>
Mr. Cann,	Mr. Burgess,
Mr. Meagher,	Mr. Macdonell.
Mr. Charlton,	
Mr. Gus. Miller,	
Mr. Nicholson,	
Mr. Meehan,	
Mr. John Storey,	
Mr. Scobie,	
Mr. Peters,	
Mr. Nielsen,	
Mr. O'Sullivan,	
Mr. Beeby,	
Mr. McNeill,	
Mr. Dacey,	
Mr. Edden,	

And so it was resolved in the affirmative.
(5.) Bill read a third time.
Mr. Lee moved, That the Bill do now *pass*.
Question put.
The House divided.

Ayes, 44.

Mr. Waddell,	Mr. Donaldson,
Mr. Mahony,	Mr. E. M. Clark,
Mr. Oakes,	Mr. Taylor,
Mr. Moore,	Sir James Graham,
Mr. Lee,	Mr. Hindmarsh,
Mr. Wood,	Mr. McFarlane,
Mr. Perry,	Mr. Moxham,
Mr. Lonsdale,	Mr. Gilbert,
Mr. Robson,	Mr. Parkes,
Mr. J. C. L. Fitzpatrick,	Mr. Downes,
Mr. Hogue,	Mr. Thomas,
Mr. Latimer,	Mr. Morton,
Mr. Cohen,	Mr. Barton,
Dr. Arthur,	Mr. Collins,
Mr. Henley,	Mr. McLaurin,
Mr. James,	Mr. Briner,
Mr. Broughton,	Mr. W. Millard,
Mr. Brinsley Hall,	Mr. Hunt,
Mr. McCoy,	Colonel Onslow.
Mr. Levy,	<i>Tellers,</i>
Mr. Fallick,	
Mr. Nobbs,	Mr. Brown,
Mr. Ball,	Mr. Davidson.

Noes, 32.

Mr. Kelly,	Mr. Lynch,
Mr. Grahame,	Mr. McGarry,
Mr. Hollis,	Mr. Mercer,
Mr. McGowen,	Mr. Edden,
Mr. Carmichael,	Mr. Holman,
Mr. Stuart-Robertson,	Mr. G. A. Jones,
Mr. Arthur Griffith,	Mr. Page.
Mr. Cann,	<i>Tellers,</i>
Mr. O'Sullivan,	Mr. Nicholson,
Mr. Beeby,	Mr. Dooley.
Mr. Burgess,	
Mr. McNeill,	
Mr. Dacey,	
Mr. Meagher,	
Mr. Charlton,	
Mr. Macdonell,	
Mr. Meehan,	
Mr. John Storey,	
Mr. Scobie,	
Mr. Peters,	
Mr. Nielsen,	
Mr. Gus. Miller,	
Mr. Estell,	

And so it was resolved in the affirmative.

Mr. Wood then moved, That the Title of the Bill be “*An Act to amend the Industrial Disputes Act, 1908; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade; and for purposes consequent thereon or incidental thereto.*”
Question put.

The

VOICES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

16th December, 1909.

The House divided.

Ayes, 43.

Mr. Waddell,	Mr. Donaldson,
Mr. Mahony,	Mr. E. M. Clark,
Mr. Oakes,	Mr. Taylor,
Mr. Moore,	Sir James Graham,
Mr. Lee,	Mr. Barton,
Mr. Wood,	Mr. Morton,
Mr. Perry,	Mr. Thomas,
Mr. J. C. L. Fitzpatrick,	Mr. Downes,
Mr. Hogue,	Mr. Parkes,
Mr. Latimer,	Mr. Gilbert,
Mr. Fallick,	Mr. Moxham,
Mr. Levy,	Mr. McFarlane,
Mr. McCoy,	Mr. Briner,
Mr. Broughton,	Mr. Collins,
Mr. Brinsley Hall,	Mr. Hunt,
Mr. Brown,	Mr. W. Millard,
Mr. Davidson,	Colonel Onslow,
Mr. James,	Mr. McLaurin.
Mr. Henley,	<i>Tellers,</i>
Dr. Arthur,	Mr. Robson,
Mr. Cohen,	Mr. Lonsdale.
Mr. Nobbs,	
Mr. Ball,	

Noes, 32.

Mr. Meagher,	Mr. McGarry,
Mr. Gus. Miller,	Mr. Estell,
Mr. Macdonell,	Mr. Holman,
Mr. Nicholson,	Mr. G. A. Jones,
Mr. Meehan,	Mr. Edden,
Mr. John Storey,	Mr. Page,
Mr. Peters,	Mr. Lynch.
Mr. Nielsen,	<i>Tellers,</i>
Mr. Cann,	Mr. Charlton,
Mr. Arthur Griffith,	Mr. Scobie.
Mr. Stuart-Robertson,	
Mr. Carmichael,	
Mr. Dooley,	
Mr. McGowen,	
Mr. Hollis,	
Mr. Grahame,	
Mr. Kelly,	
Mr. O'Sullivan,	
Mr. Beeby,	
Mr. Burgess,	
Mr. McNeill,	
Mr. Dacey,	
Mr. Mercer,	

And so it was resolved in the affirmative.

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

MR. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Industrial Disputes Act, 1908; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade; and for purposes consequent thereon or incidental thereto,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 17th December, 1909, a.m.

Question put.

The House divided.

Ayes, 42.

Mr. Waddell,	Mr. Moxham,
Mr. Mahony,	Mr. Downes,
Mr. Oakes,	Mr. Thomas,
Mr. Moore,	Mr. Morton,
Mr. Lee,	Mr. Barton,
Mr. Wood,	Mr. Nobbs,
Mr. Perry,	Mr. J. C. L. Fitzpatrick,
Mr. Robson,	Mr. Ball,
Mr. Hogue,	Mr. Donaldson,
Mr. Latimer,	Mr. E. M. Clark,
Mr. Cohen,	Mr. Taylor,
Dr. Arthur,	Sir James Graham,
Mr. Henley,	Mr. Briner,
Mr. James,	Mr. McLaurin,
Mr. Davidson,	Mr. Collins,
Mr. Brown,	Mr. W. Millard,
Mr. Brinsley Hall,	Mr. Hunt,
Mr. Broughton,	Colonel Onslow.
Mr. McCoy,	<i>Tellers,</i>
Mr. Levy,	Mr. Parkes,
Mr. Fallick,	Mr. Gilbert.
Mr. McFarlane,	

Noes, 32.

Mr. O'Sullivan,	Mr. Estell,
Mr. Kelly,	Mr. Lynch,
Mr. Grahame,	Mr. McGarry,
Mr. Hollis,	Mr. Mercer,
Mr. McGowen,	Mr. Edden,
Mr. Dooley,	Mr. Holman,
Mr. Carmichael,	Mr. G. A. Jones,
Mr. Stuart-Robertson,	Mr. Page.
Mr. Charlton,	<i>Tellers,</i>
Mr. Meagher,	Mr. Cann,
Mr. Gus. Miller,	Mr. Arthur Griffith.
Mr. Macdonell,	
Mr. Nicholson,	
Mr. Meehan,	
Mr. John Storey,	
Mr. Peters,	
Mr. Nielsen,	
Mr. Scobie,	
Mr. Beeby,	
Mr. Burgess,	
Mr. McNeill,	
Mr. Dacey,	

And so it was resolved in the affirmative.

And the House continuing to sit after Midday,—

FRIDAY, 17 DECEMBER, 1909.

8. PRINTING COMMITTEE:—Mr. Kelly, as Chairman, brought up the Twenty-fourth Report from the Printing Committee.
9. PAPER:—Mr. Wood laid upon the Table,—Regulation under the Careless Use of Fire (Amendment) Act, 1906.
Referred by Sessional Order to the Printing Committee.
10. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—
 - (1.) Aborigines Protection Bill:—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to provide for the protection and care of aborigines; to repeal the Supply of Liquors to Aborigines Prevention Act; to amend the Vagrancy Act, 1902, and the Police Offences (Amendment) Act, 1908; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 17th December, 1909.

F. B. SUTTOR,

President.

49077

(2.)

16th December, 1909.

(2.) Industrial Disputes (Amendment) Bill :—

MR. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Industrial Disputes Act, 1908 ; to prohibit certain monopolies and certain contracts, agreements, and combinations in restraint of trade ; and for purposes consequent thereon or incidental thereto,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 17th December, 1909.*

F. B. SUTTON,
President.

11. APPROPRIATION BILL :—The following Message from His Excellency the Governor was delivered by Mr. Wade, and read by Mr. Speaker :—

CHELMSFORD,
Governor.

Message No. 58.

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 from the 1st day of July, 1909, to the 30th day of June, 1910, inclusive of both dates ; to adjust the Vote, 'Advance to Treasurer, Consolidated Revenue Fund, 1908-1909,' for supplementary charges during the period from 1st July, 1908, to 30th June, 1909, inclusive of both dates ; to cover payments 'Unauthorised in Suspense, Consolidated Revenue Fund,' for urgent claims on account of Services of the year 1908-9 ; to provide for Public Works and other Services out of the Public Works Fund ; and to provide for Services out of the Closer Settlement Fund ; and for purposes connected with and incidental to the above objects,*"—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 His 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.

*State Government House,
Sydney, 16th December, 1909.*

12. ADJOURNMENT :—Mr. Lee moved, 'That this House do now adjourn.'

Debate ensued.

Question put and passed.

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

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

WILLIAM McCOURT,
Speaker.



PROCLAMATION

NEW SOUTH WALES, } By His Excellency The Right Honourable FREDERIC JOHN NAPIER, BARON
 to wit. }
 (L.S.) }
 CHELMSFORD, }
 Governor. } Michael and Saint George, Governor of the State of New South Wales and its
 Dependencies, in the Commonwealth of Australia.

WHEREAS by an Act passed in the second year of the Reign of His Majesty King Edward the Seventh, being "An Act to Consolidate the Acts relating to the Constitution," it is amongst other things enacted that the Governor of New South Wales may prorogue the Legislative Council and Assembly thereof from time to time: And whereas it is expedient to prorogue the said Council and Assembly: Now, therefore, I, FREDERIC JOHN NAPIER, BARON CHELMSFORD, the Governor aforesaid, in pursuance of the power and authority so vested in me, do hereby prorogue the said Legislative Council and Assembly until Tuesday, the first day of February next, and the same stand so prorogued accordingly.

Given under my Hand and Seal, at Sydney, this seventeenth day of December, in the year of our Lord one thousand nine hundred and nine, and in the ninth year of His Majesty's Reign.

By His Excellency's Command,
 W. H. WOOD.

GOD SAVE THE KING!

1909.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

BUSINESS UNDISPOSED OF AT THE CLOSE OF THE SESSION.

(PROROGUED 17 DECEMBER, 1909.)

QUESTIONS :—

1. MR. MCFARLANE *to ask* THE SECRETARY FOR MINES,—
 - (1.) Is it a fact that there are several outcrops of coal in the Clarence District of marketable quality?
 - (2.) Will he send an officer to report generally on the different coal seams in that district?
2. MR. PETERS *to ask* THE COLONIAL TREASURER,—
 - (1.) Does the reduced service of trams necessitate a saving of coal considering the overcrowding of the cars caused thereby?
 - (2.) How many people have been killed or hurt through overcrowding since the reduction in the service?
 - (3.) Is it the custom of despatching officers on the North Shore to delay the cars till they are crowded inside and until the whole of the footboard space is occupied; is this according to Departmental instructions, or is it sanctioned by the Department?
 - (4.) What gain, if any, is obtained from reducing the number of cars on any line, and carrying the passengers who have to travel on that line in fewer cars?
 - (5.) Has the Department been able to effect savings in wages as the result of the reductions?
3. MR. CARMICHAEL *to ask* THE PREMIER,—
 - (1.) Is it a fact that a master painter named Davies was heavily fined several months ago for breaches of the Industrial Disputes Act?
 - (2.) Is it a fact that these fines have not been paid nor the verdict enforced?

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. Mining Villages (Resumption) Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for the resumption by or surrender to the Crown of land for the purpose of mining villages; for the disposal of such land; and for purposes consequent thereon or incidental thereto. [*Mr. Wood.*]
2. Royal North Shore Hospital of Sydney Bill (*Council Bill*); second reading. [*Mr. Wade.*]
3. University and University Colleges Amendment Bill; to be further considered in Committee. [*Mr. Wade.*]
4. Gold-marking Bill; second reading. [*Mr. Wade.*]
5. Fisheries (Amendment) Bill; resumption of the adjourned Debate, on the motion of Mr. Wood, "That this Bill be now read a second time."
6. Vine and Vegetation Diseases Amending Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Vine and Vegetation Diseases Act, 1901, the Vine and Vegetation Diseases (Fruit Pests) Act, 1906; and for other purposes. [*Mr. Perry.*]
7. Goulburn Sewerage Bill; second reading. [*Mr. Lee.*]
8. Poisons Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to make better provision for regulating the supply, colouring, labelling, and custody of poisons; to repeal the Poisons Act, 1902; and for purposes consequent thereon or incidental thereto. [*Mr. Waddell.*]
9. Public Instruction (Amendment) Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for the attendance of children at school, and for dealing with truancy; and to amend the Public Instruction Act of 1880; and for purposes incidental to and consequent on these objects. [*Mr. Hogue.*]
10. Commonwealth Enabling Bill; resumption of the adjourned Debate, on the motion of Mr. Wade, "That this Bill be now read a second time."
11. Interstate Industrial Tribunal Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for regulating certain industrial conditions by a reference to the Interstate Commission, and otherwise; and for purposes consequent thereon or incidental thereto. [*Mr. Wade.*]

12. Old-age Pension (Repeal) Bill (No. 2); consideration in Committee of the Whole of the expediency of bringing in a Bill to repeal the Old-age Pensions Act, 1900; and for purposes incidental thereto. [Mr. Waddell.]
13. Western Lands (Amendment) Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to amend the Western Lands Act of 1901. [Mr. Moore.]
14. Water and Drainage Bill (*Council Bill*); second reading. [Mr. Wade.]
15. Careless Use of Fire Bill (*Council Bill*); second reading. [Mr. Wade.]
16. Vagrancy Bill (*Council Bill*); second reading. [Mr. Wade.]
17. State Debt and Sinking Fund Bill (*Council Bill*); second reading. [Mr. Wade.]
18. Supreme Court and Circuit Courts Bill (*Council Bill*); second reading. [Mr. Wade.]
19. Sydney Abattoir and Nuisances Prevention Bill (*Council Bill*); second reading. [Mr. Wade.]
20. Obscene and Indecent Publications Bill (*Council Bill*); second reading. [Mr. Wade.]
21. Police Offences Bill (*Council Bill*); second reading. [Mr. Wade.]
22. Width of Tires Bill; second reading. [Mr. Lee.]
23. Supply; resumption of the Committee. [Mr. Waddell.]
24. Ways and Means; resumption of the Committee. [Mr. Waddell.]

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Crimes (Girls' Protection) Bill (*Council Bill*); consideration in Committee of the Whole of the Legislative Council's Message of 30th September in reference to the amendments in this Bill. [Colonel Onslow.]
2. Homing Pigeons Protection Bill; further consideration in Committee of the Whole of the Legislative Council's amendments. [Mr. Carmichael.]
3. Servants Registry Bill; second reading. [Mr. E. M. Clark.]
4. Casino School of Arts Enabling Act Amendment Bill (*Council Bill*); second reading. [Mr. Hindmarsh.]
5. Claims of Gustave William Engel—Oyster Lease Improvements; resumption of the adjourned Debate on the motion of Mr. Price,—
 - "(1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. Gustave William Engel for compensation in connection with certain oyster lease improvements in Port Stephens, and legal expenses incurred by him in the Equity case of Merewether v. Engel.
 - "(2.) That such Committee consist of Mr. Wood, Mr. Taylor, Mr. Broughton, Mr. E. M. Clark, Mr. Briner, Mr. Gillies, Mr. Page, Mr. O'Sullivan, Mr. Grahame, and the Mover."
6. North Sydney Electric Lighting Bill; second reading. [Mr. E. M. Clark.]
7. Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners; resumption of the Debate, on the motion of Mr. E. M. Clark, "That the Report from the Select Committee on 'Claims of Andrew Rodgers against the Sydney Harbour Trust Commissioners,' brought up on 'the 18th December, 1908, a.m., be now adopted.'"
8. Unclaimed Moneys Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to provide for giving publicity and information relating to unclaimed funds, and for other purposes. [Mr. J. C. L. Fitzpatrick.]
9. Nurses Registration Bill (*Council Bill*); resumption of the Debate, on the motion of Mr. Levy, "That this Bill be now read a second time."
10. Referendum on Abolition of Legislative Council and Offices of State Governor and Agent-General; resumption of the Debate, on the motion of Mr. Cann, "That, in the opinion of this House, a referendum of the electors should be taken at the next General Election, as follows:—
 - "(1.) Are you in favour of the abolition of the Legislative Council? Yes or No.
 - "(2.) Are you in favour of the abolition of the office of State Governor? Yes or No.
 - "(3.) Are you in favour of the abolition of the office of Agent-General? Yes or No."
11. Australian Mutual Provident Society's Bill (*Council Bill*); second reading. [Mr. Levy.]
12. Coal and Shale Mines Hours Regulation Bill; resumption of the adjourned Debate, on the motion of Mr. Edden, "That this Bill be now read a second time."
13. Terms of Contracts, Railway Construction Branch; resumption of the Debate, on the motion of Mr. Parkes,—
 - "(1.) That a Select Committee be appointed to inquire into and report upon the nature of contract documents issued by the Railway Construction Branch of the Public Works Department, and the complaints made by certain contractors as to unfair and unjust settlements thereunder.
 - "(2.) That such Committee consist of Mr. Lee, Mr. Dacey, Mr. John Miller, Mr. Gilbert, Mr. E. M. Clark, Mr. Cohen, Mr. Carmichael, Mr. Fallick, Mr. McCoy, and the Mover."

NOTICES OF MOTIONS:—

1. MR. BROUGHTON to move, That the Report from the Select Committee on "Claim of Robert Roberts, late bookbinder in the Registrar-General's Department," brought up on the 15th September, 1909, be now adopted.
2. MR. LATIMER to move,—
 - (1.) That a Select Committee be appointed to inquire into and report upon all the circumstances in connection with an application by Mrs. Mary Lucy Clark for a special purchase of land at Darling Point.
 - (2.) That such Committee consist of Mr. Moore, Mr. Mahony, Mr. Robson, Mr. O'Sullivan, Mr. Charlton, Mr. Peters, Mr. Edden, Mr. Cann, Mr. Gilbert, and the Mover. 3.

3. **MR. E. M. CLARK** to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the claims of Norman Selve in connection with designs supplied by him to the Government for the North Shore Bridge.
 (2.) That such Committee consist of Mr. Lee, Mr. McGowen, Mr. Dacey, Mr. Ball, Mr. Briner, Mr. Fell, Dr. Arthur, Mr. Nobbs, and the Mover.
4. **MR. PRICE** to move, That leave be given to bring in a Bill to amend the law relating to Agricultural Holdings, and to amend such other Statutes as may be necessary to give effect to the same.
5. **MR. PRICE** to move, That there be laid upon the Table of this House a return showing—
 (1.) (a) The number of miles run by the engines manufactured by the Clyde Engineering Works; (b) the like information regarding those manufactured by Beyer, Peacock, & Co.; (c) the cost for repairs, at per mile, for both classes of engines; (d) the number of occasions on which the Clyde engines and those made by Beyer, Peacock, & Co., have been sent into dock for repairs or alterations.
 (2.) The comparative tests of the two makes of engines.
 (3.) The estimated requirements of the Railway Department for engines, so as to enable New South Wales firms to tender for the manufacture of engines.
 (4.) The character of the engines made by the Clyde Engineering Works.
6. **MR. ARTHUR GRIFFITH** to move, That the Testator's Family Maintenance Bill which was introduced in the Assembly during a previous Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.
7. **MR. NIELSEN** to move, That there be laid upon the Table of this House a return showing the names of the State schools where dual desks are in use, the number in each school, and the number of children attending each school where such desks are in use.
8. **MR. HOLLIS** to move, That, in the opinion of this House, all Public Servants, except the police, should have the ordinary civil and political rights, with a restriction only on their right to criticise the administration of the Department in which they are employed.
9. **MR. HOLLIS** to move, That there be laid upon the Table of this House a return showing,—
 (1.) The number of electric motor drivers employed on the Government Tramways of New South Wales.
 (2.) The number of conductors in the same Service.
 (3.) The number of electric motor drivers who suffered loss of conduct holidays for the year ended 30th June, 1906.
 (4.) The same information for the years ended 30th June, 1907, and 1908.
 (5.) The number of conductors who suffered loss of conduct holidays in each of these three years, showing each year separately.
10. **MR. HOLLIS** to move, That there be laid upon the Table of this House a return showing the actuarial annual amounts deductible from each pensioner named in the return respecting certain retirements from the Public Service in 1896, ordered to be printed on 10th December, 1908, in lieu of the abatement of four per centum on salary received by them prior to the year 1885, and as required by section 55 of the Civil Service Act, 1884.
11. **MR. J. C. L. FITZPATRICK** to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon matters relating to the use by the Water and Sewerage Board of the Trench patent hydrant.
 (2.) That such Committee consist of Mr. Lee, Mr. E. M. Clark, Mr. Edden, Mr. Gilbert, Mr. Briner, Mr. Horne, Colonel Ryrie, Mr. Robert Jones, Mr. John Storey, and the Mover.
12. **MR. J. C. L. FITZPATRICK** to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the claim of T. H. Martyn against the Department of Public Works for certain additional payments in connection with the completion of a contract for excavating a tank at Trundle.
 (2.) That such Committee consist of Mr. Lee, Mr. Parkes, Mr. Fallick, Mr. McGarry, Mr. Lynch, Mr. Briner, Mr. Kelly, Mr. John Miller, Mr. Meagher, and the Mover.
13. **MR. J. C. L. FITZPATRICK** to move, That, in the opinion of this House, the necessary funds should be provided to enable the Railway Commissioners to duplicate the Western, Southern, and Northern Railway Lines.
14. **MR. J. C. L. FITZPATRICK** to move, That, in the opinion of this House, consideration should be accorded the request for the inclusion of clerks in the Schedule of the Industrial Disputes Act.
15. **MR. J. C. L. FITZPATRICK** to move, That the Testators' Family Maintenance Bill, which was introduced in the Assembly during a previous Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.
16. **MR. CARMICHAEL** to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the case of ex-Mounted Sergeant William Stafford,—(1) Whether the evidence and papers adduced before the Select Committees of 1890 and 1893 disclosed the facts that Stafford was wrongfully dismissed from the police service contrary to statutory agreement and contrary to the legal course provided for such cases; (2) whether the reports made subsequent to the Report of the Select Committee are valid reasons for not giving effect to the findings and recommendations of the Select Committee adopted by Parliament; (3) whether he is entitled to any of the benefits accruing from the Police Superannuation Fund, to which he contributed for eighteen years.
 (2.) That such Committee consist of Mr. Wood, Mr. O'Sullivan, Mr. Dacey, Mr. W. Millard, Mr. Page, Mr. Edden, Mr. John Storey, Colonel Ryrie, Mr. Estell, and the Mover.
 (3.) That the Reports, Minutes of Proceedings and Evidence of the Select Committees of 1890 and 1893 respectively be referred to such Committee.

17. MR. STUART-ROBERTSON to move, That this House will, on its next sitting day, resolve itself into a Committee of the whole to consider the expediency of bringing in a Bill to amend the Early Closing Act, so as to provide for a universal Saturday half-holiday within the Metropolitan and certain other districts of this State, and for purposes consequent thereon or incidental thereto.
18. MR. STUART-ROBERTSON to move, That, in the opinion of this House, the sale of spirituous liquors, beers, &c., should cease on the premises of Parliament House.
19. MR. CARMICHAEL to move, That, in the opinion of this House, the Police Superannuation Fund should be so enlarged as to include attendants in insane asylums and similar positions.
20. MR. STUART-ROBERTSON to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the claims of Mr. George Dean, late stationmaster, New South Wales Government Railways, in respect to his retirement from the Government Railway Service of New South Wales.
 (2.) That such Committee consist of Mr. Waddell, Colonel Ryrie, Mr. Brown, Mr. Esrell, Mr. Hollis, Mr. Gus. Miller, Mr. Grahame, Mr. Nielsen, and the Mover.
21. MR. MEEHAN to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon all matters relating to the granting of a charter to the Australian Jockey Club and upon the conduct and management of such Club.
 (2.) That such Committee consist of Mr. Wood, Mr. Macdonell, Mr. McLaurin, Mr. John Storey, Mr. J. C. L. Fitzpatrick, Mr. E. M. Clark, Mr. G. A. Jones, Mr. Edden, Colonel Ryrie, and the Mover.
22. MR. ARTHUR GRIFFITH to move, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to promote the more extended use of daylight during certain months of the year; and for other purposes incidental thereto.
23. MR. DACEY to move, That, in the opinion of this House, the leader of the Opposition should receive a statutory salary.
24. MR. ARTHUR GRIFFITH to move, That this House is of opinion,—
 (1.) That the existing "tied-house" system constitutes a gross injustice to the persons engaged in the retail liquor trade, and is a standing menace to the public.
 (2.) That it is advisable that a Select Committee be appointed to fully investigate the matter and report to Parliament as to the best means of checking, controlling, or extinguishing the system.
 (3.) That such Committee consist of Mr. Wade, Mr. McGowen, Mr. Meagher, Mr. Levy, Mr. David Storey, Mr. Beeby, Mr. Holman, Mr. Davidson, Mr. Kelly, and the Mover.
25. MR. ARTHUR GRIFFITH to move, That, in the opinion of this House, all Public Servants (including those in the employ of the Railway Commissioners) whose duties compel them to work on Sundays should receive special remuneration for such Sunday work.
26. MR. ARTHUR GRIFFITH to move, That leave be given to bring in a Bill to so amend the Public Instruction Act as to provide for the election of school boards by the parents of the children attending the schools under their jurisdiction.
27. MR. PARKES to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the claim of Edwin Sautelle, late surveyor in Mines Department, for retiring allowance on the scale established for the Permanent Service.
 (2.) That such Committee consist of Mr. Wade, Colonel Onslow, Mr. W. Millard, Mr. McGarry, Mr. McFarlane, Mr. Robert Jones, Mr. Donaldson, Mr. Carmichael, Mr. Cann, and the Mover.
28. MR. PARKES to move, That, in the opinion of this House, the Liquor (Amendment) Act, 1905, should be so amended as to include State option.
29. MR. O'SULLIVAN to move, That, in the opinion of this House, it is desirable to establish Homestead Associations, for the purpose of settling poor men and women upon the soil, on the following conditions:—
 (1.) That each Association shall consist of thirty members, each one of which shall have the right to take up 160 acres, with 1 acre in the nearest township, where the selector may reside with his wife and family, if he so desires, to obviate the inconveniences of isolation.
 (2.) No payments of any kind to be made for the first five years, but the payments to be due added to the end of the term.
 (3.) Advances of from £20 to £50 to be made to the settler, repayable at the end of seven years, when the settler has got upon his feet.
 (4.) Each Association to be allowed to work its area as it pleases.
 (5.) That a fair proportion of each property taken under the closer settlement laws should be set aside for these Homestead Associations.
30. MR. BRINER to move, That there be laid upon the Table of this House copies of all papers in connection with the recent inquiry concerning the Forestry Branch of the Department of Agriculture.
31. MR. JOHN MILLER to move, That, in the opinion of this House, an Eight-hour Bill should be introduced and passed into law.
32. MR. CANN to move, That, in the opinion of this House, the time has arrived when the Government should prohibit by law any person being called upon to work seven days per week.

33. MR. BRINER to move, That there be laid upon the Table of this House a return showing the total amount expended to date in,—(a) tourists' roads throughout the State; (b) tourists' roads around Cooma and Kosciusko; (c) buildings and accommodation generally throughout the State for tourists; (d) buildings at Kosciusko.
34. MR. LEVY to move, That, in the opinion of this House, the time has arrived for a thorough inquiry into and revision of the Criminal Law of the State, with special regard to the expediency of introducing into our system of criminal jurisprudence and procedure the more humanitarian and scientific principles of penology that have been adopted within recent years by most civilised countries of the world.
35. MR. HENLEY to move, That, in the opinion of this House, the Government should, at an early date, issue a *Gazette* notice removing from the control of the Sydney Harbour Trust Commissioners all low-lying foreshores and bays suitable for reclamation and reservation, and that early steps be taken to fill in and dedicate the said land as public recreation reserves.
36. MR. STUART-ROBERTSON to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the following matters :—
 (a) What is a living wage for an adult male or female; (b) why is woman not paid equal pay for equal work.
 (2.) That such Committee consist of Mr. Hogue, Mr. Carmichael, Mr. Hunt, Mr. Thomas, Mr. Dooley, Mr. McGowen, Mr. Grahame, and the Mover.
37. MR. STUART-ROBERTSON to move, That there be laid upon the Table of this House a return showing the tenders received and accepted by the Railway Commissioners during the past three years for wood and iron work, such as rolling-stock, &c.; also brass work, boiler mounting, &c., and steel work; together with the names of tenderers and prices submitted.
38. MR. JOHN MILLER to move, That, in the opinion of this House, the Government should make provision for sending abroad promising young men trained in the different main branches of our Public Service, in order that they may gain further experience, to enable us to keep the Service on an equal footing with that of any other country, without importing foreign officials for our chief positions.
39. MR. JOHN MILLER to move, That, in the opinion of this House, all Public Servants, when on holidays, should be granted the same concessions regarding railway fares as are now enjoyed by railway employees.
40. MR. STUART-ROBERTSON to move, That, in the opinion of this House, a Royal Commission should be immediately appointed to inquire into the condition of the food supply of this State, and to report on the necessity, or otherwise, for legislation to deal with rings and combinations regulating the prices thereof.
41. MR. DOOLEY to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the sale of certain Crown lands at Lithgow to the Lithgow Valley Colliery Company.
 (2.) That such Committee consist of Mr. Moore, Mr. Morton, Mr. Robert Jones, Mr. McLaurin, Mr. Estell, Mr. Cann, Mr. McGarry, and the Mover.
42. MR. CARMICHAEL to move, That State schools should, where possible, be provided with gymnasiums and instructors, to be available to ex-pupils and others after working hours.
43. MR. LEVIEN to move, That the Totalizator Bill, which was introduced in the Assembly during a previous Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.
44. MR. LEVIEN to move, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable certain shops for the sale of confectionery, fruit, and other refreshments, to be kept open during certain hours on Sundays, and to amend certain Acts relating to Sunday-trading.
45. MR. DOWNES to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the application for a mining lease at The Peaks, portion 78, parish of The Peaks, county of Westmoreland, by Michael Devitt, under the Mining on Private Lands Act.
 (2.) That such Committee consist of Mr. Wood, Colonel Onslow, Mr. W. Millard, Mr. Nielsen, Mr. J. C. L. Fitzpatrick, Mr. Barton, Mr. Macdonell, Mr. Robert Jones, Mr. Charlton, and the Mover.
46. MR. G. A. JONES to move, That there be laid upon the Table of this House copies of all papers in connection with the special grant of £450 to the Ashford Shire Council, towards the construction of a bridge over Macintyre River, at Bukkulla.
47. MR. G. A. JONES to move, That there be laid upon the Table of this House a return showing,—
 (1.) The amount of special grants made to each Shire in the State from the Consolidated Revenue Fund for past three years.
 (2.) The number of special grants, if greater than one, made to each Shire for the same period.
 (3.) The Parliamentary Electorate in which each Shire receiving special grant is situated.
48. MR. MEAGHER to move, That, in view of the high price of the necessaries of life, and the increased cost of living as regards rent, raiment and food, the minimum wage of all able-bodied employees in the Government service be 8s. a day.

49. MR. LEVY to move, That, in the opinion of this House, a Superannuation Fund should be established for the officials employed in the various prisons of the State, on the same lines, as far as practicable, as the fund now in existence for the benefit of the Police Force.
50. MR. O'SULLIVAN to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the complaints of unfair treatment made by Madam Bell against the Public Instruction Department.
 (2.) That such Committee consist of Mr. Hogue, Mr. Peters, Mr. Davidson, Mr. Macdonell, Mr. Barton, Mr. Levien, Mr. Stuart-Robertson, Mr. Lynch, and the Mover.
51. MR. O'SULLIVAN to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the case of Elizabeth Agnes Doyle, of Bingara, with respect to the alleged maladministration of the estate of her late husband by the Master-in-Lunacy and others.
 (2.) That such Committee consist of Mr. Wood, Mr. Donaldson, Mr. Hollis, Mr. Briner, Mr. Broughton, Mr. Carmichael, Mr. Lousdale, Mr. Gillies, Colonel Rytic, and the Mover.
52. MR. LEVY to move, That, in the opinion of this House, a Royal Commission should be appointed, with extensive powers, to inquire and report as to the means of avoiding unnecessary delay and expense, and of making improvements generally, in the administration of justice and the working of the law.
53. MR. BROUGHTON to move, That there be laid upon the Table of this House copies of all papers and documents in connection with H. P. Rich's correspondence with the Department of Public Instruction regarding the detention of his children.
54. MR. BROUGHTON to move, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the registration and regulation of Public Accountants in New South Wales.
55. MR. DOOLEY to move, That there be laid upon the Table of this House a return showing,—
 (1.) The Nisi Prius, High Court and Appeal cases (except railway accident cases), in which the Crown has been a party since 1st January, 1905.
 (2.) The cases in which the Crown was the appellant, and the results of such appeals.
 (3.) The names of counsel and the fees paid to them in such cases, and the other legal costs and expenses paid by the Crown.
56. MR. BROUGHTON to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the alleged claims of William Bauerlen against the Government of New South Wales.
 (2.) That such Committee consist of Mr. Hogue, Mr. McGowen, Mr. Meehan, Mr. McNeill, Mr. Parkes, Mr. Taylor, Mr. O'Sullivan, Mr. Collins, Mr. Levy, and the Mover.
57. MR. JOHN STOREY to move, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the construction and use of steam-boilers, and to provide for inquiry into boiler explosions.
58. MR. DOOLEY to move, That, in the opinion of this House, a Royal Commission should be appointed to inquire into and report upon the administration of the Department of Mines of New South Wales.
59. MR. BROUGHTON to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the alleged claims of Thomas Gainford, late of the Treasury, against the Public Service Board of New South Wales.
 (2.) That such Committee consist of Mr. Waddell, Mr. Levy, Mr. Nobbs, Mr. O'Sullivan, Mr. Meehan, Mr. McNeill, Mr. Briner, Mr. Kelly, Mr. Taylor, and the Mover.
60. MR. BROUGHTON to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the merits of the Montgomery Safety Controller, as applied to railway carriages and cars, to ascertain whether it offers advantages over the system now in use, and whether its adoption by the Railway Commissioners would be beneficial.
 (2.) That such Committee consist of Mr. Waddell, Mr. J. C. L. Fitzpatrick, Mr. Henley, Mr. Hollis, Mr. Holman, Mr. Parkes, Mr. John Storey, and the Mover.
61. MR. BROUGHTON to move, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate and license the sale, hiring, carrying, and use of guns and firearms in certain cases, and for other purposes connected therewith or incidental thereto.
62. MR. BRINER to move, That, in the opinion of this House, all suitable Crown lands should be surveyed, classified, and made available for settlement before any further resumptions of private estates are proposed.
63. MR. HENLEY to move, That, in the opinion of this House, the Government should at an early date bring in a Bill providing for a liberal system of State insurance against invalidity and old-age, to encourage thrift and self-reliance, and in order to lessen the growing cost of the present system of old-age pensions, and to do away with the need for Civil Service pensions.
64. MR. ROBSON to move, That there be laid upon the Table of this House copies of all papers, contracts, and agreements dealing with the purchasing or leasing of private premises for Railway or Tramway purposes.

65. MR. BALL to move, That, in the opinion of this House, the saleyards at Flemington should be removed close to the abattoirs to be erected, and the control of same should be vested in the State Government.
66. MR. DOOLEY to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the dismissal of Mr. George Bodkin from the deviation works at Clarence.
 (2.) That such Committee consist of Mr. Waddell, Mr. Cann, Mr. Gilbert, Mr. Briner, Mr. Gillies, Mr. Page, Mr. Meehan, Mr. Grahame, Mr. McGarry, and the Mover.
67. MR. DOOLEY to move, That, in the opinion of this House, all children under fourteen years of age should be allowed to travel free on the railways and tramways of this State.
68. MR. DOOLEY to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the appointment by the Railway Commissioners of secret detectives, or "pimps"; also the duties of these employees and the methods adopted by them in attempting to secure convictions.
 (2.) That such Committee consist of Mr. Waddell, Mr. Briner, Mr. Cann, Mr. McGarry, Mr. Page, Mr. Gillies, Mr. Meehan, and the Mover.
69. MR. LYNCH to move, That this House is of opinion that the minimum salary for Public School Teachers should be at least £110 per annum.
70. COLONEL RYRIE to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon a claim for compensation by Henry Corish, on account of injuries received whilst employed by the Railway Department in the work of excavating for a new siding at Eskbank, on 9th day of May, 1907.
 (2.) That such Committee consist of Mr. Waddell, Mr. J. C. L. Fitzpatrick, Colonel Onslow, Mr. McGowen, Mr. Cann, Mr. John Storey, Mr. O'Sullivan, Mr. Donaldson, Mr. David Storey, and the Mover.
71. MR. BRINER to move, That, in the opinion of this House, the Crown Lands Acts should be amended to provide—(a) that the capital values of holdings converted under the provisions of the Act of 1908 shall be the capital values at which they were originally selected; or, if they have been reappraised, then at the values at date of conversion; (b) that the capital values of all new holdings of all classes be fixed by the Local Land Board, on evidence given when applications are being dealt with for confirmation.
72. MR. MOXHAM to move, That, in the opinion of this House, steps should be taken to increase the allowance payable to widows, under the provisions of the State Children Relief Act.
73. MR. JAMES to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the claims of Alfred Reid against the Government.
 (2.) That such Committee consist of Mr. Lee, Dr. Arthur, Mr. Brinsley Hall, Mr. Hollis, Mr. Morton, Mr. Macdonell, Mr. E. M. Clark, Mr. J. C. L. Fitzpatrick, Mr. Fallick, and the Mover.
74. MR. GILBERT to move, That, in the opinion of this House, steps should be forthwith taken to establish branches of the Sydney University in the more important country centres where students could qualify for degrees in Arts and Science.
75. MR. MEAGHER to move, That it be an instruction to the Standing Orders Committee to frame Standing or Sessional Orders for submission to this House providing,—(a) that the application of the closure, either affecting a Member speaking or closing a Debate, shall not be effective except caused by at least a two-thirds' majority of Members present; (b) that no Member shall be permitted to speak for more than one hour on any Question before the House save and except on the Address in Reply—or as the Mover of a resolution.
76. MR. BRINER to move, That, in the opinion of this House,—
 (1.) The existing system of party Government does not provide for any clear expression of public opinion upon definite issues.
 (2.) The Constitution should be so amended as to provide (a) that every Parliamentary representative be elected by an absolute majority of votes polled; (b) that upon the assembling of Parliament after each General Election, each and every Minister shall be elected by a majority of the whole House, and shall hold his portfolio only so long as he retains the confidence of a majority of Members of the House.
77. MR. MACDONELL to move, That the Shearers' Accommodation (Amendment) Bill, which was introduced in the Assembly during a previous Session, but was interrupted before its completion by the close of the Session, be now reintroduced at the stage it had reached at the time of such interruption.
78. MR. MEAGHER to move, That there be laid upon the Table of this House copies of all reports by officers of the Public Instruction Department, and of all official papers or documents appertaining thereto, in reference to alleged conditions affecting children in rural parts of the State especially dairying districts.
79. MR. MCGARRY to move, That, in the opinion of this House, in view of the rapidly-growing values of agricultural lands within the reticulation area of the Barren Jack Irrigation Scheme, steps should be immediately taken for the resumption of all lands within that area suitable for closer settlement.
80. MR. TREFLE to move, That, in the opinion of this House, Supreme Court, District Court, and Criminal Court Jury Lists should contain the names of all male electors of reputable character residing within the areas for which such lists are compiled.

81. MR. MACDONELL to move, That, in the opinion of this House, an amendment of the Gaming and Betting Act is urgently needed to provide that the Board of Control shall be constituted of representatives of the metropolitan and country racing clubs, together with representatives of the public, and that such board shall possess all the authority in racing matters now exercised by the Australian Jockey Club.
82. MR. BRINER to move, That it be an instruction to the Standing Orders Committee to frame a Standing Order, for submission to this House hereafter, for the purpose of fixing time limits to the speeches of Honorable Members, and making distinctions in fixing same between the various classes of debate which take place in this House.
83. MR. TREFLE to move, That, in the opinion of this House, in view of the demand for land for closer settlement being greatly in excess of the supply, steps be taken to review all improvement leases and scrub leases with the view of withdrawing or resuming those suitable for closer settlement, and the forfeiture of any such leases that may be found to have been obtained by illegal means.
84. MR. E. M. CLARK to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the claims of William Chamberlain, in respect to certain lands situated in Pitt-street, Sydney, upon which portion of the Royal Arcade is built, and now in the possession of the Hill family.
 (2.) That such Committee consist of Mr. Wade, Mr. O'Sullivan, Mr. Meehan, Mr. Broughton, Mr. McLaurin, Mr. Briner, Mr. J. C. L. Fitzpatrick, Mr. Edden, Mr. Levien, and the Mover.
85. MR. E. M. CLARK to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the claim of Richard Augustus Willoughby Green, in respect to certain lands known as Brumby's Grant, Gore Estate, Willoughby.
 (2.) That such Committee consist of Mr. Moore, Mr. Fell, Mr. McLaurin, Mr. J. C. L. Fitzpatrick, Mr. Nielsen, Mr. Meehan, Mr. Donaldson, Mr. O'Sullivan, Mr. McCoy, and the Mover.
86. MR. E. M. CLARK to move,—
 (1.) That a Select Committee be appointed to inquire into and report upon the Coupon System.
 (2.) That such Committee consist of Mr. Wade, Mr. Edden, Mr. Robert Jones, Mr. Dooley, Mr. J. C. L. Fitzpatrick, Mr. Briner, Mr. Gilbert, Mr. Meagher, Mr. Meehan, and the Mover.
 (3.) That the Progress Report from the Select Committee of Session 1908, together with the Proceedings of the Committee, Minutes of Evidence, and Appendices, be referred to such Committee.
87. MR. E. M. CLARK to move, That there be laid upon the Table of this House copies of all papers in connection with resumptions at Parsley Bay, Port Jackson, showing the number and portions of lots resumed, the names of owners, the amounts of compensation claims put in by owners, the amounts offered by the Crown in settlement, and list of claims paid.

*Legislative Assembly Office,
 Sydney, 17th December, 1909*

RICHD. A. ARNOLD,
 Clerk of the Legislative Assembly.

1909.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

ATTENDANCES OF MEMBERS IN DIVISIONS AND COUNTS-OUT
DURING THE SESSION OF 1909.

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Arthur, Richard, Esq., M.D.	32	64	.....	96
Ball, Richard Thomas, Esq.	46	89	.....	135
Barton, Charles Hampden, Esq.	45	93	.....	133
Beeby, George Stephenson, Esq.	41	75	1	117
Briner, George Stuart, Esq.	47	83	.....	130
Broughton, Ernest Clement Vernon, Esq.	38	30	.....	68
Brown, William, Esq.	45	107	.....	152
Burgess, George Arthur, Esq.	28	51	1	80
Cann, John Henry, Esq.	46	78	.....	124
Carmichael, Ambrose Campbell, Esq.	55	113	2	170
Charlton, Matthew, junior, Esq.	50	104	1	155
Clark, Edward Mann, Esq.	31	55	1	87
Cohen, John Jacob, Esq. (<i>Chairman of Committees</i>)	41	.....	1	42
Collins, Albert Ernest, Esq.	42	76	1	119
Dacey, John Rowland, Esq.	53	93	1	147
Davidson, Robert, Esq.	62	129	1	192
Donaldson, Robert Thomas, Esq.	46	105	.....	151
Dooley, James, Esq.	52	95	.....	147
Downes, Frederick William Arthur, Esq.	50	87	.....	137
Edden, Alfred, Esq.	36	65	.....	101
Estell, John, Esq.	50	104	.....	154
Fallick, James, Esq.	54	125	.....	179
Fell, David, Esq. ... ..	.....	.....	.....	.....
Fitzpatrick, John Charles Lucas, Esq. (<i>Temporary-Chairman of Committees</i>)	51	102	2	155
Fleming, William Montgomerie, Esq.	8	39	.....	47
Gilbert, Owen, Esq. (<i>Temporary-Chairman of Committees</i>)	39	95	.....	134
Gillies, John, Esq.	11	43	1	55
Gralam, Sir James, Kt., M.D.	31	54	.....	85
Grahame, William Calman, Esq.	51	95	1	147
Griffith, Arthur, Esq.	43	56	1	103
Hall, Brinsley, Esq.	39	56	1	96
Honley, Thomas, Esq.	53	110	.....	163
Hindmarsh, George Thomas, Esq.	46	112	.....	158
Hogue, The Hon. James Alexander, Esq.	64	119	2	195
Hollis, Robert, Esq.	54	105	.....	159
Holman, William Arthur, Esq.	41	71	1	113
Horne, Henry Edwin, Esq.	27	45	.....	72
Hunt, John Charles, Esq.	51	77	.....	128
James, Augustus George Frederic, Esq.	48	85	.....	133
Jones, George Alfred, Esq.	50	99	1	150
Jones, Robert, Esq.	26	50	.....	76
Kelly, Andrew Joseph, Esq.	34	57	.....	91
Latimer, William Fleming, Esq.	52	114	1	167

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Lee, The Hon. Charles Alfred, Esq.	63	127	2	192
Levien, Robert Henry, Esq.	7	13	...	20
Levy, Daniel, Esq.	52	94	1	147
Lonsdale, Edmund, Esq.	50	102	.....	152
Lynch, John Patrick, Esq.	44	89	.....	133
Macdonell, Donald, Esq.	41	71	1	118
Mahony, William Henry, Esq.	47	63	.....	110
McCourt, The Hon. William, Esq. (<i>Speaker</i>) ... ..	.....	.....	.....	...
McCoy, Richard Watson Walker, Esq.	50	101	.....	151
McFarlane, John, Esq.	55	109	.....	164
McGarry, Patrick, Esq.	47	65	1	113
McGowen, James Sinclair Taylor, Esq.	45	63	1	109
McLaurin, Gordon Ranald, Esq.	30	59	.....	89
McNeill, John, Esq.	29	66	.....	95
Meagher, Richard Denis, Esq. (<i>Temporary-Chairman of Committees</i>)	17	21	.....	38
Meehan, John Charles, Esq.	47	79	.....	126
Mercer, James Ballantine, Esq.	50	92	2	144
Millard, William, Esq.	60	125	1	186
Miller, Gustave Thomas Carlisle, Esq.	47	103	1	151
Miller, John, Esq.	25	88	.....	113
Moore, The Hon. Samuel Wilkinson, Esq.	60	126	.....	186
Morton, Mark Fairles, Esq.	34	87	.....	121
Moxham, Thomas Robert, Esq.	35	62	.....	97
Nicholson, John Barnes, Esq.	35	70	.....	105
Nielson, Niels Rasmus Wilson, Esq. (<i>Temporary-Chairman of Committees</i>)	51	96	1	151
Nobbs, John, Esq.	64	127	3	194
Norton, John, Esq.	8	19	.....	27
Oakes, The Hon. Charles William, Esq.	61	123	1	185
Onslow, Colonel James William Macarthur	57	108	.....	165
O'Sullivan, The Hon. Edward William	29	33	1	63
Page, Frederick Joseph, Esq.	56	87	1	144
Parkes, Varney, Esq.	42	70	3	115
Perry, The Hon. John	62	119	2	183
Peters, Henry John Frederick, Esq.	43	99	1	133
Price, Richard Atkinson, Esq.	23	58	.....	87
Robson, William Elliott Veitch, Esq.	39	86	.....	125
Ryrie, Colonel Granville de Laune	14	41	.....	55
Scobie, Robert, Esq. (<i>Temporary-Chairman of Committees</i>)	50	94	1	145
Storey, David, Esq.	6	3	.....	9
Storey, John, Esq.	52	87	1	140
Stuart-Robertson, Robert James, Esq.	47	77	.....	124
Taylor, William, Esq.	51	110	1	162
Thomas, Follet Johns, Esq.	47	92	.....	139
Traffé, John Louis, Esq.	34	98	1	133
Waddell, The Hon. Thomas	58	110	1	169
Wade, The Hon. Charles Gregory, Esq., K.C.	33	53	1	92
Wood, The Hon. William Herbert, Esq.	69	119	.....	178

Legislative Assembly Office,
Sydney, 17th December, 1909.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

1909.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS OF THE LEGISLATIVE ASSEMBLY OF NEW SOUTH WALES
DURING THE SESSION OF 1909.

1. New Writs issued	...	...	...	...	...	...	...	...	...	0
2. Select Committees:—										
On Public Matters	...	...	...	...	4					
On Private Bills	...	...	...	...	0					
					4					4
3. Standing Committees	...	...	...	...	...	...	...	...	...	5
4. Public Bills:—										
Originated in the Assembly—										
Received the Royal Assent	...	...	...	...	26					
Otherwise disposed of	...	...	...	...	20					
					46					
Brought from the Council—										
Received the Royal Assent	...	...	...	...	2					
Otherwise disposed of	...	...	...	...	11					
					13					59
5. Private Bills:—										
Originated in the Assembly—										
Received the Royal Assent	...	...	...	...	0					
Otherwise disposed of	...	...	...	...	0					
					0					
Brought from the Council—										
Received the Royal Assent	...	...	...	...	1					
Otherwise disposed of	...	...	...	...	2					
					3					8
6. Petitions received:—										
Printed	...	...	...	...	60					
Not Printed	...	...	...	...	0					
					60					60
7. Divisions:—										
In the House	...	...	...	...	64					
In Committee of the Whole	...	...	...	...	129					
					193					193
8. Sittings (for details see paragraph 15, page 2):—										
Days of Meeting	...	...	...	...	...	...	...	...	...	77
Hours of Sitting	...	...	...	...	...	...	...	...	...	667 h. 53 m.
Hours of Sitting after Midnight	...	...	...	...	...	...	...	...	...	100 h. 40 m.
Daily Average	...	...	...	...	...	...	...	...	...	8 h. 40 m.
Adjourned for want of a Quorum—										
Before commencement of Business	...	...	...	...	0					
After commencement of Business	...	...	...	...	3					
					3					3
9. Votes and Proceedings:—										
Entries in Votes and Proceedings—										
Of Business done	...	...	...	...	682					
Of Questions answered	...	...	...	...	896					
					1,578					1,578
Daily Average	...	...	...	...	...	...	...	...	...	20
Entries in Notice Paper—										
Of Questions	...	...	...	...	1,502					
Of Notices of Motion	...	...	...	...	7,107					
Of Orders of the Day	...	...	...	...	1,966					
Of Contingent Notices	...	...	...	...	0					
					10,575					10,575
Daily Average	...	...	...	...	...	...	...	...	...	137
10. Contingent Notice Papers	...	...	...	...	...	...	...	...	...	9
11. Orders for Papers	...	...	...	...	...	...	...	...	...	6
12. Addresses for Papers	...	...	...	...	...	...	...	...	...	0
13. Other Addresses	...	...	...	...	...	...	...	...	...	2
14. Papers laid upon the Table:—										
By Message	...	...	...	...	74					
By Command	...	...	...	...	306					
In Return to Orders	...	...	...	...	8					
In Return to Addresses	...	...	...	...	0					
Reports from Standing and Select Committees	...	...	...	...	27					
					415					415
Ordered to be Printed	...	...	...	...	155					
Not ordered to be Printed	...	...	...	...	260					
					415					415

15. Sittings of the House:—

Return of the number of days on which the House sat in the Session of 1909, stating, for each day, the date of the month and the day of the week, the hour of the meeting and the hour of adjournment, and the total number of hours occupied in the sittings of the House, and the average time; and showing the total number of hours on which the House sat each day, and the number of hours after midnight, and the number of entries in each day's Votes and Proceedings.

No.	Month.	Day.	House Met.	House Adjourned.	Hours of Sitting.	Hours after Mid-night.	Entries in Votes.
1.	29 June	Tuesday	{ 12 noon	12:21 o'clock p.m.	h. m. 0 21	h. m. }	8
2	30 "	Wednesday	{ 4 o'clock p.m.	11:29 " "	7 29	...	2
3	1 July	Thursday	4 " "	10:55 " "	6 55	...	2
4	6 "	Thursday	4 " "	11:20 " "	7 20	...	3
5	7 "	Tuesday	4 " "	11:6 " "	7 6	...	3
6	8 "	Wednesday	4 " "	11:55 " "	7 55	...	3
7	13 "	Thursday	4 " "	12:26 " a.m.	8 26	0 26	8
8	14 "	Tuesday	4 " "	9:57 " "	17 57	9 57	5
9	15 "	Wednesday	4 " "	9:35 " p.m.	5 35	...	13
10	20 "	Thursday	4 " "	6:17 " a.m.	14 17	6 17	16
11	21 "	Tuesday	4 " "	10:5 " p.m.	6 5	...	8
12	22 "	Wednesday	4 " "	11:30 " "	7 30	...	9
13	27 "	Thursday	4 " "	11:15 " "	7 15	...	8
14	28 "	Tuesday	4 " "	10:24 " "	6 24	...	9
15	29 "	Wednesday	4 " "	12:19 " a.m.	8 19	0 19	18
16	3 August	Thursday	4 " "	11:26 " p.m.	7 26	...	11
17	4 "	Tuesday	4 " "	10:26 " "	6 26	...	5
18	5 "	Wednesday	4 " "	10:48 " "	6 48	...	12
19	10 "	Thursday	4 " "	1:5 " a.m.	9 5	1 5	9
20	11 "	Tuesday	4 " "	8:28 " p.m.	4 28	...	6
21	12 "	Wednesday	4 " "	12:44 " a.m.	8 44	0 44	8
22	17 "	Thursday	4 " "	12:41 " "	8 41	0 41	7
23	18 "	Tuesday	4 " "	7:6 " p.m.	3 6	...	3
24	19 "	Wednesday	4 " "	1:21 " a.m.	9 24	1 24	5
25	24 "	Thursday	4 " "	2:29 " "	10 29	2 29	6
26	25 "	Tuesday	4 " "	12:45 " "	8 45	0 45	7
27	26 "	Wednesday	4 " "	3:6 " "	11 6	3 6	6
28	31 "	Thursday	4 " "	3:38 " "	11 38	3 38	8
29	1 September	Tuesday	4 " "	10:38 " p.m.	6 38	...	7
30	2 "	Wednesday	4 " "	10:5 " "	6 5	...	11
31	7 "	Thursday	4 " "	1:3 " a.m.	9 3	1 3	10
32	8 "	Tuesday	4 " "	11:15 " p.m.	7 15	...	7
33	9 "	Wednesday	4 " "	12:9 " a.m.	8 9	0 9	9
34	14 "	Thursday	4 " "	10:31 " p.m.	6 31	...	7
35	15 "	Tuesday	4 " "	10:22 " "	6 22	...	10
36	16 "	Wednesday	4 " "	12:29 " a.m.	8 29	0 29	10
37	21 "	Thursday	4 " "	12:10 " "	8 10	0 10	7
38	22 "	Tuesday	4 " "	11:45 " p.m.	7 45	...	9
39	23 "	Wednesday	4 " "	11:43 " "	7 43	...	8
40	28 "	Thursday	4 " "	10:30 " "	6 30	...	13
41	29 "	Tuesday	4 " "	11:1 " "	7 1	...	10
42	30 "	Wednesday	4 " "	1:35 " a.m.	9 35	1 35	16
43	5 October	Thursday	4 " "	12:12 " "	8 12	0 12	12
44	6 "	Tuesday	4 " "	11:1 " p.m.	7 1	...	8
45	7 "	Wednesday	4 " "	10:55 " "	6 55	...	8
46	12 "	Thursday	4 " "	12:42 " a.m.	8 42	0 42	5
47	13 "	Tuesday	4 " "	11:54 " p.m.	7 54	...	7
48	14 "	Wednesday	4 " "	11:28 " "	7 28	...	9
49	19 "	Thursday	4 " "	11:27 " "	7 27	...	9
50	20 "	Tuesday	4 " "	10:29 " "	6 29	...	6
51	21 "	Wednesday	4 " "	11:37 " "	7 37	...	7
52	26 "	Thursday	4 " "	8:44 " a.m.	16 44	8 44	11
53	27 "	Tuesday	4 " "	11:20 " p.m.	7 20	...	7
54	28 "	Wednesday	4 " "	11:6 " "	7 6	...	8
55	2 November	Thursday	4 " "	12:32 " a.m.	8 32	0 32	8
56	3 "	Tuesday	4 " "	10:45 " p.m.	6 45	...	6
57	4 "	Wednesday	4 " "	1:21 " a.m.	9 21	1 21	9
58	9 "	Thursday	4 " "	12:26 " "	8 26	0 26	8
59	10 "	Tuesday	4 " "	12:30 " "	8 30	0 30	7
60	11 "	Wednesday	4 " "	11:45 " p.m.	7 45	...	14
61	16 "	Thursday	4 " "	11:14 " "	7 14	...	9
62	17 "	Tuesday	4 " "	12:7 " a.m.	8 7	0 7	8
63	18 "	Wednesday	4 " "	1:20 " "	9 20	1 20	11
64	23 "	Thursday	4 " "	11:31 " p.m.	7 31	...	14
65	24 "	Tuesday	4 " "	11:21 " "	7 21	...	11
66	25 "	Wednesday	4 " "	2:7 " a.m.	10 7	2 7	11
67	30 "	Thursday	4 " "	1:49 " "	9 49	1 49	12
68	1 December	Tuesday	4 " "	3:14 " "	11 14	3 14	4
69	2 "	Wednesday	4 " "	3:58 " "	11 58	3 58	13
70	3 "	Thursday	4 " "	1:42 " "	9 42	1 42	10
71	7 "	Friday	2 " "	6:0 " p.m.	4 0	...	8
72	8 "	Tuesday	4 " "	{ 12:36 o'clock p.m. } 8th Dec.	20 36	12 36	7
73	9 "	Wednesday	4 " "	11:41 " p.m.	7 41	...	23
74	10 "	Thursday	4 " "	2:53 " a.m.	10 53	2 53	18
75	14 "	Friday	2 " "	7:9 " p.m.	5 9	...	10
76	15 "	Tuesday	4 " "	1:56 " a.m.	9 56	1 56	14
77	16 "	Wednesday	4 " "	11:10 " p.m.	7 10	...	9
		Thursday	4 " "	{ 10:14 o'clock p.m. } 17th Dec.	30 14	22 14	12
Total					667 53	100 40	682
Average length of sitting daily, 8 hours 40 minutes.							

Legislative Assembly Office,
Sydney, 17th December, 1909.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.