

Votes

New South Wales.

No. 1.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 28 OCTOBER, 1879.

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 twelfth day of September, 1879.

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 Lord AUGUSTUS
“to wit. } WILLIAM FREDERICK SPENCER LOFTUS, Knight Grand Cross of
“(L.S.) } the Most Honorable Order of the Bath, a Member of Her Majesty's
“AUGUSTUS LOFTUS, } Most Honorable Privy Council, Governor and Commander-in-Chief
“Governor. } of the Colony of New South Wales and its Dependencies.

“WHEREAS the Parliament of New South Wales now stands prorogued to Tuesday, the twenty-third instant: Now I, LORD AUGUSTUS WILLIAM FREDERICK SPENCER LOFTUS, in pursuance of the power and authority in me vested as Governor of the said Colony, do hereby further prorogue the said Parliament to Tuesday, the twenty-eighth day of October now next ensuing: And I do hereby further announce and proclaim that the said Parliament shall assemble for the despatch of business on the aforesaid twenty-eighth day of October next, at twelve o'clock at noon, in the buildings known as the Council Chambers, situate in Macquarie-street, in the City of Sydney: And the Members of the Legislative Council and Legislative Assembly respectively, are hereby required to give their attendance at the said time and place accordingly.

“Given under my Hand and Seal, at Government House, Sydney, this twelfth day of September, in the year of our Lord, one thousand eight hundred and seventy-nine, and in the forty-third year of Her Majesty's Reign.

“By Command,
“HENRY PARKES.

“GOD SAVE THE QUEEN!”

2. WRITS OF ELECTION:—Mr. Speaker informed the House,—
- (1.) That, in accordance with the direction of the 30th clause of the Electoral Act of 1858, he had issued Writs for the election of Members to serve in the present Legislative Assembly:—
- For the Electoral District of East Macquarie,—in room of William Henry Suttor, Esquire, whose Seat had been declared vacant on the 23rd of July last, by reason of the resignation thereof by Mr. Suttor.
- For the Electoral District of The University of Sydney,—in room of the Honorable William Charles Windeyer, Esquire, resigned.
- For the Electoral District of Morpeth,—in room of Robert Wisdom, Esquire, resigned.
- (2.) That these Writs had been duly returned to him with certificates endorsed thereon, by the several Returning Officers, of the election of the following gentlemen,—
- Edward Combes, Esquire, C.M.G., to serve as a Member for East Macquarie.
- Edmund Barton, Esquire, M.A., to serve as Member for The University of Sydney.
- Robert Wisdom, Esquire, to serve as Member for Morpeth.
3. MEMBERS SWORN:—The undermentioned gentlemen having each taken and subscribed the Oath and signed the Roll of the House, took their Seats as Members for the Electoral Districts respectively named:—
- The Honorable Robert Wisdom, Esquire,—for Morpeth.
- Edward Combes, Esquire, C.M.G.,—for East Macquarie.

4. **PRODUCTION OF RECORDS IN A COURT OF LAW:**—Mr. Speaker informed the House that the Clerk had received summonses to appear on the 31st instant before the Supreme Court in the cases of *Morgan v. Dansey*, and *Morgan v. Marsden*, and to produce “a notice of intention to ask certain questions in the Legislative Assembly in relation to the Sydney Infirmary, such notice having been given by Mr. John Macintosh on or about the 20th or 22nd day of June last, and such questions having been asked on or about the 23rd or 24th day of June last; also the replies to such questions, and also the Votes and Proceedings containing the record of such questions and answers.”—And having reminded the House that the Clerk could not comply with such summonses without the leave of the House,—put the Question,—That the Clerk have leave to comply with the said summonses personally, or by one of the officers of his Department as may be most convenient to the business of this House,—which passed in the affirmative.
5. **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 Sir Henry Parkes, at twenty-five minutes before One o'clock, until Four o'clock This Day.

The House resumed, pursuant to adjournment.

6. **PAPERS:**—

Sir Henry Parkes laid upon the Table,—

- (1.) Correspondence concerning the recall of the Agent General.
- (2.) Correspondence respecting the Practice of the House of Commons, and Regulations for the Civil Service in England.
- (3.) Report of Royal Commission of Inquiry upon the Working of the Real Property Acts.
- (4.) Report on the Nautical School Ship “Vernon” for the year ended 30th June, 1879.
- (5.) Annual Report of the Comptroller General of Prisons for 1878.
- (6.) Further Return to an Address adopted on 6th July, 1877,—“Immigration,”—ship “Nineveh.”
- (7.) Further Return to an Address adopted on 6th July, 1877,—“Immigration,”—ship “Corona.”
- (8.) Further Return to an Address adopted on 6th July, 1877,—“Immigration,”—ship “La Hogue.”
- (9.) Further Return to an Address adopted on 6th July, 1877,—“Immigration,”—ship “Northbrook.”
- (10.) Letters Patent constituting the office of Governor and Commander-in-Chief of the Colony of New South Wales.
- (11.) Instructions to the Governor and Commander-in-Chief of the Colony of New South Wales.
- (12.) Commission appointing the Right Honorable Lord Augustus William Frederick Spencer Loftus, G.C.B., to be Governor and Commander-in-Chief of the Colony of New South Wales.
- (13.) Commission appointing Sir Alfred Stephen, K.C.M.G., C.B., to be Lieutenant-Governor of the Colony of New South Wales.
- (14.) Commission appointing the President of the Legislative Council to be Administrator of the Government of New South Wales.
- (15.) Return showing the number of Electors on the Roll of each Electoral District of New South Wales for 1879-80.
- (16.) Return showing the estimated number of Electors entitled to vote in the several Gold Fields Electoral Districts for 1879-80.
- (17.) Despatch disallowing the Matrimonial Causes Amendment Act.
- (18.) By-laws under the Public Vehicles Regulation Act of 1873—1 September, 1879.
- (19.) By-laws under the Public Vehicles Regulation Act of 1873—2 September, 1879.
- (20.) By-laws of the Borough of Bathurst under the Municipalities Act of 1867 and Nuisances Prevention Act of 1875.
- (21.) Supplementary By-law of the Borough of Ashfield.
- (22.) By-laws of the Municipal District of Lambton.
- (23.) By-laws of the Municipal District of Molong.
- (24.) By-laws of the Municipal District of Tenterfield.
- (25.) By-law of the Municipal District of Yass.

Ordered to be printed.

Mr. Watson laid upon the Table,—

- (1.) Final Report, with minutes of evidence, of the Board appointed to inquire into and report upon the condition and management of the Public Abattoir, Glebe Island.
 - (2.) Report, with minutes of evidence, of the Board appointed to inquire into charges preferred by Mr. J. F. Nash against the Government Stores Department, &c.—(Part 2.)
 - (3.) General Abstract of Bank Liabilities and Assets for the quarter ended 30th June, 1879.
- Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Return (in part) to an Order made on 24th September, 1878,—“The Civil Service.”
- (2.) Report by the Commissioner for Railways for the year 1878, on the Railways of New South Wales.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—

- (1.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.
- (2.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria No. 1.

(3.) Abstract for all Cities, Towns, and Villages declared under the 4th section of the Act 25 Victoria No. 1.

(4.) Further Return (in part) to an Order made on 1st May, 1877,—“Reserves near Western Railway.”

(5.) Return to an Order made on 29th January, 1878,—“Conditional Purchase made by B. M. Mortimer, Hartley.”

Ordered to be printed.

7. **ORDNANCE LANDS TRANSFER BILL**:—Sir Henry Parkes presented a Bill, intituled “*A Bill for confirming the transfer to the Secretary of War in England from the Principal Officers of Ordnance there of certain Lands in New South Wales and for amending the Ordinance Land Act of Council 1840*,”—which was read a first time *pro forma*.
8. **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,—

I have called you together at so early a date after the close of your late labours that I fear your attendance upon your Parliamentary duties will not be free from more than ordinary inconvenience, but my Advisers are anxious that the business of legislation should be brought within a more reasonable period and one more in harmony with the arrangements of the financial year, and it is hoped that this desirable change may be effected by the commencement of the next Session.

2. Among the measures which will be immediately submitted, you will be invited to reconsider the Bill for the amendment of the Land Acts which was passed by the Legislative Assembly last Session, but which, owing to unfortunate circumstances, was laid aside in the Legislative Council; and I feel fully assured that a measure enacting such important alterations of the present law for the benefit of the people, and which has already received in so marked a manner the approval of the people’s representatives, will engage your most anxious deliberation.

3. In many parts of the country the electors have long laboured under serious grievances, arising out of their unequal representation in Parliament, and a Bill will be at once introduced to redress these admitted grievances and to carry out other reforms in the electoral system.

4. A Bill to repeal the Public Schools Act of 1866, and to extend the system of education which was more expressly recognized by that statute, will be submitted for your consideration without loss of time. The objects of this measure will be to give greater uniformity to the School system and to render its administration directly responsible to Parliament, and at the same time to improve the quality of instruction, and to spread its advantages to the children of the whole population.

5. The necessary Bills will be submitted for carrying out the works for water supply, and for sanitary protection to the Metropolis, and for water supply to towns in the interior; and I have every confidence that objects so essential to the health of the population will receive, as they deserve, the most earnest and careful attention at your hands.

6. You will be asked to consider the expediency of constituting a General Licensing Board for superintending the traffic in intoxicating liquors and for other purposes.

7. Bills will also be laid before you for the reclamation of land on the shores of Port Jackson and in other places, and for the regulation of public pleasure grounds and reserves.

8. It has been long felt that the Aborigines of the Colony have not been sufficiently cared for, and you will be invited to deliberate upon the best means of affording more certain and effectual aid to such as remain of these unfortunate people.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

9. The Estimates of Revenue and Expenditure will be produced and the statement expository of the condition of the public finances will be made to you on an early day. The measures in connection with this subject, of which it is intended to seek your approval, will be at the same time submitted.

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

10. The Great Exhibition of the treasures of Art and Industry for which such liberal provision was made during last Session has now been completed. It was formally opened to the public on the 17th day of September, and in the main objects of an International Exposition of this character it has proved an undoubted success. The number of the countries represented, and the extent, variety, and richness of their exhibits, present the means of valuable instruction to the people of New South Wales, and at the same time afford gratifying evidence that the Colony and its vast resources are becoming favourably known to the rest of the world. The Commissioners who have had the conduct of this great undertaking have evinced a patriotic desire to make it in every respect beneficial and creditable to the Country.

11. You will be invited to approve of plans for still further extending the means of Railway communication, and special attention will be directed to the policy of speedily opening up by steam locomotion the remote and extensive plains of the interior.

12. The difficult question of connecting our Railway system with the waters of Port Jackson will be submitted for your consideration, with a view to the adoption of the line of route most calculated to combine economy of expenditure with facility of construction and convenience of transit.

13. The experiment of tramway communication which has been tried between the Redfern terminus and the north-eastern part of Sydney has surpassed the calculations formed of its success, and fully justifies the extension of this means of transit to other parts of the Metropolis and its Suburbs. You will be asked to approve of measures for the construction of several new lines.

14. Though the Colony has experienced a share of the depression which appears to have passed over nearly the whole commercial world, yet I feel that I can congratulate you upon the sound basis of our trading operations, and there are not wanting signs of improvement which, together with the blessings of a favourable season, lead us to hope for a speedy return of the tide of prosperity. It is my earnest prayer that the Giver of all Good will so direct your labours to wise ends that they may largely conduce to the stability of our institutions and to the permanent welfare of all classes of the people.

Mr. Dillon then moved, and Mr. Badgery seconded the motion,—

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

(2.) That such Committee consist of Mr. Badgery, Mr. H. H. Brown, Mr. Clarke, Mr. Combes, Mr. J. Davies, Mr. Greville, Mr. Hurley (*Hartley*), and the Mover.

Question put and passed.

And the Committee retired to prepare the Address.

And Mr. Dillon 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 LORD AUGUSTUS WILLIAM FREDERICK SPENCER LOFTUS,
Knight Grand Cross of the Most Honorable Order of the Bath, a Member of Her Majesty's Most Honorable Privy Council, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies.

MAY IT PLEASE YOUR EXCELLENCY,—

We, Her Majesty's most dutiful subjects, Members of the Legislative Assembly of New South Wales in Parliament assembled, desire to express our loyalty and unfeigned attachment to Her Most Gracious Majesty's Person and Government, and offer our respectful thanks for your Excellency's Speech.

2. The several important measures to be laid before us will receive our anxious consideration, more especially the Bill for extending and improving the representation of the people, and the Bill to make more adequate provision for education.

3. We cordially join with your Excellency in the devout hope that our labours may largely conduce to the stability of our institutions and the happiness of the people.

Mr. Dillon then moved, and Mr. Badgery 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.

Question put and passed.

Sir Henry Parkes informed the House that he had ascertained it to be the pleasure of the Governor to receive their Address in reply to His Excellency's Opening Speech at half-past Four o'clock to-morrow,—

And moved, That this House do now adjourn until to-morrow at Four o'clock.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned, at a quarter before Six o'clock until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 2.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 29 OCTOBER, 1879.

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

APPOINTMENT OF LORD AUGUSTUS WILLIAM FREDERICK SPENCER LOFTUS AS GOVERNOR OF THE COLONY:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No 1.

The Right Honorable Lord Augustus William Frederick Spencer Loftus has the honor to inform the Legislative Assembly that Her Majesty has been graciously pleased, by a Commission under the Great Seal of the United Kingdom of Great Britain and Ireland, bearing date at Westminster the twenty-ninth day of April last, to appoint him to be Governor and Commander-in-Chief in and over the Colony of New South Wales and its Dependencies, and that on the fourth of August last he assumed the Government of the Colony accordingly.

*Government House,
Sydney, 29th October, 1879.*

Ordered, on motion of Sir Henry Parkes, to be printed and taken into consideration to-morrow.

2. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH:—On motion of Sir Henry Parkes, the Assembly proceeded to Government House, there to present to the Governor their Address in Reply to the Speech His Excellency had been pleased to make to both Houses of Parliament on opening the Session,—
And being returned,—
Mr. Speaker reported that the Assembly had presented to the Governor their Address in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to give them thereto the following answer:—

MR. SPEAKER AND GENTLEMEN
OF THE LEGISLATIVE ASSEMBLY,—

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

It is gratifying to me to feel that I can confidently rely on your earnest consideration of the several important measures to be submitted to you.

3. QUESTIONS:—

(1.) Bridges at Aberdeen and Jerry's Plains:—*Mr R. B. Smith*, for Mr. McElhone, asked the Secretary for Public Works,—

- (1.) What length did the contractor agree to drive the piles of the bridge at Aberdeen in the ground?
(2.) What was the total length of the piles to be?
(3.) What was the size of the piles as specified in contract?
(4.) The like in regard to the bridge at Jerry's Plains?

Mr. Lackey answered,— *Aberdeen Bridge.*

- (1.) In the piers 22 feet; in the abutments 24 feet.
(2.) In the piers 28 feet to 31 feet 6 inches.
(3.) 15 inches in diameter.

Bowman's Bridge.

- (1.) In the piers 20 feet. In the abutments 26 feet, which was reduced during execution to an average of 14 feet in piers, and 20 feet in abutments; and those depths only were paid for.
(2.) 33 feet 6 inches in the piers; 36 feet 6 inches in the abutments.
(3.) 15 inches in diameter.

(2.)

- (2.) Sydney Water Supply:—*Mr. J. Davies*, for *Mr. H. H. Brown*, asked the Secretary for Public Works,—Have tenders been invited for the Nepean and Cataract Tunnels, Sydney Water Supply; if so, is it the intention of the Government to accept a tender in the event of an eligible one being received?

Mr. Lackey answered,—I beg to inform the Honorable Member that the Government, having in view the desirability of proceeding with all reasonable expedition with the important works for the water supplies sanctioned by Parliament during its last Session, have invited tenders for the construction of the Nepean and Cataract Tunnels, which form some of the principal portions of the Sydney Water Scheme. Should an eligible offer therefore be received, of which I have no reason to doubt, it will, as a matter of course, be accepted.

- (3.) The Transit Commissioners:—*Mr. Hurley (Hartley)* asked the Colonial Secretary,—What is the sum paid to each of the Transit Commissioners from the time they were first appointed up to the present?

Sir Henry Parkes answered,—*J. Merriman*, 1873, £78; 1877, £104; 1878, £80; total, £262. *W. Tunks*, 1873, £76; 1874, £28; total, £104. *J. McLerie*, 1873, £76; 1874, £58; total, £134. *S. S. Goold*, 1874, £98. *M. Chapman*, 1874, £76; 1875, £100; 1876, £104; 1877, £104; 1878, £102; 1879, £78; total, £564. *E. Fosbery*, 1874, £20; 1875, £104; 1876, £94; 1877, £104; 1878, £96; 1879, £78; total, £496. *B. Palmer*, 1875, £102; 1876, £104; total, £206. *C. J. Roberts*, 1879, £74. Total for all the Commissioners, £1,938.

- (4.) Sydney Tramway:—*Mr. Hurley (Hartley)* asked the Secretary for Public Works,—

- (1.) What was the total cost of constructing the Tramway from Redfern to Hunter-street, and the distance; also the cost of rolling stock or plant?
- (2.) What are the receipts, in full, up to date?
- (3.) And the full cost of working same per annum, including all servants?

Mr. Lackey answered,—

- (1.) The total of Tramway has been £13,393; the distance is 1 mile 40 chains, inclusive of sidings 1 mile 75 chains; the rolling and plant, including workshops and sheds, have cost £3,396.
- (2.) The receipts for the six weeks the Tramway has been open for traffic have been £1,552.
- (3.) The estimated cost of working is £7,500 per annum.

- (5.) Railway Station, Lithgow:—*Mr. Hurley (Hartley)* asked the Secretary for Public Works,—

- (1.) What is the cause of what appears to be unnecessary delay in deciding where the Railway Station at Lithgow shall be erected?
- (2.) Has the Minister made a decision on the matter; if so, what is his decision, and when are tenders likely to be invited?

Mr. Lackey answered,—Considerable delay has occurred in deciding upon the site for the permanent Station at Lithgow, through conflicting representations as to the most suitable position. The matter will be decided within a day or two, and as the plans, &c., are completed tenders can be called at once.

4. PAPERS:—

Sir Henry Parkes laid upon the Table,—

- (1.) By-law of the Municipal District of Glen Innes.
 - (2.) By-laws of the Municipal District of Wentworth.
 - (3.) Twenty-third Annual Report from the Registrar General on Vital Statistics.
- Ordered to be printed.

Mr. Baker laid upon the Table,—Return to an Order made on 4th April, 1879,—“Applications of Messrs. Gilmour, Beard, and Smith, for vacant country in the District of Wellington.”

Ordered to be printed.

Mr. Hoskins laid upon the Table,—

- (1.) Return to an Order made on 5th February, 1878,—“Steam Plains Runs.”
 - (2.) Return to an Order made on 30th January, 1878, A.M.,—“Applications for lands by Messrs. Armstrong and Lakeman and Alexander Couper.”
 - (3.) Return to an Order made on 22nd January, 1878,—“Applications to purchase Crown Lands.”
- Ordered to be printed.

5. BUSINESS DAYS (*Sessional Order*):—*Sir Henry Parkes* moved, pursuant to Notice, That, unless otherwise ordered, this House shall meet for despatch of business at Four o'clock p.m. on Tuesday, Wednesday, Thursday, and Friday, in each week.
Question put and passed.
6. PRECEDENCE OF GOVERNMENT BUSINESS (*Sessional Order*):—*Sir Henry Parkes* moved, pursuant to Notice, That on Wednesday and Thursday in each week, unless otherwise ordered, Government Business shall take precedence of General Business.
Question put and passed.
7. PRECEDENCE OF GENERAL BUSINESS (*Sessional Order*):—*Sir Henry Parkes* moved, pursuant to Notice, That on Tuesday and Friday in each week, unless otherwise ordered, General Business shall take precedence of Government Business; and that on Fridays, General Orders of the Day shall take precedence of Motions.
Question put and passed.
8. FORMAL BUSINESS (*Sessional Order*):—*Sir Henry Parkes* moved, pursuant to Notice, That it shall be a Sessional Order of this House for the present Session,—
 - (1.) That every Motion or Order of the Day for the third reading of a Bill to which, on the Question being put from the Chair, “Whether there is any objection to its being a ‘Formal Motion’ or Order of the Day,” no objection shall be taken, shall be deemed to be a “Formal” Motion or Order of the Day.
 - (2.) That before the Ordinary Business of each day shall be entered upon, *Mr. Speaker* shall call over the various Notices of Motions and Orders of the Day for third reading of Bills; and on any such

such Motion or Order being called, it shall be competent for the Member otherwise entitled to move it to have the above question put with reference thereto, and such "Formal" Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.

(3.) That no Debate shall be allowed upon any such "Formal Motions or Orders of the Day," or upon the further proceedings consequent on the reading of such Orders; but the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.

(4.) That, in consequence of any such "Formal" Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper, so as to exclude thereafter the presentation of Petitions or the reception of Notices of Motions.

"(5.) That no motion for the appointment of a Select Committee, excepting upon a private Bill, shall be held to be a 'Formal' Motion."

Mr. Cohen moved, That the Question be amended by the omission of paragraph (5.)

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

Debate ensued.

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

The House divided.

Ayes, 34.

Sir Henry Parkes,	Mr. Moses,
Mr. Wisdom,	Mr. Lynch,
Mr. Suttor,	Mr. H. H. Brown,
Mr. Watson,	Mr. Jacob,
Mr. Hoskins,	Mr. Greville,
Mr. Lackey,	Mr. Eekford,
Mr. J. Davies,	Mr. Baker,
Mr. Harris,	Mr. Teeco,
Mr. Beyers,	Mr. Buchanan,
Mr. R. B. Smith,	Mr. Clarke,
Mr. Dillon,	Mr. Driver,
Mr. Terry,	Mr. Macintosh,
Mr. Greenwood,	Mr. Lucas,
Mr. Webb,	Mr. Cameron,
Mr. Badgery,	<i>Tellers.</i>
Mr. Combes,	
Mr. T. R. Smith,	Mr. McCulloch,
Mr. Hurley (<i>Hartley</i>),	Mr. Roseby.

Noes, 9.

Mr. Fitzpatrick,
Mr. Cohen,
Mr. Farnell,
Mr. McElhone,
Mr. Garrett,
Mr. Thompson,
Dr. Bowker,

Tellers.

Mr. Coonan,
Mr. O'Connor.

Original Question put and passed.

9. COMMITTEE OF SUPPLY (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That, unless otherwise ordered, the resumption of the Committee of Supply shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Question put and passed.
10. COMMITTEE OF WAYS AND MEANS (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That, unless otherwise ordered, the resumption of the Committee of Ways and Means shall stand an Order of the Day, as of course, on each day on which Government Business shall have precedence.
Question put and passed.
11. TRANSMISSION OF MESSAGES BETWEEN THE TWO HOUSES (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That the Order respecting the transmission of Messages agreed to by the two Houses during the Session of 1856-7 shall stand as a Sessional Order of this House for the present Session.
Question put and passed.
12. BALLOTING FOR SELECT COMMITTEES (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That the following Rules shall be observed as a Sessional Order of this House for the present Session:—
(1.) Members balloting for a Select Committee shall place the Balloting Papers, after completion, in the hands of the Clerk of the House (or in his absence the officer acting in his stead), giving time for him to note one paper (as hereinafter mentioned) before another is presented.
(2.) The Clerk shall have before him a complete printed list of the Members of the House, and on the presentation of any Balloting Paper shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper, and the Clerk shall place such list so initialled on record with the other proceedings of the Ballot.
Question put and passed.
13. QUESTIONS AND ANSWERS (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That the Clerk of the House shall enter upon the Minutes of the Votes and Proceedings the Questions, of which formal notice shall have been given, put to the Members representing the Government in this House, and the Answers returned to the same.
Question put and passed.
14. VOTE OF CHAIRMAN OF SELECT COMMITTEE ON PRIVATE BILLS (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That the Chairman of a Select Committee on a Private Bill shall be entitled to vote on all questions in the same way as other Members of such Committee, and in case of an equality of votes exercise a second or casting vote.
Question put and passed.
15. LIBRARY COMMITTEE (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That the Library Committee for the present Session shall consist of Mr. Speaker, Mr. Burns, Captain Onslow, Mr. Greenwood, Dr. Bowker, Mr. Garrett, Mr. Farnell, Mr. F. B. Suttor, Mr. Stephen Brown, and

and the Mover, with leave to sit during any adjournment, and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's Resolution of the 6th August, 1862.

Debate ensued.

Question put and passed.

16. **STANDING ORDERS COMMITTEE (Sessional Order)** :—Sir Henry Parkes moved, pursuant to Notice, That the Standing Orders Committee for the present Session shall consist of Mr. Speaker, Mr. Pilcher, Mr. Stephen Brown, Captain Onslow, Mr. Gray, Mr. Wisdom, Mr. Fitzpatrick, Mr. Farnell, Mr. Hoskins, and the Mover, with leave to sit during any adjournment, and authority and power to send for persons, papers, and records, and to examine witnesses, and to report in any matter or thing referred to or pending before the said Committee, and to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
Question put and passed.
17. **REFRESHMENT COMMITTEE (Sessional Order)** :—Sir Henry Parkes moved, pursuant to Notice, That a Refreshment Committee be appointed for the present Session, to consist of Mr. Speaker, Mr. Stephen Brown, Mr. Long, Mr. Driver, Mr. Hungerford, Mr. Roseby, Mr. Cameron, Mr. Farnell, Mr. Badgery, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council.
Debate ensued.
And Mr. Webb requiring that the Committee be appointed by Ballot,—
Question,—That a Refreshment Committee be appointed for the present Session, 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,—put and passed.
Whereupon the House proceeded to the Ballot, and Mr. Speaker declared the following to be the Committee duly appointed :—Sir Henry Parkes, Mr. Farnell, Mr. Speaker, Mr. Driver, Mr. Cameron, Mr. Moses, Mr. McCulloch, Mr. Roseby, Mr. J. Davies, and Mr. R. B. Smith.
18. **MEETING OF THE HOUSE (Sessional Order)** :—Sir Henry Parkes moved, pursuant to Notice, That it be a Sessional Order of this House for the present Session, that the Bell be rung two minutes prior to Mr. Speaker taking the Chair.
Question put and passed.
19. **PUBLIC EDUCATION BILL** :—Sir Henry Parkes moved, pursuant to Notice (*as amended by consent*), That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make more adequate provision for Public Education.
Question put and passed.
20. **ELECTORAL BILL** :—Sir Henry Parkes moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide more effectually for the representation of the people in the Legislative Assembly.
Question put and passed.
21. **CHAIRMAN OF COMMITTEES** :—Mr. Driver moved, pursuant to Notice, That Angus Cameron, Esq., be Chairman of Committees of the Whole House during the present Session.
Question put and passed.
Whereupon Mr. Cameron made his acknowledgments to the House.
22. **NAVIGATION ACT FURTHER AMENDMENT BILL** :—Mr. Watson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to further amend the Navigation Act of 1871.
Question put and passed.
23. **WHARFAGE AND TONNAGE RATES BILL** :—Mr. Watson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make better provision for the collection of Wharfage and Tonnage Rates.
Question put and passed.
24. **CHURCH AND SCHOOL LANDS** :—Mr. Buchanan moved, pursuant to Notice,—
(1.) That, in the opinion of this House, no moneys derivable in any way from the Church and School Lands shall be paid to any religious sect whatever.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Mr. Garrett moved, That this Debate be now adjourned.
Question put and passed.
Ordered that the Debate be adjourned until Friday next.
25. **CHALLENGE IN MISDEMEANOUR BILL** :—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to assimilate the law of Challenge on trials for Misdemeanour to that now in force on trials for Felony.
Question put and passed.
26. **MATRIMONIAL CAUSES ACT AMENDMENT BILL** :—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to amend the law relating to Divorce and Matrimonial Causes.
Question put and passed.
27. **CONTEMPTS PUNISHMENT BILL** :—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to provide that Contempts of Court in certain cases shall hereafter be punishable only as Indictable Offences.
Question put and passed.
28. **LANDS ACTS FURTHER AMENDMENT BILL** :—Mr. Hoskins moved, pursuant to Notice, That this House will, on Thursday, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill further to amend the Crown Lands Acts of 1861 and the Act of 1875.
Question put and passed.

29. CHALLENGE IN MISDEMEANOUR BILL:—Mr. Buchanan *presented* a Bill, intituled "*A Bill to assimilate the law of Challenge on trials for Misdemeanour to that now in force on trials for Felony,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday next.
30. MATRIMONIAL CAUSES ACT AMENDMENT BILL:—Mr. Buchanan *presented* a Bill, intituled "*A Bill to amend the law relating to Divorce and Matrimonial Causes,*"—which was read a first time.
Ordered to be printed, and read a second time to-morrow.
31. CONTEMPTS PUNISHMENT BILL:—Mr. Buchanan *presented* a Bill, intituled "*A Bill to provide that Contempts of Court in certain cases shall hereafter be punishable only as Indictable Offences,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 7th November.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 3.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 30 OCTOBER, 1879.

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

QUESTIONS:—

- (1.) Abattoir, Glebe Island:—Mr. McElhone asked the Colonial Treasurer,—

(1.) What time was occupied in the examination of witnesses on the inquiry in reference to the Abattoir management?

(2.) How many witnesses were examined, and what amount of money was paid to each of the Commissioners (Messrs. Thornton, Stewart, and Bruce), and out of what fund?

Mr. Watson answered,—

(1.) I am informed that the Board sat thirty times, and that each sitting occupied nearly the whole morning or afternoon. The Board also paid visits of inspection to the Abattoirs, Cattle Paddocks, Homebush Sale-yards, Homebush Cattle Station, the Fresh Food and Ice Company's Works, and other places. In addition to this, much private time was devoted to the examination of documents and publications relating to abattoirs generally.

(2.) Forty-three witnesses were examined, and of these eight were re-examined. 5,098 questions were asked, and replies made. No fees have yet been demanded by or paid to the members of the Board.

- (2.) Municipalities Act Amendment Bill:—Mr. Cohen asked the Colonial Secretary,—Is it the intention of the Government to bring in a Bill during the present Session of Parliament to amend the Municipalities Act?

Sir Henry Parkes answered,—The Government is very sensible of the desirability of bringing in a Bill to amend the Municipalities Act; but it is the intention of the Government to adhere to the Bills which have been announced in His Excellency's speech, and if, after these are disposed of, time will permit during this Session of a Bill on so large a subject as the amendment of the Municipalities Act, that will be dealt with.

- (3.) City of Sydney Improvement Board:—Mr. Cohen asked the Colonial Secretary,—The names of the Members of Parliament (if any) who have been appointed by the present Government to, and now hold, seats on the City of Sydney Improvement Board?

Sir Henry Parkes answered,—Amongst the gentlemen appointed as members of the City of Sydney Improvement Board there is a Member of this House—the Honorable Member for Camden, Mr. Thomas Garrett.

- (4.) Public School, Stewartfield:—Mr. Jacob asked the Minister of Justice and Public Instruction,—When is it probable that a teacher will be appointed for the Public School at Stewartfield?

Mr. Suttor answered,—A teacher has already been appointed to this School.

- (5.) Dennis Casey's Application for lease of Flying-Fox Island:—Mr. Jacob asked the Secretary for Mines,—Has Dennis Casey's application of 7th August, 1878, for a lease at Flying-Fox Island, yet been dealt with; and if not, how much longer time is it likely to take before the unfortunate man will know whether he is to obtain the lease or not, and thus be relieved of suspense and anxiety?

Mr. Baker answered,—Mr. Casey's application has not yet been dealt with. The District Surveyor's report was not received till yesterday by the Surveyor General, who will report upon the matter at once, and the application shall then be dealt with promptly.

(6.)

- (6.) Police Constable A. W. Jones :—Mr. Jacob asked the Colonial Secretary,—
- (1.) Is one A. W. Jones, who was a constable at Raymond Terrace in April last, and who resigned that office, again in the Police Force?
 - (2.) If he is, when did he rejoin, and is he of less grade than before, or what is his status?
- Sir Henry Parkes answered,—
- (1.) Yes.
 - (2.) Re-appointed 26th June, 1879. He is in the same grade as when in the Police before, and receives the same rate of pay.
- (7.) Police Regulations :—
- (1.) Mr. Jacob asked the Colonial Secretary,—
 - (1.) Is it against any regulations for constables to own property?
 - (2.) If so, are Police Superintendents included in the regulations?
 - (3.) If they are, does Superintendent Morisset own any property?
- Sir Henry Parkes answered,—
- (1.) No.
 - (2.) Police Superintendents are amenable to the regulations.
 - (3.) No.
- (2.) Mr. Jacob asked the Colonial Secretary,—Has he any objection to lay upon the Table of this House a copy of the circular issued in December, 1870, from the office of the Inspector General of Police, relative to Police being engaged in business or owning property?
- Sir Henry Parkes answered,—I have no objection to lay upon the Table a copy of the circular, and will do so this afternoon.
- (9.) Mr. Gilliat :—Mr. McElhone asked the Secretary for Mines,—
- (1.) Has a person named Gilliat been appointed Inspector of Water Holes, or any other office in the Darling or any other district?
 - (2.) If so, what duties has he to perform; and is it a fact he receives £400 a year and travelling expenses; if not, what is his salary?
 - (3.) Is he aware that this person is a son-in-law of Sir J. Robertson?
- Mr. Baker answered,—
- (1 and 2.) It having been determined that the management of the valuable tanks and wells which have been constructed by the Government in the country lying to the south-east of the Darling should be placed under the control of the Minister for Mines, I have found it necessary, before offering these public works for lease or recommending the appointment of caretakers of them, to obtain a report of their present position, and also to obtain recommendations as to the regulations and reserves to be made for the guidance of the proposed lessees and for the protection of the public interest. Mr. Gilliat, who is a gentleman of large experience, particularly in the arid parts of the Colony, has been appointed temporarily to examine and report to the Government on these tanks and wells, and while so engaged is to receive remuneration at the rate of £400 per annum and travelling expenses.
- (3.) Mr. Gilliat is, I believe, a son-in-law of Sir John Robertson, and it did not occur to me, nor do I now think, that should necessarily be considered an insuperable objection to his services being engaged.
- (10.) The Transit Commissioners :—Mr. McElhone asked the Colonial Secretary,—
- (1.) Has the By-law lately passed by the Sydney Transit Commissioners to compel all cabmen to hand passengers cards, showing the fares they were allowed to charge, been approved of by the Governor and Executive Council?
 - (2.) If not, is it the intention of Government to approve of the above By-law?
- Sir Henry Parkes answered,—The by-law alluded to has been approved by the Executive Council, and was published in a Supplement to the *Government Gazette* of the 1st September last.
- (11.) Roman Catholic Relief Act Adoption Act :—Mr. Hurley (*Hartley*) asked the Attorney General,—Has his attention been drawn to an Act of Parliament, 10 Geo. 4th No. 9 section or clause 29, passed in the Imperial Parliament in the year 1829, and which extends and is in force in this Colony from the year 1830; if so, will he take steps to put the law in motion?—The section of the Act being as follows :—
- “29. And be it further enacted that if any Jesuit or member of any such religious order community or society as aforesaid shall after the commencement of this Act come into this realm he shall be deemed and taken to be guilty of a misdemeanour and being thereof lawfully convicted shall be sentenced and ordered to be banished from the United Kingdom for the term of his natural life.”
- Mr. Wisdom answered,—The Act referred to by the Hon. Member is 10 Geo. IV. c. 7, adopted by our local Act 10 Geo. IV. No. 9. The terms of the section quoted by the Hon. Member show that it can have no operation in New South Wales, for the punishment provided for the misdemeanour therein declared is “banishment from the United Kingdom.” I may add, that the Imperial Act 34 and 35 Victoria c. 48, repeals the foregoing section, and the other sections of 10 Geo. IV. c. 7, relating to members of religious orders.
- (12.) Road from Dubbo to Warren :—Mr. O'Connor, for Mr. Coonan, asked the Secretary for Mines,—
- (1.) Why has not the money voted for the repairs of the road from Dubbo to Warren been expended?
 - (2.) Referring to the telegram in the *Herald* of 29th instant, in reference to the bad state of the said road,—What steps does the Minister intend taking to remedy the grievance?
- Mr. Lackey answered,—
- (1.) The money voted for Road Dubbo to Warren is part of the Main Western Road Vote, which is expended where most required on the whole road; and the largest proportion has been this year expended between Dubbo and Orange, without which the road Dubbo to Warren would be useless.
 - (2.)

(2.) To prevent the evils complained of at Warren entirely would be impossible, as that place is submerged several feet in floods, and there is no stone procurable. Whatever can be done will be undertaken when the subsidence of flood permits; but the ordinary Road Vote will be insufficient to do the works asked for, and it is doubtful how far so expensive an expedient as the use of burnt clay for metal should be adopted.

2. PAPERS:—

Mr. Hoskins laid upon the Table,—

- (1.) Return to an Order made on 11th March, 1879,—“Land taken up by Members of Parliament by after auction Selections.”
- (2.) Further Return to an Order made on 3rd May, 1878,—“Land Sales at Armidale, Walcha, &c.”
- (3.) Return (*in part*) to an Order made on 4th February, 1879,—“Crown Land taken up by Civil Servants.”
- (4.) Return to an Order made on 18th April, 1879,—“Church and School Lands.”
- (5.) Return to an Order made on 4th March, 1879,—“Quat Quatta Reserve.”

Ordered to be printed.

Mr. Watson laid upon the Table,—

- (1.) Correspondence and Papers relating to Wine Duties.
- (2.) Further Return (*in part*) to an Order made on 14th May, 1879,—“Vessels cleared at Ports of Sydney and Newcastle.”

Ordered to be printed.

Mr. Sutor laid upon the Table,—Return (*in part*) to an Order made on 24th September, 1878,—“The Civil Service.”

Ordered to be printed.

3. LEAVE OF ABSENCE (*Formal Motion*):—Mr. Macintosh moved, pursuant to Notice, That leave of absence for a fortnight on account of indisposition be granted to Henry Septimus Badgery, Esq., Member for East Maitland.

Question put and passed.

4. BEER'S DISABILITIES BILL. (*Formal Motion*):—

- (1.) Mr. Hurley (*Hartley*) moved, pursuant to Notice, That leave be given to bring in a Bill to relieve Frederick Beer, M.D., from certain disabilities.

Question put and passed.

- (2.) Mr. Hurley presented a Bill, intituled, “*A Bill to relieve Frederick Beer M.D. from certain Disabilities*,”—which was read a first time.

Ordered to be printed, and read a second time on Friday, 14th November.

5. RAILWAY THROUGH THE CITY OF SYDNEY:—Mr. Lackey moved, pursuant to Notice,—

- (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the several lines of route which have been proposed for continuing the Railway through the City of Sydney to the waters of Port Jackson, and generally to take evidence on the subject.

- (2.) That such Committee consist of Mr. Burns, Mr. Cameron, Mr. J. Davies, Mr. Greenwood, Mr. Greville, Mr. Lucas, Mr. Macintosh, Mr. O'Connor, Mr. Sutherland, and the Mover.

And Mr. Pilcher requiring that the Committee be appointed by Ballot.

Debate ensued.

Question,—That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the several lines of route which have been proposed for continuing the Railway through the City of Sydney to the waters of Port Jackson, and generally to take evidence on the subject,—put and passed.

Whereupon the House proceeded to the Ballot, and Mr. Speaker declared the following to be the Committee duly appointed:—Mr. Lackey, Mr. Combes, Mr. Sutherland, Mr. Lucas, Mr. Burns, Mr. Cameron, Mr. Greenwood, Mr. J. Davies, Mr. O'Connor, and Mr. Stuart.

6. COMMITTEE OF ELECTIONS AND QUALIFICATIONS:—Mr. Speaker, pursuant to the requirement of the Electoral Act of 1858, laid upon the Table his Warrant appointing the Committee of Elections and Qualifications for the present Session, of which the following is a copy:—

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

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

“John Fitzgerald Burns, Esquire,

“George Day, Esquire,

“Henry Copeland, Esquire,

“Henry Moses, Esquire,

“Charles Edward Pilcher, Esquire,

“Robert Burdett Smith, Esquire,

“Andrew Hardie McCulloch, junior, 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 thirtieth day of October, in the year of Our Lord one thousand eight hundred and seventy-nine.

“G. WIGRAM ALLEN,
“*Speaker.*”

7. APPOINTMENT OF LORD AUGUSTUS WILLIAM FREDERICK SPENCER LOFTUS AS GOVERNOR OF THE COLONY:—On the Order of the Day being read, Sir Henry Parkes moved, That His Excellency's Message No. 1 be read.

Question put and passed,—

And Message (as recorded in the Votes and Proceedings of yesterday) read by the Clerk, by direction of Mr. Speaker.

Sir

Sir Henry Parkes 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 LORD AUGUSTUS WILLIAM FREDERICK SPENCER LOFTUS,
" Knight Grand Cross of the Most Honorable Order of the Bath, a Member of Her Majesty's
" Most Honorable Privy Council, Governor and Commander-in-Chief of the Colony of New South
" Wales and its Dependencies, &c., &c., &c.*

" MAY IT PLEASE YOUR EXCELLENCY,—

" We, the Members of the Legislative Assembly, in Parliament assembled, desire to convey
" to you our thanks for your Excellency's Message informing us of your appointment by Her
" Most Gracious Majesty, to be Governor and Commander-in-Chief of the Colony of New South
" Wales and its Dependencies.

" We assure your Excellency that Her Majesty's choice affords us much satisfaction, and
" in offering our congratulations to your Excellency, we have the fullest confidence that your
" Excellency's appointment will tend to promote good government in the Colony, and to strengthen
" the loyal attachment of all classes of the people to Her Majesty's Throne and Person."

Question put and passed.

8. **NAVIGATION ACT AMENDMENT BILL**:—The Order of the Day having been read,—on motion of Mr. Watson, 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 further amend the Navigation Act of 1871. Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read as follows :—

Resolved,—That it is expedient to bring in a Bill to further amend the Navigation Act of 1871. On motion of Mr. Watson, the Resolution was read a second time, and agreed to.

9. **WHARFAGE AND TONNAGE RATES BILL**:—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make better provision for the collection of Wharfage and Tonnage Rates.

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

Resolved,—That it is expedient to bring in a Bill to make better provision for the collection of Wharfage and Tonnage Rates.

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

10. **LANDS ACTS FURTHER AMENDMENT BILL** :—

- (1.) The Order of the Day having been read,—on motion of Mr. Hoskins, 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 further to amend the Crown Lands Acts of 1861 and the Act of 1875.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved—That it is expedient to bring in a Bill further to amend the Crown Lands Acts of 1861 and the Act of 1875.

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

- (2.) Mr. Hoskins *presented* a Bill, intituled "*A Bill further to amend the Lands Acts of 1861 and the Act of 1875*,"—which was read a first time.

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

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

Debate ensued.

Question put.

The House divided.

Ayes, 23.		Noes, 15.	
Sir Henry Parkes,	Mr. Hurley (<i>Hartley</i>),	Mr. J. Davies,	Tellers. Dr. Bowker, Mr. O'Connor.
Mr. Watson,	Mr. Webb,	Mr. Baker,	
Mr. Hoskins,	Mr. Burns,	Mr. Lackey,	
Mr. Wisdom,	Mr. Bennett,	Mr. Garrett,	
Mr. Cohen,	Mr. Greville,	Mr. T. R. Smith,	
Mr. Driver,	Mr. Cameron,	Mr. Suttor,	
Mr. Jacob,	Mr. Lucas,	Mr. Macintosh,	
Mr. Greenwood,	Mr. Kerr,	Mr. Beyers,	
Mr. Thompson,		Mr. R. B. Smith,	
Mr. Pilcher,	Tellers.	Mr. McCulloch,	
Mr. Moses,	Mr. Buchanan,	Mr. Copeland,	
Mr. Dillon,	Mr. Roseby.	Mr. Eckford,	
Mr. Terry,		Mr. Tecce,	

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 4.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 31 OCTOBER, 1879.

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

QUESTIONS:--

- (1.) Transfer of Publican's License, Raymond Terrace:—

Mr. Jacob asked the Colonial Secretary,—

(1.) What was the nature of the first intimation given to the Police at Raymond Terrace of an investigation, in March last, into complaints made against them by one M'Pherson?

(2.) Had the said Police to ask for particulars of the complaints before they were supplied with them?

(3.) Has he any objection to lay copies upon the Table of this House of all telegrams and particulars of complaints which passed between or were furnished by Sub-Inspector Thorpe, the said Police, and the said M'Pherson, or in the latter's behalf, or between or by any of them?

Sir Henry Parkes answered,—

(1.) The intimation was by telegram, sent by Sub-Inspector Thorpe immediately on receipt of papers directing him to hold an investigation.

(2.) Senior-Constable Finlay asked for papers, which were at once sent to him; and they were in his possession some days before the holding of the inquiry.

(3.) Inquiry has been made to ascertain if there were any telegrams sent by Mr. Thorpe, or other documents, not included in papers laid before Parliament; and if there be, they will be produced.

- (2.) Mr. Jacob asked the Colonial Secretary,—

(1.) Did the Police at Raymond Terrace lodge any objections against an application made or put in, in the early part of this year, for the transfer of a publican's license from one Morgan to one M'Pherson?

(2.) If so, were the objections withdrawn, and at whose instance?

(3.) If any correspondence or minutes passed between Superintendent Morisset and the said Police, will he lay copies of the same upon the Table of this House?

(4.) Had Superintendent Morisset any communication, verbal or otherwise, with or from the said M'Pherson, or any one else in his behalf, on the subject of the contemplated transfer prior to the objection being withdrawn?

Sir Henry Parkes answered,—I have copies of the correspondence in this case, which I will lay upon the Table in the course of the afternoon.

- (3.) Sydney Tramway:—Mr. Jacob, for Mr. McCulloch, asked the Secretary for Public Works,—

(1.) Is he aware that the persons attending the Churches in the streets through which the Tramway passes are subject to great annoyance and inconvenience by the noise caused by the tramcars in passing?

(2.) Will the Minister for Works prevent the tramcars from travelling during Church hours, or take some other steps to lessen such inconvenience and annoyance?

Mr. Lackey answered,—Steps have been taken to lessen the noise made by the motors, and directions given to the drivers to pass places of worship at reduced speed during the holding of Divine Service.

(4.)

(4.) Church and School Lands:—Mr. Buchanan asked the Colonial Treasurer,—

(1.) How much money has been paid out of the Church and School Lands to the different sects since the abolition of State Aid to Religion, stating the amount to each sect, and the name of each sect?

(2.) Does the Government exercise any control over the expenditure of this money by the different sects, or does the Government know in the least degree how it is expended?

(3.) Will the Treasurer state the total amount invested from these lands, and the amount now on hand?

Mr. Watson answered,—

(1.) The amount paid to the Church of England from 1863, when State Aid to Religion was withdrawn for Church purposes, was £43,129 19s. 11d.; and for Schools from 1863 to 1866, when the Public Schools Act was passed, was £2,198 13s. 11d. To the Roman Catholic Church for the same period, for Church purposes, £24,811 16s. 6d.; for Schools, £1,238 3s. 11d. To the Presbyterian Church, for Church purposes, £7,441 12s. 2d.; for Schools, £465 2s. 5d. To the Wesleyan Church, for Church purposes, £4,107 9s. 9d.; for Schools, £294 19s. 7d. Since the year 1866, when the Public Schools Act was passed, the money for Schools has been paid to the Council of Education.

(2.) Plans for the appropriation of the amounts applicable from the Church and Schools Estates are submitted to the Government in the first instance by the heads of the denominations concerned, and prior to payment, are approved by the Governor and Executive Council.

(3.) The amount invested is £175,181 19s. 3d.; the amount available for investment is £9,014 12s. 5d.

2. APPOINTMENT OF LORD AUGUSTUS WILLIAM FREDERICK SPENCER LOFTUS AS GOVERNOR OF THE COLONY:—Mr. Speaker reported that he 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 the following answer:—

MR. SPEAKER AND GENTLEMEN
OF THE LEGISLATIVE ASSEMBLY,—

I receive with much pride and satisfaction your Address of congratulations on my appointment as Her Majesty's Representative in this Colony, and I beg to express to you my sincere thanks for the flattering terms in which it is expressed.

I beg to assure you, Gentlemen, that in the faithful discharge of my duties, it will be my constant and anxious desire to promote the welfare and prosperity of this Colony, and to strengthen the loyal attachment to Her Majesty's Throne and Person which so notably pervades all classes of the people of New South Wales.

AUGUSTUS LOFTUS.

Ordered, on motion of Sir Henry Parkes, to be printed.

3. DEPUTY SPEAKER'S COMMISSION TO ADMINISTER THE OATH:—Mr. Speaker reported that he had received a Commission, under the Seal of the Colony, dated 30th October, 1879, and signed by His Excellency the Governor, empowering Angus Cameron, Esquire, Chairman of Committees of the Legislative Assembly, in the absence of the Speaker, to administer to Members the Oath or Affirmation of Allegiance required by law, which Commission was read by the Clerk, as follows:—

"By His Excellency the Right Honorable LORD AUGUSTUS WILLIAM FREDERICK SPENCER LOFTUS, Knight Grand Cross of the Most Honorable Order of the Bath, a Member of Her Majesty's Most Honorable Privy Council, Governor and Commander-in-Chief of the Colony of New South Wales and its Dependencies, &c., &c., &c.

"To all to whom these presents shall come,

"Greeting:

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

"Given under my Hand and the Seal of the Colony, at Government House, Sydney, in New South Wales aforesaid, this thirtieth day of October, in the year of our Lord one thousand eight hundred and seventy-nine, and in the forty-third year of the reign of Her Majesty Queen Victoria.

"AUGUSTUS LOFTUS.

"By His Excellency's Command,
"HENRY PARKES."

4. PAPERS:—Sir Henry Parkes laid upon the Table,—

(1.) Circular from the Inspector General of Police to the members of the Police Force, relative to their engaging in any private business or occupation.

(2.) Correspondence respecting the transfer of a publican's license at Raymond Terrace, and the objections thereto lodged by the Police.

(3.) Telegrams relative to the proposed abandonment of the Southampton Mail Route between Great Britain and Australasia.

Ordered to be printed.

5. MEMBER SWORN:—Edmund Barton, Esquire, having taken and subscribed the Oath, and signed the Roll of the House, took his Seat as Member for the Electoral District of The University of Sydney.

6. SEAT OF THOMAS GARBETT, ESQUIRE (*Question of Privilege*):—Mr. Cohen moved, pursuant to Notice, That the matter of the acceptance of a seat on the City of Sydney Improvement Board by Thomas Garrett, Esq., one of the sitting Members for the Electoral District of Camden, be referred

referred to the Committee of Elections and Qualifications, to inquire into, determine, and report whether Mr. Garrett has, by reason thereof, accepted an office of profit from the Crown, within the meaning of the 19th section of the Constitution Act.

Debate ensued.

Question put.

The House divided.

Ayes, 15.

Mr. Taylor,	<i>Tellers.</i>
Mr. Buchanan,	
Dr. Bowker,	Mr. Coonan,
Mr. Fitzpatrick,	Mr. Greenwood.
Mr. Greville,	
Mr. Lynch,	
Mr. Hurley (<i>Hartley</i>),	
Mr. Shepherd,	
Mr. Bennett,	
Mr. Jacob,	
Mr. O'Connor,	
Mr. Cohen,	
Mr. McElhone,	

Noes, 24.

Sir Henry Parkes,	Mr. Combes,
Mr. Watson,	Mr. Terry,
Mr. Hoskins,	Mr. Eckford,
Mr. Lackey,	Mr. Teece,
Mr. Suttor,	Mr. Kerr,
Mr. J. Davies,	Mr. H. H. Brown,
Mr. Baker,	Mr. Stuart,
Mr. Wisdom,	Mr. Driver,
Mr. Barton,	Mr. Cameron,
Mr. Roseby,	<i>Tellers.</i>
Mr. Stephen Brown,	
Mr. Thompson,	Mr. Macintosh,
Mr. Webb,	Mr. Dillon.

And so it passed in the negative.

7. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

8. CHURCH AND SCHOOL LANDS:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Buchanan,—

(1.) That, in the opinion of this "House," no moneys derivable in any way from the Church and School Lands shall be paid to any religious sect whatever.

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

And the Question being again proposed,—

Mr. Garrett moved, That the Question be amended by the omission of all the words of the first paragraph after the word "House," with a view to the insertion in their place of the words,—“a Bill to declare the lands known as the Church and School Estates to be Crown Lands, and to deal with the funds derived from those lands, should be brought in by the Government as soon as practicable; and that pending the settlement of this question the funds in hand, and the proceeds thereof and of the said lands, should be impounded by the Crown.”

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

Debate ensued.

Sir Henry Parkes moved, That this Debate be now adjourned.

Question put and passed.

Ordered, that the Debate be adjourned until Friday next.

9. POSTPONEMENT:—The Order of the Day for the second reading of the Challenge in Misdemeanour Bill postponed until Friday, 14th November.

10. MATRIMONIAL CAUSES ACT AMENDMENT BILL:—The order of the Day having been read,—on motion of Mr. Buchanan, Bill read a third time, and *passed*.

Mr. Buchanan then moved, That the Title of the Bill be “*An Act to amend the law relating to Divorce and Matrimonial Causes.*”

Question put and passed.

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

MR. PRESIDENT,

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

Legislative Assembly Chamber,

Sydney, 31st October, 1879.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 4 NOVEMBER, 1879.

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

PAPER:—Mr. Speaker laid upon the Table,—Copy of a Minute of the Governor and Executive Council, authorizing the application of an amount from one Head of Service to supplement a vote for another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.
Ordered to be printed.

2. QUESTIONS:—

(1.) Forms of Crown Grants:—Mr. Copeland asked the Secretary for Lands,—On what date were each of the various forms of Crown Grant published in the *Gazette* and laid upon the Table of both Houses of Parliament, in conformity with section 30, of the Crown Lands Alienation Act of 1861? Mr. Hoskins answered,—The forms of grant have never been published in the *Gazette*, or laid before Parliament; but all regulations made under the Crown Lands Alienation Act of 1861 were gazetted and laid before both Houses of Parliament. And this is all that the 30th section of the above Act (referred to by the Honorable Member) would appear to require.

(2.) Grammar Schools:—Mr. Teece asked the Minister of Justice and Public Instruction,—What steps do the Government intend taking to give effect to the Resolution agreed to by this House on the 3rd May, 1878, for the establishment of Grammar Schools at Maitland, Goulburn, and Bathurst?

Mr. Suttor answered,—Steps will be taken towards carrying out the Resolution of the House with as little delay as possible.

(3.) Cemetery at Branxton:—Mr. Burns asked the Secretary for Lands,—Whether any, and if any what, decision has been arrived at in the matter of the proposed legal dedication of the Cemetery at Branxton?

Mr. Hoskins answered,—The land, being portion of the Church and School Estate, cannot be legally dedicated, to which effect Mr. Madden, as secretary to the public meeting held on the subject, was apprised. It was at the same time suggested to Mr. Madden, that application should be made to purchase the land at a value to be fixed by appraisement.

(4.) Imperial Duties on Australian Wines:—Mr. Burns asked the Colonial Secretary,—Whether this Government has made any, and if any what, representation to the Secretary of State for the Colonies respecting the Imperial duties on Australian Wines?

Sir Henry Parkes answered,—Some correspondence was laid upon the Table a few days ago, which will show what steps have been taken in London by the Agent General on behalf of the wine growers of this Colony; and when that correspondence has been fairly considered a representation upon the whole case will be made to the Home Government—probably by the next mail.

(5.) Patents Law Amendment Bill:—Mr. J. Davies, for Mr. Macintosh, asked the Attorney General,—Is it the intention of the Government, during the present Session, to bring before the House a Bill to further amend the Law relating to the Registration of Patents and the reduction of fees now charged under the present Act?

Mr. Wisdom answered,—The subject of the Hon. Member's question is now occupying my attention, and should an amendment of the Patent Laws be considered desirable, a Bill to effect the same will be introduced this Session, if time permit, after the other Government measures already announced have been disposed of.

- (6.) Roads from Weetangera to Gininderra Creek, and from Hoskingtown towards Braidwood :—Mr. Thompson asked the Secretary for Mines,—Have any reports been received by him on applications for roads from Weetangera to the junction of Gininderra Creek with the Murrumbidgee, and from Hoskingtown *viâ* Ballallaba towards Braidwood ?

Mr. Baker answered,—A report upon the first road abovementioned has been received from the surveyor, and referred to the District Surveyor for further report. No report has yet been received upon the road from Hoskingtown *viâ* Ballallaba towards Braidwood.

- (7.) Road from Queanbeyan towards Urayarra :—Mr. Thompson asked the Secretary for Mines,—With reference to a Petition from the Inhabitants of the District of Queanbeyan, presented by him in March, 1878, praying for the survey of a road from Queanbeyan towards Urayarra,—Have any steps been taken to comply with the prayer of that Petition ?

Mr. Baker answered,—A report has been received from the surveyor, and he has been instructed to lay out the road.

- (8.) Road from Majura towards Queanbeyan :—Mr. Thompson asked the Secretary for Mines,—Has any action been taken with regard to the application for a road from Majura towards Queanbeyan, as promised in February last; and if not, what is the cause of the delay ?

Mr. Baker answered,—This road has been surveyed and marked upon the ground; and in a report recently received from the surveyor he states that the delay in forwarding the plan of survey of road has occurred through his having very urgent and important duties to attend to, and that, as the traffic upon the road is uninterrupted except by gates, he suggests that the preparation of the plan may stand over for a time.

- (9.) Dog Act—Paterson Police District :—Mr. Jacob asked the Colonial Secretary,—It having been stated in the *Mailland Mercury* of 11th October, at the instance, so it was alleged, of Sergeant Thompson, that the residents of the Paterson Police District, outside of the township, which district has been proclaimed under the Dog Act, will nevertheless be exempted from the provisions of the said Act,—Have the Police in the said district been authorized not to enforce the Act in the manner indicated; and if so, by whom ?

Sir Henry Parkes answered,—I have ascertained that the Dog Act has been extended to and is in operation in the Paterson Police District; but that complaints having been made that if its provisions were stringently enforced in the district it would be injurious to the residents generally, instructions were given to the Police not to be oppressively strict in carrying it out.

- (10.) Extension of Great Northern Railway to Sydney :—Mr. Burns asked the Secretary for Public Works,—

(1.) Have the surveys for the proposed extension of the Great Northern Railway to Sydney been completed ?

(2.) Will provision be made in the Estimates for the present year for this extension ?

Mr. Lackey answered,—

(1.) Instructions were given for three routes to be surveyed; two of them have been completed, and the third will be completed about the end of this month.

(2.) Comparative estimates of the cost of these lines will then have to be made. This work will be effected as expeditiously as possible, with the view to the amounts being submitted on the next Loan Estimates.

- (11.) Dam across Fresh Water River, Parramatta :—Mr. Taylor asked the Secretary for Public Works,—When is it the intention of the Government to cause the Dam across the fresh water river at Parramatta to be erected, the money for which was voted by Parliament ?

Mr. Lackey answered,—Plans are now being prepared for this work, and tenders will be shortly invited for it.

- (12.) Parramatta Railway Station :—Mr. Taylor asked the Secretary for Public Works,—When is it the intention of the Government to cause the much needed and promised accommodation for the passenger and goods traffic at the Parramatta Railway Station ?

Mr. Lackey answered,—Plans of the improvements proposed to be carried out at the Parramatta Railway Station are now being prepared, and the work will be commenced as early as possible.

- (13.) Holidays for Railway Workmen :—Mr. Taylor asked the Secretary for Public Works,—Are the men employed by the Government upon the Northern, Southern, and Western Railways allowed one day in each month (holiday) for the purpose of visiting the International Exhibition; if so, will the Government allow them a free Railway pass to enable them to avail themselves of the consideration of the Government ?

Mr. Lackey answered,—All the Railway men who have not otherwise an opportunity of visiting the Exhibition have been allowed one day in each month to enable them to do so. In the cases of men living long distances from Sydney the holidays will be allowed to be cumulative; but no concession in the way of free travelling is proposed to be made, the Railway fares having been made sufficiently low to be within the means of the wage-earning classes.

- (14.) Cattle Sale-yards :—Mr. Taylor asked the Colonial Secretary,—Is it the intention of the Government to grant to the City Corporation a portion of the land purchased at Rookwood, for the purpose of erecting the much-needed Cattle Sale-yards ?

Sir Henry Parkes answered,—The Government have no such intention.

- (15.) Post and Telegraph Office, Cassilis :—*Mr. Bennett*, for Mr. McElhone, asked the Colonial Secretary,—

(1.) Have tenders yet been called for the crection of the new Post and Telegraph Office at Cassilis ?

(2.) If not, what is the cause of the delay in calling for tenders, and when will tenders be called for the crection of the Post and Telegraph Office at Cassilis ?

Sir

Sir Henry Parkes answered,—

- (1.) No.
- (2.) This matter has been delayed, owing to the great pressure of work in the Colonial Architect's Office. Tenders will be invited as soon as the plans shall have been approved.

(16.) International Exhibition :—*Mr. Bennett*, for Mr. McElhone, asked the Colonial Secretary,—

- (1.) Is it a fact that the Exhibition Commissioners voted or appropriated the sum of £1,700, for a die or plate to strike off a number of Certificates of Merit?
- (2.) If not the above sum, how much, and how many Certificates are to be struck off?
- (3.) Is it a fact that this die or plate is to be made in America; if so, what are the names of the Commissioners who voted for, and against, the appropriation of the money for this purpose?

Sir Henry Parkes answered,—The answers supplied to me by the Commissioners are as follows :—

- (1.) Yes, on the recommendation of the Art Committee.
- (2.) None have been struck off, but the order has been given.
- (3.) Yes. The Committee on Art recommended the appropriation of the money, and their recommendation was endorsed by the Commission; but no record of the division appears to have been kept.

(17.) Case of Veness v. Rogers, Manilla :—*Mr. Jacob* asked the Minister of Justice and Public Instruction,—

- (1.) Did the Magistrates, who heard the case Veness v. Rogers, Pound Rescue, in or about February last, at Manilla, refuse the complainant a copy of the depositions on his applying for the same?
- (2.) Was the complainant not permitted to ask the witnesses any questions?
- (3.) If the complainant was refused a copy of the depositions, and was not allowed to ask questions of the witnesses, will he obtain an explanation from the Magistrates concerned?

Mr. Suttor answered,—

- (1.) Yes. I am informed that the complainant was not entitled to a copy of the depositions, as no conviction or order was made in the case in question.
- (2.) No. The case was stopped by the Magistrates concluding that their jurisdiction was ousted, by the evidence of complainant's witness disclosing that the title to the land where the stock had been impounded was in dispute, and resulted in a dismissal from want of jurisdiction.
- (3.) The answer to this question is contained in replies to paragraphs 1 and 2.

(18.) Tendering for Public Works :—*Mr. Cohen* asked the Secretary for Public Works,—Is it a fact that Members of Parliament, acting in the capacity of agents, obtain information and access to papers respecting the calling for tenders for Public Works, which are denied to other persons?

Mr. Lackey answered,—No information is given to Members of Parliament beyond that given to the general public.

(19.) Civil Servants as Directors of Companies :—*Mr. Bennett*, for Mr. McElhone, asked the Colonial Secretary,—

- (1.) Is he aware that Mr. G. F. Wise is acting as a Director of the Illawarra Steam Navigation Company?
- (2.) If so, will he carry out the Resolution of the Legislative Assembly, and instruct Mr. Wise that he must give up the office of Director of the above Company?
- (3.) Will he carry out the Resolution of the Assembly in regard to all other Civil Servants acting as Directors of Companies?
- (4.) Is Professor Smith, of the University, a Member of the Civil Service; if so, is he aware that he is a Director of the Australian Mutual Provident Society, and will he carry out the Resolution of the Assembly in regard to Professor Smith, as well as all other persons in the Civil Service?

Sir Henry Parkes answered,—In respect to this question, I wish to say that some considerable time ago I sought to obtain information through the late Governor, Sir Hercules Robinson. That information was laid upon the Table before the House was prorogued; but I subsequently requested His Excellency the Lieutenant-Governor to address a despatch to the Secretary of State for further information from the Imperial Government. This was received, I think, by the last mail, and was laid upon the Table on the day the House met. In respect to carrying out the Resolution of the House, a circular will be addressed to the officers of the Civil Service in a few days, and regulations will be issued in a short time.

(20.) Working of the Real Property Acts :—*Mr. Bennett*, for Mr. McElhone, asked the Colonial Secretary,—What action, if any, do the Government intend taking in regard to the Report of the Commissioners on the working of the Real Property Acts?

Sir Henry Parkes answered,—It is the intention of the Government to introduce a Bill without delay to carry out most of the recommendations of the Commission.

(21.) Roman Catholic Relief Act Adoption Act :—*Mr. Hurley (Hartley)* asked the Attorney General,—Does the Hon. Attorney General mean to convey, by his reply to Mr. Hurley's question on Thursday last,—

- (1.) That an Imperial Act of Parliament adopted by this Colony becomes inoperative, in consequence of the Act being repealed by the Imperial Parliament?
- (2.) If such superfluous Acts are null and void, why are they allowed to remain on the Statute Book of our Country?
- (3.) Does not the Index to Statutes infer that the Act 10 Geo. IV. No. 9 is still an operative law of the land?

Mr. Wisdom answered,—

- (1.) No.
- (2.) Answered by reply to first question.
- (3.) Yes, and correctly so; but, as I have previously explained, some of the provisions of the Imperial Act adopted by 10 Geo. IV. No. 9 are, in my opinion, inoperative in this Colony, because the terms thereof appear to be applicable to the United Kingdom only.

(22.) International Exhibition:—Mr. Dillon asked the Colonial Secretary,—

- (1.) Who selected the Organ now in use at the Exhibition Building, and what was the amount paid for it in England?
- (2.) In what condition was it landed in this Colony, and was any further expenditure necessary to render it fit for use; if so, how much?

Sir Henry Parkes answered,—

- (1.) I understand that the Organ was purchased in London by Sir Daniel Cooper, the Vice-President of the London Commission, and the price paid for it was £700.
- (2.) The answer furnished to me is that it was very much worn and decayed when landed, and that the cost of erecting and repairing it was £120.

(23.) Assize Courts:—Mr. Dillon asked the Attorney General,—

- (1.) By whom are the dates for holding the Assize Courts fixed?
- (2.) Is he aware that great inconvenience to the public was caused last month by the allowance of too short intervals between some of these Courts?
- (3.) Can any means be suggested to remedy this state of things?

Mr. Wisdom answered,—

- (1.) By the Governor in Council.
- (2.) Yes.
- (3.) I will bring the subject under the notice of their Honors the Judges of the Supreme Court, in seeking their advice as to the dates for next year.

(24.) Surveys for Clarence and New England Railway:—Mr. Dillon asked the Secretary for Public Works,—

- (1.) Has the Government caused any surveys to be made, or taken any other steps, with the view of constructing a line of Railway either from the Clarence District to New England or from some point on the Great Northern Line to Inverell and the adjacent districts?
- (2.) What are the intentions of the Government with regard to this matter during the present Session?

Mr. Lackey answered,—

- (1.) Surveys have been made from the Clarence District to Tenterfield, also to Glen Innes. No survey has been made from Glen Innes to Inverell, but the route was explored some time since.
- (2.) The whole question of the extension to the tableland will receive the early attention of the Government.

(25.) Appraisement Case, *Murphy v. Fletcher*:—Mr. Bennett asked the Secretary for Lands,—

- (1.) Has the appraisement in the case of Patrick Murphy *v. Fletcher*, Walcha, been carried out by the Government Appraiser, Mr. Walker; if so, when, and what is the award made by Mr. Walker, and in whose favour?
- (2.) If no report in the case has been furnished by the Government Appraiser, will the Minister call on Mr. Walker to furnish his report in the case without delay?

Mr. Hoskins answered,—Yes; and the award which fixes the value of Fletcher's improvements at £150 is objected to by Murphy, on the ground of an informality, which is being inquired into.

(26.) Appraisement Case, *Kirk v. Whitton*:—Mr. Bennett asked the Secretary for Lands,—

- (1.) Has the appraisement in the case of Kirk *v. Whitton*, Barraba, been carried out by the Government Appraiser, Mr. Walker; if so, when, and what is the award made by Mr. Walker, and in whose favour?
- (2.) If no report in the case has been furnished by Mr. Walker, will the Minister call on Mr. Walker to furnish his report in such case without delay?

Mr. Hoskins answered,—

- (1.) Yes; but the award has not been received, and it is not known in whose favour it has been made.
- (2.) Mr. Walker has been called on to furnish the award.

(27.) Proposed Bridge and Court-house, Barraba:—Mr. Bennett asked the Secretary for Public Works,—

- (1.) When will tenders be invited for the erection of a bridge over the River Manilla at North Barraba?
- (2.) When will tenders be invited for the erection of new Court-house at Barraba?

Mr. Lackey answered,—

- (1.) Tenders for erection of bridge over the Manilla at Barraba will be invited in about a month from this date.
- (2.) Tenders for a Court-house at Barraba will be invited as soon as the necessary amount shall have been voted by Parliament.

(28.) John Daly's Conditional Purchase:—Mr. Bennett asked the Secretary for Lands,—What decision, if any, has been arrived at by the Minister, in accordance with Mr. Bennett's letter of 21st April, 1879, with reference to John Daly's conditional purchase of 320 acres, situate in the county of Parry, parish of Winton, taken up at Tamworth on the 2nd of September, 1875?

Mr. Hoskins answered,—Mr. Hanley Bennett's letter of the 21st April, 1879, applying for the revocation of the lapsing of John Daly's conditional purchase, was replied to on the 29th of the same month, to the effect that the land agent had been instructed to receive the overdue declaration and interest, subject to inquiry. The declaration has accordingly been received, and awaits the final report of the District Inspector of Conditional Purchases.

3. PAPERS:—

Mr. Baker laid upon the Table,—Return to an Order made on 6th May, 1879,—“Road from Barraba to Gunnedah.”

Ordered to be printed.

Sir

Sir Henry Parkes laid upon the Table,—

- (1.) Return (*in part*) to an Order made on the 17th July, 1879,—“The Agent General for the Colony.”—(Duplication of Telegraphic Communication between Australia and Europe.)
- (2.) Further Papers respecting Duplication of the Telegraph Cable between Australasia and Europe. Ordered to be printed.

Mr. Suttor laid upon the Table,—

- (1.) By-laws of the Borough of Gulgong for the regulation of the Gulgong Free Library.
- (2.) By-law of the University of Sydney. Ordered to be printed.

4. ST. LEONARDS ROMAN CATHOLIC SCHOOL LAND SALE BILL:—Mr. Farnell presented a Petition from the Reverend Joseph Dalton, praying for leave to bring in a Bill to enable the Most Reverend Roger Bede Vaughan, the Reverend Joseph Dalton, and the Reverend James Kennedy, as trustees of certain land situated in the Borough of St. Leonards, to sell the said land, and to provide for the appropriation of the proceeds thereof.

And Mr. Farnell having produced the *Government Gazette* and the *Sydney Morning Herald* and *Freeman's Journal* newspapers, containing the notices required by the 59th Standing Order,—Petition received.

5. INTERNATIONAL EXHIBITION (*Formal Motion*):—Mr. Cameron moved, pursuant to Notice,—
- (1.) That there be laid upon the Table of this House a Return showing the names of all persons employed at the Exhibition Building since its opening, on the 17th September last, exclusive of workmen engaged in the erection of buildings, and the salaries or wages paid to each.
 - (2.) A Return showing the amount taken either at the gates or at the Commissioner's office daily, and the total weekly cost of keeping the Exhibition open.
- Question put and passed.

6. ADJOURNMENT.—Mr. Clarke moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

7. CATTLE SALE-YARDS:—Mr. McElhone moved, pursuant to Notice, That, in the opinion of this House, the Government should, without delay, “give” to the City Corporation the piece of land promised to the City Corporation for the erection of Cattle Sale-yards by the late Government, such land being part of the land purchased by the late Government from Mr. Cohen, and situated between the Railway line and Parramatta Road.
Debate ensued.

Mr. Cohen moved, That the Question be amended by the omission of the word “give” with a view to the insertion in its place of the word “sell.”

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

Debate continued.

Question,—That the word proposed to be omitted stand part of the Question,—put and passed.

Original Question put.

The House divided.

Ayes, 20.

Noes, 12.

Mr. Burns,	Mr. Driver,
Mr. Macintosh,	Mr. J. Davies,
Mr. T. R. Smith,	Mr. Clarke,
Mr. Moses,	Mr. Fitzpatrick,
Mr. Dillon,	Mr. Harris,
Mr. McCulloch,	Mr. Shepherd,
Mr. Merriman,	Mr. Sutherland,
Mr. Terry,	
Mr. Cameron,	<i>Tellers.</i>
Mr. Taylor,	Mr. McElhone,
Mr. O'Connor,	Mr. Roseby.

Sir Henry Parkes,	<i>Tellers.</i>
Mr. Lackey,	
Mr. Watson,	Mr. Greville,
Mr. Baker,	Mr. Hurley (<i>Hartley</i>).
Mr. Suttor,	
Mr. Hoskins,	
Mr. Jacob,	
Mr. Beyers,	
Mr. Garrett,	
Mr. Copeland,	

And so it was resolved in the affirmative.

8. MINING ON PRIVATE LANDS:—Mr. Copeland moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorize Mining on certain Private Lands, and to consider an Address to the Governor praying that His Excellency will be pleased to recommend, by message, that provision be made for carrying out the objects of the said Bill.
Question put and passed.

9. PRISON LABOUR ON PUBLIC WORKS:—Mr. Hurley (*Hartley*) moved, pursuant to Notice,—
- (1.) That, in the opinion of this “House,” an Address should be presented to the Governor, praying His Excellency to recommend his advisers to take steps to utilize prison labour upon national works wherever possible.

(2.) Having in view the extensive works soon to be entered on, this House recommends prison labour specially in the construction of the sewer for the City of Sydney.

(3.) In the construction of such sewer, it is advisable the work should be carried on continuously, night and day (Sundays excepted), and any prisoner who proves himself well conducted and energetic should be entitled to some remuneration or allowance.

(4.) In order to avoid expense in the appointing of additional warders, it is recommended that the Permanent Force be made to do service in guarding prisoners while engaged in such work.

Debate ensued.

Mr. Greenwood moved, That the Question be amended by the omission of all the words after the word “House,” with a view to the insertion in their place of the words “it is desirable to utilize “prison labour upon the public works of this Colony wherever that can be done consistently with “reformatory prison discipline.”

Question

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

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

The House divided.

Ayes, 25.

Sir Henry Parkes,	Mr. J. Davies,
Mr. Watson,	Mr. Wisdom,
Mr. Lackey,	Mr. Cameron,
Mr. Baker,	Mr. T. R. Smith,
Mr. Suttor,	Mr. Driver,
Mr. Hoskins,	Mr. Clarke,
Mr. Fitzpatrick,	Mr. Harris,
Mr. Dillon,	Dr. Bowker,
Mr. Garrett,	Mr. Sutherland,
Mr. Burns,	<i>Tellers.</i>
Mr. R. B. Smith,	Mr. O'Connor,
Mr. Teece,	Mr. Macintosh,
Mr. Merriman,	
Mr. Bennett,	

Noes, 10.

Mr. Barton,
Mr. Greville,
Mr. McCulloch,
Mr. Hurley (<i>Hartley</i>),
Mr. Beyers,
Mr. Shepherd,
Mr. Copeland,
Mr. Jacob,
<i>Tellers.</i>
Mr. Roseby,
Mr. Greenwood.

And so it was resolved in the affirmative.

Original Question put and negatived.

10. PYRMONT BRIDGE—DARLING HARBOUR:—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That, in the opinion of this House, the Government should take immediate steps for the removal of Pyrmont Bridge; and in order to facilitate the shipping of Lithgow coal, and to enable vessels to discharge cargo that would otherwise have to be taken over the streets of the City, thus causing a tax to the ratepayers that might otherwise be avoided, the Government should cause dredging operations to be carried on without delay in the immediate vicinity of the wharfs at Darling Harbour.

Debate ensued.

Question put,—

And Division called for,—

But there being no Tellers on the part of the *Ayes*, no Division could be had, and Mr. Speaker declared the Question to have passed in the *negative*.

11. CASE OF VENESS *v.* ROGERS, MANILLA:—Mr. Jacob moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all correspondence which took place about February last between one D. E. Veness, poundkeeper at Manilla and the Colonial Secretary's and Mines Offices, together with all minutes and other papers bearing thereon, relative to an alleged rescue of impounded cattle belonging to Mr. Rogers, of Attunga; also, copies of the depositions in the case Veness *v.* Rogers, Pound Rescue, heard at Manilla about February last.

Question put and passed.

12. APPLICATIONS TO PURCHASE CROWN LANDS:—Mr. Greenwood moved, pursuant to Notice, That the Order made by this House on Wednesday, the 29th of October last, for the printing of certain Returns, ordered by Resolution of this House on the 22nd of January, 1878, respecting certain purchases of land in virtue of improvements, be rescinded, because the Returns are now too late to be of any practical value, and because part of them have been printed already.

Debate ensued.

Question put.

The House divided.

Ayes, 6.

Mr. Fitzpatrick,
Mr. McCulloch,
Mr. Driver,
Mr. Roseby,
<i>Tellers.</i>
Mr. O'Connor,
Mr. Greenwood.

Noes, 18.

Sir Henry Parkes,	Mr. R. B. Smith,
Mr. Watson,	Mr. McElhone,
Mr. Suttor,	Mr. Jacob,
Mr. Baker,	Mr. Cameron,
Mr. Lackey,	Mr. Beyers,
Mr. Hoskins,	Mr. Bennett,
Mr. J. Davies,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. Greville,	Mr. Dillon,
Mr. Clarke,	Mr. Harris.

And so it passed in the *negative*.

13. CROWN LANDS UNDER PASTORAL LEASE AND CONDITIONAL PURCHASE:—Mr. Greenwood moved, pursuant to Notice.—

(1.) That this House is of opinion that the Order made by it on the 5th of February, 1878, for certain Returns in regard to lands under pastoral occupation has not been properly complied with; and that the Order made on the same date for Returns in regard to conditional purchases has been utterly ignored.

(2.) That the Returns ordered on the before mentioned date should be furnished as early as possible, and that they be brought down to the date of the passing of this Resolution.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Bennett, Mr. Beyers, Mr. Cameron, Mr. Copeland, Mr. Driver, Mr. Fitzpatrick, Mr. Garrett, Mr. Greenwood, Mr. Greville, Mr. Hoskins, Mr. Lackey, Mr. McCulloch, Mr. McElhone, Mr. O'Connor, Sir Henry Parkes, Mr. Suttor, Mr. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at seven minutes after Ten o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker

New South Wales.

No. 6.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Bridge, Dalwood Ford:—Mr. Burns asked the Secretary for Public Works,—When tenders will be invited for the erection of the low-level bridge at Dalwood Ford?

Mr. Lackey answered,—The subject is now being considered. A survey has been ordered, but it is impossible to fix exact date of inviting tenders.

- (2.) Parish Roads, Liverpool Plains District:—Mr. Jacob, for Mr. Bennett, asked the Secretary for Public Works,—What action has been taken, or is intended to be taken, by the Commissioner for Roads with reference to the repairing of the undermentioned Parish Roads, reported upon by Mr. Hanley Bennett some few weeks past,—

(1.) From Pialamore, Peel River, to Mulla and Swamp Oak Creek?

(2.) From Tamworth to the Forest, by way of the Lime Kilns?

(3.) From Attunga Creek to Burdekin's Springs, by way of Jones's and Chandler's conditional purchases?

Mr. Lackey answered,—

(1.) It is reported that the traffic will not justify such an outlay as would be required to make this a good road, but a small sum will be granted in January to keep the work done by the inhabitants in order.

(2.) The works have been marked out, and tenders invited by the local officer.

(3.) The Road Superintendent has been instructed to attend to this matter with least possible delay.

- (3.) George Lacy's Conditional Purchase:—Mr. Buchanan asked the Secretary for Lands,—Has that portion of land on the Nymboida River, in the county of Fitzroy, containing 320 acres more or less, which was conditionally purchased by George Lacy, in accordance with the 13th section of 25 Vic. No. 1, on the 19th of September, 1878, and on which a deposit of £80 was then paid to the Government, been yet surveyed; if not, when will the survey be made?

Mr. Hoskins answered,—Not yet measured. The land applied for would cross the main road from Armidale to Grafton, and the Travelling Stock Reserve on either side of it, and the area intervening between the Reserve and the river being improved, the applicant was, on the 9th September, offered a refund upon the area unavailable, and the option of measurement of the remainder fronting the Reserve.

- (4.) Matthew Crawford's Selection at Mudgee:—Mr. Buchanan asked the Secretary for Lands,—

(1.) Did Matthew Crawford select at Mudgee 80 acres of land, county Wellington, parish Avisford; and was not the same cancelled for being in the Mudgee Gold Field?

(2.) Has it been ascertained that the said selections are not within the Mudgee Gold Field, but that a mistake was made by the clerk who charted the land on the county map?

(3.) Will he cause an inquiry to be instituted?

Mr. Hoskins answered,—

(1.) Yes.

(2.) The selection is found not to be within the gold field area, and that the parish was incorrectly represented on the surveyor's plan.

(3.) Instructions have already been given for the cancellation of the selection to be revoked.

(5.)

(5.) Archbishop Vaughan:—Mr. Buchanan asked the Colonial Secretary,—

(1.) Is Archbishop Vaughan in receipt of any pay from the Government of New South Wales?

(2.) If so, how much, and for doing what?

(3.) If Archbishop Vaughan is in receipt of any pay from the Government of New South Wales, is the Government aware of that gentleman's published libels concerning the character of our Public Schools; and if so, is it therefore the intention of the Government to bring him under the same discipline that has been applied to Mr. Forster, the Agent General, resulting in that gentleman's dismissal from the Public Service?

Sir Henry Parkes answered,—Archbishop Vaughan does not receive any pay from the Government of New South Wales; and if he has rendered any service to the Government, I am not aware of it.

(6.) St. Leonards Public School:—Mr. Buchanan asked the Minister of Justice and Public Instruction,—What action has been taken in the case of the St. Leonards Public School?

Mr. Suttor answered,—As soon as Mr. Smithhurst's letter appeared in the *Herald* an inquiry was held into this case. The teacher admitted that she had inadvertently given the instruction complained of, but stated that she had not done so with the view of biasing the pupils' minds. Upon this she was warned by the Council of Education, that if any such instructions were given in the future she would be removed to a subordinate position.

(7.) Public Gates:—Mr. Thompson asked the Secretary for Mines,—With reference to reports by surveyors on applications for Public Gates,—Do these reports require the decision of the Minister before such applications are finally dealt with?

Mr. Baker answered,—Under the Public Gates Act of 1875 no powers are conferred upon surveyors who are employed to report merely for the information of the Minister. The Minister alone has power to grant permission to erect a public gate, and to cancel or revoke such permission.

2. LIBRARY COMMITTEE (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That Mr. Cohen be appointed a Member of the Library Committee in the place of Dr. Bowker, resigned. Question put and passed.

3. PAPER:—Mr. Watson laid upon the Table,—Rules made by the Board of Commissioners under the "Customs Regulation Act of 1879." Ordered to be printed.

4. NAVIGATION ACT FURTHER AMENDMENT BILL:—Mr. Watson presented a Bill, intituled "*A Bill to further amend the 'Navigation Act of 1871,'*"—which was read a first time. Ordered to be printed, and read a second time to-morrow.

5. PUBLIC EDUCATION BILL:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 more adequate provision for Public Education.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved, That it is expedient to bring in a Bill to make more adequate provision for Public Education.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

6. LANDS ACTS FURTHER AMENDMENT BILL:—The following Message from His Excellency the Governor was delivered by Mr. Hoskins, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 2.

In accordance with the provision contained in the 54th section of the Constitution Act, I recommend to the Legislative Assembly the expediency of making provision for the necessary expenses connected with the Bill to Amend the Land Acts of 1861 and the Act of 1875.

Government House,
5th November, 1879.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

7. ADJOURNMENT:—Mr. O'Connor moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

8. POSTPONEMENT:—The Order of the Day No. 2 of Government Business postponed until to-morrow.

9. LANDS ACTS FURTHER AMENDMENT BILL:—The Order of the Day having been read,—Mr. Hoskins moved, That this Bill be now read a second time.

Debate ensued.

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

Question put and passed.

Ordered, that the Debate be adjourned until to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 7.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 6 NOVEMBER, 1879.

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

QUESTIONS:—

- (1). Conditional Purchase of James Weeks, Walgett:—Mr. McElhone asked the Secretary for Lands,—

(1.) Has the conditional purchase of Mr. Weeks, taken up at Walgett, been cancelled; and on what grounds?

(2.) Is he aware that Weeks has resided on his conditional purchase continuously, and has improved it to twice the amount required by law?

(3.) Will he revoke the cancellation of this conditional purchase, with the view of further inquiry in the case?

Mr. Hoskins answered,—

(1.) The conditional purchase of James Weeks, taken up on the 8th November, 1877, was necessarily cancelled, having been found to encroach to the extent of nearly one-half on Water Reserve No. 1,049, notified on 17th October, 1876.

(2.) The selector is understood to have been resident and to have made improvements, certain of which, however, are on land conditionally purchased by another applicant, named Mackay, whose claim is also under inquiry.

(3.) It has been decided to cancel so much of the reserve as will admit of Weeks reselecting his land. He was fully advised to this effect on the 22nd September last, and the necessary instructions were sent to the district surveyor on the 3rd of last month.

- (2.) Bridge over River Hunter at Bowman's Crossing:—Mr. McElhone asked the Secretary for Public Works,—

(1.) What is the estimated cost of a high-level pile bridge across the Hunter River, above the site where the bridge was carried away at Bowman's Crossing?

(2.) Do the Government intend to erect a high-level pile bridge across the Hunter, above the site where the bridge was carried away at Bowman's Crossing?

(3.) If so, is the money on the Estimates for its erection; if not, will he place the money on the Estimates-in-Chief or the Supplementary Estimates?

Mr. Lackey answered,—

(1.) An accurate estimate has not yet been made, waiting the taking to pieces of late bridge to ascertain what material could be used in a new structure.

(2.) Pending receipt of above information no decision has been arrived at.

(3.) Funds will be asked for replacing bridge when the amount required has been determined.

- (3.) Bridge over River Namoi at Gunnedah:—Mr. Bennett asked the Secretary for Public Works,—When will tenders be invited for the erection of a bridge over the River Namoi at Gunnedah; and the new line of road from Gunnedah to Barraba be notified in the *Government Gazette* and opened for general traffic?

Mr. Lackey answered,—Tenders for bridge over the Namoi, at Gunnedah, will be invited in about a month from this date.

- (4.) Post and Telegraph Offices at Boggabri:—Mr. Bennett asked the Secretary for Public Works,—When will tenders be invited for the erection of new Post and Telegraph Offices at Boggabri; and why have such tenders not been ere this invited, seeing that the site for the same has been selected and agreed to some time past, as also the cost of erection voted by this House some months past?

Mr. Lackey answered,—The matter has been delayed in consequence of pressure of work in the Colonial Architect's Office. Plans will be submitted in a few days, and when approved of tenders will be invited without delay.

(5.)

- (5.) International Exhibition:—*Mr. Cameron*, for *Mr. Roseby*, asked the Colonial Secretary,—
- (1.) What amount has been paid for the erection and fitting of the Exhibition Building at the Garden Palace up to this date?
 - (2.) What amount has already been received from the sale of tickets and other sources?
 - (3.) What amount has been paid to *Mr. John Young* for his services in connection with the superintendence of the erection of those buildings?
 - (4.) What amount has been paid to *Mr. Joseph*, one of the Commissioners, for materials supplied by his firm?
- Sir Henry Parkes* answered,—
- (1.) The amount expended upon the Exhibition Building up to the present time is £207,226 15s. 10d., and there have been advances to the Commissioners for the management of the Exhibition, and other expenses, amounting to £16,549 4s. 3d., making a total of £223,776 0s. 1d.
 - (2.) The amount received from tickets and from other sources has been £14,803 0s. 4d.
 - (3.) Nothing has been paid to *Mr. John Young* up to the present time.
 - (4.) No amount has been paid to *Mr. Joseph*, as far as I can learn; but the sum of £2,690 1s. 7d. has been paid to Messrs. Montefiore, Joseph, & Co. for galvanized iron, and I understood that *Mr. Joseph* is a member of that firm.
- (6.) Holidays for Railway Workmen:—*Mr. Bennett* for *Mr. Taylor* asked the Secretary for Public Works,—Do the men employed in the Locomotive Department receive six days holiday in the year extra for good conduct; if so, will the Minister give this his consideration, and grant the same indulgence to the men employed in the Traffic Department?
- Mr. Lackey* answered,—No; the concession is confined to engine drivers and firemen, whose duties, it is considered, are more engrossing than those performed by the rest of the staff and require special relaxation.
2. MESSRS. ACKERMAN AND PARTY, HILL END:—*Mr. Buchanan* presented a Petition from certain Miners and Residents of Hill End and Tambaroora Districts, praying that inquiry be made into the claim of Messrs. Ackerman and party to hold certain gold-mining leases in Hill End and Tambaroora Districts,—
And the same having been read by the Clerk, by direction of *Mr. Speaker*,—
Petition received.
3. PUBLIC EDUCATION BILL:—The following Message from His Excellency the Governor was delivered by *Sir Henry Parkes*, and read by *Mr. Speaker*:—
- AUGUSTUS LOFTUS, *Message No. 3.*
Governor.
- Under the 54th section of the Constitution Act, I recommend to the Legislative Assembly the expediency of providing for the necessary expenses in connection with the Bill to make more adequate provision for Public Education.
- Government House,*
6th November, 1879.
- Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.
4. ELECTORAL BILL:—The following Message from His Excellency the Governor was delivered by *Sir Henry Parkes*, and read by *Mr. Speaker*:—
- AUGUSTUS LOFTUS, *Message No. 4.*
Governor.
- In accordance with the provision contained in the 54th section of the Constitution Act, I recommend to the Legislative Assembly the expediency of providing for the necessary expenses connected with the Bill to secure the more effectual representation of the people in Parliament.
- Government House;*
6th November, 1879.
- Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.
5. PAPER:—*Sir Henry Parkes* laid upon the Table,—Letter transmitting Instructions to the Principal Shorthand Writer of the Parliamentary Reporting Staff.
Ordered to be printed.
6. 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 Thursday, 30th October, 1879, not having been disapproved by the Assembly in the course of the three next sitting days on which the Assembly met for the despatch of business, had now taken effect as an appointment of such Committee; and intimated that it was therefore open to Members of the Committee to be sworn at the Table by the Clerk, in accordance with the 70th section of the Electoral Act of 1858.
 - (2.) *Members of Committee Sworn*:—Whereupon *John Fitzgerald Burns*, *George Day*, and *Henry Moses*, Esquires, came to the Table, and were severally sworn by the Clerk as Members of the said Committee.
7. POSTPONEMENTS:—The Orders of the Day Nos. 1 and 2 of Government Business postponed; to follow after Order No. 3.
8. LANDS ACTS FURTHER AMENDMENT BILL:—The Order of the Day having been read for the resumption of the adjourned Debate on the motion of *Mr. Hoskins*, "That this Bill be now read a second time,"—
And the Question being again proposed,—
Debate ensued. Question

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

The House divided.

Ayes, 34.

Sir Henry Parkes,	Mr. Teece,
Mr. Watson,	Mr. Pilcher,
Mr. Hoskins,	Mr. Bennett,
Mr. Lackey,	Mr. Cameron,
Mr. Wisdom,	Mr. Hurley (<i>Narellan</i>),
Mr. Baker,	Mr. Merriman,
Mr. Suttor,	Mr. McElhone,
Mr. Macintosh,	Mr. Beyers,
Mr. J. Davies,	Mr. Jacob,
Mr. T. R. Smith,	Mr. Day,
Mr. Roseby,	Mr. Lucas,
Mr. Harris,	Mr. Garrett,
Mr. Clarke,	Mr. Shepherd,
Mr. Lynch,	Mr. Burns,
Mr. Fitzpatrick,	<i>Tellers.</i>
Mr. Thompson,	
Mr. Terry,	Mr. H. H. Brown,
Mr. Sutherland,	Mr. Kerr.

Noes, 9.

Mr. Barton,
 Captain Onslow,
 Mr. McCulloch,
 Mr. Driver,
 Mr. Taylor,
 Mr. Greville,
 Mr. O'Connor,
Tellers.
 Mr. Copeland,
 Mr. Greenwood.

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 8.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 7 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Grant of Land for Sewerage Purposes:—Mr. McElhone asked the Secretary for Lands,—
(1.) Was a promise made by any previous Government to the Corporation of Sydney of a grant of the land (Sussex-street, between Erskine and Margaret Streets) for sewerage purposes?
(2.) If so, have any Trustees been appointed, and have the deeds been issued; if not, will the Government issue the deeds to the City Corporation without delay?

Mr. Hoskins answered,—

- (1.) Yes.
(2.) The land was vested in the Municipal Council of Sydney. The deeds were forwarded to the Registrar General for delivery on the 8th September last.
- (2.) Crown Lands under Pastoral Lease and Conditional Purchase:—Mr. Greenwood asked the Secretary for Lands,—
(1.) At what date was the preparation of a Return (*in part*) to an Order of this House of the 5th February, 1878, and laid upon the Table on the 13th May, 1879, commenced by the department, and what was the date of its completion?
(2.) How many clerks were occupied upon it, for what time, and what was their total remuneration?
(3.) What is the estimated cost of the Return, and to what officer was its preparation entrusted?

Mr. Hoskins answered,—The preparation of the Return, as a whole, was entered upon soon after it was moved for, but not actively proceeded with, owing to the pressure and arrear of the current business. The numerical statement or summary, laid upon the Table on 13th May last (showing 22,000 transfers of 48,000 selections), was entered upon a short time previously to that date, and occupied six clerks about a week at a cost of about £20. A considerable portion of the information was, however, already at hand in that form.

- (3.) Applications to purchase Crown Lands:—Mr. Greenwood asked the Secretary for Lands,—
(1.) How many clerks were employed in preparing the Improvement Purchase Returns ordered by this House on the 22nd January, 1878, and laid upon the Table on the 29th October, 1879?
(2.) How long were they occupied upon such work, what was their remuneration, and how much overtime was paid for?
(3.) At what date were the Returns completed?
(4.) To what officer of the department was the preparation of the Returns entrusted?

Mr. Hoskins answered,—

- (1.) Seven, when it was overtime work, and four during the time they were prepared in office hours.
(2.) The seven clerks who worked overtime were occupied on the Returns from the 1st May to 19th August, 1878; the rate of remuneration was 4s. an hour for the clerk in charge, and 3s. for the others; and the total amount paid was £565 13s. The overtime was then discontinued, and the Return was recommenced about the end of August last, and completed in office hours.
(3.) On the 28th October, 1879.
(4.) Mr. John Edwards (formerly of the Miscellaneous Branch) superintended the overtime work. The recent completion was carried out under Mr. W. C. Edwards.

(4.)

(4.) Mr. D. Clancy's Conditional Purchase near Molong :—Mr. McElhone asked the Secretary for Lands,—

- (1.) In reference to the conditional purchase of Mr. D. Clancy, near Molong, claimed by Mr. Smith in virtue of improvements,—Has any decision been yet given ; if so, what is it ; and if none has been given, what is the cause of the long delay in deciding the case ?
- (2.) Is it a fact that Surveyor Fisher was appointed to appraise Smith's improvements, or hold a Court of Appraisement, and declined, and returned his instructions, on the ground that Smith's improvements were worth £40 or more ?
- (3.) Is it true that the Minister for Lands a second time sent instructions to appraise Smith's improvements, and that Surveyor Fisher again returned papers, and sent a report in favour of Smith's claim ?
- (4.) What action does the Minister intend to take in regard to Surveyor Fisher's conduct ; and will he compel him to obey instructions, or suspend or dismiss him for disobedience of orders ?

Mr. Hoskins answered,—

- (1.) No decision has been given—the case having been under reference to Mr. Appraiser Fisher, who has not yet carried out the instructions issued to him.
- (2.) He was appointed, but, returned his appointment, stating that the improvements were worth over £40, and asking for further instructions.
- (3.) Yes.
- (4.) Another officer will be appointed to make the appraisement, and the Surveyor General will be asked to call upon Mr. Fisher for an explanation of his conduct.

(5.) Purchase of the Chisholm Estate, near Redfern Station :—Mr. Buchanan asked the Colonial Secretary,—

- (1.) Is it true that the Government intend purchasing a piece of land in the vicinity of the Redfern Station, belonging to a Mr. Chisholm ?
- (2.) Is it true that the Government intend to give £100,000 for this land ; and is it true that the same land was offered by an auctioneer in Sydney for £60,000, and found no purchaser ?

Sir Henry Parkes answered,—The Government has purchased the property near Redfern Railway Station, known as the Chisholm Estate, at the price of £100,000. I have no means of obtaining positive information, but I have every reason to believe that the property was never offered until offered to the Government.

(6.) Public Gates, Old Burra Road :—Mr. Jacob, for Mr. Thompson, asked the Secretary for Mines,—Have any reports been received on certain applications for permission to erect Public Gates on the Old Burra Road, near Queanbeyan ; and if so, what are the dates thereof ?

Mr. Baker answered,—Yes, upon the following applications, viz., of Messrs. J. A. Badgery, James Brown, Michael McNamara, and John McNamara. The reports are all dated 15th September, 1879.

(7.) Road from Majura towards Queanbeyan :—Mr. Jacob, for Mr. Thompson, asked the Secretary for Mines,—With reference to his answer on Tuesday last to a question respecting the completion of the survey of a road from Majura towards Queanbeyan,—Does he intend to carry out his promise to have the matter promptly attended to, or to adopt the suggestion of the surveyor to have it indefinitely postponed ?

Mr. Baker answered,—Yes. I intend to carry out my promise to have the matter attended to promptly.

(8.) Road from Gunnedah to Barraba :—Mr. Bennett asked the Secretary for Public Works,—When will the new line of road from Gunnedah to Barraba, be notified in the *Government Gazette*, and opened for general traffic ?

Mr. Lackey answered,—Tenders cannot be invited until proclamation of road is completed.

2. PAPER :—Mr. Hoskins laid upon the Table,—Return to an Order made on the 17th April, 1879,—“ Travelling Stock Reserves.”

Ordered to be printed.

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, viz. :—Mr. Baker, Mr. Bennett, Mr. Beyers, Mr. Buchanan, Mr. Cameron, Mr. Copeland, Mr. Day, Mr. Farnell, Mr. Greenwood, Mr. Hoskins, Mr. Hurley (*Hartley*), Mr. Jacob, Mr. Lackey, Mr. Lynch, Sir Henry Parkes, Mr. Roseby, Mr. Suttor, Mr. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at twenty-two minutes before Five o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 9.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 11 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Mineral Leases:—Mr. McElhone asked the Secretary for Mines,—

(1.) Has Mr. H. Wood, Under Secretary for Mines, caused an expenditure of about £15,000 in getting a large number of mineral leases surveyed, and leases for same engrossed on parchment, most of which leases had been taken up several years before such leases were prepared, and that very few of such leases have been taken up?

(2.) Is it not a fact that the expenditure of a few pounds by advertising in the *Government Gazette* would have answered the purpose, and so saved the country the loss of this large sum of money?

Mr. Baker answered,—

(1.) No. When the Mining Department was established at the end of 1874, and Mr. H. Wood became Under Secretary for Mines, there were in the department nearly 20,000 mineral leases under the Lands Act to be dealt with. As it was supposed that a large number of these were not required by the applicants, and to avoid the cost of issuing the leases, the department caused notices to be issued, calling upon applicants to notify their desire to abandon the applications; some 3,000 leases were, in consequence, abandoned by the applicants, and no doubt a very much larger number would have been abandoned if the money paid by the applicants could have been refunded to them. There then remained about 17,000 to be dealt with; of these a large proportion had been already surveyed, and some were in course of survey. After mature consideration it was found that the only safe way to dispose of these applications without injustice to applicants, was to tender the leases, and to tender the leases survey was absolutely necessary. No mineral leases have ever been engrossed on parchment, but were prepared in a cheap way on printed forms. It is true that comparatively few of these 17,000 leases have been taken up.

(2.) The department on its formation maturely considered whether by a proclamation or notice of any kind these leases could be cancelled, and it was found that the only effective mode of cancellation was as above indicated—by tendering the lease.

- (2.) Mr. Yeo, Inspector of Stock:—

- (1.) Mr. McElhone asked the Secretary for Mines,—

(1.) How often has Mr. Yeo been absent from duty during the present year visiting a farm of his near Windsor?

(2.) When travelling to and from this farm, does he travel free by rail, or does he pay his rail fare?

Mr. Baker answered,—

(1.) Mr. Yeo has been absent from duty five days during the present year—four on leave of absence, and one through illness.

(2.) Mr. Yeo does not travel free by rail when travelling to and from his farm; he pays his own fare.

- (2.) Mr. McElhone asked the Secretary for Public Works,—

(1.) Has Mr. Yeo, Inspector of Stock, got a free pass to travel by rail; if not, does he pay his Railway fare to and from his farm near Windsor when travelling by rail?

(2.) Has Dr. Badham, of the University, the right to occupy the whole compartment of a first-class carriage when travelling by rail?

(3.) If not, is he aware that on a late occasion Dr. Badham, when travelling on the Western Line, occupied a first-class carriage and refused to allow anyone in it, and in consequence of this an extra carriage had to be put on to convey passengers?

(4.) Will he put a stop to this in future?

Mr.

Mr. Lackey answered,—

- (1.) Mr. Yeo has not a free pass to travel by rail. He has paid for a season ticket between Mulgrave and Sydney, which expires on the 1st December next.
- (2.) No.
- (3.) Inquiry has been made, but nothing is known by the Railway officials of the alleged occurrence.

(4.) Crown-Lands under Pastoral Lease and Conditional Purchase:—Mr. Greenwood asked the Secretary for Mines,—

- (1.) When was the Return (*in part*) to an Order of this House of the 5th February, 1878, and which was laid upon the Table on the 26th September, 1878, begun to be prepared, and at what date was it finished?
- (2.) How many clerks were employed upon its preparation, and at what remuneration?
- (3.) What sum was paid for overtime?
- (4.) Who is the officer under whose direction it was prepared?

Mr. Baker answered,—

- (1.) Begun on the 18th March, 1878, and completed on the 20th September, 1878—the work being all performed by clerks in the office after office hours.
- (2.) Three; one at 4s. per hour, and two at 3s. per hour.
- (3.) £151 15s., being the total cost of preparation.
- (4.) The Officer-in-Charge, Occupation of Lands Office. Commenced while Mr. Du Faur was in charge and under his instructions, and completed during Mr. Harriott's charge of the office.

(5.) Archbishop Vaughan—St. John's College:—Mr. Buchanan asked the Colonial Secretary,—

- (1.) Is he aware that St. John's College is made the Archiepiscopal residence of Dr. Vaughan?
- (2.) Is not Dr. Vaughan's official position Visitor to St. John's, and can a permanent resident be called a Visitor?
- (3.) Is not St. John's endowed by the State; and is such endowment intended to pay Dr. Vaughan's rent.
- (4.) How came Dr. Forrest to leave, and who appointed the present Rector?
- (5.) Is Dr. Vaughan not receiving State Aid when he uses the College as a residence?

Sir Henry Parkes answered,—

- (1.) The Archbishop resides at present at St. John's College; but the College cannot properly be called his official or Archiepiscopal residence.
- (2.) The Archbishop is Visitor of St. John's College. It does not appear that his residing at the College can interfere with his performance of the duties of Visitor.
- (3.) St. John's College is endowed by the State with £500 for the salary of the Rector. This salary is paid to the Rev. Mr. Gillett as Rector, and the money could not be diverted from that purpose without an infraction of the law.
- (4.) The Rev. Dr. Forrest resigned the office of Rector on the 17th of July, 1874, and was succeeded by Archbishop Vaughan, at whose resignation, on the 15th May, 1877, the Council, under the power given by the Act of Incorporation, elected the Rev. Mr. Gillett in his room.
- (5.) Archbishop Vaughan does not receive State Aid in connection with St. John's College.

(6.) Mr. Daniel Cleary, Lewis Ponds, Hargraves:—Mr. Hurley (*Hartley*) asked the Secretary for Lands,—

- (1.) Was an application made on 28th September, 1871, by a Mr. Daniel Cleary, of Lewis Ponds, Hargraves, for the purchase of 40 acres of land?
- (2.) Was a letter sent to him on the 4th July, of the same year, from the Department of Lands, informing him he could conditionally purchase the said 40 acres?
- (3.) At the time he made his application, was his 40 acres within the boundary of a Gold Field Reserve, or upon a Commonage; if not, upon what grounds is his application refused?

Mr. Hoskins answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) The application was refused, because the land was within the Temporary Common of Hargraves.

(7.) Tendering for Public Works:—Mr. McElhone asked the Secretary for Public Works,—

- (1.) Do Messrs. Greville and H. H. Brown, Members of the Legislative Assembly, attend at the Works Office on days on which the tenders for Public Works are opened, and obtain information as to who are the successful tenderers?
- (2.) Is he aware that one or both of these gentlemen use this information, and issue circulars to contractors, offering to act as agents for them, and use their influence to obtain contracts for them on being paid a commission of 5 per cent., or less if they obtain the contracts?
- (3.) Will he issue such instructions as will prevent these or other persons from obtaining this information from Public Offices?

Mr. Lackey answered,—

- (1.) No; but these gentlemen frequently make inquiries respecting tenders; they do not however receive any information that would not be given to the general public.
- (2.) I am not aware.
- (3.) Instructions are already in existence that would prevent such information being improperly given, and I have no reason to believe that such instructions are deviated from.

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

Debate ensued.

Question put and negatived.

3. PAPER:—Mr. Suttor laid upon the Table,—Report on the Sydney Grammar School, for 1878.

Ordered to be printed.

4. REFUNDS ON CONDITIONAL PURCHASES (*Formal Motion*):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the amount of money unclaimed and due to all persons as refunds on conditional purchases up to the end of October, 1879, giving the names of all persons who are entitled to receive such refunds.
Question put and passed.
5. MAITLAND CATTLE DRIVING ACT AMENDMENT BILL (*Formal Motion*):—Mr. Cohen moved, pursuant to Notice, for leave to bring in a Bill to amend the Act 15 Vic. No. 9, being an Act to prevent cattle being driven through the towns of East and West Maitland except at certain hours.
Question put and passed.
6. ANNUAL REPORTS RELATIVE TO SALE AND OCCUPATION OF CROWN LANDS (*Formal Motion*):—
Mr. Greenwood moved, pursuant to Notice,—
(1.) That, in the opinion of this House, after this year, an Annual Report ought to be laid upon the Table of both Houses of Parliament in regard to the sale and occupation of Crown Lands, in the same way as the Railway, Postal, and other Departments furnish Annual Reports of their operations under existing arrangements.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Question put and passed.
7. ST. LEONARDS ROMAN CATHOLIC SCHOOL LAND SALE BILL (*Formal Motion*):—Mr. Cohen, for Mr. Farnell, moved, pursuant to Notice, for leave to bring in a Bill to enable the Most Reverend Roger Bede Vaughan, the Reverend Joseph Dalton, and the Reverend James Kennedy, as Trustees of certain land situated in the Borough of St. Leonards, to sell the said land and to provide for the appropriation of the proceeds thereof.
Question put and passed.
8. POLICE AT RAYMOND TERRACE:—Mr. Jacob moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the conduct of Superintendent Morisset, of Maitland, and Sub-inspector Thorpe, of Newcastle, as disclosed in the papers printed by order of this House, made on 17th July last, exhibits a persecuting spirit towards, and bias against, Senior-constable Finlay, of Raymond Terrace, and is deserving at least of severe censure; and the removal from their respective districts of the said officers is imperative in the interests of the Police Force.
(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put.
The House divided.

Ayes, 4.

Mr. O'Connor,
Mr. Jacob,
Tellers.
Mr. Coonan,
Mr. McCulloch.

Noes, 25.

Sir Henry Parkes,	Mr. Murphy,
Mr. Lackey,	Mr. Macintosh,
Mr. Fitzpatrick,	Mr. Barton,
Mr. Baker,	Mr. Hoskins,
Mr. Suttor,	Mr. Sutherland,
Mr. Watson,	Mr. Driver,
Mr. Cohen,	Mr. Cameron,
Mr. J. Davies,	Mr. Greville,
Mr. Garrett,	Mr. Wisdom,
Mr. Harris,	<i>Tellers.</i>
Mr. Thompson,	Mr. Copeland,
Mr. Eckford,	Mr. Roseby.
Mr. Beyers,	
Mr. Clarke,	

And so it passed in the negative.

9. THE PUBLIC SERVICE:—Mr. Copeland moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing how many persons in the various branches of the Public Service throughout the Colony were in receipt of Government pay, either by way of salaries, wages, subsidies, or fees, during the year 1878.
Question put and passed.
10. DISCOVERY OF BARRINGTON GOLD FIELD:—Mr. Copeland moved, pursuant to Notice (*as amended by consent*),—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the claims for a reward for the discovery of the Barrington Gold Field.
(2.) That such Committee consist of Mr. Baker, Mr. Farnell, Mr. Terry, Mr. Hurley (*Hartley*), Mr. Lucas, Mr. Jacob, Mr. Burns, and the Mover.
Debate ensued.
Question put and passed.
11. POSTPONEMENT:—The Order of the Day for the second reading of the Contempts Punishments Bill postponed until Friday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 NOVEMBER, 1879.

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

QUESTIONS:—

(1.) Toll-bar, Beckett's Bridge:—*Mr. Burns*, for *Mr. Taylor*, asked the Secretary for Public Works,—

(1.) Is he aware that the lease of the Toll-bar, advertised to be sold by the Government at Beckett's Bridge, is within the Municipality of Prospect and Sherwood?

(2.) Will he cause the tolls and dues for the said Toll-bar to be collected at the Railway Crossing on the Sydney Road, near the Junction and outside of the Municipality?

Mr. Lackey answered,—

(1.) Yes, and the notice of proposed sale has been withdrawn from the *Government Gazette*.

(2.) Yes, from the beginning of next year.

(2.) Messrs. Blomfield and Munford:—*Mr. Buchanan* asked the Secretary for Public Works,—

(1.) Is it the intention of the Government to plead the statute of limitations in the proceedings raised against the Government at the instance of Messrs. Blomfield and Munford?

(2.) By how much time is the statute of limitations exceeded?

(3.) Was the delay not occasioned by a long Parliamentary inquiry, beyond the control of Messrs. Blomfield and Munford; and when they got a chance to raise the action against the Government, is it the case that the statute of limitations was only exceeded by a few days?

(4.) Will the Government withdraw this plea, and allow the matter to be tried on its merits?

Mr. Lackey answered,—As this case is likely to come before the Court very shortly, it is not in the interests of the Crown considered expedient at present to state what action the law officers have advised, or what course in the interest of the public it will be found desirable ultimately to take.

(3.) Survey and Sale of Crown Lands:—*Mr. Greenwood* asked the Secretary for Lands,—

(1.) What was the total area of land surveyed last year, and what was the total cost of such survey, including office, as well as field work?

(2.) What were the total areas sold conditionally and unconditionally respectively, which remained unsurveyed on the 31st of last December?

Mr. Hoskins answered,—

(1.) The total area surveyed was 3,652,162 acres. The cost, independent of inspection and office work, was £148,369 1s. 7d. Inspection and office work form a portion only of the duties of the District Surveyor, the Surveyor General, and deputy and other officers, and the work of one year passes into another; their relative cost as regards measurement cannot therefore be given.

(2.) An approximate statement as regards conditional sales will be made, and laid upon the Table as soon as possible. No unconditional sales are made prior to survey.

(4.) Post and Telegraph Offices, Rylstone:—*Mr. Copeland*, for *Mr. Hurley (Hartley)*, asked the Secretary for Public Works,—When will tenders be invited for the erection of Post and Telegraph Offices at Rylstone?

Mr. Lackey answered,—Plans for these buildings were prepared last year, but the cost being considered too great revised plans have been asked for. The Colonial Architect has, however, reported that it is impracticable to reduce the cost and at the same time provide the accommodation required. The matter is now under consideration.

(5.)

- (5.) Cattle Sale-yards :—Mr. McElhone asked the Colonial Secretary,—Whether it is the intention of the Government to give effect to the Resolution passed by this House on Tuesday, 4th November, relating to the grant to the Municipal Council of Sydney of a site for Cattle Sale-yards? Sir Henry Parkes answered,—I shall, this afternoon, before the House proceeds to the Orders of the Day, make a short statement as to the course the Government intend to take in dealing with the public business; and I will then state the views of the Government with reference to this matter.
2. ST. LEONARDS ROMAN CATHOLIC SCHOOL LAND SALE BILL :—Mr. Farnell having presented this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Fund of the Colony, Bill, intituled “*A Bill to enable the Most Reverend Roger Bede Vaughan the Reverend Joseph Dalton and the Reverend James Kennedy as Trustees of certain land situated in the Borough of St. Leonards to sell the said land and to provide for the appropriation of the proceeds thereof,*”—read a first time.
3. PROPOSED DEVIATION OF RAILWAY EXTENSION—TAMWORTH TO TENTERFIELD THROUGH ARMIDALE :—Pursuant to the requirement of the Government Railways Act 22 Vic. No. 19 section 9, Mr. Lackey laid upon the Table (*as Exhibits only*) copies of certain Plans, Sections, and Books of Reference, relative to a proposed deviation of the Great Northern Railway Extension, Tamworth to Tenterfield, through the town of Armidale.
4. PAPER :—Sir Henry Parkes laid upon the Table,—Report from the Manager of Government Asylums for the Infirm and Destitute relative to expenditure for 1878.
Ordered to be printed.
5. SUPPLY (*Formal Motion*) :—*Sir Henry Parkes*, for Mr. Watson, moved, pursuant to Notice, That this House will, to-morrow, resolve itself into the Committee of Supply.
Question put and passed.
6. WAYS AND MEANS (*Formal Motion*) :—*Sir Henry Parkes*, for Mr. Watson, moved, pursuant to Notice, That this House will, to-morrow, resolve itself into the Committee of Ways and Means.
Question put and passed.
7. LEAVE OF ABSENCE (*Formal Motion*) :—Mr. Day moved, pursuant to Notice, That leave of absence be granted to Joseph Leary, Esq., the Member for The Murrumbidgee, for fourteen days, on account of serious indisposition.
Question put and passed.
8. ADJOURNMENT :—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
9. FRANCIS O'MEARA :—Mr. Macintosh presented a Petition from Francis O'Mearra, of Bathurst-street, Sydney, stating that he served for many years in the Police Force of this Colony, and rendered valuable services to the Government; that he is now old, and in destitute circumstances; and praying the House to take his case into favourable consideration.
Petition received.
10. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Henry Copeland, Esquire, and Andrew Hardie McCulloch, junior, Esquire, came to the Table and were sworn by the Clerk as Members of the Committee of Elections and Qualifications.
11. LANDS ACTS FURTHER AMENDMENT BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again this day.
12. PUBLIC INSTRUCTION BILL :—Sir Henry Parkes presented a Bill, intituled “*A Bill to make more adequate provision for Public Education,*”—which was read a first time.
Ordered to be printed, and read a second time on Thursday, 20th November.
13. POSTPONEMENTS :—The Orders of the Day Nos. 2 and 3 of Government Business postponed to follow after the Order of the Day for the further consideration in Committee of the Lands Acts Further Amendment Bill.
14. LANDS ACTS FURTHER AMENDMENT BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
Ordered, that the adoption of the report stand an Order of the Day for to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 11.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 13 NOVEMBER, 1879.

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

QUESTIONS :—

- (1.) Mr. James Glass—Miller's Creek Reserve :—Mr. McElhone asked the Secretary for Mines,—
- (1.) In reference to Reserve No. 454, Miller's Creek, the main water-hole of which is fenced off from the public by Mr. James Glass,—Has he yet received any report from the Stock Inspector, Tamworth, in reference to Mr. Glass's improvements, which encroach on this reserve?
 - (2.) If he has not received the Inspector's report, will he give immediate instructions to have all improvements removed off this reserve which interfere with the free access to water?
 - (3.) In what year and on what date was this reserve made, and when was it cancelled from lease?
- Mr. Baker answered,—
- (1.) Yes.
 - (2.) Instructions have now been given to have the fences removed from the reserve.
 - (3.) Travelling Stock Reserve made 28th March, 1871; extended 5th December, 1871. Reserved from lease 19th December, 1871.
- (2.) Travelling Stock Reserve, Flag's Road, Merriwa:—Mr. McElhone asked the Secretary for Lands,—
- (1.) Why was the Travelling Stock Reserve No. 3 or 33, on Flag's Road, near Merriwa, notified as cancelled in *Government Gazette* of 27th October, page 4752?
 - (2.) Who applied to have this reserve cancelled, and who recommended its cancellation?
 - (3.) Is he aware that there are not enough travelling stock reserves on this road, and that this one is greatly needed for travelling stock?
 - (4.) Will he at once revoke its cancellation, and regazette it as a travelling stock reserve, and without any delay, to prevent injury to the public?
- Mr. Hoskins answered,—
- (1.) Reserve No. 33 was cancelled, as it included a number of conditional purchases made prior to the notification of the reserve. Reserve No. 52, notified on the 12th of June, 1874, which includes all the available land in the locality, has not been cancelled, but was withdrawn from lease on the 28th April, 1879.
 - (2.) The cancellation was recommended by the Surveyor General. No application for the cancellation was received.
 - (3.) No; but further inquiry will be made.
 - (4.) As the available land has already been reserved, there will be no necessity to reverse the cancellation.
- (3.) Merriwa and Collaroy Bridges :—Mr. McElhone asked the Secretary for Public Works,—
- (1.) Have instructions been yet sent to any officer to have any of the piles drawn out of the bridges now being erected over the rivers at Merriwa and Collaroy by Mr. Burnett, to see if they have been driven the depth required by the contract?
 - (2.) If so, has any report been yet received; if so, how far were the piles driven, and were they driven the depth specified in the contracts?
 - (3.) If no report has been received, will he give instructions to have report made at once?
- Mr. Lackey answered,—
- (1.) Mr. McElhone's representations were forwarded to the local officer for report, who has made an examination in presence of a witness, and telegraphs that he has satisfied himself that piles were driven 18 feet. No final payment has been made on these bridges, and before being made a pile will be drawn and a thorough examination made.
 - (2.) A report has been received, which states that the greatest depth driven was 18 feet, and the least 16 feet; but that owing to removal of scour the piles of one pier, driven 20 feet, are now on rock, with 7 feet of holding, where further precaution was recommended.
 - (3.) A further report will be obtained, and a pile drawn at each bridge. (4.)

- (4.) Mr. Yeo, Inspector of Stock :—Mr. McElhone asked the Secretary for Mines,—
- (1.) Is he aware that Mr. Yeo, Inspector of Stock for Sydney, is in the habit of importing live stock for sale, which brings him into competition with persons who have not the advantage of a fixed salary, as he has?
 - (2.) Is he aware that Mr. Yeo keeps one or more stud horses, which are travelling the Windsor and Richmond Districts for hire; and that he, with his large salary, is thus brought into competition with farmers and others who get their living by keeping stud horses, and who have not a fixed Government salary as Mr. Yeo has?
 - (3.) Will he compel Mr. Yeo to give up importing stock and keeping stud horses for hire, or compel him to give up his office of Inspector of Stock?

Mr. Baker answered,—

- (1.) Mr. Yeo has not been in the habit of importing stock. Mr. Thomas Yeo, of Devon, has recently sent some stock here, which have perhaps been taken to be Mr. Inspector Yeo's.
 - (2.) He has an interest in some stud horses kept near Windsor, which are under the management of Mr. William Gosper.
 - (3.) As to the question of importing stock, that is answered by No. 1. As to keeping stud horses for hire, Mr. Yeo has been informed that he must divest himself of his interest in such horses.
- (5.) Toll-bar, Blandford :—Mr. McElhone asked the Secretary for Public Works,—
- (1.) Is it his intention to again establish a Toll-bar at or near Blandford?
 - (2.) Is he aware that there is very little traffic at above place, and that expense of collecting toll would absorb (or nearly so) all the dues; and before he establishes a toll at this place, will he make necessary inquiries as to the amount of toll dues and the cost of collecting them?

Mr. Lackey answered,—

- (1.) All the bars, at which tolls were being collected when the House passed the Resolution abolishing same, will be restored as nearly as possible with the same conditions.
 - (2.) The amount collected when tolls were abandoned was £330 for the year, and the cost of collection was £110.
- (6.) Dr. Badham—Western Railway :—Mr. McElhone asked the Secretary for Public Works,—
- (1.) Has Dr. Badham, of the University, the right to occupy the whole compartment of a first-class carriage when travelling by rail?
 - (2.) If not, is he aware that on a late occasion Dr. Badham, when travelling on the Western Line, occupied a first-class carriage and refused to allow anyone in it, and in consequence of this an extra carriage had to be put on to convey passengers?
 - (3.) Will he put a stop to this in future?

Mr. Lackey answered,—

- (1.) Dr. Badham has not the right to occupy the whole compartment of a first-class carriage when travelling by rail. I replied to a similar question asked by the Honorable Member on Tuesday last, and said—with reference to the statement that Dr. Badham when travelling on the Western Line occupied a first-class carriage and refused to allow anyone in it, and in consequence an extra carriage had to be put on to convey passengers—that inquiry had been made, and that nothing was known by the Railway officials of the alleged occurrence. The Honorable Member subsequently impugned the accuracy of the reply, and stated that the carriage Dr. Badham was riding in was ticketed "engaged," and that the official at the station afterwards admitted that the engaged placard had no right to be on the carriage.
- (2.) Having been informed by Mr. Terry, the Honorable Member for New England, that the occurrence referred to took place about three weeks since at the Blacktown station, I directed further inquiry to be made. The Traffic Manager—upon whose statement the reply was given—states that he made inquiry of the Station-master, Sydney, whose duty it is to issue the "engaged" boards, and he knew nothing of the matter. The Traffic Manager points out that there was nothing in the Honorable Member's question to indicate either time or place, and it did not occur to him to make inquiry at any other station than the Sydney station. It now appears that something was known of the occurrence by the Station-master at Blacktown, who makes the following statement:—

"On Saturday the 4th. October, on arrival of No. 8 up passenger, finding there was not room for first-class passengers, I gave instructions for a composite to be put on, which was immediately filled; after being attached, I was informed that Mr. Terry wanted me; I went to him; he complained about the crowded state of carriage, and wanted to know if Dr. Badham had an engaged compartment; I said I was not aware of it, but I would ask the guard; I regretted that he was so crowded, but if some of the passengers would come out, I would guarantee to find room for ten or twelve people; but as they would have to separate, none of them would leave the carriage; and I then told Mr. Terry, if he would kindly put up with the crowding, I would wire to Parramatta to have another carriage ready for them. The train was about to start, and I looked at the doors, and am positive there was no board on any of the doors. The guard informed me that Dr. Badham had no compartment engaged. The compartment pointed out to me as the one had four persons in it. I do not know Dr. Badham. Some time afterwards I spoke to Mr. Terry again about the matter, and told him that the guard informed me Dr. Badham had no right to say that he had a compartment engaged. Dr. Badham never spoke to me about the matter, and the information was given by a Mr. Read, who told Mr. Terry that the compartment was engaged. In conversation with Mr. Read, he informed me that an engaged board was not on the door, or he would not have gone to the compartment."

If I had been made aware of these circumstances when I first replied to the Honorable Member's question, I should not of course have said that the Railway officials knew nothing of the alleged occurrence. It appears to be clear, moreover, from the evidence of the Blacktown staff, that the compartment in which Dr. Badham was seated, and in which some other passengers had seats, was not ticketed "engaged," and that the extra carriage was not put on in consequence of any statement made, as alleged, by Dr. Badham.

- (7.) River Bank Protection Works, West Maitland:—Mr. Cohen asked the Secretary for Public Works,—What is the cause of the delay in proceeding with the River Bank Protection Works at West Maitland, and when are they likely to be commenced?

Mr. Lackey answered,—The delay has arisen from the difficulty in obtaining the land from which the stone was proposed to be quarried, and for the railway on which it was to be conveyed to the river bank; but tenders will very shortly be invited for the cartage of the stone to the site.

- (8.) Case of M'Intyre v. M'Donnell:—Mr. J. Davies, for Mr. Buchanan, asked the Secretary for Lands,—

(1.) What was the result of the Court of Land Inquiry, held at Goulburn on the 21st July, 1878, and what was Mr. Commissioner King's recommendation in the case of M'Intyre v. M'Donnell?

(2.) How is it that the £10 has been returned to M'Intyre, and the land not forfeited?

(3.) The £10 having been paid to M'Intyre, is it the intention of the Government to pay him the expenses of his witnesses?

Mr. Hoskins answered,—

(1.) The Commissioner's recommendation was, that the selection should be forfeited; but the Minister, on consideration of the report and evidence, decided that forfeiture should not take place.

(2.) The deposit was refunded, because there was no award of costs against the complainant.

(3.) There is no ground for the payment of the complainant's witnesses expenses by the public.

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

Debate ensued.

Question put and negatived.

3. JOHN BYRON:—Mr. Macintosh presented a Petition from John Byron, of Sydney, representing that he served for many years in the British Army and the Police Force of this Colony; that he applied for a pension, which was refused on the ground that his length of service did not entitle him to it; and praying the House to take his case into consideration.
Petition received.

4. ST. LEONARDS ROMAN CATHOLIC SCHOOL LAND SALE BILL (*Formal Motion*):—Mr. Farnell moved, pursuant to Notice,—

(1.) That the St. Leonards Roman Catholic School Land Sale Bill be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Jacob, Mr. Burns, Mr. Day, Mr. Cameron, Mr. Terry, Mr. Teece, Mr. Kerr, Mr. J. Davies, Mr. Thompson, and the Mover.

Question put and passed.

5. LANDS ACTS FURTHER AMENDMENT BILL:—The Order of the Day having been read,—Mr. Suttor moved, "That" the report from the Committee of the Whole on this Bill be now adopted.

Mr. McElhone moved, That the Question be amended, by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the purpose of considering five new clauses, and a Schedule."

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

Debate ensued.

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

The House divided.

Ayes, 29.

Sir Henry Parkes,	Mr. Burns,
Mr. Hoskins,	Mr. Webb,
Mr. Suttor,	Mr. Garrett,
Mr. Lackey,	Mr. Murphy,
Mr. J. Davies,	Mr. Pilcher,
Mr. Baker,	Mr. Terry,
Mr. Macintosh,	Mr. Coonan,
Mr. Cameron,	Mr. Jacob,
Mr. Wisdom,	Mr. Combes,
Mr. Buchanan,	Mr. Beyers,
Mr. Eckford,	Mr. Teece,
Mr. Harris,	<i>Tellers.</i>
Mr. Driver,	
Mr. Lynch,	Mr. Day,
Mr. Gray,	Mr. Roseby.
Mr. Clarke,	

Noes, 14.

Mr. Farnell,
Mr. McElhone,
Mr. W. C. Browns,
Mr. Sutherland,
Mr. Taylor,
Mr. O'Connor,
Dr. Bowker,
Mr. Bennett,
Mr. McCulloch,
Mr. Simson,
Mr. Copeland,
Mr. Greville,
<i>Tellers.</i>
Mr. Barton,
Mr. Greenwood.

And so it was resolved in the affirmative.

Original Question,—That the report from the Committee of the Whole on this Bill be now adopted,—put and passed.

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

6. PAPER:—Sir Henry Parkes laid upon the Table,—Further Return to an Address, adopted on 6th July, 1877,—“Immigration,”—steam-ship “Strathleven.”
Ordered to be printed.

7. POSTPONEMENTS:—The Orders of the Day Nos. 2 to 5 of Government Business postponed until Wednesday next.

8. CHURCH AND SCHOOL LANDS:—The Order of the Day having been read for the resumption of the adjourned Debate on the motion of Mr. Buchanan,—

“(1.) That, in the opinion of this ‘House,’ no moneys derivable in any way from the Church and School Lands shall be paid to any religious sect whatever.”

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

Upon which Mr. Garrett had moved, That the Question be amended by the omission of all the words of the first paragraph after the word "House," with a view to the insertion in their place of the words, "a Bill to declare the lands known as the Church and School Estates to be Crown Lands, and to deal with the funds derived from those lands should be brought in by the Government as soon as practicable, and that pending the settlement of this question the funds in hand and the proceeds thereof and of the said lands should be impounded by the Crown,"—

And the Question being again proposed,—“That the words proposed to be omitted stand part of the Question.”

The House resumed the said adjourned Debate.

Mr. O'Connor moved, That this Debate be now adjourned.

Debate ensued.

Motion for the adjournment of the Debate, by leave, withdrawn.

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

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

The House divided.

Ayes, 12.

Mr. O'Connor,
Mr. Garrett,
Mr. Jacob,
Mr. Shepherd,
Mr. Webb,
Mr. Murphy,
Mr. W. C. Browne,
Mr. Day,
Mr. Teece,
Mr. Taylor,

Tellers.

Mr. Copeland,
Mr. Coonan.

Noes, 31.

Mr. Baker,	Mr. Combes,
Mr. Fitzpatrick,	Mr. McElhone,
Mr. Farnell,	Mr. Gray,
Mr. Suttor,	Mr. McCulloch,
Mr. Hoskins,	Mr. Beyers,
Sir Henry Parkes,	Mr. Lynch,
Mr. Lackey,	Mr. Sutherland,
Mr. Roseby,	Mr. Buchanan,
Mr. Greenwood,	Mr. Bennett,
Mr. Barton,	Mr. Driver,
Mr. J. Davies,	Mr. Wisdom,
Mr. Macintosh,	Mr. Burns,
Mr. Harris,	<i>Tellers.</i>
Mr. Clarke,	Mr. Greville,
Mr. Cameron,	Mr. Eckford.
Mr. Terry,	
Mr. R. B. Smith,	

And so it passed in the negative.

Mr. Suttor moved, That there be inserted, after the word "House" in the first paragraph and in place of the words omitted, the words "a Bill should be brought in by the Government as soon as practicable, to declare the lands known as the Church and School Estates to be Crown lands, and to set aside and dedicate such lands and the funds derived therefrom for the purposes of public education; and that, pending the settlement of the question, the accumulated funds now in hand should be impounded by the Crown, and no farther steps taken to sell or lease the said lands; and that from and after the 31st of December, 1880, the income derived either as interest or rent from the said lands and the accumulated funds derived therefrom, should cease to be applied to any purpose other than that of public education."

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

The House divided.

Ayes, 37.

Sir Henry Parkes,	Mr. Jacob,
Mr. Lackey,	Mr. Sutherland,
Mr. Suttor,	Mr. Beyers,
Mr. Hoskins,	Mr. Bennett,
Mr. Baker,	Mr. Murphy,
Mr. Webb,	Mr. Greville,
Mr. Roseby,	Mr. Copeland,
Mr. Garrett,	Mr. McElhone,
Mr. Taylor,	Mr. R. B. Smith,
Mr. Wisdom,	Mr. Combes,
Mr. Cameron,	Mr. Gray,
Mr. Buchanan,	Mr. Fitzpatrick,
Mr. Macintosh,	Mr. Shepherd,
Mr. Eckford,	Mr. Greenwood,
Mr. Clarke,	Mr. Driver,
Mr. Farnell,	<i>Tellers.</i>
Mr. Burns,	Mr. Teece,
Mr. J. Davies,	Mr. Harris.
Mr. Barton,	
Mr. McCulloch,	

Noes, 5.

Mr. Coonan,
Mr. O'Connor,
Mr. Lynch,
Tellers.
Mr. Day,
Mr. W. C. Browne.

And so it was resolved in the affirmative.

Question then put,—

(1.) That, in the opinion of this House, a Bill should be brought in by the Government as soon as practicable, to declare the lands known as the Church and School Estates to be Crown lands, and to set aside and dedicate such lands and the funds derived therefrom for the purposes of public education; and that, pending the settlement of the question, the accumulated funds now in hand should be impounded by the Crown, and no farther steps taken to sell or lease the said lands; and that from and after the 31st of December, 1880, the income derived either as interest or rent from the said lands and the accumulated funds derived therefrom, should cease to be applied to any purpose other than that of public education.

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

The

The House divided.

Ayes, 37.

Sir Henry Parkes,	Mr. Jacob,
Mr. Lackey,	Mr. Sutherland,
Mr. Suttor,	Mr. Beyers,
Mr. Hoskins,	Mr. Bennett,
Mr. Baker,	Mr. Murphy,
Mr. Garrett,	Mr. Greville,
Mr. Roseby,	Mr. Harris,
Mr. Copeland,	Mr. McElhone,
Mr. Wisdom,	Mr. R. B. Smith,
Mr. Cameron,	Mr. Combes,
Mr. Eckford,	Mr. Gray,
Mr. Buchanan,	Mr. Driver,
Mr. Macintosh,	Mr. Fitzpatrick,
Mr. Clarke,	Mr. Greenwood,
Mr. Farnell,	Mr. Shepherd,
Mr. Burns,	<i>Tellers.</i>
Mr. Teece,	Mr. Taylor,
Mr. J. Davies,	Mr. Webb.
Mr. Barton,	
Mr. McCulloch,	

Noes, 5.

Mr. Lynch,
Mr. Day,
Mr. W. C. Browne,

Tellers.

Mr. Coonan,
Mr. O'Connor.

And so it was resolved in the affirmative.

9. **POSTPONEMENT**:—The Order of the Day for the consideration of the expediency of bringing in the Mining on Private Lands Bill postponed until Friday, 21st November.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 14 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Land at Goulburn resumed for Railway Purposes:—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—

(1.) What area of land in the Church of England Glebe at Goulburn was resumed for Railway purposes, and what amount was allowed as compensation for the same?

(2.) Was such amount of compensation paid to the Colonial Treasurer; if not, to whom, and how has it been appropriated?

Mr. Lackey answered,—

(1.) Area resumed, 3 roods 19 perches; amount of compensation, £722 7s. 2d.

(2.) The amount was paid into Court on 22nd March, 1875, to the credit of the Master in Equity, to be dealt with in the interests of the parties entitled, as provided by the Railway Act.

- (2.) New Gaol, Goulburn:—Mr. Teece asked the Secretary for Public Works,—When will tenders be invited for the erection of the new Gaol at Goulburn?

Mr. Lackey answered,—So soon as the plans, which are about to be submitted, are approved of, tenders will be invited without delay.

- (3.) Court-house, Carcoar:—Mr. Lynch asked the Secretary for Public Works,—When will tenders be called for the erection of a Court-house at Carcoar?

Mr. Lackey answered,—Tenders will be invited in an early issue of the *Government Gazette*.

- (4.) Abattoir, Glebe Island:—Mr. Bennett, for Mr. McElhone, asked the Colonial Treasurer,—In reference to the report of the Commissioners appointed to inquire into the management, &c., of the Abattoirs, Glebe Island,—Is it his intention to make any change in the management of Glebe Island?

Mr. Watson answered,—The report referred to is under consideration, but no decision is yet arrived at as to any action that may be taken thereunder.

- (5.) Stores Department:—Mr. Bennett, for Mr. McElhone, asked the Colonial Treasurer,—In reference to the report of the Commission appointed to inquire into charges made against certain officers in the Colonial Stores Department, and the management thereof,—Is it his intention to make any change in the management of the Stores Department, or to supersede any of the officers; if so, when?

Mr. Watson answered,—The report referred to is under consideration, but no decision is yet arrived at as to any action that may be taken thereunder.

- (6.) Technological Education:—Mr. O'Connor asked the Colonial Secretary,—Is it the intention of the Government to bring in any measure relating to Technological Education, or to introduce any provisions in the Public Instruction Bill for the establishment of Technological Schools?

Sir Henry Parkes answered,—It is not the intention of the Government to make any provision in the Bill now before Parliament for this purpose, and I am not in a position to say whether a separate Bill will be introduced or not.

- (7.) Public Baths, Double Bay:—Mr. O'Connor, for Dr. Bowker, asked the Colonial Secretary,—Is he aware that the Municipal Council of Woollahra has passed a resolution to build a bathing establishment in Double Bay, just opposite the Government Reserve, and under the eyes of many residents?

Sir Henry Parkes answered,—I have ascertained that the Council of the Borough of Woollahra recently passed a resolution to invite competitive designs for public baths at Double Bay; that such designs are expected, though none have yet been received; and that the site contemplated, though not definitely fixed, is opposite the reserve.

2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Charles Edward Pileher, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
3. POSTPONEMENTS :—The following Orders of the Day postponed :—
- (1.) Beer's Disabilities Bill; second reading;—*until Friday next.*
 - (2.) Challenge in Misdemeanour Bill; second reading;—
 - (3.) Contempts Punishments Bill; second reading;—
- } *until Friday, 12th December.*

The House adjourned at twenty minutes before Five o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 13.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 18 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Railway Excursion Tickets:—Mr. McElhone asked the Secretary for Public Works,—
- (1.) At what price were return tickets issued from Sydney to Melbourne for the late races in Melbourne?
 - (2.) What is the distance from Sydney to Melbourne by rail, exclusive of the distance from Wagga to Albury by coach, and what was the rate per mile of return tickets?
 - (3.) Did he not promise a Deputation from the Northern Agricultural Society that he would issue, or cause excursion tickets to be issued, to the Show at Singleton at the lowest rates?
 - (4.) Did he not state to the Deputation, on the authority of the Commissioner for Railways, that excursion tickets were not issued for the Hawkesbury Races at 1d. per mile, and that they would not be issued for the International Exhibition at 1d. per mile?
 - (5.) Is it not a fact that excursion tickets have been issued for Hawkesbury Races and Exhibition at 1d. per mile and less; if so, will he in future grant the same privilege to people of the Northern Districts as is granted in the Southern and Western?
 - (6.) In reference to advertisement in the *Maitland Mercury* of November 8th, in regard to excursion tickets for the Exhibition,—Is he aware that the Commissioner for Railways has advertised in the *Mercury*, that to obtain the benefit of these excursion tickets the persons taking them must purchase a corresponding number of steamer tickets for the trip from Newcastle to Sydney and back?
 - (7.) Is Mr. Goodchap an agent for these steamers, and does he get commission on sale of steamers tickets?
 - (8.) If not, by what right or authority has Mr. Goodchap inserted such an advertisement, and has he the right to dictate to the public in this manner, and will he cause or compel him to withdraw this part of the advertisement referring to steamer tickets?

Mr. Lackey answered,—

- (1.) £7 10s.
- (2.) 496 miles; the rate per mile was within a fraction of 2d.
- (3.) The application made by the Deputation was, that return tickets should be issued at 1d. per mile. I declined to accede to this, but stated that the rates to Singleton Show should be made at least as low as those charged to other country agricultural shows, and to the Metropolitan Show. As a matter of fact, lower rates were charged.
- (4.) I stated that it was not the intention of the Government to authorize 1d. a mile rates to the International Exhibition, and that tickets were not issued for Hawkesbury Races at so low a rate as 1d. per mile.
- (5.) It is not the fact that tickets have been issued at 1d. per mile and less for the Exhibition, nor has it been the practice to charge these rates to the Hawkesbury Races.
- (6.) I am aware of it. I approved of the plan, which was adopted to protect the Railway revenue. The cheap fares are allowed to enable the country residents to visit the Exhibition. Passengers who reside in the Southern and Western Districts can obtain tickets at these rates for Sydney only, and the Northern residents are required to take tickets for Sydney (the fare by the steamer being included) as a guarantee that they are travelling to the Exhibition. If this precaution were not taken the whole of the passenger traffic by Railway to Newcastle would be conducted at the cheap fares, defeating the object of the concession, and entailing a large loss of revenue.
- (7.) No.
- (8.) In the absence of any better plan for protecting the revenue the present system must be continued so long as the cheap Exhibition fares are in force.

(2.)

- (2.) Orphan Schools, Parramatta—Peisley's Case :—Mr. McCulloch asked the Colonial Secretary,—
- (1.) Did a man named Peisley apply for admission for three of his children into the Protestant Orphanage at Parramatta, and was his request refused?
 - (2.) What was the ground for such refusal?
 - (3.) Did he afterwards apply for admission for the same children to the Roman Catholic Orphanage, and was his request granted?
 - (4.) If so, on what terms?

Mr. Suttor answered,—

- (1.) Yes, on the 26th November, 1878, and his application was refused.
- (2.) On the ground of the father being alive, and apparently in a position to support them.
- (3 and 4.) Yes, application was made on 18th July last, at the instance of the father, accompanied with an offer to pay 5s. a week for the children's support; and on the 22nd of that month a letter was sent in error to the Chairman of the Committee of Management of the Roman Catholic Orphanage to receive the children. The papers having been subsequently brought under my notice, I at once, on the 25th July, 1879, caused instructions to be given to return the children to their father, to whose care they were afterwards handed over.

- (3.) International Exhibition—Licenses for Sale of Spirituous Liquors :—*Mr. O'Connor*, for *Mr. Sutherland*, asked the Colonial Secretary,—How many licenses have been granted by the Exhibition Commissioners to retail spirituous liquors within the Garden Palace, the position and space allowed to each, and name of grantee?

Mr. Wisdom answered,—No licenses have been granted by the Commissioners to retail spirituous liquors within the Garden Palace, they having no power to grant such licenses. The Commissioners approved, however, of the application made to the Licensing Bench by Messrs. Young and O'Connell, as sole caterers for refreshments and liquors within the Garden Palace, for which concession a sum of £1,375 was offered by Messrs. Young and O'Connell and accepted by the Commissioners. Messrs. Young and O'Connell have one central refreshment place, with branch stalls in the east tower, stalls for tea and temperance drinks in the north tower, and, by arrangement with the French Commissioners, a "buvette" in the French Court. No other person has been permitted to sell liquors within the Garden Palace, but permission to erect places of refreshment in the Exhibition grounds has been granted to other persons.

- (4.) Public Wharf near Callan Park :—*Mr. Lucas* asked the Secretary for Public Works,—When are tenders to be called for the expenditure of the £500 voted for the repairs of the public wharf at the end of Wharf Road, near Callan Park; or will it, through the inattention of the Department of Harbours and Rivers, be allowed to lapse?

Mr. Lackey answered,—The vote in question was only taken last Session, so that it cannot lapse till the 31st December, 1880. Some difference of opinion having arisen as to the question of site prevented the work being proceeded with before this. It is hoped, however, that the wharf will be commenced very shortly.

- (5.) Road from Banks's Meadow to Bunnerong Road :—*Mr. Lucas* asked the Secretary for Public Works,—Why has the £70 voted for the repair of the road leading from Banks's Meadow to the Bunnerong Road not been placed to the credit of the Trustees?

Mr. Lackey answered,—The vote of £100 for current year for road from Banks's Meadow, *via* Lord and Hancock's, to the Bunnerong Road, near the Tannery, was issued to the Trustees on the 17th March last, who were duly advised on same date.

- (6.) Sewage of Sydney and Suburbs :—*Mr. Lucas* asked the Secretary for Public Works,—

- (1.) At what height above high water is the city sewage to be discharged into the sea near Ben Buckley's Point?
- (2.) At what height above high water will proposed sewers drain each of the following places, *viz.* :—Glebe, Parramatta-street, Prince, Gloucester, Cumberland, York, George, Pitt, Castlereagh, Elizabeth, Phillip, and Macquarie Streets; also, Hyde Park, Woolloomooloo, and Darlinghurst?
- (3.) What will be the length of the proposed sewers from the outlet to the places abovementioned?
- (4.) Is it intended that the whole of the silt and other matter collected by the new sewers shall be discharged at the outlet, or will silt pits be constructed to catch the most solid and heavy matter; if the latter, how many are to be constructed, and in what localities?
- (5.) How is it proposed to deal with the sewage of the city and suburbs below the action of the proposed new sewers?

The Southern Division of the City.

- (1.) Is it intended to take the sewage from above 1,000 acres of the southern portion of the city to the head of Shea's Creek for filtration?
- (2.) Is it intended to purchase 100 acres of the Waterloo Estate, into which the more solid portion of sewage is to be dug, when the effluent water has passed into Shea's Creek?
- (3.) What will be the approximate quantity of solid matter, also the quantity of fluids, which it is expected will be run on to the proposed receptacle of the sewage of the southern portion of the city?

Mr. Lackey answered,—I will presently, as an answer to this question, lay a Return upon the Table of the House.

- (7.) Glebe Lands :—*Mr. Hurley (Hartley)* asked the Secretary for Lands,—Are Glebe Lands treated by the Government as Church and School Lands, in accordance with the 33rd clause of the Clergy and School Lands Charter Act of the 9th March, 1826?

Mr. Hoskins answered,—Glebe Lands are not treated in any way by the Government.

2. PUBLICANS LICENSING ACT :—*Mr. Macintosh* presented a Petition from the General Assembly of the Presbyterian Church of New South Wales, praying that certain amendments may be made in the Licensing Law of the Colony.
Petition received.

3. **PUBLIC INSTRUCTION BILL**:—Mr. Macintosh presented a Petition from the General Assembly of the Presbyterian Church of New South Wales, praying the House to pass this Bill.
Petition received.
4. **PAPERS**:—
Mr. Lackey laid upon the Table,—Return respecting the disposal of the Sewage of Sydney and Suburbs.
Ordered to be printed.
Mr. Hoskins laid upon the Table,—
(1.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.
(2.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria No. 1.
Ordered to be printed.
5. **MAITLAND CATTLE DRIVING ACT AMENDMENT BILL**:—Mr. Cohen presented a Bill, intituled “*A Bill to repeal an Act intituled ‘An Act to prevent Cattle being driven through the Towns of East and West Maitland except at certain hours’ and to make other provision in lieu thereof,*”—which was read a first time.
Ordered to be printed, and read a second time on Friday, 5th December.
6. **CONNECTION OF GREAT NORTHERN RAILWAY WITH SYDNEY**:—Mr. McElhone moved, pursuant to Notice, That, in the opinion of this House, the Government should proceed without delay to construct a Railway to connect the Great Northern Railway with “Sydney” from the most advisable or best point between Muswellbrook and Newcastle.
Debate ensued.
Mr. Fitzpatrick moved, That the Question be amended by the omission of all the words after the word “Sydney.”
Question proposed,—That the words proposed to be omitted stand part of the Question.
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Main Question put,—That, in the opinion of this House, the Government should proceed without delay to construct a Railway to connect the Great Northern Railway with Sydney.
The House divided.

Ayes, 16.

Noes, 29.

Mr. O'Connor,
Mr. Fitzpatrick,
Mr. W. C. Browne,
Mr. Moses,
Mr. McCulloch,
Mr. Cohen,
Mr. Cameron,
Mr. Copeland,
Mr. Driver,
Mr. R. B. Smith,
Mr. Dillon,
Mr. Coonan,
Mr. Burns,
Mr. Pilcher,

Tellers.
Mr. Badgery,
Mr. McElhone.

Sir Henry Parkes,
Mr. Lackey,
Mr. Hoskins,
Mr. Baker,
Mr. Suttor,
Mr. J. Davies,
Mr. Wisdom,
Mr. T. R. Smith,
Dr. Bowker,
Mr. Greenwood,
Mr. Webb,
Mr. Johnston,
Mr. Greville,
Mr. Garrett,
Mr. Clarke,
Mr. Murphy,

Mr. Macintosh,
Mr. Jacob,
Mr. Gray,
Mr. Charles,
Mr. Harris,
Mr. Thompson,
Captain Onslow,
Mr. Stephen Brown,
Mr. Combes,
Mr. Kerr,
Mr. Hurley (*Hartley*),
Tellers.
Mr. Day,
Mr. Roseby.

And so it passed in the negative.

7. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS**:—Robert Burdett Smith, Esquire, came to the Table, and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
8. **HIGH-LEVEL BRIDGE ACROSS THE HUNTER RIVER, AT BOWMAN'S CROSSING**:—Mr. McElhone moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1880, a sum not exceeding £10,000 for the erection of a high level Bridge, to be erected across the Hunter River above the site of the Bridge lately carried away at Bowman's Crossing, Hunter River.
Debate ensued.
Motion, by leave, withdrawn.
9. **PUBLIC INSTRUCTION BILL**:—Mr. Fitzpatrick presented a Petition from Inhabitants of Yass and the district of Yass, praying the House to introduce into this Bill the principle of payment by results and capitation.
Petition received.
10. **STEAM TRAMWAYS IN SYDNEY AND SUBURBS**:—Mr. J. Davies presented a Petition from the Chairman of the Sydney Tramway and Omnibus Company, protesting against the action of the Government in regard to the construction of Steam Tramways in the City and Suburbs of Sydney; and praying the House to take the matter into consideration, with a view to granting relief to Petitioners.
Petition received.
11. **INSPECTION OF CONVENTS, NUNNERIES, AND MONASTERIES**:—Mr. Hurley (*Hartley*) moved, pursuant to Notice, for leave to bring in a Bill to provide for the Government inspection of all Convents, Nunneries, and Monasteries, and all religious houses.
Debate ensued.
Question put.

The

The House divided.

Ayes, 2.

Tellers.

Mr. Hurley (*Hartley*),
Mr. Roseby.

Noes, 31.

Mr. Hoskins,	Mr. Murphy,
Mr. Suttor,	Mr. Copeland,
Mr. Fitzpatrick,	Mr. Moses,
Mr. Cohen,	Mr. Burns,
Captain Onslow,	Mr. Barton,
Mr. Baker,	Mr. Greville,
Mr. Wisdom,	Mr. Greenwood,
Mr. Lackey,	Mr. Johnston,
Sir Henry Parkes,	Dr. Bowker,
Mr. W. C. Browne,	Mr. O'Connor,
Mr. Coonan,	Mr. Macintosh,
Mr. Day,	Mr. Driver,
Mr. Charles,	<i>Tellers.</i>
Mr. Dillon,	Mr. Kerr,
Mr. R. B. Smith,	Mr. T. R. Smith.
Mr. Combes,	
Mr. McCulloch,	

And so it passed in the negative.

12. **ERECTION OF AN HOSPITAL IN SYDNEY:**—Dr. Bowker moved, pursuant to Notice, That, in the opinion of this House, it is not desirable that an Hospital, other than an Emergency Hospital, *i.e.*, not containing more than ninety-six beds, should be built within the precincts of the City of Sydney. Mr. Suttor moved, That this Debate be now adjourned.
Debate ensued.
Question put and passed.
Ordered, that the Debate be adjourned until Friday, 28th November.
13. **STANDARD WEIGHT OF GRAIN:**—Mr. T. R. Smith moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to declare the Standard Weight of Grain.
Question put and passed.
14. **PAPER:**—Sir Henry Parkes laid upon the Table,—Further Papers respecting the proposed abandonment of the Southampton Mail Route between Great Britain and Australasia.
Ordered to be printed.
15. **FORMS OF GRANT UNDER CROWN LANDS ALIENATION ACT:**—Mr. Copeland moved, pursuant to Notice, That it is desirable the opinion of the Attorney General should be obtained as to whether it was necessary to gazette and lay upon the Table of both Houses of Parliament all forms of grant and other instruments, having regard to sections 30 and 3 of the Crown Lands Alienation Act.
Debate ensued.
Question put and negatived.
16. **DANIEL CLEARY'S APPLICATION TO PURCHASE LAND:**—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters, papers, or reports, in reference to an application made by Daniel Cleary, of Lewis Ponds, Hargraves, in the year 1871, for the purchase of 40 acres of land.
Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 14.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Gaol at Forbes:—*Mr. J. Davies*, for *Mr. Coonan*, asked the Colonial Secretary,—Is it the intention of the Government to place any, and if so what, amount of money on the Estimates for erection of a Gaol at Forbes?

Sir Henry Parkes answered,—A sum of money will be placed on the Estimates for this purpose, but I am not in a position to give particulars.

- (2.) *Mr. F. Y. Wolseley, J.P.*:—*Mr. McElhone* asked the Colonial Secretary,—

(1.) In regard to the conduct of *Mr. F. Y. Wolseley, J.P.*, of Euroka Station, in the case of one *Weekes*,—What steps, if any, have been taken to strike his name off the Commission of the Peace?

(2.) Do the Government intend to supersede *Mr. Wolseley*?

(3.) Have any letters or copies of letters written by *Mr. F. Y. Wolseley* to *Mr. Rose, P.M.*, or other persons, been sent to the Attorney General; if so, what is the character of such letters, and what steps do the Government intend to take in regard to them?

Sir Henry Parkes answered,—

(1 and 2). Two servants of *Mr. Wolseley* (*Price* and *Markey*) were charged with assault and robbery, they having forcibly taken possession of the hide of a beast just killed by one *James Weekes*, and suspected to have been stolen by him. In this case *Mr. Hales, P.M.*, of *Walgett*, issued warrants without sufficient cause. For this he was censured in a letter addressed to him by *Mr. Wolseley*. *Mr. Hales* having complained against *Mr. Wolseley* for the writing of this letter, the Attorney General, *Mr. Windeyer* (who by the way had declined to file a bill in the assault case), recorded his opinion "That though *Mr. Wolseley* had no authority to call *Mr. Hales* to account, he quite agreed with him in thinking that *Mr. Hales* had acted improperly in issuing the warrants." Out of this matter arose a case in which *Price* prosecuted *Weekes* (the complainant in the former case) for perjury, and the charge against *Mr. Wolseley* is, that in connection with this case he wrote improper letters to *Mr. Rose* (described as acting *P.M.*) and *Mr. Hales* (formerly *P.M.*), accusing them of acting unfairly in this perjury case, in which the defendant *Weekes* was discharged by *Mr. Rose*. The substance of *Mr. Wolseley's* letters is briefly this: That *Mr. Rose* acted as an advocate for the defence rather than as sitting Magistrate, and yielded to improper influence in dismissing the case; and that he so acted at the instigation of *Mr. Hales*, who played upon *Mr. Rose's* weakness to serve his own ends. These charges are not stated to third parties, but are contained in *Mr. Wolseley's* letters (both of 23rd September) to the two gentlemen named. These letters being sent by *Mr. Rose* to the Minister of Justice, with a request on his own part and *Mr. Hales'* for an investigation, *Mr. Wolseley* was asked to make such observations as he thought necessary. His reply was chiefly a recital at considerable length of the facts of the two Police Court cases. *Price*, the prosecutor in the perjury case, also wrote to the Minister of Justice to complain of *Mr. Rose's* conduct. The observation of the Attorney General (*Mr. Wisdom*), recorded after perusal of the depositions, was as follows: "I cannot say that the Magistrates were wrong in dismissing this case (the perjury case) upon the evidence before them."

(3.) I have made some inquiries into this case, and amongst others have asked and received a personal explanation from *Mr. Wolseley* himself (who is in town), and beyond the indiscretion of writing this letter to the Magistrate, I see no ground on which I should be justified in taking any steps with reference to the matter. However, a communication will be addressed to *Mr. Wolseley* in a day or two.

(3).

(3.) Road to Waterfalls, Blue Mountains:—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—

(1.) Was a considerable sum of money voted last Session to improve the access to the waterfalls near Lawson, Blue Mountains; if so, how much?

(2.) Is the money now being spent by only one resident trustee, and the road, which is heavily timbered, being cleared past the trustee's house 2 chains wide, instead of improving the access to the waterfalls?

(3.) Will the Government appoint additional local trustees, in accordance with the request of the inhabitants of Lawson; and when?

Mr. Lackey answered,—

(1.) The amount referred to was voted on Lands Estimates for 1879—item 502, £250, Roads to Falls, Blue Mountains.

(2.) The money is being expended under three trustees appointed by the Lands Department, viz. :—Sir Wigram Allen, Mr. Charles Moore, Mr. Joseph Hay.

(3.) The appointment of additional trustees is being considered.

(4.) Roman Catholic Teachers in Public Schools:—Mr. Buchanan asked the Minister of Justice and Public Instruction,—How many Roman Catholic Teachers (male and female) are at present Teachers in the Public Schools?

Mr. Suttor answered,—Male Teachers, 74; Female Teachers, 95; total, 169.

(5.) International Exhibition in Sydney:—Mr. Cameron asked the Colonial Secretary,—When will the Return relative to salaries and receipts at the Exhibition be laid upon the Table?

Sir Henry Parkes answered,—I understand that the Returns required are now in course of compilation, that they involve the preparation of voluminous details, and are occupying much time, and that they will be ready early next week.

(6.) Post and Telegraph Offices, Brewarrina:—*Mr. O'Connor*, for Mr. T. R. Smith, asked the Secretary for Public Works,—Will he say why the proper percentage on the contract for the Brewarrina Post and Telegraph Offices has not been paid?

Mr. Lackey answered,—Full percentage has been paid on the contract for this work.

(7.) Applications for Public Parks and Reserves:—Mr. Greenwood asked the Colonial Secretary,—

(1.) How many applications have been received by the Government for public parks, pleasure grounds, and reserves during the present year?

(2.) In how many cases have the applications been complied with?

(3.) What steps are being taken in regard to the cases still *sub judice*?

Sir Henry Parkes answered,—

(1.) Twenty-five.

(2.) Two.

(3.) I am about obtaining officers from the Survey Department to examine the whole of these sites, and other sites not recommended, with the view of selecting the best for the whole city.

(8.) Publicans Licensing Act:—Mr. J. Davies asked the Colonial Secretary,—When is it the intention of the Government to introduce the Bill to amend the Licensing Act for the sale of intoxicating drinks?

Sir Henry Parkes answered,—I have already stated that the Government will introduce a Bill of this kind; and I have also stated that as far as possible we wish to proceed with one Bill at a time. And I may now add that there are two or three measures which I shall take prior to this Bill, but it will be brought in.

(9.) Boundaries of Inverell District:—Mr. Dillon asked the Secretary for Lands,—Has any action been taken by the Government with reference to a Petition from Residents of the Inverell District, praying for a readjustment of the boundaries of that and the adjacent land district; if not, will something be at once done in the matter?

Mr. Hoskins answered,—Yes, it was decided to incorporate portions of the Armidale, Bingera, and Warialda Land Districts in the Inverell District, and to include the remainder of the Bingera District in that of Warialda, and the proposed new District of Moree. This adjustment of boundaries would necessitate the abolition of the Bingera District, and a petition against such abolition having been received the matter is now being reconsidered.

(10.) Mr. Appraiser Walker:—Mr. Dillon asked the Secretary for Lands,—Is Mr. Appraiser Walker's recent conduct at Inverell under the consideration of the Government; if so, does the Minister intend to allow this officer to continue performing the duties of a responsible office?

Mr. Hoskins answered,—Mr. Walker's recent conduct, referred to by the Honorable Member, is at present under investigation. With respect to the appraisement out of which the complaints against Mr. Walker arose, it has been declared informal, and instructions have been issued for a fresh appraisement, in which Mr. Blythe, Commissioner of Conditional Purchases, has been appointed to act on behalf of the Crown.

(11.) Floods in the Hunter River:—Mr. Jacob asked the Colonial Secretary,—

(1.) With reference to his answer to Mr. Jacob's question, given on 16th May last, to the effect that the surveys between Raymond Terrace and Tilligherry Creek, in connection with flood prevention in the Hunter River District, were then completed, but that the estimates and reports had not been made,—Have the estimates and reports yet been received; and if so, will he lay them upon the Table of this House?

(2.) If the estimates and reports have not yet been made, when are they likely to be?

Sir Henry Parkes answered,—I am informed that the reports and estimates have been prepared, and will be laid upon the Table with the least possible delay.

2. **CATTLE SALE YARDS** :—Sir Henry Parkes moved, pursuant to Notice, That the following Resolution, passed on the 4th November instant, namely,—“ That, in the opinion of this House, the Government should, without delay, give to the City Corporation the piece of land promised to the City Corporation for the erection of Cattle Sale-yards by the late Government, such land being part of the land purchased by the late Government from Mr. Cohen, and situated between the Railway Line and the Parramatta Road.”—be now rescinded.

Debate ensued.

Question put.

The House divided.

Ayes, 24.

Sir Henry Parkes,	Mr. Copeland,
Mr. Lackey,	Mr. Charles,
Mr. Wisdom,	Mr. Simson,
Mr. Suttor,	Mr. Garrett,
Mr. Baker,	Mr. Webb,
Mr. Lucas,	Mr. Hurley (<i>Hartley</i>),
Mr. Cameron,	Mr. R. B. Smith,
Mr. J. Davies,	Mr. Long,
Mr. Kerr,	Mr. Hoskins,
Mr. Greville,	<i>Tellers.</i>
Mr. Lynch,	Mr. Day,
Mr. Dangar,	Mr. Greenwood.
Mr. Gray,	

Noes, 12.

Mr. Fitzpatrick,	<i>Tellers.</i>
Mr. Farnell,	Mr. Shepherd,
Mr. Cohen,	Mr. Harris.
Mr. Driver,	
Mr. Burns,	
Mr. O'Connor,	
Mr. McElhone,	
Mr. McCulloch,	
Mr. Murphy,	
Mr. T. R. Smith,	

And so it was resolved in the affirmative.

3. **RANDWICK ASYLUM FOR DESTITUTE CHILDREN** :—Sir Henry Parkes moved, pursuant to (*amended*) Notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the management of the Randwick Asylum for Destitute Children, and also to consider the expediency of adopting the system of boarding-out destitute children.

(2.) That such Committee consist of Mr. Garrett, Mr. Cameron, Mr. J. Davies, Mr. Dillon, Mr. Greenwood, Mr. Hurley (*Hartley*), Mr. Lucas, Mr. McElhone, Mr. Burns, and the Mover.

Debate ensued.

And the House continuing to sit till after Midnight,—

THURSDAY, 20 NOVEMBER, 1879, A.M.

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

Question,—That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the management of the Randwick Asylum for Destitute Children, and also to consider the expediency of adopting the system of boarding-out destitute children,—put and passed.

Whereupon the House proceeded to the Ballot, and Mr. Speaker declared the following to be the Committee duly appointed :—Sir Henry Parkes, Mr. Cameron, Mr. Greenwood, Mr. Garrett, Mr. J. Davies, Mr. McElhone, Mr. Burns, Mr. Hurley (*Hartley*), Mr. Lucas, and Mr. Dillon.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 15.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 NOVEMBER, 1879.

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

QUESTIONS :—

- (1.) Public School at Raymond Terrace:—Mr. Jacob asked the Minister of Justice and Public Instruction,—

(1.) What is the number of children on the roll-book of the Public School at Raymond Terrace for this year, and what was the number in 1877 and 1878 respectively?

(2.) What is the religious persuasion of the children in those three years, and the number of each denomination?

(3.) Have any clergymen availed themselves during those years of the right to religiously instruct the children in the school referred to; and if so, to what denominations did they belong, and how many times in each of the said years did they attend?

Mr. Suttor answered,—

(1 and 2.) The information in reply to these questions will be given in the shape of a Return, which I will presently lay upon the Table.

(3.) The Teacher reports that no clergyman has availed himself during the years 1877, 1878, and 1879, of the right to religiously instruct the children in the school in question.

- (2.) Denominational Schools:—Mr. Taylor asked the Minister of Justice and Public Instruction,—

(1.) What Denominational Schools have been closed since the 1st January, 1872, what were their names, and to what denomination did they belong?

(2.) What Denominational Schools have been opened since the 1st January, 1872, what were their names, and to what denomination do they belong?

Mr. Suttor answered,—I will presently lay the desired information upon the Table of the House in the shape of a Return.

- (3.) Mr. Hugh Darcy:—*Mr. O'Connor*, for Mr. McElhone, asked the Secretary for Public Works,—

(1.) Did Mr. Hugh Darcy contract to do certain road-work in the Scone District to the extent of £50, more or less?

(2.) Has not this work been completed and passed about six weeks ago?

(3.) Will he issue instructions to have the money due to Mr. Darcy paid to him at once?

Mr. Lackey answered,—

(1.) Yes.

(2.) The work is finished, and a voucher was received in office on the 26th ultimo.

(3.) £50 was paid to credit of the Road Superintendent on the 6th instant.

- (4.) Post and Telegraph Offices, Camden:—*Mr. J. Davies*, for Mr. Garrett, asked the Colonial Secretary,—When will tenders be called for the erection of Post and Telegraph Offices at Camden, the money for which has been voted for some time, and land bought?

Sir Henry Parkes answered,—I have ascertained that plans are now being prepared, and tenders will be called for without delay.

(5.)

(5.) Post and Telegraph Offices, Rylstone :—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—

- (1.) What was the first sum voted for the Post and Telegraph Offices at Rylstone, and upon what date was it available?
- (2.) What amount was further voted, and date, &c.?
- (3.) What is the sum necessary for the building of Offices, in accordance with the plans prepared by the Colonial Architect?
- (4.) What action does the Secretary for Public Works intend to take to carry out the votes of Parliament?

Mr. Lackey answered,—

- (1.) £800 became available on the 11th October, 1877.
- (2.) £1,000 became available 24th July, 1879.
- (3.) £1,800.
- (4.) A report upon the character of the building to be erected is at present under consideration of the Government.

2. PAPERS:—

Mr. Hoskins laid upon the Table,—Return (*in completion*) to an Order made on 5th February, 1878,—
“Crown Lands under Pastoral Lease and Conditional Purchase.”
Ordered to be printed.

Mr. Suttor laid upon the Table,—

- (1.) Return showing the number of Children on the Roll-book of the Public School at Raymond Terrace in 1877, 1878, and 1879.
 - (2.) Return showing the number of Denominational Schools closed and opened since 1st January, 1872.
- Ordered to be printed.

3. SYDNEY CORPORATION ACT AMENDMENT BILL (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That leave be given to bring in a Bill to amend the Sydney Corporation Act of 1879.

Question put and passed.

4. PUBLIC INSTRUCTION BILL :—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.

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

Debate ensued.

Question put and passed.

Ordered, that the Debate be adjourned until Wednesday next.

5. LANDS ACTS FURTHER AMENDMENT BILL :—The Order of the Day having been read,—Mr. Suttor moved, That this Bill be now read a third time.

Debate ensued.

Question put.

The House divided.

Ayes, 32.

Noes, 15.

Sir Henry Parkes,	Mr. Teece,
Mr. Lackey,	Mr. Beyers,
Mr. Hoskins,	Mr. McElhone,
Mr. Suttor,	Mr. Coonan,
Mr. Baker,	Mr. Macintosh,
Mr. J. Davies,	Mr. Thompson,
Mr. Camerou,	Mr. Jacob,
Mr. Wisdom,	Mr. R. E. Smith,
Mr. Clarke,	Mr. Dillon,
Mr. Harris,	Mr. W. Davies,
Mr. Burns,	Mr. Murphy,
Mr. Dangar,	Mr. W. C. Browne,
Mr. Fitzpatrick,	Mr. Garrett,
Mr. Gray,	<i>Tellers.</i>
Mr. Webb,	
Mr. Combes,	Mr. T. R. Smith,
Mr. Eckford,	Mr. Roseby.

Mr. Farnell,
Mr. O'Connor,
Captain Onslow,
Mr. Charles,
Mr. Sutherland,
Mr. Johnston,
Mr. Driver,
Dr. Bowker,
Mr. Greville,
Mr. Moses,
Mr. McCulloch,
Mr. Stephen Brown,
Mr. Copeland,
<i>Tellers.</i>
Mr. Barton,
Mr. Greenwood.

And so it was resolved in the affirmative.

Bill read a third time,—and, on motion of Mr. Hoskins, *passed*.

Mr. Hoskins then moved, That the Title of the Bill be “*An Act further to amend the Lands Acts of 1861 and the Act of 1875.*”

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled “*An Act further to amend the Lands Acts of 1861 and the Act of 1875,*”—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 20th November, 1879.*

6. ST. LEONARDS ROMAN CATHOLIC SCHOOL LAND SALE BILL :—Mr. Farnell, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 13th November, 1879; together with a copy of the Bill as agreed to in the Committee.

Ordered to be printed.

Mr. Farnell then moved, That the Bill be read a second time on Friday, 28th November.

Question put and passed.

7. ADJOURNMENT :—Sir Henry Parkes moved, That this House do now adjourn.

Mr. Driver (*by consent*) moved, That the Question be amended by the addition of the words " until To-morrow at Seven o'clock."

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

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

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at a quarter after Ten o'clock, until To-morrow at *Seven* o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 16.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 21 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) The Wantabadgery Bushrangers:—*Mr. T. R. Smith*, for Mr. O'Connor, asked the Colonial Secretary,—Is it the intention of the Government to specially reward Senior-Sergeant Carroll and the other Policemen who acted with him in capturing the Wantabadgery bushrangers?

Sir Henry Parkes answered,—The official reports from the officer in charge of the party of Police who were engaged in the capture of the bushrangers reached Sydney only this morning; it is therefore a little too soon to ask a question of this kind, which, it must be seen, it is impossible to answer; but I can assure the House, and I trust the House wants no assurance, that whatever the circumstances require on behalf of those men will be done.

- (2.) Darling Harbour Railway:—*Mr. Roseby*, for Mr. Greenwood, asked the Secretary for Public Works,—

- (1.) What was the amount of traffic carried last year along the Darling Harbour Railway?
- (2.) What were the gross earnings and the working expenses?
- (3.) What quantity of this traffic was on behalf of the Government?

Mr. Lackey answered,—A Return will be prepared and laid upon the Table, which will afford the Honorable Member the information he seeks.

- (3.) Engineer of Government Tramways:—*Mr. Murphy*, for Mr. Thompson, asked the Secretary for Public Works,—

- (1.) What is the amount of salary paid to the Superintending Engineer of Government Tramways?
- (2.) What is the length of lines under his supervision?
- (3.) What are the duties of that officer?

Mr. Lackey answered,—

- (1.) £400 a year.
- (2.) One mile and a half.

(3.) This officer was engaged for the construction of the Tramway; his present duties are to superintend its management, and to make surveys of and reports upon proposed new lines.

2. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL:—Mr. Driver presented a Petition from John Woods, Charles Carlton Skarratt, Alfred William Gilles, and John Pope, praying for leave to bring in a Bill to incorporate a Company under the name of "The Sydney City and Suburban Tramway and Omnibus Company;" to authorize such Company to construct and maintain Tramways in and along certain streets and thoroughfares in the City of Sydney and the Suburbs thereof, and for other purposes.

And Mr. Driver having produced the *Government Gazette* and the *Sydney Morning Herald* newspaper, containing the notices required by the 59th Standing Order,—
Petition received.

3. MINING ON PRIVATE LANDS:—The Order of the Day having been read,—on motion of Mr. Copeland, 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 authorize Mining on certain Private Lands; and to consider an Address to the Governor, praying that His Excellency will be pleased to recommend, by Message, that provision be made for carrying out the objects of the said Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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 authorize Mining on certain Private Lands; and that an Address be presented to the Governor, praying that His Excellency will be pleased to recommend, by Message, that provision be made for carrying out the objects of the said Bill.

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

4. BEEF'S DISABILITIES BILL:—The Order of the Day for the second reading of this Bill postponed until Friday, 5th December.
5. MINING ON PRIVATE LANDS BILL:—Mr. Copeland *presented* a Bill, intituled "*A Bill to authorize Mining on certain Private Lands*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday, 16th December.
6. STANDARD WEIGHT OF GRAIN:—The Order of the Day having been read,—on motion of Mr. T. R. Smith, 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 Standard Weight of Grain. Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read as follows:—

Resolved,—That it is expedient to bring in a Bill to declare the Standard Weight of Grain.

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

The House adjourned at twelve minutes before Eight o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 17.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 NOVEMBER, 1879.

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

VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from Alexander Stuart, Esquire, resigning his Seat as a Member of the Legislative Assembly for the Electoral District of East Sydney.

Whereupon Sir Henry Parkes moved, That the Seat of Alexander Stuart, Esquire, a Member for the Electoral District of East Sydney, hath become and is now vacant, by reason of the resignation thereof by the said Alexander Stuart, Esquire.

Question put and passed.

2. QUESTIONS:—

(1.) Mineral Selection at Milburn Creek:—Mr. O'Connor, for Mr. Coonan, asked the Secretary for Mines,—Referring to the Resolution of this House of 10th May, 1878, adopting the Report of the Select Committee of this House, appointed on the 26th February, 1878, recommending to the favourable consideration of the Government the claim of the Shareholders of the Milburn Creek Copper Mining Company for the loss of property sustained by them on account of the deprivation of their rights under a mineral lease from the Crown,—Have the Government done anything in the matter; and if not, what do they intend doing?

Sir Henry Parkes answered,—This matter has been under the consideration of the Government, and a good deal of attention has been paid to it. A decision will be arrived at in two or three days.

(2.) Bridge over the Parramatta River:—Mr. Taylor asked the Secretary for Public Works,—Is it the intention of the Government to place upon the Estimates for 1880 a further sum of money for the purpose of building a bridge over the Parramatta River, near the Queen's Wharf?

Mr. Lackey answered,—No decision has yet been come to as to the desirability of incurring the increased expenditure necessary for the construction of the class of bridge referred to by the Honorable Member.

(3.) Wall in front of Court-house, Parramatta:—Mr. Taylor asked the Secretary for Public Works,—Is it the intention of the Government to cause the stone wall in front of the Court-house at Parramatta to be removed?

Mr. Lackey answered,—The Colonial Architect will be requested to report upon the desirability of making an alteration in the enclosure of the Court-house, Parramatta?

(4.) Government Banking Agreement:—Mr. Cohen asked the Colonial Treasurer,—

(1.) Has any correspondence taken place recently between the Government and the Bank of New South Wales bearing upon the relations of the Bank to the Government and its obligations under the Bank Agreement?

(2.) If it has, will he have any objection to lay the whole of the correspondence upon the Table of the House?

Mr. Watson answered,—

(1.) Yes.

(2.) No.

(5.) Commissioners of Customs:—Mr. Cameron asked the Colonial Treasurer,—

(1.) What is the amount of fees paid to the Commissioners of Customs from the date of their appointment to the present time?

(2.) How many cases have been brought before the Commissioners since their appointment?

Mr. Watson answered,—

(1.) No fees have yet been paid.

(2.) Three cases.

(6.)

- (6.) International Exhibition in Sydney :—Mr. Cameron asked the Colonial Treasurer,—
- (1.) What is the total amount of salaries paid to Customs Officers attending to goods entered for the International Exhibition Bond, from the 1st of July to the 15th November, 1879?
 - (2.) What is the amount of revenue received upon dutiable goods bonded for International Exhibition Bond for the same period?

Mr. Watson answered,—

- (1.) £201 15s. 10d., from 1st July to 31st October, 1879.
- (2.) £72 17s. 7d.

- (7.) Coast-waiter at Port Stephens :—Mr. Cohen asked the Colonial Treasurer,—
- (1.) Has any person been chosen for, or promised, the position of Coast-waiter at Port Stephens?
 - (2.) If so, the name of the intended appointee, and the length of time (if any) that he had been in the Public Service prior to his having been chosen for, or promised, the position, and the nature of his employment during such time?
 - (3.) Were there any other applicants for the appointment; and if so, their names and period and nature of employment respectively (if any) in the Public Service?
 - (4.) Is the proposed appointee now being instructed in the nature of the duties he will have to perform, whilst officers in the Customs Department of the Public Service who are already acquainted, or could be made acquainted with those duties, have been passed over in determining the appointment?

Mr. Watson answered,—

- (1.) Yes.
- (2.) Mr. A. J. Eckford has been appointed to the office. His prior services were:—1st. Twelve months as a Cadet, afterwards Assistant Telegraph Operator at the Railway Station. 2nd. Two months as Assistant Post and Telegraph Master at Murrumburrah.
- (3.) I was not aware at the time of making the appointment that there were any applications for it from persons already in the Service, except in the case of one gentleman, who withdrew his application. Since the Hon. Member gave notice of his question, I have been informed by the Acting Collector of Customs that he is in possession of several such applications which he had not forwarded to the Treasury,—pending a report which he desired to obtain from Mr. Sub-Collector Logan. The following are the names furnished by the Acting Collector:—Walter Davies, Tide-waiter at Sydney, appointed 31 January, 1872; Thomas Laman, junior, Officer of Customs at Port Stephens, appointed 1 September, 1876; James Cecil Fussell, appointed Assistant Officer of Customs at Albury, 20 June, 1878; appointed Tide-waiter at Sydney, 25 November 1876; Robert James Somerville, appointed Tide-waiter at Sydney, 26 November, 1877. There were four other applicants, but not in the Public Service.
- (4.) I am not aware of any such state of facts as that described by the Hon. Member.

- (8.) District Courts and Courts of Quarter Sessions at Brewarrina :—Mr. Garrett asked the Attorney General,—

- (1.) Has an application been made for the establishing of District Courts and Courts of Quarter Sessions at Brewarrina?
- (2.) Is the Government aware of the great inconvenience caused by witnesses having to travel to Bourke and Walgett from Brewarrina?
- (3.) Will the Minister call for a list of committals from Brewarrina Police Court during the past twelve months, in order to see whether there is any necessity for establishing such Courts?
- (4.) Is the Government aware that the Judge and Crown Prosecutor have to pass through Brewarrina on their way from Walgett to Bourke?

Mr. Wisdom answered,—

- (1.) Yes.
- (2.) Representations have been made to the Government on this subject.
- (3.) Yes.
- (4.) Yes.

- (9.) Free Railway Passes :—Mr. O'Connor asked the Colonial Secretary,—

- (1.) How many applications have been made during the present year for free passes on the Railway by persons out of employment, and others, to the Board appointed by the Government for that purpose?
- (2.) How many of such applications have been granted by the said Board?

Sir Henry Parkes answered,—

- (1.) 2,280 applications have been recorded. Some others, obviously attempts at imposition, were not entered in the book.
- (2.) 1,107 applications have been granted.

3. PAPERS :—

Sir Henry Parkes laid upon the Table,—

- (1.) Return to an Order made on 4th November, 1879,—“International Exhibition.”
- (2.) Return showing the strength and distribution of the Police Force on the 31st October, 1879.

Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Return to an Order made on 18th February, 1879,—“Springs for Railway Engines and Carriages.”

Ordered to be printed.

- (2.) Drawing showing result of tests of Springs. (*As an Exhibit only.*)

Mr. Hoskins laid upon the Table,—Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria No. 1.

Ordered to be printed.

4. **SYDNEY CORPORATION ACT AMENDMENT BILL**:—Sir Henry Parkes presented a Bill, intituled "*A Bill to amend the Sydney Corporation Act of 1879*,"—which was read a first time. Ordered to be printed, and read a second time to-morrow.
5. **STEAM TRAMWAYS IN SYDNEY AND SUBURBS**:—Mr. Sutherland presented a Petition from the Mayors of Suburban Boroughs, praying the House not to grant to any private Company the right to construct or maintain Tramways in Sydney and the Suburbs. Petition received.
6. **PUBLIC INSTRUCTION BILL**:—Mr. O'Connor presented a Petition from Roman Catholic Inhabitants of Gundagai, Cootamundra, and Jugiong, praying the House to introduce into this Bill the principle of payment by results and capitation. Petition received.
7. **THE TOTALISATOR LEGALIZING BILL**:—
- (1.) Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to legalize the use of an instrument called the Totalisator on Racecourses. Debate ensued. Question put. The House divided.

Ayes, 29.

Sir Henry Parkes,	Mr. Simson,
Mr. Watson,	Mr. Greville,
Mr. Lackey,	Mr. Sutherland,
Mr. Suttor,	Mr. McCulloch,
Mr. Baker,	Mr. Barton,
Mr. Garrett,	Mr. Moses,
Mr. Driver,	Mr. W. C. Browne,
Mr. Harris,	Mr. Jacob,
Mr. Teece,	Mr. Dangar,
Mr. Copeland,	Mr. Thompson,
Mr. Farnell,	Mr. Eckford,
Mr. Fitzpatrick,	
Mr. Burns,	Tellers.
Mr. Cohen,	Mr. Day,
Mr. Murphy,	Mr. O'Connor.
Mr. Hurley (<i>Hartley</i>),	

Noes, 11.

Mr. Cameron,
Mr. Merriman,
Mr. Dillon,
Mr. Hungerford,
Mr. Long,
Mr. Macintosh,
Mr. Barbour,
Mr. Terry,
Mr. Beyers,

Tellers.

Mr. McElhone,
Mr. Roseby.

And so it was resolved in the affirmative.

- (2.) Mr. Garrett presented a Bill, intituled "*A Bill to legalize the use on Racecourses of the instrument known as the 'The Totalisator,'*"—which was read a first time. Ordered to be printed, and read a second time on Friday, 19th December.

8. **SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL**:—
- (1.) Mr. Driver moved, pursuant to Notice, for leave to bring in a Bill to incorporate a Company under the name of "*The Sydney City and Suburban Tramway and Omnibus Company*," to authorize such Company to construct and maintain Tramways in and along certain streets and thoroughfares in the City of Sydney and the Suburbs thereof, and for other purposes. Question put and passed.
- (2.) Mr. Driver having presented this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue Fund of the Colony, Bill, intituled "*A Bill to incorporate a Company under the name of 'The Sydney City and Suburban Tramway and Omnibus Company' to authorize such Company to construct and maintain Tramways in and along certain streets and thoroughfares in the City of Sydney and the Suburbs thereof and for other purposes*,"—read a first time.
9. **PAYMENTS TO DISCHARGED PRISONERS**:—Mr. Hurley (*Hartley*) moved, pursuant to amended Notice,—
- (1.) That a Select Committee be appointed, with power to send for persons and papers, with a view of inquiring into and reporting upon the system now practised in regard to payments made to Discharged Prisoners.
- (2.) That such Committee consist of Sir Henry Parkes, Mr. O'Connor, Mr. McElhone, Mr. Macintosh, Mr. Thompson, Mr. Johnston, Mr. Suttor, and the Mover. Debate ensued. Question put and passed.
10. **NAVIGATION ACT FURTHER AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time. Question put and passed. Bill read a second time. On motion of Mr. Watson, 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. Watson (*with the concurrence of the House*), the report was adopted. Ordered, that the Bill be read a third time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 18.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 26 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Denominational Schools:—Mr. Jacob asked the Minister of Justice and Public Instruction,—How many new Denominational Schools have been certified under section 9 of the Public Schools Act of 1866 from its passing to the present time?

Mr. Suttor answered,—Fourteen (14) Denominational Schools have been certified under section 9 of the Public Schools Act from its passing to the present time.

- (2.) Coast-waiter at Port Stephens:—Mr. Cohen asked the Colonial Treasurer,—With reference to the contemplated appointment of Mr. Eckford to the Port Stephens Coast-waitership, and the answers of the Colonial Treasurer to my questions of yesterday,—Will the Government reconsider the proposed appointment, and make it upon the principle of seniority and efficiency being entitled to precedence in the Public Service?

Mr. Watson answered,—My answer to the Honorable Member stated distinctly that Mr. Eckford had been appointed to the office referred to, and this appointment has been confirmed by the Governor and the Executive Council. Appointments are not always filled up in the order of seniority, and this is one of the exceptional cases.

- (3.) Oyster Fisheries:—Mr. Farnell asked the Secretary for Lands,—Is it the intention of the Government to introduce this Session a Bill to provide for the Regulation of Oyster Fisheries?

Mr. Hoskins answered,—I cannot at the present time give a definite answer. The Government have under consideration Bills for redistributing the representation of the people, for securing to the Metropolis and the large towns a supply of water, for amending the laws regulating the liquor traffic, besides the Land Bill and the Education Bill, which appear of more importance than the management of oyster culture.

2. TECHNICAL EDUCATION:—Mr. Burns presented a Petition from Henry William Sanderson Edmunds, representing that a system of National Technical Education is very much needed in New South Wales, and that to meet this need a Technical University and College (combined) should be founded in Sydney; and praying that such a University and College may be established.
Petition received.

3. ELECTORATE OF BALRANALD:—Mr. Simson presented a Petition from Inhabitants of Wentworth and Electors of the Balranald Electorate, in Public Meeting assembled, praying that the Electoral District of Balranald may be divided, and that Wentworth, Euston, Moama, Gol Gol, Pooncaria, and Menindie, may be formed into a separate Electorate.
Petition received.

4. PUBLIC INSTRUCTION BILL:—Mr. Watson presented a Petition from Inhabitants of Burrowa, Murrumburrah, Marengo, Hovell's Creek, and Frogmoor, praying the House to introduce into this Bill the principle of payment by results and capitation.
Petition received.

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

(1.) Return showing the approximate area of conditionally purchased land unsurveyed to 31st December last.

(2.) Further Return (*in part*) to an Order made on 1st May, 1877,—“Reserves near Western Railway.”

Ordered to be printed.

6. TRAMWAYS (*Formal Motion*):—Mr. Lackey moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to empower the Government to construct and maintain Tramways in and along certain streets and thoroughfares in the City and Suburbs of Sydney and other places.
Question put and passed.
7. CATTLE SALE-YARDS (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to empower the Municipal Council of the City of Sydney to acquire a site for the establishment of Cattle Sale-yards.
Question put and passed.
8. SYDNEY CORPORATION ACT AMENDMENT BILL:—Sir Henry Parkes moved, pursuant to Notice, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day of the Bill to amend the Sydney Corporation Act of 1879.
Question put and passed.
9. POSTPONEMENT:—The Order of the Day for the resumption of the adjourned Debate on the motion for the second reading of the Public Instruction Bill postponed, to follow after the Order of the Day for the second reading of the Sydney Corporation Act Amendment Bill.
10. SYDNEY CORPORATION ACT AMENDMENT BILL:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Sir Henry Parkes, the report was adopted.
Ordered, that the Bill be read a third time at a later hour of the day.
11. PUBLIC INSTRUCTION BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Sir Henry Parkes, "That this Bill be now read a second time,"—
And the Question being again proposed,—The House resumed the said adjourned Debate.
Mr. Dillon moved, That this Debate be now adjourned.
Debate ensued.
Question put and passed.
Ordered, that the Debate be adjourned until to-morrow.
12. POSTPONEMENTS:—The Orders of the Day Nos. 3 to 6 inclusive postponed, to follow after the Order of the Day for the third reading of the Sydney Corporation Act Amendment Bill.
13. SYDNEY CORPORATION ACT AMENDMENT BILL:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a third time.
Question put and passed.
Bill read a third time,—and, on motion of Sir Henry Parkes, *passed*.
Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to amend the Sydney Corporation Act of 1879.*"
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 Sydney Corporation Act of 1879,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 26th November, 1879.
14. NAVIGATION ACT FURTHER AMENDMENT BILL:—The Order of the Day having been read,—Mr. Suttor moved, That this Bill be now read a third time.
Question put and passed.
Bill read a third time,—and, on motion of Mr. Watson, *passed*.
Mr. Watson then moved, That the Title of the Bill be "*An Act to further amend the 'Navigation Act of 1871.'*"
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 further amend the 'Navigation Act of 1871,'*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 26th November, 1879.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 19.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Encroachment at Elizabeth Bay:—Mr. McElhone asked the Secretary for Lands,—

(1.) Is he aware that Mr. W. Macleay, or the lessees of the Macleay Estate, have run fences out to low water mark from the shore of Elizabeth Bay, thus preventing the public from having access?

(2.) Has permission been given to Mr. W. Macleay, or any other person, to erect the fences referred to; and if not, will he give immediate instructions to have the fences and obstructions referred to removed without delay?

Mr. Hoskins answered,—

(1.) The Surveyor General reports that a wall exists on the frontage to the Elizabeth Bay Estate, but pending a survey of the foreshore between Rushcutter's Bay and Potts's Point, the question as to whether this is an encroachment or otherwise has not been considered.

(2.) No. The frontage survey of the harbour has not yet reached the locality.

- (2.) John Dean's Additional Conditional Purchase:—Mr. McElhone asked the Secretary for Lands,—

(1.) Did Mr. John Dean select an additional conditional purchase (320 acres of land) at Cassilis in July, 1876?

(2.) Is this additional conditional purchase, taken up three years and four months ago, surveyed yet?

(3.) Is it not a fact that it has not yet been surveyed, and will he issue immediate instructions to have it surveyed at once?

Mr. Hoskins answered,—

(1.) Yes.

(2.) No report of survey has yet been received.

(3.) The attention of the Survey Branch has already been called to the case, with the view to the survey being expedited.

- (3.) High-level Bridge over the Hunter River at Maison Dieu:—Mr. W. C. Browne asked the Secretary for Public Works,—Is it the intention of the Government to make provision on the Estimates for 1879 for the erection of a high-level bridge over the Hunter River at Maison Dieu, on the Singleton and Denman Road?

Mr. Lackey answered,—The whole question of bridging the Hunter River, whether by high or low-level bridges, is now engaging the attention of the Government.

- (4.) Custom-house at Wentworth:—Mr. Simson asked the Colonial Treasurer,—

(1.) Has any sum been voted for the purpose of erecting a Custom-house at Wentworth?

(2.) What was the amount?

(3.) What year was it voted?

(4.) Has any contract been accepted for the erection of this building; if not, will the Minister state when it is likely the work will be undertaken?

Mr. Watson answered,—

(1.) Yes.

(2.) £2,500.

(3.) 1877, and re-voted in 1879.

(4.) No contract has yet been accepted. A plan for a Custom-house was submitted, estimated to cost £4,500; but this being considered too extensive and costly for the place, instructions have been given to modify the plan.

2. PAPER:—Mr. Hoskins laid upon the Table,—Return to an Order made on 22nd March, 1878,—
“Tanks and Reserves between Narren and Barwin Rivers.”
Ordered to be printed.
3. PUBLIC INSTRUCTION BILL:—Mr. Day presented a Petition from Inhabitants of Albury and District, praying the House to introduce into this Bill the principle of payment by results and capitation.
Petition received.
4. MATRIMONIAL CAUSES ACT AMENDMENT BILL:—Mr. Speaker reported the following Message from the Legislative Council:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled “*An Act to amend the Law relating to Divorce and Matrimonial Causes,*”—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 27th November, 1879.
JOHN HAY,
President.
5. DUNCAN'S SUPERANNUATION BILL (*Formal Motion*):—Mr. Watson moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable the present Collector of Customs (William Augustine Duncan, Esquire) to retire upon a superannuation allowance.
Question put and passed.
6. CONNECTION OF GREAT NORTHERN RAILWAY WITH SYDNEY (*Formal Motion*):—Mr. W. C. Browne moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the Report of all trial surveys, together with all correspondence, minutes, and other documents, having reference to the proposal to connect the Great Northern Railway Line with Sydney.
Question put and passed.
7. BETTING HOUSES SUPPRESSION ACT AMENDMENT BILL (*Formal Motion*):—Mr. Terry moved, pursuant to Notice, for leave to bring in a Bill to amend the Betting Houses Suppression Act of 1876.
Question put and passed.
8. JOADJA CREEK RAILWAY BILL:—Mr. Garrett presented a Petition from J. de V. Lamb, Charles Parbury, and Robert Saddington, Directors of the Australian Kerosene Oil and Mineral Company (Limited), praying for leave to bring in a Bill to enable the Australian Kerosene Oil and Mineral Company (Limited) to construct a Railway to connect the Joadja Creek Tramway with the Great Southern Railway, and for other purposes.
And Mr. Garrett having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Moss Vale Scrutineer*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.
9. POSTPONEMENTS:—The Orders of the Day Nos. 1 and 2 postponed, to follow after Order No. 3.
10. PUBLIC INSTRUCTION BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Sir Henry Parkes, “That this Bill be now read a second time,”—
And the Question being again proposed,—The House resumed the said adjourned Debate.
Mr. Cohen moved, That this Debate be now adjourned.
Debate ensued.
Question put and passed.
Ordered, that the Debate be adjourned until Wednesday next.
11. SYDNEY CORPORATION ACT AMENDMENT BILL:—Mr. Speaker reported the following Message from the Legislative Council:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled “*An Act to amend the Sydney Corporation Act of 1879,*”—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 27th November, 1879.
JOHN HAY,
President.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 28 NOVEMBER, 1879.

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

QUESTIONS:—

- (1.) Escape of Prisoners from Narrabri Gaol:—Mr. Dangar asked the Colonial Secretary,—
- (1.) Has (or will) any investigation taken place with regard to the escape of four prisoners (all from one cell) from Narrabri Gaol on the night of the 11th instant?
 - (2.) Was this escape effected by making innumerable gimlet holes in the wall; that they escaped from the same cell the prisoner Lawler did four years previously, through the same aperture—the hole having been bricked-up again in so unworkmanlike manner as to render the patch still plainly visible?
 - (3.) Is it true the Police did not start in pursuit of the prisoners for five hours after their escape, viz., 11 a.m., though known at 6 a.m.; that they were unable to start until Inspector of Police inspected the Gaol, which did not take place until 10 a.m. of that day, though living in the town and close to the Gaol?

Sir Henry Parkes answered,—The Inspector General of Police reports to me as follows:—

- (1.) An investigation has been held by the Visiting Justice, upon which action is being taken.
- (2.) The prisoners escaped as described. It is reported that the aperture was well and properly closed.
- (3.) The Inspector reports that the Police were instructed to start immediately, and that they did start as soon as they could get ready. The whole matter is being inquired into.

- (2.) Wahgunyah Bridge:—Mr. Day asked the Secretary for Public Works,—
- (1.) Has any application been made by the Government of Victoria to the Colonial Secretary of this Colony with respect to the purchase of the Wahgunyah Bridge, on the Murray River?
 - (2.) If such an application has been made, has any answer been returned to it; and what is the nature of the answer?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) No reply has yet been returned. The matter is still under consideration.

- (3.) High-level Bridge over the Myall River at Bulahdelah:—Mr. Johnston asked the Secretary for Public Works,—Is it the intention of the Government to make provision on the Estimates for 1879 for the erection of a high-level bridge over the Myall River at Bulahdelah?

Mr. Lackey answered,—Provision cannot now be made on Estimates of 1880, but the question will be determined prior to the preparation of any additional Estimates.

- (4.) Volunteer Land Orders:—Mr. Cameron, for Mr. J. Davies, asked the Colonial Secretary,—Does he intend to introduce a Bill during the present Session to authorize the issue of Volunteer Land Orders to certain members of the old Volunteer Force; and if so, when?

Sir Henry Parkes answered,—Yes, in the course of a few days.

2. ERECTION OF AN HOSPITAL IN SYDNEY:—

- (1.) Mr. Gray presented a Petition from Citizens of Sydney, stating that they learn with regret and apprehension that it is proposed to reconstruct the Sydney Infirmary and Dispensary on the former site in Macquarie-street; and praying the House to reconsider the questions of its site, character, and size, and the reservation of the land in Macquarie-street for purposes more in harmony with its surroundings.

- (2.) Mr. Hurley (*Hartley*) presented two similar Petitions from Citizens of Sydney.

(3.)

(3.) Dr. Bowker presented a Petition from duly qualified Medical Practitioners in Sydney, stating that they view with much concern the intention to reconstruct the Sydney Infirmary and Dispensary on a large scale on the old site in Macquarie-street; that in their opinion the City Hospital should be restricted in its accommodation to one hundred beds; and praying that the matter may be taken into careful consideration.
Petitions received.

3. RANDWICK ASYLUM FOR DESTITUTE CHILDREN:—Sir Henry Parkes (*by consent*) moved, without Notice, That leave be granted to the Select Committee now sitting on "Randwick Asylum for Destitute Children," to make visits of inspection to, and hold inquiries at, that Institution.
Question put and passed.

4. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Sir Henry Parkes, and read by Mr. Speaker:—

(1.) Matrimonial Causes Act Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 5.

A Bill, intituled "*An Act to amend the Law relating to Divorce and Matrimonial Causes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has reserved the said Bill for the signification of Her Majesty's pleasure thereon.

The proper measures will be forthwith adopted for obtaining the Queen's decision accordingly, and in the meantime the Bill has been transmitted to the Legislative Council, to await Her Majesty's pleasure.

*Government House,
Sydney, 28th November, 1879.*

(2.) Sydney Corporation Act Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 6.

A Bill, intituled "*An Act to amend the 'Sydney Corporation Act of 1879,'*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 28th November, 1879.*

5. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

6. PAPER:—Mr. Hoskins laid upon the Table,—Further Return to an Order made on 1st May, 1877,—"*Reserves near Western Railway.*"
Ordered to be printed.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Barbour, Mr. W. C. Browne, Mr. Cameron, Mr. Copeland, Mr. Day, Mr. Driver, Mr. Farnell, Mr. Garrett, Mr. Hoskins, Mr. Jacob, Mr. Johnston, Mr. Lackey, Sir Henry Parkes, Mr. Roseby, Mr. Shepherd, Mr. Suttor, Mr. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at ten minutes before Eight o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 21.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 2 DECEMBER, 1879.

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

QUESTIONS:—

(1.) Supreme Court Act:—Mr. Greville asked the Attorney General,—Is it the intention of the Government so to amend the Supreme Court Act that judgments obtained in the Supreme Court of Fiji may be registered in the Supreme Court of New South Wales?

Mr. Wisdom answered,—It is not at present the intention of the Government to propose any amendment of the Act (19 Victoria No. 12) referred to by the Hon. Member.

(2.) Castor Oil for Railway Purposes:—Mr. O'Connor asked the Secretary for Public Works,—

- (1.) Who were the tenderers for the supply of castor oil for the Railways for the year 1880?
- (2.) The names of such tenderers, and the price tendered at?
- (3.) Whose tender was accepted, and at what price?
- (4.) The estimated quantity of oil the tender was accepted for?

Mr. Lackey answered,—

(1 and 2.)

	South and West.	North.
G. R. Dibbs & Co.	5½d. per lb.	5½d. per lb.
W. J. Wetherill	4¾d. "	4¾d. "
F. Surban	5¼d. "	5¼d. "
Robey Bros. & Co.	5¼d. "	5¼d. "
H. Townsend & Co.	4¾d. "	5¼d. "
Drysdale & Roberts	5d. "	5d. "
L. H. Baker	5¼d. "	5¼d. "
A. W. Rae	5d. "	5¼d. "
Cohen, Harris & Co.	5¼d. "	5¼d. "
Griffiths & Co.	5¼d. "	5¼d. "
S. Cleve	4¾d. "	5¼d. "
Wm. Carey Bros. & Co.	6¼d. "	7d. "
G. O. Hydo	5¾d. "	5¼d. "

(3.) W. J. Wetherill. 4¾d. per lb. for South and West Lines, and 4¾d. per lb. for Northern Line.

(4.) 43,000 gallons Southern and Western Lines; 15,000 gallons Northern Line; total, 58,000 gallons.

(3.) Public School at Cedar Creek:—Mr. Burns asked the Minister of Justice and Public Instruction,—Is it the intention of the Council of Education to accede to the application for the establishment of a Public School at Cedar Creek; if so, when will the School be opened?

Mr. Suttor answered,—The Council has agreed to establish a Public School at Mount View, Cedar Creek, but cannot say at present when the School will be opened.

(4.) Unstocked Runs:—Mr. Barbour asked the Secretary for Lands,—Have any steps been taken to compel the holders of unstocked runs to stock them; if not, will he state whether he intends to do so, and when?

Mr. Hoskins answered,—No; because leases acquired by tender under the 14th section of the Crown Lands Occupation Act are the only leases liable to forfeiture, if the runs are not occupied and stocked in the terms of sub-section 2 of the section aforesaid. All the holdings acquired by tender which have been in existence for eighteen months have been converted into leases under the 13th section of the Act aforesaid, or are in course of being so converted in terms of sub-section 6 of section 14 of said Act.

(5.)

(5.) Prospecting for Gold :—Mr. McElhone asked the Secretary for Mines,—
 (1.) What sum of money has been voted to assist persons to prospect for gold during the last three years ?

(2.) How much of this money has been spent or appropriated in the Southern Gold Fields Electorate, represented by the Secretary for Mines ?

(3.) The like in regard to the Northern Gold Fields ?

(4.) The like in regard to the Western Gold Fields ?

Mr. Baker answered,—

(1.) The sum of £5,000 was voted in 1878 and appropriated. A further sum of £2,000 was voted on Additional Estimates, but has not yet been appropriated.

(2.) The sum of £1,357 15s. has been appropriated, and £516 0s. 5d. has been spent in the Southern Gold Fields Electorate.

(3.) The sum of £479 10s. has been appropriated, and £252 5s. has been spent in the Northern Gold Fields Electorate.

(4.) The sum of £3,439 5s. has been appropriated, and £1,272 4s. 2d. has been spent on the Western Gold Fields Electorate. The whole of the sums named were appropriated by my predecessor in office, Mr. W. H. Suttor.

(6.) International Exhibition in Sydney :—Mr. Hurley (*Hartley*) asked the Colonial Secretary,—

(1.) Is there a person in the service of the Exhibition named John Gustavus Worr, supposed to be in charge of lavatories ; if so, what are his duties, and what is he paid ?

(2.) Is he entitled to make charges ; if so, does he retain the money, or to whom is it paid ?

(3.) What are the receipts from the French Court lavatories from the 24th September to 11th October, and the same from the British Court from 13th October to 19th November ?

(4.) Was a gambling machine used by this person, and did the Executive Commissioner order its removal ?

Sir Henry Parkes answered,—There is a person of this name employed to take charge of the lavatories, and to perform other similar duties. He has no salary for that purpose, but has been authorized to charge small fees. There was a small toy put in one of these places, which seemed to have a gambling character, and it was immediately removed. There is no return of what the fees amount to, or as to this person's income, but he is paid 20s. a week as inspector of the restaurants to see to the ventilation, drainage, and so forth.

(7.) Bridge over the Mehi River :—Mr. Dangar asked the Secretary for Public Works,—When will tenders be invited for the construction of a bridge over the Mehi River at Moree, money for which was voted by Parliament last Session ?

Mr. Lackey answered,—In a fortnight.

(8.) Water Tank, Jindera :—Mr. Day asked the Secretary for Public Works,—

(1.) Was a definite promise made in writing by a former Government to place a sufficient sum of money on the Estimates to make a water tank for the supply of water for the people of Jindera ?

(2.) Is it the intention of the Government to carry out the promise by placing a sum of money on this year's Estimates for the above purpose ?

Mr. Lackey answered,—

(1.) It appears some promise of the kind indicated was made by the late Secretary for Lands.

(2.) There will be no necessity for this, as the sum of £250,000 has already been voted for country water supplies.

(9.) Legalizing Conditional Purchases :—Mr. Day asked the Secretary for Lands,—Is it the intention of the Government to bring in a Bill this Session to legalize certain conditional purchases, portions of which encroach on reserves from sale ; if so, when will the Bill be laid upon the Table of the House ?

Mr. Hoskins answered,—A Bill is in course of preparation, and will be introduced as soon as the state of public business will admit.

(10.) Mr. Daniels, Railway Trial Surveyor :—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—Was Railway Trial Surveyor Daniels dismissed eighteen days after he had resigned his appointment, and upon what grounds ?

Mr. Lackey answered,—Yes ; for refusing to carry out the instructions of the Engineer-in-Chief for Railways. †

(11.) Gaol at Narrabri :—Mr. Dangar asked the Colonial Secretary,—When will tenders be invited for the new Gaol at Narrabri, money for which was voted during last Session of Parliament ?

Sir Henry Parkes answered,—I have ascertained that plans are in course of preparation, and tenders will be called for without delay.

(12.) Reserve Pamphlets :—Mr. Dangar asked the Secretary for Lands,—

(1.) Is it intended to continue printing and publishing the Reserve Pamphlets of the different Pastoral Districts, and will such contain the Reserves of all kinds ?

(2.) If so, when will such be completed and rendered available to the public, from the dates last published up to the present date, and will they be revised periodically, and how often ?

(3.) Will they be revised, striking out all cancelled ones, and adding new ones made, and noting alteration of character of any Reserves so altered ?

Mr. Hoskins answered,—

(1.) Yes ; and the pamphlets will embrace Reserves of all kinds.

(2.) The Government Printer reports that in consequence of the immense press of work in his office, and the time occupied in revision, he cannot state definitely when the pamphlets at present in hand will be published. They will, however, be issued as soon as possible.

(3.) Yes ; the alterations will be made in the new edition.

2. PUBLIC INSTRUCTION BILL:—

- (1.) Mr. Macintosh presented a Petition from Roman Catholic Inhabitants of the District of St. Mary's, Sydney, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
Petition read at length by the Clerk, by direction of Mr. Speaker,—and received.
 - (2.) Mr. O'Connor presented a similar Petition from Roman Catholic Inhabitants of the District of Waverley and Randwick,—and moved, That the Petition be received.
Debate ensued.
Question put and passed.
 - (3.) Mr. Burns presented a similar Petition from Roman Catholic Inhabitants of the District of Brantxton.
 - (4.) Mr. O'Connor presented a similar Petition from Roman Catholic Inhabitants of the District of Windsor.
 - (5.) Mr. Lucas presented a similar Petition from Roman Catholic Inhabitants of the District of St. Thomas, Petersham.
 - (6.) Mr. O'Connor presented a similar Petition from Roman Catholic Inhabitants of the District of St. Patrick, Sydney.
 - (7.) Mr. O'Connor presented a similar Petition from Roman Catholic Inhabitants of the District of St. Benedict.
 - (8.) Mr. Day presented a Petition from Inhabitants of Goulburn and District, praying the House to introduce into the School system the principle of payment by results and capitation.
 - (9.) Captain Onslow presented a Petition from the Right Rev. Frederic Barker, D.D., Lord Bishop of Sydney and Metropolitan, stating that he observes with satisfaction that it is intended to make further provision for education throughout the Colony, but that he sees with sorrow and alarm that it is proposed to legislate in a manner calculated to close the Denominational Schools throughout the Colony; and praying that the House will so amend the 26th clause of the Public Instruction Bill as that Denominational Schools may not be interfered with.
Petitions received.
3. ERECTION OF AN HOSPITAL IN SYDNEY:—Mr. Day presented a Petition from Citizens of Sydney, stating that they learn with regret and apprehension that it is proposed to reconstruct the Sydney Infirmary and Dispensary on the former site in Macquarie-street; and praying the House to reconsider the questions of its site, character, and size, and the reservation of the land in Macquarie-street for purposes more in harmony with its surroundings.
Petition received.
4. BETTING HOUSES SUPPRESSION ACT AMENDMENT BILL:—Mr. Terry presented a Bill, intituled "*A Bill to amend the Betting Houses Suppression Act of 1876*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 19th December.
5. STANDARD WEIGHT FOR AGRICULTURAL PRODUCE BILL:—Mr. T. R. Smith presented a Bill, intituled "*A Bill to declare the Standard Weight of a Bushel of Maize Wheat Barley Oats Rye Peas and Beans*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
6. AMENDED SECRET BILLS OF SALE PREVENTION BILL (*Formal Motion*):—Mr. Stephen Brown moved, pursuant to Notice, for leave to bring in a Bill to amend the Act 19 Victoria No. 2, relating to Secret Bills of Sale of Chattel Property.
Question put and passed.
7. JOADJA CREEK RAILWAY BILL (*Formal Motion*):—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to enable the Australian Kerosene Oil and Mineral Company (Limited) to construct a Railway to connect the Joadja Creek Tramway with the Great Southern Railway, and for other purposes.
Question put and passed.
8. AMENDED SECRET BILLS OF SALE PREVENTION BILL:—Mr. Stephen Brown presented a Bill, intituled "*A Bill to amend the Act 19 Victoria No. 2 relating to Secret Bills of Sale of Chattel Property*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 12th December.
9. JOADJA CREEK RAILWAY BILL:—Mr. Garrett having presented this Bill, and produced a certificate of the payment of Twenty-five pounds to the credit of the Consolidated Revenue Fund of the Colony, Bill, intituled "*A Bill to enable the Australian Kerosene Oil and Mineral Company (Limited) to construct a Railway to connect the Joadja Creek Tramway with the Great Southern Railway and for other purposes*,"—read a first time.
10. APPOINTMENT OF MR. GARRETT AS A MEMBER OF THE CITY OF SYDNEY IMPROVEMENT BOARD:—Mr. Cohen moved, pursuant to Notice, That, in the opinion of this House, the appointment of Thomas Garrett, Esquire, one of the sitting Members for the Electoral District of Camden, to a seat on the City of Sydney Improvement Board, is opposed to the spirit of the Resolution of the Legislative Assembly of December the 21st, 1875, and should be cancelled.
Debate ensued.
Motion by leave withdrawn.

11. MINERAL SELECTION AT MITCHELL'S CREEK :—Mr. Macintosh moved, pursuant to Notice,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the injury sustained by Thomas Cox, as alleged in his Petition to this House relating to the cancellation of a mining lease at Mitchell's Creek.
 (2.) That such Committee consist of Mr. Baker, Mr. Stephen Brown, Mr. Cameron, Mr. J. Davies, Mr. Day, Mr. Farnell, Mr. Lucas, Mr. Jacob, Mr. Murphy, and the Mover.
 Question put and passed.
12. EQUITY BRANCH OF THE SUPREME COURT :—Mr. Farnell moved, pursuant to *amended* Notice,
 (1.) That a Select Committee be appointed, with power to send for persons and papers, and also to examine their Honors the Judges of the Supreme Court, to inquire into and report upon the working and administration of the Equity Branch of the business of the Supreme Court.
 (2.) That such Committee consist of Mr. Suttor, Mr. Burns, Mr. Wisdom, Mr. Stephen Brown, Mr. McCulloch, Mr. Jacob, Mr. Terry, Captain Onslow, Mr. Copeland, and the Mover.
 Debate ensued.
 Question put and passed.
13. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL :—Mr. Driver moved, pursuant to Notice,—
 (1.) That the Sydney City and Suburban Tramway and Omnibus Company's Bill be referred to a Select Committee for consideration and report, and that such Committee have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Lackey, Mr. Farnell, Mr. Lucas, Mr. Gray, Mr. Greenwood, Mr. Harris, Mr. Hurley (*Hartley*), Mr. Combes, and the Mover.
 Debate ensued.
 And Mr. McElhone requiring that the Committee be appointed by Ballot,—
 Question put,—That the Sydney City and Suburban Tramway and Omnibus Company's Bill be referred to a Select Committee for consideration and report, and that such Committee have power to send for persons and papers.
 And Division called for,—
 But there being no Tellers on the part of the *Noes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *affirmative*.
 And the House proceeding to the Ballot,—
 Notice was taken that there was not a Quorum present.
 Mr. Speaker counted the House, and there being only sixteen Members present, exclusive of Mr. Speaker, namely,—Mr. Badgery, Mr. Baker, Mr. Cameron, Mr. Cohen, Mr. J. Davies, Mr. Driver, Mr. Farnell, Mr. Gray, Mr. Hoskins, Mr. Kerr, Mr. Lackey, Mr. O'Connor, Sir Henry Parkes, Mr. Roseby, Mr. Suttor, and Mr. Watson,—
 Mr. Speaker adjourned the House at twenty-six minutes after Nine o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 22.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 3 DECEMBER, 1879.

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

QUESTIONS:—

- (1.) Visiting Justice to Bingera Gaol:—Mr. Dangar asked the Colonial Secretary,—Has (or will) a Visiting Justice to Bingera Gaol been appointed; if so, what is his name?

Sir Henry Parkes answered,—A Visiting Magistrate for this Gaol will be appointed in a few days.

- (2.) Agent General for the Colony:—*Mr. Cameron*, for Mr. Buchanan, asked the Colonial Secretary,—Is it the intention of the Government to pay the expenses of the late Agent General (Mr. Forster) and his family from London to this country?

Sir Henry Parkes answered,—I hardly think I am in a position to give any answer to this question. We have no information at present as to what Mr. Forster may do. It is possible he may remain in England.

- (3.) Imprisonment of a Blind Chinaman at Parramatta:—Mr. Jacob asked the Minister of Justice and Public Instruction,—With reference to his (Mr. Jacob's) question, without notice, on Friday last, relative to the alleged imprisonment of a blind Chinaman at Parramatta,—What has been the result of his inquiry into the case, which he promised to make?

Mr. Suttor answered,—From the circumstances of the case, as detailed in a report lately received from the adjudicating Magistrates, it appeared to me that the prisoner, Ah Ling, should be liberated, and I therefore recommended his discharge from custody, which has this day been approved by His Excellency the Governor.

- (4.) Scripture Lesson Books used in Public Schools:—Mr. Jacob asked the Minister of Justice and Public Instruction,—Has he any objection to lay upon the Table of this House (*as Exhibits only*) copies of the Scripture Lesson Books used in the Public Schools of this Colony; and if not, would he do so this evening?

Mr. Suttor answered,—There will be no objection to lay upon the Table of this House (*as Exhibits only*) copies of the Scripture Lesson Books used in the Public Schools of this Colony, and I will presently do so.

- (5.) Religious Instruction in Public Schools:—Mr. Jacob asked the Minister of Justice and Public Instruction,—

(1.) What time of the day is the hour fixed upon for instruction by clergymen, or other religious teachers, under section 19 of the Public Schools Act of 1866?

(2.) Is that hour selected from the "four hours" set apart by the aforesaid section to "be devoted to secular instruction exclusively"?

(3.) Is the hour referred to determined by regulation, or how?

Mr. Suttor answered,—

(1.) From 9 to 10 a.m.

(2.) No.

(3.) Yes; by Regulation 86.

- (6.) Court-house, Moss Vale:—Mr. Badgery asked the Minister of Justice and Public Instruction,—Is it his intention to comply with the request of the Justices attending the Moss Vale Bench, and the people of the township, to have the new Court-house erected in a central position, near the present Court-house?

Mr. Suttor answered,—Since the receipt of the Memorial referred to, a large Petition from the Magistrates and Residents of Moss Vale and the surrounding districts has been received by me, asking that the Court-house be erected on the site originally proposed near the Railway Station. The question will be decided in a day or two.

(7.)

- (7.) Mails from the Northern Districts :—Mr. W. C. Browne asked the Colonial Secretary,—
- (1.) Is it true that the Mails from the Northern Districts were forwarded from Newcastle on the 1st instant by the collier steamer "Phœbe," instead of the regular passenger steamer "Maitland"?
 - (2.) Did the "Phœbe" arrive in Sydney several hours after the "Maitland"; and if so, when were the Mails delivered?
 - (3.) By whose authority were the Mails placed on the "Phœbe"?

Sir Henry Parkes answered,—

- (1.) Yes.
 - (2.) Yes. The Mails were delivered by the 1 o'clock delivery.
 - (3.) By the Postmaster at Newcastle, under an arrangement to send Mails on Monday and Friday evenings by the Newcastle Steamship Company's steamers,—the "Phœbe" having on that day been employed as a substitute for the "Kembla." Instructions have been given not to send Mails in future by slow boats.
- (8.) Weigh-bridges :—*Mr. Badgery*, for Mr. T. R. Smith, asked the Secretary for Public Works,—Is it the intention of the Government to erect Weigh-bridges at Emu Plains, Riverstone, Richmond, Liverpool, Campbelltown, Menangle, Picton, and at all the hay-loading stations on the Southern and Western Railways, as promised to a Deputation from the Farmers Union some months since?
- Mr. Lackey answered,—The promise made to the Deputation was that inquiry should be made, with a view, if possible, to afford the accommodation asked for. It is not proposed to erect Weigh-bridges at all the hay-loading stations, as the reasons urged in favour of weighing hay at the sending stations will be met by the system to be adopted on the 1st January next—of carrying hay by the truck-load instead of by weight.
- (9.) Station-house at Emu Plains :—Mr. T. R. Smith asked the Secretary for Public Works,—When does the Government intend to proceed with the erection of Station-house at Emu Plains, as promised by former Governments some years since, and for which land was purchased from Mr. Sullivan some time since to erect station buildings upon?

Mr. Lackey answered,—I am informed that a survey of the land has been made, and that the plans for the buildings will be put in hand at once.

- (10.) Mr. John Theophilus Heeley :—*Mr. Taylor*, for Mr. Driver, asked the Colonial Secretary,—
- (1.) Has a Mr. John Theophilus Heeley, of Young, been recently appointed to the Commission of the Peace?
 - (2.) Is Mr. Heeley a medical practitioner in connection with the local hospital at Young?
 - (3.) Upon whose recommendation was Mr. Heeley appointed to the Commission of the Peace?

Sir Henry Parkes answered,—

- (1.) Mr. John Theophilus Heeley has been appointed to the Commission of the Peace.
- (2.) He is I believe a medical practitioner, and is I think the medical visitor of the gaol at Young.
- (3.) It is not usual, and I think would be very inconvenient, to give the names of gentlemen who recommend Magistrates. In this case, however, I have no objection to state that this gentleman's name was submitted by a member of the Government.

2. PUBLIC INSTRUCTION BILL :—

- (1.) Mr. Sutherland presented a Petition from Roman Catholic Inhabitants of the District of Mount Carmel, Waterloo, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
 - (2.) Mr. Sutherland presented a similar Petition from Roman Catholic Inhabitants of the Districts of Woollabra and Paddington.
 - (3.) Mr. Coonan presented a similar Petition from Roman Catholic Inhabitants of the District of Dubbo.
 - (4.) Mr. Harris presented a similar Petition from Roman Catholic Inhabitants of the District of Pymont.
 - (5.) Mr. Taylor presented a similar Petition from Roman Catholic Inhabitants of the District of Parramatta.
 - (6.) Mr. Stephen Brown presented a similar Petition from Roman Catholic Inhabitants of the District of Newtown.
 - (7.) Mr. Lynch presented a similar Petition from Roman Catholic Inhabitants of the District of Carcoar.
 - (8.) Mr. T. R. Smith presented a similar Petition from Roman Catholic Inhabitants of the District of Penrith.
 - (9.) Mr. Farnell presented a similar Petition from Roman Catholic Inhabitants of the Districts of Ryde and Hunter's Hill.
 - (10.) Mr. O'Connor presented two similar Petitions from Roman Catholic Inhabitants of the District of St. John, Kent-street South, and from Roman Catholic Inhabitants of the District of St. Francis, Sydney.
- Petitions received.

3. PAPER :—Sir Henry Parkes laid upon the Table,—Copy of a letter from the Principal Gaoler, Darlinghurst Gaol, to the Comptroller General of Prisons, respecting a column in the *Evening News* headed "Interviewing Captain Moonlite," and a minute of the Comptroller General on the Gaoler's letter.

The documents having been read by the Clerk, by direction of Mr. Speaker, were ordered to be printed.

4. ADJOURNMENT :—Mr. O'Connor moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. PAPERS :—
Sir Henry Parkes laid upon the Table,—
(1.) Papers respecting Bushrangers.
(2.) By-law under the Public Vehicles Regulation Act of 1873.
Ordered to be printed.
- Mr. Lackey laid upon the Table,—Road Trust Accounts for the half-years ended 30 June and 31 December, 1878.
Ordered to be printed.
- Mr. Suttor laid upon the Table (*as Exhibits only*),—Scripture Lesson Books (4) used in Public Schools.
- Mr. Hoskins laid upon the Table,—
(1.) Return to an Order made on 30th January, 1878, A.M.,—"Auction Purchases of Crown Lands since 1861."
(2.) Return to an Order made on 9th May, 1878,—"Sale of Government Land, Moruya."
Ordered to be printed.
6. OBSCENE PUBLICATIONS PREVENTION BILL (*Formal Motion*) :—Mr. Wisdom moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill for more effectually preventing the Sale of Obscene Books, Pictures, Prints, and other Articles.
Question put and passed.
7. DEATH OF A CHILD NAMED WHITEMAN AT SHOALHAVEN (*Formal Motion*) :—Mr. Roseby moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House a copy of the depositions taken, and correspondence having reference to the death of a child named Whiteman at Shoalhaven.
Question put and passed.
8. JOADJA CREEK RAILWAY BILL (*Formal Motion*) :—Mr. Garrett moved, pursuant to Notice,—
(1.) That the Joadja Creek Railway Bill be referred to a Select Committee for inquiry and report.
(2.) That such Committee consist of Mr. Lackey, Captain Onslow, Mr. Greenwood, Mr. Thompson, Mr. Teece, Mr. Copeland, and the Mover.
Question put and passed.
9. PUBLIC INSTRUCTION BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Sir Henry Parkes, "That this Bill be now read a second time,"—
And the Question being again proposed,—The House resumed the said adjourned Debate.
Mr. Coonan moved, That this Debate be now adjourned.
Debate ensued.
Question put and passed.
Ordered, that the Debate be adjourned until to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 23.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 4 DECEMBER, 1879.

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

QUESTIONS:—

(1.) Land at Moss Vale for Railway Purposes:—Mr. Garrett asked the Secretary for Public Works,—Is it true that the Commissioner for Railways has decided that the piece of land, part of the Moss Vale Railway Reserve, adjoining the Station-house, will not be required for Railway purposes, and that the said land has been by him privately sold for about £250?

Mr. Lackey answered,—A portion of the land at Moss Vale Railway Station is not required for Railway purposes, and it was proposed to devote a sufficient piece of it for the erection of a Court-house. Nothing has yet been finally decided—the question being still under consideration.

(2.) Howlong Punt:—Mr. Day asked the Secretary for Public Works,—

(1.) How much money was expended on the approaches to the Howlong Punt, on the River Murray, and what sum remains unexpended of the original vote?

(2.) When will the work be finished?

Mr. Lackey answered,—There were two sums voted, amounting to £3,000, of which £2,062 was expended; and a sum of £934 was written off in December last, as, pending decision as to erection of bridge, it was not considered advisable to expend money on punt approaches.

(3.) Tramways:—Mr. McElhone asked the Secretary for Public Works,—

(1.) How many steam motors for tramway purposes have been ordered from America, and the cost of each here?

(2.) How many steam motors for tramway purposes have been ordered from other places, and the cost of each here?

(3.) How many tramway cars have been ordered from America, and cost of each here?

(4.) How many tramway cars have been ordered from other places, and cost of each here?

(5.) How many tons of tramway rails have been ordered from America, and the cost per ton here?

(6.) How many tons of tramway rails from other places, and the cost per ton here?

(7.) Who are the Government agents through whom these goods are ordered in America, and other places, and what commission are they paid?

(8.) What firm are they consigned to here?

Mr. Lackey answered,—

(1.) Four steam motors have been imported from America, the cost of each has been, with all charges, £943.

(2.) None.

(3.) Six tramway cars have been imported from America, the cost of each has been, with all charges, £428.

(4.) None; but two small cars have been built in the Colony at a cost of £300 each.

(5 and 6.) No tram rails have been ordered from America or elsewhere. 180 tons have been manufactured in the Colony, at £11 per ton.

(7.) R. W. Cameron & Co.; commission 2½ per cent.

(8.) Consigned to the Commissioner for Railways order.

(4.)

- (4.) *Evans v. Merriman* :—Mr. McElhone asked the Colonial Secretary,—
- (1.) In reference to the assault case, *Evans v. Merriman*, referred to in the *Daily Telegraph* and *Echo* to-day:—Is it a fact, as stated in the papers, that the case was heard in the Water Police Magistrate's private room, and dismissed, because the complainant did not appear?
 - (2.) What are the names of the Magistrates who tried this case?
 - (3.) Is it a fact that Evans took out a fresh summons, and that certain Magistrates refused to hear the case, as the Magistrates who heard the case in the first summons had given a certificate of dismissal?
 - (4.) Is he aware that Mrs. Evans states that her name was not called, which was the reason she did not appear, and that she was in the vicinity of the Court?
 - (5.) Will he cause a strict inquiry to be made into the Magistrates conduct in this case, and into the reason why Messrs. Smart and Jenkins sat in this case, when their names were not on the roster for that day; and if it is usual for Magistrates whose names are not on the roster to take their seats in such cases, and try cases in the Magistrates private rooms, and with closed doors?

Mr. Suttor answered,—

- (1.) Yes.
- (2.) Messrs. Dean, Moses, Raymond, Smart, and Jenkins.
- (3.) Yes.
- (4.) The complainant, after the case had been dealt with, stated to the Water Police Magistrate that she had been in the front of the Court in Albert-street from before 10 o'clock; that her name was not called; that she heard a constable call Kate Edmunds, and it not being her name she did not answer.
- (5.) Yes; inquiry is now being made.

When this question was brought under my notice, I immediately put myself in communication with the Water Police Magistrate, and asked him to furnish me with a report upon the case this afternoon; and I have since received this memo. from him:—

“ MEMO. from P.M., Water Police Office.

“ The following is the information requested in the Under Secretary's B.C. Commission of the 3rd instant, referring to the case *Evans v. Merriman*:—

“ Question 1. Yes.

“ Question 2. Messrs. Dean, Moses, Raymond, Smart, and Jenkins.

“ Question 3. Yes.

“ Question 4. The complainant, after the case had been dealt with, stated to the Water Police Magistrate that she had been in front of the Court in Albert-street from before 10 o'clock; that her name was not called; that she heard a constable call Kate Edmunds, and it not being her name she did not answer.

“ Question 5. Yes.

“ *Water Police Office,*

“ *4th December, 1879.*

“ J. MILBOURNE MARSH,

“ W.P.M.”

MEMO. for the information of the Honorable the Minister of Justice and Public

Instruction:—

“ On Thursdays the Small Debts Cases are always heard in the Magistrates room, which, owing to the want of accommodation, is used on other days as a Third Court.”

“ On Thursday morning last Mr. Smart called upon me and asked me if I had any objection to my private room being used as a Court that day, in consequence of the Magistrates room being occupied with the Small Debts cases. I told him I had very great objections, on account of the public having to be admitted, and the great probability there was of my papers being disturbed, and confusion arising therefrom. He replied it was a trumpety case of assault against an old lady, and that he and Captain Jenkins would take it if I would allow my room to be used, and if not perhaps they could get Mr. Lucas's room. I sent for Mr. Lucas, to whom I was about to mention Mr. Smart's request, when Mr. Lucas replied that Mr. Smart had already spoken to him on the subject, and that he had referred Mr. Smart to me, and suggested to me that I should refer the matter to the whole of the Bench assembled in the Magistrates room, and allow them to decide whether this and what other cases should be heard in my room, and what Magistrates should adjudicate. But at that moment we heard the cases being called in the Courts. The Justices having taken their seats on the different Benches precluded me from submitting the matter to them, and I told Mr. Smart that there was another objection—that the Magistrates in the Summons Court never liked cases to be taken out of their Court, and he would have to refer to and consult them; but if it was for the purpose of expediting the despatch of business, he must not take this particular case, but several cases for adjudication, to which he assented, saying he would see the Magistrates in the Summons Court at once himself. Upon this condition I gave permission for my room to be occupied, and then proceeded to the Small Debts Court, leaving Mr. Lucas to arrange for the opening of the Court. On my way I met Mr. Raymond, and requested him to proceed to my room to sit with Messrs. Smart and Jenkins. Mr. Lucas went over to the Summons Court, and arranged for cases to be transferred to my room, which he did in the ordinary way, by asking the permission of the Magistrates, and having it publicly announced from the Bench that the case of *Evans v. Merriman* and others would be heard in my room; besides doing so, Mr. Lucas asked Messrs. Dean and Moses to go over and sit on the Bench in that room. Mr. Lucas having completed the arrangements for opening the Court, joined me in the Small Debts Court. The case was called all round the place, and the complainant not appearing, it was marked ‘No Complainant—dismissed.’ I understand the Magistrates then dispersed—Mr. Dean and Mr. Moses returning to the Bench in the Summons Court, Mr. Raymond to the Bench in the Charge Court, and Mr. Smart and Captain Jenkins left the office. Some time after it was reported to Mr. Lucas that the case of *Evans v. Merriman* had been dismissed for want of prosecution, and he sent for the Deposition Clerk, whom

“ whom he asked if a certificate of dismissal had been granted ; the Clerk told him it had not been applied for, but that Mr. Merriman was then preparing one. Mr. Lucas asked who had supplied Mr. Merriman with a form of certificate without his instructions, and upon being told, directed the Clerk who had done so to get the form back from Mr. Merriman, which was done. When I had adjourned the Small Debts Court for lunch, the complainant came to me and represented that her case had been struck out because she did not appear, that she had been in attendance from before 10 o'clock till then, and that her name had not been called. I referred her to Mr. Lucas, who, with my full concurrence, granted her another summons free of cost, and put it down for hearing on Monday. On that day, when the case was called, Messrs. Gannon and George Merriman appeared for the defendant, and produced a certificate of dismissal ; whereupon the Bench, composed of a totally different set of Justices, declined to proceed in the case, and it was again struck out. The certificate of dismissal, as already pointed out, was not obtained from this office.

“ *Water Police Office,*
“ *Sydney, 4th December, 1879.*

“ J. MILBOURNE MARSH,
“ W.P.M.”

- (5.) Presbyterian Clergyman, Parramatta Gaol.—Mr. Taylor asked the Colonial Secretary,—Is it the intention of the Government to grant the Presbyterian Clergyman to the Parramatta Gaol the same amount of salary as clergymen of other denominations receive ?

Sir Henry Parkes answered,—I find that the salary of the Presbyterian Clergyman at Parramatta has been raised from £25 to £40. The only other place where there is a Presbyterian Chaplain is Darlinghurst. There the salary is £50 per annum, while the Church of England and Roman Catholic Clergymen have each £120 per annum. The salary of the Presbyterian Clergyman is placed at a lower rate, because he is supposed to have little to do ; and I hope it will not be considered uncomplimentary to the Presbyterians to say that their Clergyman has no occupation in the gaol.

- (6.) Clock at Post and Telegraph Office, Parramatta.—Mr. Taylor asked the Secretary for Public Works,—On account of the large amount of business carried on, and also the large number of persons of the town and district attending the Post and Telegraph Office, and to prevent disappointment and delay to many,—Will he give instructions to have a Clock placed in the front of the new Post and Telegraph Office at Parramatta ?

Mr. Lackey answered,—It is thought that the provision for supply of Town Clocks comes more within the operations of the Municipalities than those of the Government. Applications of this nature have been refused in several instances.

- (7.) Flooding of Property in Parramatta.—Mr. Taylor asked the Secretary for Public Works,—Has any complaint been made by the Borough Council of Parramatta of the flooding during heavy rains of houses and grounds within the borough through the Railway embankment preventing the water running off, and the culvert running across the Western Road near Mr. Dixon's and Crouch's property not being large enough to take off the large quantity of water that accumulates through such embankment and culvert ; if so, will he give the necessary instructions to have this work carried out to prevent further injury ?

Mr. Lackey answered,—No representation has been made to the Railway Department in this matter ; but inquiry will be made.

- (8.) Erection of an Hospital in Sydney.—Dr. Bowker asked the Colonial Secretary,—

(1.) Is he aware that tenders have been accepted for the new Hospital, and that the work has been commenced ?

(2.) Considering the motion now before this House, that many Petitions have been presented, and the general feeling in the City against the building of a large Hospital within the City of Sydney,—Has the Honorable the Premier taken any steps with the view of delaying the work until the question now before the House has been settled ?

Sir Henry Parkes answered,—I understand that no tenders have been accepted, and that, indeed, the plans for the proposed building are not yet complete. When complete, they are to be laid before the Government. The work going on at present is simply the removal of debris from the old building, and some excavation.

2. PUBLIC INSTRUCTION BILL :—

- (1.) Dr. Bowker presented a Petition from Roman Catholic Inhabitants of the District of Wallsend and Plattsburg, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act ; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.

- (2.) Dr. Bowker presented three similar Petitions from Roman Catholic Inhabitants of the Districts of Lambton and Waratah, Newcastle, and Wickham, Hamilton and Burwood.

- (3.) Mr. Macintosh presented a similar Petition from Roman Catholic Inhabitants of the District of the Sacred Heart.

- (4.) Mr. McCulloch presented a similar Petition from Roman Catholic Inhabitants of the District of Liverpool.

- (5.) Mr. O'Connor presented two similar Petitions from Roman Catholic Inhabitants of the Districts of Five Dock and St. Ann.

Petitions received.

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

Debate ensued.

Question put and negatived.

4. **MESSRS. HUDSON BROTHERS (*Formal Motion*)**:—Mr. McElhone moved, pursuant to Notice,—
- (1.) That there be laid upon the Table of this House a Return showing the number of contracts given to Hudson Brothers without tender, from 1st of January, 1870, to date (28th November, 1879), with the dates thereof, and the nature of the work in each case, and the date on which the work was let to them, and the prices in each case, in the Harbours and Rivers Branch of Works Office.
 - (2.) The like as regards the Railway Department.
 - (3.) The like in regard to the Roads and Bridges Branch of the Works Department, and any other Branch of the Works.
 - (4.) The like in regard to supply of furniture, or any other goods to any Public Department.
- Question put and passed.
5. **OBSCENE PUBLICATIONS PREVENTION BILL**:—
- (1.) The Order of the Day having been read,—on motion of Mr. Wisdom, 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 for more effectually preventing the Sale of Obscene Books, Pictures, Prints, and other Articles.
- Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read as follows:—
- Resolved*,—That it is expedient to bring in a Bill for more effectually preventing the Sale of Obscene Books, Pictures, Prints, and other Articles.
- On motion of Mr. Wisdom, the Resolution was read a second time and agreed to.
- (2.) Mr. Wisdom *presented* a Bill, intituled “*A Bill for more effectually preventing the Sale of Obscene Books Pictures Prints and other Articles*,”—which was read a first time.
- Ordered to be printed, and read a second time on Wednesday next.
6. **PAPERS**:—
- Mr. Lackey laid upon the Table,—Correspondence respecting the purchase of a Site for Railway Workshops.
Ordered to be printed.
- Mr. Watson laid upon the Table,—General Abstract of Bank Liabilities and Assets for the Quarter ended 30th September, 1879.
Ordered to be printed.
7. **PUBLIC INSTRUCTION BILL**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Sir Henry Parkes, “That this Bill be now read a second time,”—
- And the Question being again proposed,—The House resumed the said adjourned Debate.
- Mr. R. B. Smith moved, That this Debate be now adjourned.
- Question put and negatived.
- Original Question put,—That this Bill be now read a second time.
- The House divided.

Ayes, 49.

Sir Henry Parkes,	Mr. Webb,
Mr. Watson,	Mr. Cohen,
Mr. Wisdom,	Mr. Johnston,
Mr. Baker,	Mr. Burns,
Mr. Lackey,	Mr. Terry,
Mr. Suttor,	Mr. Combes,
Mr. Hoskins,	Mr. Merriman,
Mr. Harris,	Mr. McCulloch,
Mr. Simson,	Mr. Greville,
Mr. J. Davies,	Mr. Beyers,
Mr. Driver,	Mr. Sutherland,
Mr. Kerr,	Mr. R. B. Smith,
Mr. Cameron,	Mr. Long,
Mr. Gray,	Mr. Bowman,
Mr. Macintosh,	Mr. Moses,
Mr. Buchanan,	Mr. Lucas,
Mr. Copeland,	Mr. Murphy,
Mr. Farnell,	Mr. Greenwood,
Mr. T. B. Smith,	Mr. Stephen Brown,
Mr. Roseby,	Mr. Dillon,
Mr. W. Davies,	Mr. Barton,
Mr. Thompson,	<i>Tellers.</i>
Mr. Dangar,	
Mr. Garrett,	Mr. H. H. Brown,
Mr. Eckford,	Mr. Shepherd.
Mr. Clarke,	

Noes, 9.

Mr. Fitzpatrick,
Mr. Day,
Mr. Leary,
Mr. Jacob,
Mr. Lynch,
Mr. McElhone,
Mr. O'Connor,
<i>Tellers.</i>
Mr. Taylor,
Mr. Coonan.

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 5 DECEMBER, 1879.

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

QUESTIONS:—

- (1.) Glebe Island Abattoirs:—Mr. McElhone asked the Colonial Treasurer,—

(1.) Has he any objection to lay upon the Table of the House the Report of Mr. Watt (Government Analyst), Mr. Elliott, and Mr. Shepperd, who were commissioned to inquire into and report on the desiccation of blood, &c., at the Abattoirs by Mr. Swan?

(2.) Is it his intention to carry out the recommendation (if any) of the Report?

Mr. Watson answered,—The papers to which the Honorable Gentleman refers are now being copied, with the view of being laid upon the Table of the House, and will be taken into consideration in connection with the Report of the Board, when it is hoped considerable improvement will be made in the management of the Abattoirs.

- (2.) The late Constable Bowen:—Mr. O'Connor asked the Colonial Secretary,—What is the rate of pension to be paid to the widow of the late Constable Bowen?

Sir Henry Parkes answered,—I think it will be better to leave this matter until it can be finally dealt with. All that has been done up to the present time has been in pursuance of the Police Regulations. At present it has not come before me, and I think it better that it should be postponed until the whole case can be properly considered.

2. PRODUCTION OF RECORDS IN A COURT OF LAW:—Mr. Speaker informed the House that the Clerk had been subpoenaed to attend at the District Court at Sydney in a case—the Borough of Randwick v. the Municipal Council of Sydney—to produce an abstract of lands set apart for religious and other purposes, presented to Parliament on the 16th day of August, A.D. 1866,—

And having reminded the House that the Clerk could not comply with such subpoena without the leave of the House,—

Put a Question,—That the Clerk have leave to comply with the said subpoena personally, or by one of the officers of his department, as may be most convenient to the business of this House,—which passed in the affirmative.

3. EVANS v. MERRIMAN (*Formal Motion*):—Mr. McElhone moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of the letter read by the Minister of Justice on the 4th December, in reference to the case Evans v. Merriman, and all other correspondence in the case. Question put and passed.

4. MAITLAND CATTLE DRIVING ACT AMENDMENT BILL:—The Order of the Day for the second reading of this Bill postponed until Friday, 19th December.

5. BEER'S DISABILITIES BILL:—The Order of the Day having been read,—Mr. Hurley (*Hartley*) moved, That this Bill be now read a second time. Debate ensued. Question put.

The

The House divided.

Ayes, 15.

Sir Henry Parkes,	Mr. Johnston,
Mr. Watson,	<i>Tellers.</i>
Mr. Lucas,	Mr. Hurley (<i>Hartley</i>),
Mr. O'Connor,	Mr. Greville.
Mr. Driver,	
Mr. T. R. Smith,	
Mr. Buchanan,	
Mr. Cameron,	
Mr. Garrett,	
Mr. Macintosh,	
Mr. Terry,	
Mr. Beyers,	

Noes, 21.

Mr. Lackey,	Mr. Jacob,
Mr. Baker,	Mr. Kerr,
Mr. Hoskins,	Mr. Webb,
Mr. McElhone,	Mr. Dillon,
Mr. Bowman,	Mr. Thompson,
Mr. Rosby,	Mr. Simson,
Mr. Suttor,	Mr. Combes,
Mr. Hungerford,	<i>Tellers.</i>
Dr. Bowker,	Mr. Day,
Mr. J. Davies,	Mr. Pilcher.
Mr. Murphy,	
Mr. Harris,	

And so it passed in the negative.

6. **ERECTION OF AN HOSPITAL IN SYDNEY** :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Dr. Bowker, "That, in the opinion of this House, "it is not desirable that an Hospital, other than an Emergency Hospital, *i.e.*, not containing "more than ninety-six beds, should be built within the precincts of the City of Sydney,"—And the Question being again proposed,—The House resumed the said adjourned Debate. Mr. Driver moved, That this Debate be now adjourned. Question put and passed. Ordered, that the Debate be adjourned until Friday next.

The House adjourned at five minutes after Seven o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 25.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 9 DECEMBER, 1879.

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

QUESTIONS:—

- (1.) Denominational Schools:—*Mr. Jacob*, for Captain Onslow, asked the Minister of Justice and Public Instruction,—

- (1.) The number of Denominational Schools which are situated at a distance of 2 miles and over from any Public School?
- (2.) What is the estimated value of the Denominational School buildings, and land on which such buildings are built, in the City of Sydney and Suburbs?
- (3.) In the event of the existing Denominational Schools being closed, what sum of money would be necessary to purchase sites, and erect new Public School buildings, for the accommodation of the children now in the Denominational Schools?

Mr. Suttor answered,—

- (1.) Ten.
- (2.) Approximate estimate £140,000.
- (3.) Approximate estimate £60,000.

- (2.) Mungindi and Goondiwindi Bridges:—*Mr. Dangar* asked the Secretary for Public Works,—

- (1.) The date of contract time for completion of Mungindi and Goondiwindi Bridges?
- (2.) What progress has been made with these bridges; when are they likely to be completed and rendered available to the public?

Mr. Lackey answered,—The bridge at Goondiwindi is being constructed under the Queensland Government, and the information asked for with regard to that structure is not at the disposal of the department. In reference to that at Mungindi, the contract time expired on the 7th September last, but through the flooded state of the country the contractors have only just been enabled to commence work, and are now making fair progress. It is expected the bridge will be completed in six months.

- (3.) Railway Charge on Hay:—*Mr. McElhone* asked the Secretary for Public Works,—

- (1.) What is the rail charge per ton on hay from Singleton, Muswellbrook, Scone, Murrurundi, Willowtree, and Tamworth, to Newcastle?
- (2.) What would be the proper rail charge on two bales of hay from Muswellbrook to Newcastle, said two bales of hay not weighing over 10 cwt.; and charge, if they weighed 12 cwt.?
- (3.) Were two bales of hay lately consigned to H. C. White, Esq.; from Muswellbrook to Newcastle; and was the sum of £1 13s. 9d. charged and paid on the said two bales of hay by the A. S. N. Co.?
- (4.) Was £1 13s. 9d. the proper charge, or has any mistake been made in making this charge; if so, by whom?
- (5.) If £1 13s. 9d. was the proper charge on the bales of hay, under what rate or class was it charged; and is it not a fact that a ton of hay can be sent from Muswellbrook to Newcastle, or Newcastle to Muswellbrook, for about 10s. per ton?
- (6.) If an overcharge has been made, will he cause a refund to be made at once to Mr. White?

Mr. Lackey answered,—

- (1.) The charge is—From Singleton, 5s. 7d.; from Muswellbrook, 8s. 10d.; from Scone, 10s. 6d.; from Murrurundi, 12s. 4d.; from Willowtree, 13s. 8d.; from Tamworth, 17s. 10d. If loaded and unloaded by the department 2s. per ton extra is charged. The above charges are for quantities not less than 2 tons.
- (2.) For 10 cwt. (1st class rate), 13s. 10d.; for 12 cwt., 16s. 8d.

(3.)

- (3.) Yes, such a consignment was made 13s. 10d. was charged for rail freight; but from inquiry it appears that 19s. 11d. was added to the account by the A. S. N. Company, for freight omitted to be charged on a previous consignment.
- (4.) The proper charge was 13s. 10d.; the higher amount was charged by the A. S. N. Company, for the reason given in preceding answer.
- (5.) Provided that 2 tons are sent, the charge per ton is 8s. 10d. Less quantities than 2 tons are charged either for 2 tons, or for actual weight at 1st class rates.
- (6.) No overcharge has been made by the Railway Department.
- (4.) Railway Bridge at Erskineville:—*Mr. Webb*, for Mr. Stephen Brown, asked the Secretary for Public Works,—
- (1.) When is it the intention of the Government to proceed with the alterations of the Railway Bridge at Erskineville, near Newtown, the money for which has been voted?
- (2.) What steps (if any) have been taken in respect of such proposed alterations?
- Mr. Lackey* answered,—Drawings and specifications have been prepared, and tenders will be invited for this work in a few days.
2. PUBLIC INSTRUCTION BILL:—
- (1.) *Mr. Hungerford* presented a Petition from Inhabitants of Wallsend and Plattsburg, submitting that the purpose for which this Bill is intended would be better served by abolishing all school fees, and making the school system of the Colony free and compulsory; and praying the House to take the matter into favourable consideration.
Petition received.
- (2.) *Mr. Lucas* presented a Petition from Roman Catholic Inhabitants of the District of Concord, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
Mr. Lucas moved, That the Petition be received.
Debate ensued.
Question put and passed.
- (3.) *Mr. Farnell* presented two similar Petitions from Roman Catholic Inhabitants of the District of Lane Cove, and the District of St. Leonards.
Petitions received.
- (4.) *Mr. Day* presented a Petition from Inhabitants of Corowa, praying the House to introduce into this Bill the principle of payment by results and capitation.
Petition received.
- (5.) *Mr. Roseby* presented a Petition from David Berrie, praying that this Bill may be amended in certain respects.
Petition received.
- (6.) *Mr. Day* presented a Petition from Electors and other Residents of The Hume Electorate, in favour of the passing of this Bill.
Petition received.
3. IMPRISONMENT AT PARRAMATTA OF A BLIND CHINAMAN (*Formal Motion*):—*Mr. Jacob* moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all correspondence, telegrams, and other documents, relative to the recent imprisonment at Parramatta of a blind Chinaman for vagrancy.
Question put and passed.
4. PAPERS:—*Mr. Watson* laid upon the Table,—
- (1.) Amended Orders and Regulations concerning the Public Abattoirs at Glebe Island.
- (2.) Despatch respecting measurement of Greek Ships.
Ordered to be printed.
5. ESTIMATES OF EXPENDITURE FOR 1880—SUPPLEMENTARY ESTIMATES FOR 1879 AND PREVIOUS YEARS—ESTIMATE OF EXPENDITURE ON ACCOUNT OF PUBLIC WORKS AND OTHER SERVICES PROPOSED TO BE DEFRAIDED OUT OF THE SURPLUS REVENUE ACCOUNT:—The following Message from His Excellency the Governor was delivered by *Mr. Watson*, and read by *Mr. Speaker*:—
- AUGUSTUS LOFTUS, *Message No. 7.*
Governor.
- In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly the accompanying Estimates of the Expenditure of the Government of New South Wales for the year 1880, together with Supplementary Estimates for the year 1879 and previous years, and an Estimate of Expenditure on account of Public Works and other services proposed to be defrayed out of the Surplus Revenue Account.
- Government House,*
Sydney, 9th December, 1879.
- Ordered to be printed, together with the accompanying Estimates, and referred to the Committee of Supply.
6. STANDARD WEIGHT FOR AGRICULTURAL PRODUCE BILL:—The Order of the Day having been read,—*Mr. T. R. Smith* 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. Smith, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

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

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

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

7. **ST. LEONARDS ROMAN CATHOLIC SCHOOL LAND SALE BILL**:—The Order of the Day having been read,—Mr. Farnell moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

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

8. **MINERAL SELECTION AT MITCHELL'S CREEK**:—Mr. Macintosh (*by consent*) moved, without Notice, That the Return to Order laid upon the Table of this House on 22nd August, 1876; the Correspondence laid upon the Table of this House on 20th February, 1877; the Petition of Thomas Cox, presented to this House on 31st January, 1878; and the Progress Report from the Select Committee, brought up on the 8th May, 1878, in reference to a Mineral Selection at Mitchell's Creek, be referred to the Select Committee now sitting on that subject.

Question put and passed.

9. **DUNCAN'S SUPERANNUATION BILL**:—

- (1.) The Order of the Day having been read,—on motion of Mr. Watson, 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 present Collector of Customs (William Augustine Duncan, Esquire) to retire upon a superannuation allowance.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to enable the present Collector of Customs (William Augustine Duncan, Esquire) to retire upon a superannuation allowance.

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

- (2.) Mr. Watson presented a Bill, intituled "*A Bill to enable the present Collector of Customs (William Augustine Duncan Esquire) to retire upon a superannuation allowance*,"—which was read a first time. Ordered to be printed, and read a second time to-morrow.

- (3.) The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 8.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly that provision be made to enable the present Collector of Customs (William Augustine Duncan, Esquire) to retire upon a superannuation allowance.

Government House,

Sydney, 29th November, 1879.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

10. **POSTPONEMENT**:—The Order of the Day respecting Tramways postponed until to-morrow.

11. **MUNICIPAL CATTLE SALE-YARDS SITE ACQUISITION BILL**:—The Order of the Day having been read,—on motion of Sir Henry Parkes, Mr. Speaker left the Chair, and House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to empower the Municipal Council of the City of Sydney to acquire a site for the establishment of Cattle Sale-yards. Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read as follows:—

Resolved,—That it is expedient to bring in a Bill to empower the Municipal Council of the City of Sydney to acquire a site for the establishment of Cattle Sale-yards.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

12. **ELECTORAL BILL**:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 more effectually for the representation of the people in the Legislative Assembly.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to provide more effectually for the representation of the people in the Legislative Assembly.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 26.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 10 DECEMBER, 1879.

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

QUESTIONS:—

- (1.) Gold Mining on Commons:—Mr. J. Davics asked the Secretary for Mines,—Is it the intention of the Government to introduce a Bill this Session to legalize Gold Mining on Commons?

Mr. Baker answered,—The desirability of bringing in a Bill to authorize the holders of Miners Rights to mine on Commons, under certain restrictions, is recognized by the Government; and if, after the pressing Government business now before Parliament is disposed of, time will permit, such a measure will be introduced this Session.

- (2.) Public Tanks:—Mr. Dangar asked the Secretary for Public Works,—When will tenders be invited for the construction of Public Tanks between the Barwin and Narren Rivers, on the Cumborah Springs, Llanillo, and other roads, the money for which was voted by Parliament last Session?

Mr. Lackey answered,—I learn that the road officer was instructed some months ago to take the necessary steps. A reply was subsequently received to the effect that it was necessary he should consult the local Commissioner for Crown Lands. He has been again reminded.

- (3.) Conveying Lunatics and Prisoners in Mail Coaches:—Mr. Dangar asked the Colonial Secretary,—Is it intended to discontinue the very objectionable practice of sending lunatics and prisoners with other passengers in the Mail Coaches of the Colony, or to provide, when necessity will justify it, separate or special conveyances for such?

Sir Henry Parkes answered,—It would not be possible to escort prisoners by special conveyances without very largely increasing the cost of the service, but when practicable special vehicles are engaged.

- (4.) Road from Raymond Terrace to Stroud:—Mr. Jacob asked the Secretary for Public Works,—
(1.) Are there any contractors for work on the road from Raymond Terrace to Stroud who have finished their work and have not been paid therefor?

(2.) What are their names, and for how long have they been due money on their contracts?

(3.) Have any contractors on the said road been paid for their work?

(4.) If so, how long had they to wait for their money?

(5.) If some have been paid, and others not, why has there been a preference?

(6.) If there are any unpaid, will he cause them to be paid without delay?

Mr. Lackey answered,—

(1.) The Commissioner for Roads informs me that there are no contractors unpaid by him in whose favour vouchers have been received.

(2 and 3.) A telegram has been sent to the local officer to report immediately.

(4.) Contractors have not to wait longer than is required for the necessary formalities, to prevent errors in payment.

(5.) There can be no preference in the Commissioner's Office, and the Road Superintendent is a new officer, who can have no preference.

(6.) There are no vouchers in the office unpaid. A telegram has been sent to the local officer to expedite payments and vouchers.

(5.) Mr. John Kelly, Chief Messenger, Customs Department:—Mr. Clarke asked the Colonial Treasurer,—

(1.) Is it true that the Chief Messenger at the Custom-house (Mr. John Kelly) was granted a day's leave of absence to work at the Gipps Ward election on the 1st instant?

(2.) Is it true that the abovenamed Government officer acted as inside scrutineer on that date at the Gipps Ward election?

(3.) Is it customary to allow Government officers to take an active part in electioneering; if so, will the Treasurer put a stop to any further interference by Government officers at elections?

Mr. Watson answered,—

(1.) I am informed that, in accordance with the permission granted by the Government, under which Civil Servants are allowed one day in each month to visit the Exhibition, Kelly applied to the Chief Clerk, Customs, and obtained the day referred to for that ostensible purpose.

(2.) I am informed that Kelly so acted.

(3.) It is not, as far as I am aware, customary to allow Government officers to take part in electioneering. In the present case the officer will be called to account for his conduct, and steps taken to prevent a recurrence of it.

(6.) Mr. Charles Brown, Department of Lands:—Mr. Farnell asked the Secretary for Lands,—

(1.) Has Mr. Charles Brown, the head of the Pre-emptive Lease Branch, been suspended?

(2.) If so, have the Government dealt with the matter of such suspension?

(3.) Will the Secretary for Lands have any objection to lay a copy of the papers in the matter upon the Table of the House as early as possible?

Mr. Hoskins answered,—

(1.) Yes, on the 2nd instant.

(2.) The case has not yet been decided.

(3.) There will be no objection after the matter has been finally disposed of.

2. MUNICIPAL CATTLE SALE-YARDS SITE ACQUISITION BILL:—Sir Henry Parkes presented a Bill, intituled "*A Bill to empower the Municipal Council of the City of Sydney to acquire a Site for the establishment of Cattle Sale-yards,*"—which was read a first time.
Ordered to be printed, and read a second time to-morrow.

3. PAPERS:—

Sir Henry Parkes laid upon the Table,—

(1.) Circular respecting employment of Civil Servants as Directors or Auditors of Banks or Companies.

(2.) By-laws of the Borough of Tamworth, under the Municipalities Act of 1867, and Nuisances Prevention Act of 1875.

(3.) Correspondence respecting the appointment of Mr. Alexander Stuart as Agent General for the Colony.

Ordered to be printed.

Mr. Sutter laid upon the Table,—Return showing the number of visits of Clergymen to certain Public Schools for the purpose of imparting special religious instruction, from the 1st January, 1877, to the present time.

Ordered to be printed.

4. PUBLIC INSTRUCTION BILL:—Sir Henry Parkes presented a Petition from Roman Catholic Inhabitants of the District of Appin and Picton, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
Petition received.

5. BARRINGTON GOLD FIELD (*Formal Motion*):—Mr. Copeland moved, pursuant to Notice, That the Return to Order laid upon the Table of this House on 25th April, 1879, in reference to the Discovery of the Barrington Gold Field, be referred to the Select Committee now sitting on that subject.

Question put and passed.

6. STANDARD WEIGHT FOR AGRICULTURAL PRODUCE BILL (*Formal Order of the Day*),—on motion of Mr. Burns, read a third time, and passed.

Mr. Burns then moved, That the Title of the Bill be "*An Act to declare the Standard Weight of a Bushel of Maize Wheat Barley Oats Rye Peas and Beans.*"

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 Standard Weight of a Bushel of Maize Wheat Barley Oats Rye Peas and Beans,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 10th December, 1879.

7. ST. LEONARDS ROMAN CATHOLIC SCHOOL LAND SALE BILL (*Formal Order of the Day*),—on motion of Mr. Farnell, read a third time, and passed.

Mr. Farnell then moved, That the Title of the Bill be "*An Act to enable the Most Reverend Roger Bede Vaughan the Reverend Joseph Dalton and the Reverend James Kennedy as Trustees of certain Land situated in the Borough of St. Leonards to sell the said Land and to provide for the appropriation of the proceeds thereof.*"

Question put and passed.

Ordered,

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Most Reverend Roger Bede Vaughan the Reverend Joseph Dalton and the Reverend James Kennedy as Trustees of certain Land situated in the Borough of St. Leonards to sell the said Land and to provide for the appropriation of the proceeds thereof*,"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon, together with attested copies of the Deeds referred to in the Preamble.

*Legislative Assembly Chamber,
Sydney, 10th December, 1879.*

8. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman (*with the concurrence of the House*), that the report be *now* received.
The Chairman then reported the Resolution, which was read a first time, as follows :—
(1.) *Resolved*,—That there be granted to Her Majesty for the year 1880 a sum not exceeding £2,135, to defray Pensions not provided for by Schedule B to Schedule No. 1 of the Act of the Imperial Parliament 18 and 19 Vic. cap. 54.
On motion of Mr. Watson, the Resolution was read a second time and agreed to.
9. WAYS AND MEANS (*Financial Statement*) :—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.
10. PAPERS :—Mr. Watson laid upon the Table,—
(1.) Estimates of the Ways and Means of the Government of New South Wales for the year 1880.
(2.) Explanatory Statement of the Public Accounts of New South Wales, as embodied in the Ways and Means for the year 1880.
Ordered to be printed.
11. POSTPONEMENT :—The Order of the Day No. 3 of Government Business postponed, to follow after Order of the Day No. 4.
12. PUBLIC INSTRUCTION BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 27.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 11 DECEMBER, 1879.

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

QUESTIONS :—

- (1.) Court-house, Moss Vale :—*Mr. J. Davies*, for Captain Onslow, asked the Secretary for Public Works,—Is it true that a site in a central and suitable position in Moss Vale has been offered to the Government, without charge or conditions, for the purpose of erecting a Court-house thereon?

Mr. Lackey answered,—A site has been offered to the Government for a Court-house at Moss Vale by *Mr. Throsby*. Another site has been suggested, and a Petition to have the building erected convenient to the Railway has been received from the inhabitants, and is now under consideration.

- (2.) Land Leased by John Pilley and Martin Carty :—*Mr. McElhone* asked the Secretary for Lands,—

(1.) Did *Mr. John Pilley*, lessee of lot 3, 730 acres, abstract No. 78/68, purchase lease of above land, situated in parish of Hargraves, county Wellington, at auction sale at Crown Lands Office, Mudgee, on 26th April, 1878?

(2.) Is the lease of this land also claimed by *Mr. Martin Carty*, as leased by him at Tambaroora on 27th December, 1867, and has he paid the rent for this lease since and up to 31st December, 1880, and are these two persons paying rent at present for the abovementioned lease?

(3.) If so, will he give an early decision as to which of the two persons abovementioned is entitled to the lease of the land?

Mr. Hoskins answered,—

(1.) Yes; the lease was put up for auction at Mudgee in error.

(2.) Yes; the lease properly belongs to Carty; Pilley's lease was therefore cancelled, and authority has been given for the refund of the rent paid by him.

(3.) It will be seen by the replies to the preceding questions that a decision has already been given.

- (3.) Messrs. Amos Brothers :—*Mr. McElhone* asked the Secretary for Mines,—

(1.) Did *Mr. John Mees* apply to lease half an acre of land on the Great Northern Line Extension for the purpose of erecting a store?

(2.) If so, was his application refused?

(3.) Is he aware that Messrs. Amos Brothers own two public houses on the said Railway Extension?

(4.) Is he aware that Amos Brothers own two public houses on the Great Northern Extension—the "Railway Hotel," kept by *Thos. Cronin*, and the "Sir William Wallace Hotel," kept by *Andrew Corish*?

(5.) Will he grant leases to other persons to erect stores on the Northern Railway Extension; or is it his intention to grant leases only to Amos Brothers, and so give them the monopoly of selling stores and spirits on the Great Northern Railway Extension?

Mr. Baker answered,—

(1.) Yes.

(2.) Yes.

(3.) No. I am, however, informed that Messrs. Amos Brothers are not connected either directly or indirectly with any public-house or store on the Railway Reserve.

(4.) The hotel kept by *Thomas Cronin* is said to be upon freehold land, and to have been erected before the contract for the Northern Railway Extension was taken. Concerning the "Sir William Wallace Hotel," no information has yet been obtained.

(5.)

(5.) Instructions were some time since issued for the removal of all persons, without any exception, who are carrying on business within the Reserve, which extends only half a mile from the line of Railway on either side. Only those persons who are actually employed upon the works are allowed to reside within the Reserve. It is understood that there is plenty of land outside the Reserve on which stores, &c., can be erected.

(4.) Messrs. Amos Brothers :—Mr. McElhone asked the Secretary for Public Works,—

(1.) Did he receive a letter from John Mees, stating that Amos Brothers, Railway contractors for the Great Northern Extension, owned two public houses—the “Railway Hotel” and “Sir William Wallace,” kept by Messrs. Thomas Cronin and Andrew Corish?

(2.) Do the Government allow Railway contractors to keep public houses on the Railway Extensions?

(3.) Is he aware that other persons have been refused leases of land on the above Extension for the purpose of erecting stores and public houses?

(4.) Is it the intention of the Government to allow Amos Brothers the monopoly of stores and public houses on the above Extension; if not, will he cause an inquiry to be held in this matter, with the view of other persons getting leases to enable them to compete with the contractors (Amos Brothers)?

Mr. Lackey answered,—

(1.) The Honorable Member forwarded to me a letter which Mr. John Mees had addressed to him on the subject. I have not received a letter from Mr. John Mees direct.

(2.) Beyond prohibiting what is known as the “truck system” on the Railway Extensions, the Government has no power to control the action of the Railway contractors in such cases.

(3.) I may state that the contractors represented to me the great obstruction caused to the progress of the works by the sale to their workmen on the Railway Reserves of deleterious spirits. The Engineer-in-Chief stated that this was a matter in which he could not interfere, and the papers were referred to the Minister for Mines, to the business of whose department the questions affecting the occupation of Reserves belong.

(4.) I understand that the Secretary for Mines has issued instructions for the removal of all persons, without any exception, who are carrying on business within the Railway Reserves.

(5.) Railway Bridge, Mount Victoria :—Mr. McElhone asked the Secretary for Public Works,—

(1.) Are the Government erecting a bridge over the Great Western Railway near Mount Victoria, near the residence of Mr. W. R. Piddington?

(2.) What will be the cost of the said bridge?

(3.) Is he aware that there is no road on the east side of the Railway, and if the bridge is erected that it will merely lead to the house of Mr. Piddington?

(4.) If the above is a fact, will he, before the erection of this bridge is gone on with, cause inquiry to be made into the statement of no road being on the east side of the line only, and that the bridge will only lead to Mr. Piddington’s house?

Mr. Lackey answered,—

(1.) Yes.

(2.) £634.

(3.) The bridge will be a public bridge, and provision has been made for road access thereto from the main public road between Penrith and Hartley. The circumstances connected with the erection of this bridge are as follows :—Mr. Piddington claimed a right of way over the line, as the Railway had severed his property. A crossing on the level was objected to by the Department as dangerous in the position required. Mr. Piddington’s right to a private bridge was disputed, but the matter was compromised by the Government consenting to erect a bridge on condition that Mr. Piddington gave sufficient land to form a public road thereto.

(4.) There is no road on the east side of the proposed bridge, beyond the approach, inside the Railway fence to the cattle yards; and the live stock trained from Mount Victoria will be taken to the cattle yards by this bridge and road approach.

(6.) Affiliated Colleges :—Mr. Buchanan asked the Minister of Justice and Public Instruction,—

(1.) What does the State pay to the Affiliated Colleges?

(2.) How many of these Colleges are there, and what amount does the State pay to each?

(3.) How many students are attending at present each of these Colleges?

(4.) Did the State pay anything towards the building of these Colleges?

Mr. Suttor answered,—

(1.) £1,500 per annum towards the salaries of the principals.

(2.) Three—St. Paul’s, St. John’s, and St. Andrew’s; £500 per annum being paid to the principal of each College.

(3.) There are ten (10) students attending St. Paul’s College, twelve (12) attending St. John’s College, and nineteen (19) attending St. Andrew’s College.

(4.) Yes. St. Paul’s, £15,011 8s. 10d.; St. John’s, £20,000; St. Andrew’s, £14,129 17s. 9d.—being £1 for every £1 subscribed for each of these buildings up to £20,000.

(7.) International Exhibition in Sydney :—Mr. Taylor, for Mr. Sutherland, asked the Colonial Secretary,—Will he have any objection to lay upon the Table of this House all particulars concerning the arrangements made with the various caterers for refreshments on the ground or in the Exhibition Building; what were the conditions and terms thereof, and have they been complied with?

Sir Henry Parkes answered,—The concessions granted to the different caterers in the grounds of the Garden Palace are shown on the official plan prepared by the Survey Office and approved by the Exhibition Commission, a copy of which I will presently lay upon the Table. The usual ground-rent for each place is 50s. a week, except for the official tasting houses of the German Empire, the Austro-Hungarian Empire, and the Kingdom of the Netherlands, and the Victorian Café, which are free.

- (8.) Defence Works at Newcastle :—Mr. Hungerford asked the Colonial Secretary,—
 (1.) Do the Government intend to carry on the Defence Works at Newcastle?
 (2.) Will the Honorable the Minister have any objection to explain the cause of the delay?

Sir Henry Parkes answered,—

- (1.) It is the intention of the Government to proceed with the Defence Works at Newcastle.
 (2.) It is necessary to have an estimate made of the cost before the works are commenced, and such an estimate is now in course of preparation.
- (9.) Religious Instruction in Public Schools:—*Mr. Taylor*, for Mr. Farnell, asked the Minister of Justice and Public Instruction,—Will he lay upon the Table of this House a Return showing the number of times that the Ministers of the various Religious Denominations have attended at the respective Public Schools for the purpose of giving religious instruction therein?
- Mr. Suttor* answered,—A Return showing the number of visits of Clergymen to certain Public Schools for the purpose of imparting special religious instruction, from 1st January, 1877, was laid by me upon the Table of this House, and ordered to be printed, on the 10th December instant, which will probably furnish the desired information.

2. PUBLIC INSTRUCTION BILL:—

- (1.) *Mr. Taylor*, for Mr. Coonan, presented a Petition from Roman Catholic Inhabitants of the District of Gresford, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
- (2.) *Mr. Taylor*, for Mr. Coonan, presented two similar Petitions from Roman Catholic Inhabitants of the Districts of Murrurundi and Muscleebrook.
- (3.) *Mr. O'Connor* presented similar Petitions from Roman Catholic Inhabitants of the Districts of—
 Armidale, District of St. James, Forest Lodge,
 Tenterfield, Campbelltown.
 Wollongong.
- (4.) *Mr. O'Connor*, for Mr. Bennett, presented a similar Petition from Roman Catholic Inhabitants of the District of Tamworth.
 Petitions received.
- (5.) *Mr. O'Connor* presented a Petition from Inhabitants of Deniliquin, protesting, on various grounds, against the passing of this Bill; and praying the House to take the matter into favourable consideration.
 Petition received.
- (6.) *Mr. McElhone* presented a Petition from Members of the Church of England, and others, resident in Muswellbrook, praying that the 26th clause of this Bill may be amended, so that Denominational Schools may not be interfered with.
 Petition received.

3. PAPER:—Sir Henry Parkes laid upon the Table,—Official Plan of the Ground and Buildings of the Sydney International Exhibition.

4. ELECTORAL BILL:—Sir Henry Parkes presented a Bill, intituled "*A Bill to provide more effectually for the Representation of the People in the Legislative Assembly*,"—which was read a first time.
 Ordered to be printed, and read a second time on Thursday next.

5. NAVIGATION ACT FURTHER 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 further amend the 'Navigation Act of 1871*,"—with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
 Sydney, 11th December, 1879:

JOHN HAY,
 President.

NAVIGATION ACT FURTHER AMENDMENT BILL.

Schedule of the Amendment referred to in Message of 11th December, 1879.

JOHN J. CALVERT,
 Clerk of the Parliaments.

Page 2. After Clause 3 insert new Clause 4.

4. "For the purposes of voting at elections for and being eligible as candidates for the office of Wardens of the Marine Board owners of harbour and river steamers shall after the passing of this Act be held to be qualified under and for the purposes of the 'Navigation Act of 1871' and the 'Navigation Act Amendment Act of 1873' provided they are owners of the respective amounts of tonnage prescribed by the said firstmentioned Act."

Examined,—

J. GEO. LONG INNES,
 Chairman of Committees.

Ordered, that the amendment made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

6. CHURCH AND SCHOOL LANDS (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to declare that the entire management and control of the lands commonly known as the "Church and School Lands," and the appropriation of the income derived therefrom, are vested in the Legislature of this Colony, and that from and after the first day of January, one thousand eight hundred and eighty-one, all such lands and income shall be respectively held and applied for the purposes of Public Instruction only.
Question put and passed.
7. ACQUISITION OF LANDS FOR PUBLIC PURPOSES (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the acquisition by Government of lands for public purposes.
Question put and passed.
8. RAILWAY GOODS-SHED, MOSS VALE (*Formal Motion*):—Mr. Garrett moved, pursuant to Notice, That there be laid upon the Table of this House copies of all Petitions and other correspondence as to the opening of a second approach to the Railway Goods-shed at Moss Vale.
Question put and passed.
9. COURT-HOUSE, MOSS VALE (*Formal Motion*):—Mr. Garrett moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence as to the site or sites proposed for the new Court-house at Moss Vale.
Question put and passed.
10. PUBLIC INSTRUCTION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 12 DECEMBER, 1879, A.M.

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

The House adjourned at a quarter after Three o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 28.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 12 DECEMBER, 1879.

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

QUESTIONS:—

- (1.) Forms of Information:—Mr. Dangar asked the Minister of Justice and Public Instruction,—
(1.) Is he aware that Magistrates in country districts are refused forms of information by Clerks of Petty Sessions, owing to the fact that the latter officers are held responsible for every form in the books supplied them, and that consequently litigants or persons desirous of punishing criminals are compelled before the law can be set in motion to travel in many cases long distances to the nearest Petty Sessions?
(2.) If the Minister, on inquiry, ascertains that restrictions to the administration of justice exist, owing to Treasury regulations, will he see that they are abolished or modified?

Mr. Suttor answered,—

- (1.) I am not aware of a single instance where inconvenience, such as the Honorable Member refers to, has been experienced in consequence of the Treasury regulations, which have now been in force all over the Colony for a period of nearly five years. Recently, a Magistrate in the District of Gunnedah complained that, owing to these regulations, the Clerk of Petty Sessions of that place could not supply him with information forms. He was informed, in reply, that that officer had been instructed to supply him with the forms required under certain specified conditions.
(2.) Should any further applications for forms of this kind be received, they will be dealt with in a similar manner.

- (2.) Railway to Cooma:—Mr. Murphy, for Mr. Thompson, asked the Secretary for Public Works,—
When will the survey of the proposed Railway Line to Cooma, between Gundaroo and Jerrabombara, be completed, which survey was promised by the Secretary for Works to the Deputation that waited upon him in April, and of the Engineer-in-Chief for Railways to a second Deputation in November last?

Mr. Lackey answered,—The line referred to has been explored, and the report being favourable no survey was made or considered necessary until the permanent survey of the Gunning and Queanbeyan route be proceeded with, if indeed that line be adopted.

2. PAPERS:—

Mr. Suttor laid upon the Table,—Return to an Address adopted on 3rd December, 1879,—“Death of a Child named Whiteman, at Shoalhaven.”
Ordered to be printed.

Mr. Hoskins laid upon the Table,—

- (1.) Abstract of Crown Lands reserved from sale until surveyed for the Preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.
(2.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria No. 1.
Ordered to be printed.

3. KILCARGO, OR TORY WEE-WAH RUN (*Formal Motion*):—Mr. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence that has taken place between the Government, Surveyor General, Surveyors, Lessee of the run, or any other persons, with copies of all papers, tracings, or sketches, respecting the application (with copy of decision arrived at) of Mr. John Crowley to purchase his head station improvements on Kilcargoo or Tory Wee-Wah Run, on the Namoi River, district of Liverpool Plains, built on a portion of a village reserve.
Question put and passed.

4. CONSOLIDATED REVENUE FUND BILL (*Formal Motion*):—Mr. Watson 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 1879 and previous years and the Services of 1880," through all its stages in one day; and would also preclude the Resolutions of the Committees of Supply and of Ways and Means respectively, whereon the said Bill is proposed to be founded, being received on the same day on which they are come to by the said Committees respectively. Question put and passed.
5. CHALLENGE IN MISDEMEANOUR BILL:—The Order of the Day having been read,—Mr. Buchanan moved, That this Bill be now read a second time. Debate ensued. Question put. The House divided.

Ayes, 7.

Mr. Burns,
Mr. Dillon,
Mr. Kerr,
Mr. McCulloch,
Mr. R. B. Smith,

Tellers.

Mr. Pilcher,
Mr. Buchanan.

Noes, 31.

Sir Henry Parkes, Mr. Watson, Mr. Suttor, Mr. Lackey, Mr. Wisdom, Mr. Cohen, Mr. W. C. Browne, Mr. Jacob, Mr. Clarke, Mr. Moses, Mr. Stephen Brown, Mr. Garrett, Mr. Terry, Mr. Roseby, Mr. Greville, Mr. Beyers, Mr. Murphy,	Mr. Merriman, Mr. Macintosh, Mr. Johnston, Mr. Harris, Mr. Dangar, Mr. Day, Dr. Bowker, Mr. O'Connor, Mr. Cameron, Mr. J. Davies, Mr. Hoskins, Mr. Baker, <i>Tellers.</i> Mr. Copeland, Mr. Bowman.
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And so it passed in the negative.

6. CONTEMPTS PUNISHMENTS BILL:—The Order of the Day having been read,—Mr. Buchanan moved, That this Bill be now read a second time. Debate ensued. Mr. R. B. Smith moved, That this Debate be now adjourned. Question put and passed. Ordered, that the Debate be adjourned until Friday, 9th January, 1880.
7. SECRET BILLS OF SALE ACT AMENDMENT BILL [*Heretofore AMENDED SECRET BILLS OF SALE PREVENTION BILL*]:—The Order of the Day having been read,—Mr. Stephen Brown moved, That this Bill be now read a second time. Debate ensued. Question put and passed. Bill read a second time. On motion of Mr. Brown, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill. Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments. On motion of Mr. Brown (*with the concurrence of the House*), the report was adopted. Ordered, that the Bill be read a third time on Tuesday next.
8. POSTPONEMENT:—The Order of the Day respecting the erection of an Hospital in Sydney postponed until Tuesday next.

The House adjourned at fourteen minutes after Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 29.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 16 DECEMBER, 1879.

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

QUESTIONS:—

- (1.) Registrar of Births, Marriages, and Deaths at Brewarrina:—Mr. Dangar asked the Colonial Secretary,—

- (1.) Has an application been received for the appointment of a Registrar of Births, Deaths, and Marriages at Brewarrina?
- (2.) Is the Government aware that it is a great inconvenience to the people of Brewarrina to be compelled to travel to Bourke for the above purpose—distance 75 miles?
- (3.) Does the Government intend to take any steps to remedy the evil complained of?
- (4.) As a Clerk of Petty Sessions is now appointed at Brewarrina, could he not carry out the above duties?

Sir Henry Parkes answered,—

- (1.) Two such applications have been received by the Registrar General.
- (2.) Personal attendance for registration of births and deaths is not necessary. Informations (for which forms are supplied at all the principal towns) can be transmitted by post; and a great part of the registration business in the country is conducted in this way.
- (3.) I am not in a position to answer questions 3 and 4, but the matters involved in these queries will be fully considered.

- (2.) Martin O'Connor, Road Contractor:—*Mr. Taylor*, for Mr. McElhone, asked the Secretary for Public Works,—

- (1.) Did a person named Martin O'Connor, on or about May last, get a contract—amount £50 9s. 4d.—for culverts and approaches on the road between Mundooran and Coonabarabran?
- (2.) Has he been paid for this work; if so, when, and what amount was he paid; and what is the name of the officer who paid him?
- (3.) What was the amount of the contract let to O'Connor for this work?
- (4.) Was Martin O'Connor a contractor for other road-work a short time prior to taking the above contract; if so, what was the amount of his contract, and what amount has been paid to him, and is any balance due to him; if so, what, and what is the name of the officer to whom the money was sent to pay him?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) Yes. In September last £47 2s. 6d. was paid to O'Connor's credit in the Joint Stock Bank by the Accountant to the Roads Department.
- (3.) £50 9s. 4d.
- (4.) Yes. O'Connor obtained four other task-works, dating from end of 1878 to May of the present year, the amount of task in each case being as follows:—£135 6s. 9d., £18, £43 8s. 4d., and £23 5s.; and these sums have been paid at various times in full to O'Connor's credit in the manner already referred to. The local road officer, Mr. Bedford, reports by telegraph that £3 odd is still due on the first named contract.

(3.)

(3.) Public School at Parramatta Junction :—*Mr. Cameron*, for *Mr. Macintosh*, asked the Minister of Justice and Public Instruction,—When will tenders be called for the erection of a Public School at the Parramatta Junction, as petitioned for by the residents of the district?

Mr. Suttor answered,—Tenders for the erection of Public School Buildings at Parramatta Junction were called for on the 10th instant, the architect having been instructed on the 9th idem, the day following that upon which the notification of the execution of the conveyance of the site was received.

(4.) Railway to Mudgee :—*Mr. Johnston*, for *Mr. Combes*, asked the Secretary for Public Works,—Is it the intention of the Government to make a trial survey for a Railway to Mudgee by way of Raglan, Sofala, and the Crudine Creek?

Mr. Lackey answered,—It is not the intention of the Government to take any further action with regard to this route. The line explored from Raglan to Mudgee is not an entirely new line, as it joins a former trial survey from Wallerawang to Mudgee, by way of Cherry-tree Hill, about 25 miles before reaching Mudgee. These 25 miles comprise the worst portion of the trial section referred to, being the descent to Mudgee, *viâ* the Boroble Mountain, and was abandoned in favour of the route surveyed through Rylstone. The line from Raglan to Mudgee would make the distance from Sydney to Mudgee 210 miles, with 70 miles of new line; whilst the distance to Mudgee from Sydney by way of Wallerawang and Rylstone would be 190 miles; and the length of new line to construct would be 85 miles. The report is not unfavourable from Raglan to the junction with the old trial survey, but from this point to Mudgee the difficulties are greater than on any portion of the line *viâ* Rylstone.

(5.) The Police Force :—*Mr. Lynch* asked the Colonial Secretary,—

(1.) Is it a fact that the Police of New South Wales are not required to attend drill at stated periods of the year?

(2.) Are the Police supplied with ammunition for practice, the same as is the case with the Volunteers and Permanent Force?

(3.) Will he see that they have the same privileges accorded them as the Volunteers in these matters?

Sir Henry Parkes answered,—

(1.) All men appointed to the Police are drilled and exercised in the use of firearms before they are transferred for duty. It is impracticable to have the men drilled further at stated periods of the year; but when convenient the Police are drilled and exercised in the use of arms, as directed by the Regulations (sec. 47).

(2 and 3.) Special instructions were issued by the Inspector General in February last for the supply of ammunition, that the Police might have practice in the use of their weapons.

(6.) Land Agent at Brewarrina :—*Mr. Taylor*, for *Mr. McElhone*, asked the Secretary for Lands,—

(1.) Has Brewarrina been proclaimed a separate Police District, and are Gadooga, Engonia, and Gongolgon included?

(2.) Has a Lands Office been established at Brewarrina?

(3.) When does the Government intend appointing a Land Agent at Brewarrina?

(4.) Is the Government aware that it is a great inconvenience for people to have to travel to Bourke, a distance of 75 miles?

(5.) As a Clerk of Petty Sessions is now appointed at Brewarrina, could he not carry out the above duties?

Mr. Hoskins answered,—

(1.) Yes; and Gadooga, Erringannia, and Gongolgon are included in it.

(2.) No.

(3.) The creation of a new Police District does not necessitate the establishment of a new Land Office or District. It is intended, however, to appoint a Land Agent at Brewarrina as soon as the necessary registers are completed, which they will be shortly.

(4.) The Clerk of Petty Sessions will probably be appointed, if competent, to undertake the duties

(7.) Bridge at Manilla :—*Mr. Dangar* asked the Secretary for Public Works,—Is it intended to place a sum on the Supplementary Estimates, or make provision out of the General Bridge Vote, for a bridge over the river at Manilla?

Mr. Lackey answered,—Provision will be made for this work. It will be a large one, and probably provided for by loan.

(8.) Court-house, Lithgow :—*Mr. Barbour*, for *Mr. Hurley (Hartley)*, asked the Secretary for Public Works,—

(1.) Is the Court-house completed at Lithgow; if so, what is the cause of delay in sending or providing the necessary furniture?

(2.) Will he cause steps to be taken for furnishing the Court-house properly?

Mr. Lackey answered,—

(1.) Yes; and the furniture has been supplied.

(2.) The Court-house is now furnished.

(9.) Post and Telegraph Office, Rylstone :—*Mr. Barbour*, for *Mr. Hurley (Hartley)*, asked the Secretary for Public Works,—

(1.) Has any decision been arrived at in regard to building Post and Telegraph Office at Rylstone?

(2.) The money having been voted, and the plans and specifications prepared, when will tenders be called for?

Mr. Lackey answered,—The plans for this building have not yet been finally approved of, but will be dealt with in a few days, and tenders will then be invited.

(10.) Mining Bill :—*Mr. Beyers* asked the Secretary for Mines,—Is it the intention of the Government to introduce a more comprehensive Mining Bill this Session?

Mr.

Mr. Baker answered,—Considering the important public business the Government now have before Parliament, it is not probable they can introduce a comprehensive Mining Bill this Session.

- (11.) Lock-up at Warialda:—Mr. Bowman asked the Colonial Secretary,—Is he aware that the lock-up keeper at Warialda, and his wife and six children, have only one bedroom and one room to cook and eat in; if so, will he cause increased accommodation to be made, and as soon as possible?

Sir Henry Parkes answered,—One of the cells, in addition to the two rooms, has, I understand, been used for the accommodation of the lock-up keeper; and some alterations are in progress, whereby an additional room will be provided.

- (12.) Court-house at Tumberumba:—Mr. Day asked the Secretary for Public Works,—Has any application been made from the people of Tumberumba for the erection of a Court-house at that township; if so, is it the intention of the Government to place a sufficient sum of money on the Supplementary Estimates to complete the work?

Mr. Lackey answered,—Application has been made to have £1,000 placed on this year's Estimates for a Court-house and small Telegraph Office at this place, but as the application was received too late for the Estimates-in-Chief the amount has been noted for the Additional Estimates.

2. PUBLIC INSTRUCTION BILL:—

- (1.) Mr. Burns presented a Petition from Roman Catholic Inhabitants of the District of Greta, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.

- (2.) Mr. Clarke presented a similar Petition from Roman Catholic Inhabitants of the District of Broulee.

- (3.) Mr. Farnell presented a similar Petition from Roman Catholic Inhabitants of the Districts of Manly and Pittwater.

- (4.) Mr. Shepherd presented a similar Petition from Roman Catholic Inhabitants of the District of Wellington.

- (5.) Mr. Lynch presented a similar Petition from Roman Catholic Inhabitants of the District of Bathurst.

- (6.) Mr. O'Connor presented a similar Petition from Roman Catholic Inhabitants of the District of Singleton.

Petitions received.

- (7.) Mr. Driver presented a Petition from John Tebbutt, Chairman of a Public Meeting of Inhabitants of Windsor, in favour of the passing of this Bill.

- (8.) Sir Henry Parkes presented a Petition from Joseph Oram, President of the Wesleyan Methodist Conference, in favour of the passing of this Bill.

Petitions received.

3. PAPERS:—

Mr. Watson laid upon the Table,—Appendix H to Report on Glebe Island Abattoir.
Ordered to be printed, and appended to the Report.

Sir Henry Parkes laid upon the Table,—

- (1.) Amended By-law of the Municipal District of Musclebrook.

- (2.) Further Return to an Address, adopted on 6th July, 1877,—“Immigration”—Ship “Pericles.”

- (3.) Report of the Inspector General of Police on the working of the “Totalisator.”

Ordered to be printed.

Mr. Watson laid upon the Table,—Correspondence with the Bank of New South Wales in reference to the transfer of money from London.
Ordered to be printed.

4. SALE OF LIQUORS LICENSING ACT:—Mr. Shepherd presented a Petition from Residents of the District of Molong, in Public Meeting assembled, praying that a Bill may be introduced for the amendment, in certain respects, of this Act.
Petition received.

5. ADJOURNMENT:—Mr. Hurley (*Hartley*) moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. MR. HENRY BAYLIS, POLICE MAGISTRATE, WAGGA WAGGA:—Captain Onslow moved, pursuant to amended Notice, That this House will, on Friday, 16th January, resolve itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Estimates for 1880 a sum of money as a gratuity for extra services performed by Mr. Henry Baylis, Police Magistrate of Wagga Wagga, at the risk of his life in connection with the capture of bushrangers in the year 1863, when he was severely wounded.

Debate ensued.

Question put and passed.

7. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL:—Mr. Driver moved, pursuant to Notice, That this House do “now” proceed to ballot for the Select Committee to consider and report upon the Sydney City and Suburban Tramway and Omnibus Company's Bill.
Mr. McCulloch moved, That the Question be amended, by the omission of the word “now,” with a view to the insertion in its place of the words “this day six months.”

Question

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

Ayes, 21.

Sir Henry Parkes,	Mr. Greenwood,
Mr. Suttor,	Mr. Gray,
Mr. Wisdom,	Mr. Barbour,
Mr. Baker,	Mr. Lynch,
Mr. Lackey,	Mr. Jacob,
Mr. Watson,	Mr. Garrett,
Captain Onslow,	Mr. W. Davies,
Mr. Driver,	<i>Tellers.</i>
Mr. Hoskins,	Mr. Copeland,
Mr. Cameron,	Mr. W. C. Browne.
Mr. Teece,	
Mr. O'Connor,	

Noes, 8.

Mr. J. Davies,
Mr. Charles,
Dr. Bowker,
Mr. Johnston,
Mr. Beyers,
Mr. Dangar,
<i>Tellers.</i>
Mr. McCulloch,
Mr. Macintosh.

And so it was resolved in the affirmative.

Original Question then put and passed.

Whereupon the House proceeded to the Ballot, and Mr. Speaker declared the following to be the Committee duly appointed:—Mr. Driver, Mr. Lackey, Mr. Combes, Mr. Farnell, Mr. J. Davies, Mr. Lucas, Mr. Macintosh, Mr. Greenwood, and Mr. Gray.

8. MINING ON PRIVATE LANDS BILL:—The Order of the Day for the second reading of this Bill postponed until Friday, 16th January, 1880.

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

Question put and passed.

Bill read a third time, and, on motion of Mr. Garrett, *passed.*

Mr. Garrett then moved, That the Title of the Bill be "*An Act to amend the Act 19 Victoria No. 2 relating to Secret Bills of Sale of Chattel Property.*"

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 Act 19 Victoria No. 2 relating to Secret Bills of Sale of Chattel Property,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 16th December, 1879.*

10. POSTPONEMENT:—The Order of the Day respecting the erection of an Hospital in Sydney postponed until Tuesday, 13th January, 1880.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 30.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 17 DECEMBER, 1879.

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

QUESTIONS :—

- (1.) Trespassing on Crown Lands at Gunnedah :—Mr. Dangar asked the Secretary for Mines,—
 (1.) Is it a fact that the operation of an Act of Parliament has been suspended in regard to certain trespassers on Crown Lands in Gunnedah ; and if so, will the Minister for Mines have any objection to state the authority for such a proceeding ?
 (2.) Is he aware that for the last eighteen months numbers of persons have been trespassing on the reserves in and around the town of Gunnedah, erecting stores, accommodation and other houses, interfering with the business of legitimate tradespeople in that town, as well as the occupation of travelling stock reserves ?
 (3.) Will the Minister have inquiries made in this matter, with a view to remedy the annoyance complained of ?

Mr. Baker answered,—

- (1.) It is not a fact that the operation of an Act of Parliament has been suspended in regard to certain trespassers on Crown Lands at Gunnedah.
 (2.) Instructions were issued to repress trespasses upon Crown Lands which were reported in the neighbourhood of Gunnedah, and proceedings were instituted (25th March, 1879) against nineteen alleged trespassers. Upon a Petition received from sixty persons, proceedings were stayed, on 16th April, pending inquiries—the consideration of the cases having been postponed by the Bench upon the application of those summoned. Under the instruction of the Minister, of 14th May, six weeks were allowed to occupiers in which to remove their trespasses. Four removed within the time named, and proceedings were again taken against the remaining fifteen, who were fined on 29th July, 1879. One has been proceeded against for the second time (7th October), and again fined.
 (3.) Yes. Inquiries shall be made as to whether trespassers, other than those already dealt with, exist, and if any such be reported, proceedings will be taken.

- (2.) Tolls on Great Western Road :—Mr. Taylor asked the Secretary for Public Works,—If persons travelling upon the Great Western Road obtain a ticket at the Toll-bar at the "Fox under the Hill," will that ticket clear them through the Toll-bar at Becket's Bridge, the same being used at both gates upon the same day ?

Mr. Lackey answered,—Yes.

- (3.) High-level Bridge over the Williams River :—Mr. Johnston asked the Secretary for Public Works,—Is it the intention of the Government to make provision on the Additional Estimates for the erection of a High-level Bridge over the Williams River at Tellegra ?

Mr. Lackey answered,—The question of making provision for this bridge will be considered when Additional Estimates are being prepared.

- (4.) Light on Nobbys :—Mr. W. C. Browne asked the Secretary for Public Works,—When will the erection of a Light at the end of the breakwater at Nobbys be proceeded with ?

Mr. Lackey answered,—Tenders will probably be called for this work before the end of the year.

- (5.) Railway Platform at Lawson's Station :—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—Is he aware that passengers have frequently to alight from the end of trains arriving at the Blue Mountains (Lawson's Station) into a dangerously situated gutter ; and will he cause instructions to be issued to have the long intended brick platform proceeded with without delay, and of sufficient extent (say 30 feet longer than the present one) to guard against this danger ?

Mr.

Mr. Lackey answered,—I am not aware that this is the case. The platform was lengthened only a short time ago, and is long enough for all ordinary trains. I find, however, on inquiry, that the whole of the platform is not used, in consequence of the position of the water-crane for filling the tender of the engine. This will be removed to another site, and the present platform will then be found ample for all requirements.

- (6.) Gas in Carriages on Western Railway :—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—When is it intended to supply the passenger trains running on the Western Line with gas, in a similar manner to that supplied some considerable time since to the Southern and other lines?

Mr. Lackey answered,—All the carriages are being fitted with the apparatus for lighting them with gas, and it is expected that in a few days carriages on all the lines will be so lighted.

- (7.) Railway from Uralla to Glen Innes :—Mr. Dillon asked the Secretary for Public Works,—When will tenders be invited for the extension of the Great Northern Railway from Uralla to Glen Innes, or for any portion of that work?

Mr. Lackey answered,—Parliamentary authority will be asked in a few days for a deviation from the Northern Extension (Tamworth to Tenterfield) to carry the line through the town of Armidale. The Engineer-in-Chief for Railways is now inspecting the works on this line, and his report will guide the Government as to the time of inviting tenders for the extension towards Glen Innes.

- (8.) Members of Religious Orders as Teachers under Council of Education :—*Mr. J. Davies*, for Mr. Greenwood, asked the Minister of Justice and Public Instruction,—

- (1.) Are there any sisters or brothers of religious orders employed as teachers under the Council of Education?
- (2.) If so, how many, and what are the designations of the schools in which they are so employed?
- (3.) Are they as much under the control of the Council as other teachers in the service?
- (4.) By whom were they severally nominated, what is the amount of their salaries, and to whom are these salaries paid?

Mr. Suttor answered,—

- (1.) Certain Sisters of Religious Orders are employed as Teachers under the Council.
- (2.) Eighteen are employed as shown hereunder,—

Four in Bathurst R.C.	Denominational School	(Girls and Infants).
Two in Orange R.C.	do	(do do).
Three in West Maitland R.C.	do	(do do).
Two in Mudgee R.C.	do	(do do).
Two in Newcastle R.C.	do	(do do).
Three in Victoria-st. R.C.	do	(do do).
Two in Goulburn R.C.	do	(Girls).

- (3.) No.

- (4.) They were nominated by the Local Boards of the Schools in which they are severally engaged; their salaries amount in the aggregate to £1,618 per annum, and are paid in accordance with directions given in the usual monthly vouchers, as shown below :—

In Bathurst. To the credit of the Teachers in Commercial Bank, Bathurst.
 In Orange. To the credit of the Teachers in Bank of New South Wales, Orange.
 In West Maitland. By post to the Teachers.
 In Mudgee. To the credit of the Teachers in Bank of New South Wales, Mudgee.
 In Newcastle. By post to the Teachers.
 In Victoria-st. To Miss Higgins.
 In Goulburn. By post to the Teachers.

- (9.) The Public Service :—Mr. Copeland asked the Colonial Secretary,—When will the Return moved for by me on the 11th November last be laid upon the Table of this House?

Sir Henry Parkes answered,—I find that these Returns are not complete. The Returns for several of the departments have been completed for some days past, but the complete Return is kept back through the inability of my office to get the Returns, especially from the Works Department.

- (10.) Electoral Maps :—Mr. Copeland asked the Colonial Secretary,—Will he cause Maps showing the proposed new Electorates to be laid upon the Table of the House prior to the second reading of the Electoral Bill?

Sir Henry Parkes answered,—Instructions were given more than a fortnight ago to prepare these plans.

2. PUBLIC INSTRUCTION BILL :—

- (1.) Mr. Jacob presented a Petition from Roman Catholic Inhabitants of the District of Raymond Terrace, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
- (2.) Mr. Jacob presented a similar Petition from Roman Catholic Inhabitants of the District of Manning River.
- (3.) Mr. Lucas presented two similar Petitions from Roman Catholic Inhabitants of the Districts of Botany, and Cook's River and Kogarah.
- (4.) Mr. Kerr presented a similar Petition from Roman Catholic Inhabitants of the District of Orange.
- (5.) Mr. Greville presented a similar Petition from Roman Catholic Inhabitants of the District of Araluen.
 Petitions received.
- (6.) Mr. J. Davies presented a Petition from Henry Hicks, Chairman of a Public Meeting of Citizens of Sydney assembled in the Protestant Hall, in favour of the passing of this Bill.
 Petition received.

3. VOTE OF CREDIT:—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 9.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly that provision be made for defraying expenses of the year 1879; together with provision for other Services of an urgent nature on account of the year 1880.

Government House,
Sydney, 17th December, 1879.

Ordered to be printed, and referred to the Committee of Supply.

4. SPECIAL ADJOURNMENT:—Sir Henry Parkes moved, pursuant to Notice, That this House, on its rising "to-morrow," do adjourn until Tuesday, the "6th" of January.

Debate ensued.

Mr. Garrett moved, That the Question be amended by the omission of the word "to-morrow," with a view to the insertion in its place of the words "Friday next."

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

The House divided.

Ayes, 33.

Sir Henry Parkes,	Mr. Farnell,
Mr. Watson,	Mr. Terry,
Mr. Wisdom,	Mr. Harris,
Mr. Lackey,	Mr. J. Davies,
Mr. Baker,	Mr. Greville,
Mr. Hoskins,	Mr. Cohen,
Mr. Charles,	Mr. Kerr,
Mr. Fitzpatrick,	Mr. Hungerford,
Mr. Macintosh,	Mr. Teece,
Mr. Copeland,	Mr. Taylor,
Mr. Lynch,	Mr. Cameron,
Mr. W. C. Browne,	Mr. Driver,
Mr. Murphy,	Mr. Lucas,
Mr. Thompson,	
Mr. W. Davies,	<i>Tellers.</i>
Mr. Sutherland,	Mr. Badgery,
Mr. Barbour,	Mr. Dillon.
Mr. Merriman,	

Noes, 15.

Mr. Burns,
Mr. McElhone,
Dr. Bowker,
Mr. Bennett,
Mr. Gray,
Mr. Moses,
Mr. Johnston,
Captain Onslow,
Mr. Garrett,
Mr. Jacob,
Mr. Dangar,
Mr. Buchanan,
Mr. Hurley (<i>Hartley</i>),
<i>Tellers.</i>
Mr. Day,
Mr. R. B. Smith.

And so it was resolved in the affirmative.

Captain Onslow then moved, That the Question be amended by the omission of the word "6th," with a view to the insertion in its place of the word "13th."

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

The House divided.

Ayes, 19.

Sir Henry Parkes,	Mr. Teece,
Mr. Watson,	<i>Tellers.</i>
Mr. Wisdom,	
Mr. Suttor,	Mr. Moses,
Mr. Lackey,	Mr. Terry.
Mr. Baker,	
Mr. Hoskins,	
Mr. Day,	
Mr. Johnston,	
Mr. Dangar,	
Mr. Harris,	
Mr. W. Davies,	
Mr. Lucas,	
Mr. Driver,	
Mr. Cameron,	
Mr. Buchanan,	

Noes, 30.

Mr. Fitzpatrick,	Mr. Burns,
Mr. Cohen,	Mr. McElhone,
Mr. Badgery,	Dr. Bowker,
Mr. Hungerford,	Mr. Bennett,
Captain Onslow,	Mr. Gray,
Mr. Lynch,	Mr. Charles,
Mr. Macintosh,	Mr. W. C. Browne,
Mr. J. Davies,	Mr. Dillon,
Mr. Kerr,	Mr. Hurley (<i>Hartley</i>),
Mr. Murphy,	Mr. Farnell,
Mr. Thompson,	Mr. Merriman,
Mr. Jacob,	Mr. Barbour,
Mr. Garrott,	<i>Tellers.</i>
Mr. R. B. Smith,	
Mr. Sutherland,	Mr. Greville,
Mr. Copeland,	Mr. Taylor.

And so it passed in the negative.

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

Main Question,—That this House, on its rising to-morrow, do adjourn until Tuesday, the 13th of January,—put and passed.

5. RANDWICK ASYLUM FOR DESTITUTE CHILDREN:—Sir Henry Parkes (*by consent*) moved, without Notice, That leave be granted to the Select Committee now sitting on "Randwick Asylum for Destitute Children" to sit during the Christmas Adjournment.

Question put and passed.

6. EQUITY BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to amend the Law respecting the Procedure and Practice of the Supreme Court in its Equitable Jurisdiction*,"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 17th December, 1879.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Friday, 16th January, 1880.

7. **POSTPONEMENT** :—The Order of the Day No. 1 postponed, to follow after Order No. 2.
8. **SUPPLY** :—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
The Chairman also reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, 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 Her Majesty, for the Services of 1879 and previous Years and Services of 1880, a sum not exceeding £185,000, being £60,000 on account of the Supplementary Services of 1879 and previous Years, included in the Supplementary Estimates; £48,000 on account of Public Works and Services included in the Surplus Revenue Estimate; £70,000 to meet Wages to become due to Railway Employés during the month of January, 1880, &c.; and £7,000 for Harbours and Rivers Department, Wages of Employés, &c., for the month of January, 1880.
On motion of Mr. Watson, the Resolution was read a second time, and agreed to.
9. **WAYS AND MEANS** :—The Order of the Day having been read,—on motion of Mr. Watson, 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.
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 Her Majesty for the Services of 1879 and previous Years and Services of 1880, the sum of £185,000 be granted out of the Consolidated Revenue Fund of New South Wales for defraying Supplementary Services of 1879 and previous Years; Public Works and other Services included in the Surplus Revenue Estimate; and Wages of Railway Employés, and Employés in Harbours and Rivers Department, &c., for January, 1880.
On motion of Mr. Watson, the Resolution was read a second time, and agreed to.
10. **CONSOLIDATED REVENUE FUND BILL** :—
(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of Ways and Means (No. 2), to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards Services of 1879 and previous Years and Services of the Year 1880.
(2.) Mr. Watson then presented a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards Services of 1879 and previous Years and Services of the Year 1880*,"—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. Watson, 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. Watson, 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. Watson, *passed*.
Mr. Watson then moved, That the Title of the Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards Services of 1879 and previous Years and Services of the Year 1880*."
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards Services of 1879 and previous Years and Services of the Year 1880*,"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 17th December, 1879.
11. **NAVIGATION ACT FURTHER AMENDMENT BILL** :—The Order of the Day having been read,—on motion of Mr. Watson, 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. Watson, 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 further amend the 'Navigation Act of 1871.'*"
Legislative Assembly Chamber,
Sydney, 17th December, 1879.

12. CHURCH AND SCHOOL LANDS DEDICATION BILL:—

(1.) The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 that the entire management and control of the lands commonly known as the "Church and School Lands," and the appropriation of the income derived therefrom, are vested in the Legislature of this Colony, and that from and after the first day of January, one thousand eight hundred and eighty-one, all such lands and income shall be respectively held and applied for the purposes of Public Instruction only.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to declare that the entire management and control of the lands commonly known as the "Church and School Lands," and the appropriation of the income derived therefrom, are vested in the Legislature of this Colony, and that from and after the first day of January, one thousand eight hundred and eighty-one, all such lands and income shall be respectively held and applied for the purposes of Public Instruction only.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

(2.) Sir Henry Parkes presented a Bill, intituled "*A Bill to declare that the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom are vested in the Legislature of this Colony and that from and after the first day of January one thousand eight hundred and eighty-one all such lands and income shall be respectively held and applied for the purposes of Public Instruction only,*"—which was read a first time.

Ordered to be printed, and read a second time on Thursday, 15th January, 1880.

13. LANDS FOR PUBLIC PURPOSES ACQUISITION BILL:—

(1.) The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 acquisition by Government of lands for public purposes. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

Ordered, on motion of the Chairman (*with the concurrence of the House*), that the 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 acquisition by Government of lands for public purposes.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

(2.) Sir Henry Parkes presented a Bill, intituled "*A Bill to provide for the acquisition by Government of Lands for Public purposes,*"—which was read a first time.

Ordered to be printed, and read a second time on Thursday, 15th January, 1880.

14. PUBLIC INSTRUCTION BILL:—The Order of the Day for the further consideration in Committee of this Bill postponed until Wednesday, 14th January, 1880.

15. MUNICIPAL CATTLE SALE-YARDS SITE ACQUISITION BILL:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.

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

16. ELECTORATE OF EAST SYDNEY:—Mr. Speaker informed the House that upon the passing of the Resolution of the 25th ultimo, declaring the Seat of Alexander Stuart, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Stuart, and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Arthur Renwick, Esquire, to serve as a Member for the Electoral District of East Sydney.

17. POSTPONEMENTS:—The Orders of the Day Nos. 8, 9, and 10 postponed, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.

18. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Watson, 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.

19. MEMBER SWORN:—Arthur Renwick, Esquire, having taken and subscribed the Oath, and signed the Roll of the House, took his Seat as a Member for the Electoral District of East Sydney.

20. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Watson, 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.

21. CONSOLIDATED REVENUE 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 of New South Wales towards Services of 1879 and previous Years and Services of the Year 1880,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 17th December, 1879.

JOHN HAY,
President.

22. JOADJA CREEK RAILWAY BILL:—Mr. Garrett, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and Report this Bill was referred on 3rd December, 1879; together with a copy of the Bill as amended and agreed to in the Committee.

Ordered to be printed.

Mr. Garrett then moved, That the Bill be read a second time on Friday, 16th January, 1880.

Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 31.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 18 DECEMBER, 1879.

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

QUESTIONS:—

(1.) Customs Duties paid by John Frazer and Co. and by Watson Brothers:—Mr. McElhone asked the Colonial Treasurer,—

(1.) What amount of duties did the firm of John Frazer & Co. pay on each of the following articles during the last six months of the year 1878, viz.:—Rum, brandy, whisky, gin, other spirits, wine, ale, and porter. (in bottle and wood)?

(2.) The number of gallons on which duty was paid on each of the above?

(3.) The amount of duty paid on tobacco during the same period, and the number of pounds of tobacco on which they paid duty during the same period?

(4.) The like in regard to the last six months of 1879?

(5.) The like in regard to October and November, 1878?

(6.) The like in regard to October and November, 1879?

(7.) The like in regard to the period from 1st to 10th December, 1878?

(8.) The like in regard to the period from 1st to 10th December, 1879?

(9.) The same particulars in regard to Watson Brothers, of Young?

Mr. Watson answered,—The answers to questions from 1 to 5 I have had prepared in the shape of a Return, which I will lay upon the Table of the House. In the meantime I will endeavour to give the Honorable Member such information as I can gather from that Return.

(1.) The quantity of the following articles taken out of bond by John Frazer & Co., and the amount of duty paid by them from the 1st of July to the 31st December, 1878, was as follows:—

	Gallons.	Duty.
Brandy	4,964	£2,482
Rum	4,882	2,441
Whisky	1,016	508
Geneva	2,972	1,486
Other Spirits	34	17
Still Wine	3,845	769
Sparkling Wine	100	30
Bottled Ale and Porter... ..	950	356
Ale and Porter in wood... ..	480	12
Tobacco	3,090 lbs.	309

These are the replies to questions 1, 2, and 3.

(4.) The like in regard to the last six months of 1879. I am at present unable to answer this question, as the year has not terminated yet, but will do so after the 31st December.

(5.) The amounts paid by the same firm in October and November, 1878, are as follows:—

	Gallons.	Duty.
Brandy	2,322	£1,161
Rum	1,724	862
Whisky	368	184
Geneva	1,048	524
All other Spirits... ..	30	15
Still Wine	580	116
Sparkling Wines	None.	
Bottled Ale and Porter... ..	3,920	147
Ale and Porter in wood... ..	None.	
Tobacco	470 lbs.	47

(6.)

(6.) The same for October and November of the present year:—

	Gallons.	Duty.
Brandy	3,934	£1,967
Rum	1,876	938
Whisky	834	417
Geneva	1,366	683
All other Spirits...	20	10
Still Wine	2,860	572
Sparkling Wine	96	29
Bottled Ale and Porter...	1,080	396
Ale and Porter in wood	None.	
Tobacco	None.	

(7.) From the 1st to the 10th December, 1878, the amount of duty paid was:—

	Gallons.	Duty.
Brandy	760	£380
Rum	524	262
Whisky	None.	
Geneva	246	123
All other Spirits...	None.	
Still Wine	575	115
Sparkling Wine	27	8
Bottled Ale and Porter...	560	21
Beer in wood	None.	
Tobacco	690 lbs.	69

(8.) The same firm paid from the 1st to the 10th of December of the present year:—

	Gallons.	Duty.
Brandy	154	£77
Rum	74	37
Whisky	324	162
Geneva	444	222
Other kinds of Spirits	None.	
Still Wine	315	63
Sparkling Wine	None.	
Bottled Ale and Porter...	None.	
Ale and Porter in wood	None.	
Tobacco	None.	

These are all with regard to the firm of John Frazer & Co. I now come to—

(9.) Watson Brothers, of Young:—From the 1st of July to the 31st December, 1878, £59 is the total.

I may state, however, that it appears that Watson Brothers do not always pay their own duty direct, but through their Custom-house Agents, Messrs. Powell & Co. I applied to Messrs. Watson Brothers for information, and they have furnished me with a Return, verified by affidavit, showing the duties paid by them during the periods referred to, which show no appreciable increase; and they have also forwarded me the following letter from their Custom-house Agents, Messrs. Powell & Wall:—

“ Nos. 5 and 6, Custom-house Buildings, Circular Quay,
Sydney, 16th December, 1879.

“ Dear Sirs,

“ In reply to yours of the 15th instant, we beg to state that there is nothing unusual in the payment of duty on spirits from ship's side.

“ Your payments of Customs duty for November and December are not above the average payments you have made for the past two years. It has been your practice generally to pay duty on direct importation from ship's side. We have sent a copy of this letter to the Honorable the Colonial Treasurer, as requested by you.

“ Yours faithfully,
“ POWELL & WALL.”

These Returns include duties collected at Sydney or on the Border.

(2.) Spirits and Tobacco taken out of Bond:—Mr. Hurley (*Hartley*) asked the Colonial Treasurer,—

- (1.) What quantity of tobacco was taken out of bond for the quarter ending November, and the quantity for the preceding quarter?
- (2.) The names of the three firms, or persons, who have taken out the largest quantity of tobacco for the quarter ending November, separately?
- (3.) The names of the three firms who have taken the largest quantities of spirits out of bond for the quarter ending November, and the quantities of each?

Mr. Watson answered,—These questions also will require a lengthy reply, and I will lay it upon the Table of the House. In the meantime, for the information of the Honorable Member, and of the public, I will briefly reply to it:—

(1.) 30,669 lbs. of manufactured, and 153,061 lbs. of leaf tobacco, during the quarter ending August; and for the quarter ending November 50,132 lbs. of manufactured tobacco, and 248,265 lbs. of leaf.

(2.) The names of the three firms or persons who have taken out the largest quantity of tobacco for the quarter ending November are—Messrs. Heyde, Todman & Co., A. W. Sutton, and J. H. Myers, who took out manufactured; and Messrs. Cameron, Dixon, and T. Saywell, who took out leaf tobacco.

(3.) The names of the three firms who have taken the largest quantities of spirits out of bond for the quarter ending November, and the quantities of each:—Messrs. Tooth & Co., 30,196 gallons; Messrs. Cooper, Nathan & Co., 13,722 gallons; Messrs. Alt & Co., 11,576 gallons.

(3.)

(3.) Sale of Poison at Inverell :—Mr. Bowman asked the Minister of Justice and Public Instruction,—Has his attention been called to the conduct of a chemist named Millington, at Inverell, having lately sold to a young girl a quantity of strychnine without taking the precaution required by the Poisons Act; if not, will he cause inquiries to be made without delay?

Mr. Suttor answered,—Yes, my attention has been called to the subject, and although Mr. Millington may have committed a breach of the Sale of Poisons Act (40 Vic. No. 9), he does not, in the opinion of the Attorney General, appear to have been guilty of such negligence as would render him liable to a prosecution for manslaughter.

(4.) Customs Duties paid by Messrs. Tooth & Co., Messrs. Toohey & Co., and Dalton Brothers :—Mr. McElhone asked the Colonial Treasurer,—

(1.) What amounts have Messrs. Tooth & Co. paid for duties on each day, from the 20th of November to the 10th of December, 1879, inclusive?

(2.) The same information with regard to Messrs. Toohey & Co.?

(3.) What amounts have Messrs. Tooth & Co. paid for duties on each day, from the 20th of November to the 10th of December, 1878, inclusive?

(4.) The same information with regard to Messrs. Toohey & Co.?

(5.) The like in regard to Dalton Brothers?

Mr. Watson answered,—The answers to these questions will also be more properly presented in the shape of a Return, and I will lay such a Return upon the Table of the House; meanwhile I will endeavour to answer the Honorable Member.

(1.) The total amount paid by Messrs. Tooth & Co. from the 20th of November to 10th December inclusive, was—

	£	s.	d.
Brandy	1,548	10	10
Rum	1,141	15	11
Geneva	713	18	6
Gin	43	15	0
Whisky	344	11	11
All other Spirits	Nil.		
Wine	136	0	0
Beer in bottle	Nil.		
Tobacco	Nil.		

The same firm paid for the corresponding period of last year—

Brandy	1,114	11	10
Rum	1,555	12	0
Geneva	814	3	9
Gin	88	15	1
Whisky	244	7	6
Other Spirits	Nil.		
Wine	139	11	0
Beer in wood	Nil.		
Do. in bottle	Nil.		
Tobacco	Nil.		

(2.) The same information with regard to Messrs. Toohey & Co.

Brandy	1,616	15	7
Rum	1,075	6	7
Geneva	352	7	7
Gin	21	9	8
Whisky	263	8	9
Other Spirits	Nil.		
Wine	48	8	0
Beer in wood	Nil.		
Beer in bottle	Nil.		
Tobacco	Nil.		

The same for the corresponding period of 1878.

Brandy	355	1	1
Rum	613	0	0
Geneva	281	2	10
Gin	26	14	5
Whisky	105	4	5
All other Spirits	Nil.		
Wine	66	16	0
Beer in wood	Nil.		
Do. in bottle	23	9	6
Tobacco	Nil.		

(5.) The like with regard to Messrs. Dalton Brothers.

The amount of duty paid from 20th November to 10th December, 1879, was—

Brandy	403	11	1
Rum	276	0	0
Geneva	349	15	7
Whisky	87	0	2
Other Spirits	Nil.		
Wine	89	18	0
Beer in wood	Nil.		
Do. in bottle	6	5	3
Tobacco	179	8	0

Making a total of 1,391 18 1

The

The same for the corresponding period of 1878—								£	s.	d.
Brandy	...	...	...	...	...	...	...	281	0	0
Rum	...	...	...	...	...	...	...	21	9	5
Geneva	...	...	...	...	...	...	...	39	6	3
Whisky	...	...	...	...	...	...	...	46	11	7
All other Spirits	...	...	...	...	...	...	Nil.			
Wine	...	...	...	...	...	...	...	33	12	0
Beer in wood	...	...	...	...	...	...	Nil.			
Do. in bottle	...	...	...	...	...	...	Nil.			
Tobacco	...	...	...	...	...	...	...	91	18	0
Making a total of								513	17	3

In justice to these gentlemen, I should mention that during the corresponding period of 1878 they did not carry on business in Sydney, where they have now a large business.

- (5.) Police Quarters at Bingera :—Mr. Dangar asked the Secretary for Public Works,—Is it intended to make any provision on Supplementary Estimates, or otherwise, out of Votes for Public Buildings for new Police Quarters or Barracks at Bingera—the present ones being isolated and totally unsuitable for the requirements of the place?

Mr. Lackey answered,—A sum will be placed on the next Estimates to provide for the work in question.

- (6.) William Rae's Conditional Purchase :—Mr. Dangar asked the Secretary for Lands,—

(1.) Is it intended to grant to William Rae, of Edgeroi, of Narrabri District, his conditional purchase, or to the lessee of the run upon which it is situated?

(2.) If not intended to confirm William Rae's application, will his deposit money be refunded; and if so, when?

Mr. Hoskins answered,—

(1.) The right of the applicant to the land in question has been disputed, as interfering with the measurements of land applied for in virtue of improvements by the lessee of the run; and the case has not yet been finally dealt with by the Charting Branch of the Survey Department.

(2.) There is no objection to the refund of the deposit, if desired by the applicant.

- (7.) Post and Telegraph Office at St. Leonards :—*Mr. Cohen*, for Mr. Farnell, asked the Colonial Secretary,—When will the Government call for tenders for the erection of the Post and Telegraph Office at St. Leonards, for which the money was voted and appropriated some time since?

Sir Henry Parkes answered,—The delay in proceeding with this work arises from the difficulty in deciding as to the most suitable position for a central office at St. Leonards, and it has been represented that the land already purchased is not so. The matter is now being further inquired into.

- (8.) Report of Council of Education :—Mr. Jacob asked the Minister of Justice and Public Instruction,—

(1.) In the Report of the Council of Education upon the condition of the Public Schools for 1877, under the heading "Fort-street (Boys, 5)," it being stated, "The Report upon this School is held over pending the Council's decision upon certain points as yet undetermined,"—Have the points yet been determined?

(2.) If they have, has the Report been tabled; and if not tabled, when will it be?

(3.) If the points are still undetermined, when is it probable that they will be determined?

Mr. Suttor answered,—

(1.) No.

(2.) No.

(3.) Circumstances have so altered since the date of that report that it is now scarcely possible, and not necessary, to determine the points referred to.

- (9.) Bridges in Electorate of Liverpool Plains :—*Mr. McElhone*, for Mr. Bennett, asked the Secretary for Public Works,—

(1.) Have any applications been received by him from me requesting that a High-level Bridge be erected over the River Namoi at Manilla; if so, when?

(2.) Have replies to such applications referred to been forwarded to me; if so, when, and what was the substance of such replies, and by whom given?

(3.) Have or do the Government intend to make provision on the Supplementary Estimates for 1880 to defray the cost of such public work?

(4.) Have similar applications been received from me requesting that bridges be erected over Oakey, Tarpaulin, Greenhatch's, Attunga, and Moor Creeks; if so, when?

(5.) Is it the intention of the Government (or have they done so) to make provision on the Supplementary Estimates for 1880 for such work?

Mr. Lackey answered,—

(1.) Applications have been received for a bridge at the place named (but do not specify for a high-level) on 20th May and 20th June last. The question of construction of this bridge has also been several times referred to since in subsequent communications.

(2.) The receipt was acknowledged of both the above letters on the 27th May and 18th June respectively, by the Under Secretary, who also wrote on the 16th September to the effect that the site had not been definitely fixed, and that the question of making provision for the work would be considered when the Estimates of 1880 were being prepared.

(3.) Provision will probably be made by loan.

(4.) Such applications have been received only in the cases of Greenhatch's, Attunga, and Moor Creeks, on the 25th November, 1878. The proposal was made that the timber, &c., from the old low-level causeway should be utilized in the construction of the bridge at Greenhatch's.

(5.) No special provision has been made, as the works are not of great magnitude, and can, it is considered, be provided for out of Road Votes.

(10.) Bridge over Namoi River at Manilla:—*Mr. McElhone*, for *Mr. Bennett*, asked the Secretary for Public Works,—

(1.) Has a Petition been received by him from a Deputation, consisting of Members of Parliament, the Mayor of Tamworth, and others, having reference to the erection of a bridge over the River Namoi at Manilla; if so, who are the Members of Parliament that formed part of such Deputation, and when did the Deputation take place?

(2.) Has the Secretary for Public Works given any reply to the Deputation referred to; if so, when, and what was the substance of such reply?

Mr. Lackey answered,—

(1.) Yes; *Mr. Cohen*, *Mr. Dangar*, *Mr. Dillon*, and *Mr. Browne*, on the 5th instant.

(2.) A reply has been given this day, to the effect that provision for this work would probably be made from Loan Vote.

(11.) Government Banking Business:—*Mr. Cohen* asked the Colonial Treasurer,—

(1.) Does the correspondence laid upon the Table of the House on Tuesday last include all that has recently passed between the Government and the Bank of New South Wales relative to the Banking Business of the Government?

(2.) If not, will he lay the remainder of the correspondence upon the Table of the House?

Mr. Watson answered,—Yes, excepting that portion which was withdrawn by mutual consent.

(12.) Telegraph Line from Bulahdelah to Hawk's Nest:—*Mr. Johnston* asked the Secretary for Public Works,—

(1.) Is it the intention of the Government to make provision on the Additional Estimates for 1879 to construct a Telegraph Line from Bulahdelah to Hawk's Nest or Tea Garden?

(2.) Also, the like from Bungwall Flat to Cape Hawke?

Mr. Lackey answered,—

(1.) It is not the intention of the Government to provide for the construction of a Telegraph Line from Bulahdelah to Hawk's Nest or Tea Garden.

(2.) No.

(13.) William Jackson, South Sea Islander:—*Mr. McElhone* asked the Colonial Treasurer,—

(1.) Was a South Sea Islander, named William Jackson, illegally shipped for the pearl fishery?

(2.) Is it his intention to cause an inquiry to be made into this matter, with the view of allowing this man to proceed to his home in Fiji?

Mr. Watson answered,—

(1.) I made inquiry into this matter to-day, and cannot find that the person to whom he alludes was illegally shipped.

(2.) Yes; I will make inquiry into the matter, with a view to his release.

(14.) Martin O'Connor, Road Contractor:—*Mr. McElhone* asked the Secretary for Public Works,—

(1.) In reference to question 2 on the Business Paper of the 16th December,—On what account was the sum of £3 stopped from Martin O'Connor, and is he aware that before O'Connor was paid the £47 2s. 6d. out of the £50 9s. 4d. due to him he had to sign a receipt for the full amount?

(2.) Will he cause an inquiry to be made into *Mr. Bedford's* conduct in this matter?

Mr. Lackey answered,—

(1.) It is presumed the £3 was deducted for some work unfinished. O'Connor cannot have been asked to sign for £50 9s. 4d., as the amount paid by Treasury was only £47 2s. 6d., so that the receipt for the larger sum would have been useless.

(2.) *Mr. Bedford* has already been asked to forward the papers, and an explanation, which, he states by telegraph, have been posted.

(15.) The Unemployed:—*Mr. McElhone* asked the Colonial Secretary,—

(1.) Are the Government in a position to find work for the eleven hundred men who attested by their signature, occupation, and address, that they were out of employment?

(2.) Did the Deputation offer their services to aid in verifying the truthfulness of the signatures attached to the Petition lately presented to the Colonial Secretary (on Thursday week); if so, was the offer declined?

(3.) Are the Police, or any other persons, employed by the Government in making inquiries as to whether the signatures attached to the Petition presented to *Sir Henry Parkes* by the Deputation of the unemployed are genuine or not?

Sir Henry Parkes answered,—

(1.) If the Honorable Member by this first question wishes to inquire whether the Government will take any of these persons into their direct employ, and find employment purposely, I may say that the Government have no such intention. It was explained to the Deputation who brought these lists to me that a number of public works were in course of construction; and some trouble was taken to point out what those works were, and where they were situated, and that they must afford employment for a large number of persons.

(2.) If any members of the Deputation offered their services in the manner here indicated it escaped my notice. I have no recollection of anything of the kind.

(3.) I have taken means to endeavour to verify the signatures given on these sheets, and on taking this step I wrote the minute I am now about to read:—"They" (that is these sheets) "are represented to contain the names and residences of persons out of employment, and they appear to me to have a genuine appearance. I think it right, however, to take steps to test the genuineness of these names, and you will direct this to be done in a careful and judicious manner, avoiding anything calculated to give offence to or wound the feelings of the persons concerned." I have here a list of the names presented to me, purporting to give the name and proper address of each person, and I have the report on the inquiry made. Here are whole pages of this report where the words put opposite the names are, "Cannot be found," "Cannot be found," "Cannot be found," and "Not known."

(16.)

- (16.) Police Quarters, East Maitland :—Mr. Badgery asked the Secretary for Public Works,—
When will tenders be called for the erection of Police Quarters at East Maitland?
Mr. Lackey answered,—Before tenders can be invited for the work referred to, a Special Vote will have to be obtained to defray the cost.
2. PAPERS :—Mr. Baker laid upon the Table,—
(1.) Return to an Address adopted on 4th November, 1879,—“Case of Veness v. Rogers, Manilla.”
(2.) Report from the Chief Inspector of Live Stock for the year ended 30 June, 1879.
Ordered to be printed.
- Mr. Lackey laid upon the Table,—Return to an Order made on 20th June, 1877,—“Estimates prepared by the Colonial Architect.”
Ordered to be printed.
- Sir Henry Parkes laid upon the Table,—Correspondence concerning arrangements with the Imperial Government respecting Postages on Outward Australian and New Zealand Mails—Further Papers.
Ordered to be printed.
- Mr. Hoskins laid upon the Table,—Amended Return (in lieu of that laid upon the Table on 17th April, 1879) showing the total number of officers and servants, of whatever grade, employed in connection with the Department of Lands, during the year ending 31st December, 1878; together with the total amount of salaries and fees paid to each during that period.
Ordered to be printed.
- Mr. Suttor laid upon the Table,—Return to an Address adopted on 9th December, 1879,—“Imprisonment at Parramatta of a blind Chinaman.”
Ordered to be printed.
3. MESSAGES FROM THE GOVERNOR :—The following Messages from His Excellency the Governor were delivered by Sir Henry Parkes, and read by Mr. Speaker :—
- (1.) Navigation Act Further Amendment Bill :—
AUGUSTUS LOFTUS, Message No. 10.
Governor.
A Bill, intituled “*An Act to further amend the ‘Navigation Act of 1871,’*”—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.
Government House,
Sydney, 18th December, 1879.
- (2.) Consolidated Revenue Fund Bill :—
AUGUSTUS LOFTUS, Message No. 11.
Governor.
A Bill, intituled “*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards Services of 1879 and previous Years and Services of the Year 1880,*”—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.
Government House,
Sydney, 18th December, 1879.
4. ADJOURNMENT :—Mr. Terry moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. MUNICIPAL CATTLE SALE-YARDS SITE ACQUISITION BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and *passed*.
Sir Henry Parkes then moved, That the title of the Bill be “*An Act to empower the Municipal Council of the City of Sydney to acquire a Site for the establishment of Cattle Sale Yards.*”
Question put and *passed*.
Ordered, that the Bill be carried to the Legislative Council, with the following Message :—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled “*An Act to empower the Municipal Council of the City of Sydney to acquire a Site for the establishment of Cattle Sale Yards,*”—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 18th December, 1879.
6. PUBLIC INSTRUCTION BILL :—
(1.) Mr. Terry presented a Petition from Electors of Tenterfield, in favour of the passing of this Bill.
(2.) Mr. Day presented a Petition from Electors of the Hume Electorate, praying the House to pass this Bill in its entirety.
Petitions received.
7. PATRICK AND MICHAEL GRIFFIN :—Mr. O’Connor presented a Petition from Patrick and Michael Griffin, representing that they were arrested and confined in Braidwood Gaol on a charge of providing sustenance to the outlaw Thomas Clarke; that they were tried for the offence, and honorably acquitted; and praying the House to take their case into consideration, with a view to justice being done to them.
Petition received.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 19 DECEMBER, 1879, 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 (*with the concurrence of the House*) that the report be now received.

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

- (1.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the Year 1880, there be granted out of the Consolidated Revenue Fund of New South Wales the sum of £2,135 to defray Pensions not provided for by Schedule (B) to Schedule (No. 1) of the Act of the Imperial Parliament 18 and 19 Vic. cap. 54.

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

The House adjourned at twenty-five minutes before One o'clock A.M., until *Tuesday, 13th January, 1880.*

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 32.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 13 JANUARY, 1880.

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

QUESTIONS:—

(1.) Landing Ballast at Newcastle:—*Mr. J. Davies*, for *Mr. Hungerford*, asked the Colonial Secretary:—

(1.) Is the Government aware that vessels from intercolonial and other ports are not allowed to land ballast other than at Bullock Island, along the dyke?

(2.) Is the Government aware that the public of Newcastle are put to great inconvenience and expense in vessels being prohibited from landing ballast, as formerly, on the Newcastle shores of the harbour?

(3.) Will the Minister issue instructions to the proper officer to allow vessels to discharge ballast, as formerly done, on the wharfs at Newcastle?

Sir Henry Parkes answered,—

(1.) There have been erected at Newcastle ballast wharfs for the discharge of ballast. Recently the ballast has come to Newcastle in the shape of road metal, and it was found necessary to prohibit, till inquiry could be made, the landing of this stone ballast or road metal at other than the authorized ballast wharfs.

(2.) It is admitted that the Municipal authorities at Newcastle will be put to some extra expense in obtaining the road metal if it be not discharged at the Newcastle wharf. The objection to it being discharged there is the injury which the wharf timbers sustain thereby.

(3.) Instructions, however, have been given that if the metal is discharged from the vessels direct into drays, so that the wharf can be kept clear, the prohibition is to be modified to that extent; but indiscriminate discharge of ballast on the wharf at Newcastle cannot be permitted.

(2.) Tobacco sent by Southern Railway:—*Mr. Hurley (Hartley)* asked the Secretary for Public Works,—

(1.) What is the largest quantity of tobacco sent by any one firm on the Southern Railway for the quarter ending November, and the name of the firm, and to whom consigned?

(2.) Did the same firm ever send as large a quantity in any previous quarter?

Mr. Lackey answered,—

(1.) The largest quantity of tobacco—viz., 55 packages—was consigned to Watson Brothers, of Young, by Frazer & Co.

(2.) Yes.

(3.) Railway Locomotives:—*Mr. Taylor*, for *Mr. Sutherland*, asked the Secretary for Public Works,—

(1.) Were tenders called for in 1878 for the supply of 100 locomotives, to be manufactured in the Colony?

(2.) Was any tender received at that time; how many, and at what price?

(3.) Was any tender accepted; how many, and at what price, and date?

(4.) Have orders yet been given for commencing that work; if not, when will such orders be given?

(5.) Was a tender received from an English firm for the supply of these 100 engines, and at what price?

Mr.

Mr. Lackey answered,—

(1.) Yes.

(2.) Yes; three tenders were received for seventy-eight engines. The prices were as under :—

Names of Tenderers.	Contract No. 5, for six Passenger Engines.	Contract No. 6, for six Goods Engines.	Contract No. 8, for four Tank Engines.	Contract No. 9, for eight Passenger Engines.	Contract No. 10, for eight Goods Engines.	Contract No. 11, for six Mixed Traffic Engines.	Contract No. 12, for twenty Passenger Engines.	Contract No. 13, for twenty Goods Engines.
	£	£	£	£	£	£	£	£
Atlas Company .....	.....	.....	.....	3,343	3,483	.....	3,343	3,483
Henry Vale .....	.....	.....	2,875	.....	3,475	3,325	.....	.....
Mort's Dock and Engineering Company	3,700	3,830	3,700	.....	3,830	.....	3,700	3,830

(3.) Yes; three tenders were accepted on the 10th December, 1878, as under :—

Names of Tenderers.	Contract No. 5, for six Passenger Engines.	Contract No. 6, for six Goods Engines.	Contract No. 8, for four Tank Engines.	Contract No. 9, for eight Passenger Engines.	Contract No. 10, for eight Goods Engines.	Contract No. 11, for six Mixed Traffic Engines.	Contract No. 12, for twenty Passenger Engines.	Contract No. 13, for twenty Goods Engines.
	£	£	£	£	£	£	£	£
Atlas Company .....	.....	.....	.....	3,343	.....	.....	3,343	3,483
Henry Vale .....	.....	.....	2,875	.....	3,475	3,325	.....	.....
Mort's Dock and Engineering Company	*3,700	3,830	.....	.....	.....	.....	.....	.....

* This firm subsequently withdrew their tender on the ground that the order was insufficient.

(4.) Orders for commencing the work will be given before the close of the month.

(5.) A tender was received to supply these locomotives for £300,000.

2. PUBLIC INSTRUCTION BILL :—

- (1.) Mr. O'Connor presented a Petition from Roman Catholic Inhabitants of the District of Brisbane Water, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
- (2.) Mr. O'Connor presented a similar Petition from Roman Catholic Inhabitants of the District of Mudgee.
- (3.) Mr. Fitzpatrick, for Sir Wigram Allen, presented a similar Petition from Roman Catholic Inhabitants of Balmain.
Petitions received.
- (4.) Mr. Buchanan presented a Petition from Francis R. Tindall, Mayor of Mudgee, on behalf of a Public Meeting of Electors of Mudgee, in favour of the passing of this Bill.
- (5.) Mr. T. R. Smith presented a Petition from Electors of St. Mary's, South Creek, also in favour of the passing of this Bill.
- (6.) Mr. Burns presented a Petition from Inhabitants of Greta and Anvil Creek, also in favour of the passing of this Bill.
- (7.) Mr. McElhono presented a Petition from Electors of the Electoral District of the Upper Hunter in and around Muswellbrook also in favour of the passing of this Bill.
Petitions received.

3. PAPERS :—

Mr. Lackey laid upon the Table,—Minutes of Evidence taken at an Inquiry held at Parramatta, and Reports, &c., thereon, respecting a Railway Accident at Parramatta on 26th December, 1879.
Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

- (1.) Report and Estimate respecting Floods in the Hunter River.
- (2.) Amended By-laws under the Public Vehicles Regulation Act of 1873.
- (3.) Amended Regulations under the Volunteer Force Regulation Act of 1867.
- (4.) By-laws of the Municipal District of Wellington.
- (5.) Amended By-laws of the Borough of Woollahra.
- (6.) Additional By-laws of the Borough of North Willoughby.
- (7.) Despatch respecting appointment of Royal Commission on Colonial Defences.
- (8.) Report of New South Wales Commissioners for the Paris Universal Exhibition of 1878.
- (9.) Return to an Order made on 11th November, 1879,—“The Public Service.”
- (10.) Correspondence respecting Electric Telegraph Station-house at La Perouse for the New Zealand Cable Service.
Ordered to be printed.

Mr. Hoskins laid upon the Table,—

- (1.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply, or other public purposes, in accordance with the 4th section of the Act 25 Victoria, No. 1.
- (2.) Return to an Order made on 16th April, 1879,—“Conditional Purchases of Hugh Wallace and Henry M. Wallace.”
- (3.) Further Return to an Order made on 1st May, 1877,—“Reserves near Western Railway.”
Ordered to be printed.

Mr.

Mr. Watson laid upon the Table,—Schedule to the Estimates-in-Chief for 1880, showing the total remuneration received by all Public Officers who hold more than one office, or who have any special allowance, quarters, fuel, or light, in addition to their fixed annual Salaries.
Ordered to be printed.

4. ADJOURNMENT :—Mr. Jacob moved, That this House do now adjourn.
Debate ensued.
Question put.
The House divided.

Ayes, 4
Mr. Fitzpatrick,
Mr. Driver,
Tellers.
Dr. Bowker,
Mr. Macintosh.

Noes, 20.
Mr. Baker,
Mr. Wisdom,
Mr. Suttor,
Mr. Watson,
Mr. Jacob,
Mr. Lackey,
Mr. Charles,
Sir Henry Parkes,
Mr. Hoskins,
Mr. Barton,
Mr. Greenwood,
Mr. Beyers,
Mr. Stephen Brown,
Mr. Garrett,
Mr. Cameron,
Mr. Burns,
Mr. W. Davies,
Mr. Barbour,
Tellers.
Mr. McCulloch,
Mr. W. C. Brown.

And so it passed in the negative.

5. POSTPONEMENTS :—The following Orders of the Day postponed :—
- | | | |
|------|---|--------------------------------|
| (1.) | Erection of an Hospital in Sydney ; resumption of adjourned Debate. | } <i>Friday, 23rd January.</i> |
| (2.) | The Totalisator Legalizing Bill ; second reading. | |
| (3.) | Betting Houses Suppression Act Amendment Bill ; second reading. | |
| (4.) | Maitland Cattle Driving Act Amendment Bill ; second reading. | } <i>Friday, 16th January.</i> |
| (5.) | Contempts Punishment Bill ; resumption of the adjourned Debate, on the motion of Mr. Buchanan, " That this Bill be now read a second time." | |

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 14 JANUARY, 1880.

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

QUESTIONS:—

- (1.) Railway from Orange to Wellington:—*Mr. Cameron*, for *Mr. Buchanan*, asked the Secretary for Public Works,—
- (1.) When was the contract time up for the completion of the Railway from Orange to Wellington?
 - (2.) Has the Minister exacted the penalties from the contractor, if he has failed to complete within contract time?
- Mr. Lackey* answered,—The specified time for the completion of this contract will not expire until the 31st instant.
- (2.) Railway Station, Parramatta Junction:—*Mr. Taylor* asked the Secretary for Public Works,—
- (1.) What is the cause of delay in the erection of the proposed Railway Station at Parramatta Junction?
 - (2.) Will he give instructions for the immediate completion of this very necessary work?
- Mr. Lackey* answered,—Drawings and specifications are now ready, and tenders will be invited at once.
- (3.) Railway Bridge near Duck Creek:—*Mr. Taylor* asked the Secretary for Public Works,—
- (1.) What is the cause of the delay in repairing the Railway Bridge near Duck Creek, Parramatta Junction?
 - (2.) When is it likely the work will be completed?
- Mr. Lackey* answered,—
- (1.) The abutments to this bridge are finished, but the girders, which are being built by Messrs. Mort & Co., will not be ready for delivery for at least three months yet.
 - (2.) As soon as the girders are delivered the work of fixing the superstructure will be proceeded with, and completed in about a month or six weeks.
- (4.) Railway Station, Parramatta:—*Mr. Taylor* asked the Secretary for Public Works,—
- (1.) What is the cause of the delay in the erection of the proposed Railway Station at Parramatta?
 - (2.) Will he give instructions for the immediate completion of this very necessary work?
- Mr. Lackey* answered,—The work of making up the embankment at Parramatta is now in hand, and will shortly be completed; the other portion of the work cannot be proceeded with until this is done.
- (5.) Railway Embankment, Parramatta:—*Mr. Taylor* asked the Secretary for Public Works,—
- (1.) Is he aware that the Railway embankment through the town of Parramatta is the cause, during heavy rains, of large quantities of water accumulating and flooding the properties of persons residing near it?
 - (2.) Will he cause an inquiry to be made, and place a sum of money upon the Supplementary Estimates for the purpose of preventing injury to property?
- Mr. Lackey* answered,—I am not aware that this is the case. No complaints have been made that the embankment is the cause of the water accumulating and flooding the property, nor need it do so if the streets be properly drained.

(6.)

- (6.) *Veness v. Rogers*:—Mr. Jacob asked the Secretary for Mines,—
- (1.) Has the opinion of the Attorney General been had in the case *Veness v. Rogers*, heard and dismissed by the Bench of Magistrates at Manilla, about February last?
 - (2.) If so, has he any objection to lay a copy of it upon the Table of this House?
 - (3.) If the opinion was to the effect that the Bench were wrong in dismissing the case, has he taken such action as has led, or will lead, to the re-hearing of the case in the ends of justice?
- Mr. Baker answered,—
- (1.) Yes.
 - (2.) No. Copy will be laid upon the Table to-day.
 - (3.) The Attorney General was of opinion that the Bench were wrong; and this fact was conveyed to the Poundkeeper, together with the gist of the Attorney General's opinion; but I am not aware whether he (the Poundkeeper) has taken any further action in the matter.
- (7.) Electoral Bill:—Mr. Dangar asked the Colonial Secretary,—Will lists be prepared and laid upon the Table of the House showing the approximate number of voters in each electorate under the new Electoral Bill introduced; and if so, when?
- Sir Henry Parkes answered,—Lists have been prepared. There is a list showing the estimated number of electors of each constituency, and a separate list giving the number of electors, the number of Members proposed, and the average quota of electors to each Member, and an outline description of the proposed electorate. I will lay both these lists upon the Table this afternoon.
- (8.) Police Magistrate, Walgett:—Mr. Dangar asked the Minister of Justice and Public Instruction,—
- (1.) Has a Police Magistrate been appointed for Walgett; if so, the name of the gentleman so appointed; if not, when is the vacancy likely to be filled up?
 - (2.) Is it intended to compensate Mr. D. M. Rose, J.P., who for the last six months has been performing the duties of Police Magistrate at that place; and if so, to what extent?
- Mr. Suttor answered,—
- (1.) Yes. Mr. Arthur Money Fisher, lately Police Magistrate and Clerk of Petty Sessions at Boat Harbour, Bellinger River, has been appointed Police Magistrate and Clerk of Petty Sessions for Walgett.
 - (2.) Yes; and the subject as to amount of compensation to be paid to Mr. Rose is now under consideration.
- (9.) Declarations in connection with Conditional Purchases:—*Mr. Lynch*, for Mr. Coonan, asked the Secretary for Lands,—
- (1.) Did he not authorize that the declarations which were in arrears in the Conditional Sales Branch should be examined after the usual office hours?
 - (2.) Was he not aware, for six weeks previous to giving such authority, that a number of gentlemen were then at work by order of the Chief Commissioner, in anticipation of such Ministerial authority, which was delayed from pressure of work?
 - (3.) Is there not an amount for six weeks overtime due, and unpaid, for this special examination of the declarations?
 - (4.) When will he authorize the payment for such work, which was faithfully performed (in anticipation of such authority), to the gentlemen who were engaged at that period on this special overtime work?
- Mr. Hoskins answered,—
- (1.) Yes, on 29th July, 1879.
 - (2.) The subject had engaged the attention of the Chief Commissioner of Conditional Purchases and myself, and I had expressed myself favourable to overtime being resorted to, to work off the arrears of declarations in the Conditional Sales Branch; and the Chief Commissioner subsequently informed me that he had directed twelve clerks to be employed at this work, in anticipation of my sanction or approval to such a course being taken, but before the date when I authorized overtime.
 - (3.) I do not admit that there is six weeks overtime due; indeed, I previously objected to sanction the payment of money to any of the clerks in the Conditional Sales Branch prior to the date when I authorized in writing the overtime to commence. At the same time, I will admit that the Commissioner showed me a voucher, representing an amount for services rendered by certain clerks in the Conditional Sales Branch as overtime before the date when I sanctioned the same, and I have every reason to believe that such services were faithfully rendered.
 - (4.) The subject is now under consideration.
- (10.) Census:—Mr. Burns asked the Colonial Secretary,—Is it the intention of the Government to make provision for the collection of the Census next year?
- Sir Henry Parkes answered,—This subject has engaged the attention of the Government for some weeks past, and Parliamentary sanction will be asked for the necessary measures for taking the Census next year.
- (11.) Light at Nobbys:—Mr. W. C. Browne asked the Secretary for Public Works,—When will tenders be invited for the erection of the Light at the end of the breakwater at Nobbys?
- Mr. Lackey answered,—I find, through press of other work, that the plans in this case are not yet completed. Tenders, however, will be invited in the course of next month.
- (12.) Professor of Elocution under Council of Education:—Mr. Hurley (*Hartley*) asked the Minister of Justice and Public Instruction,—
- (1.) Is it a fact that the Council of Education has appointed a Mr. Dan. Cleary to the position of Master or Professor of Elocution?
 - (2.) Is the Minister aware that this person is a member of the Society of Jesuits?

Mr.

Mr. Suttor answered,—

(1.) The Council of Education has not appointed Mr. Dan. Cleary, or any other person, to the position of Master or Professor of Elocution. Arrangements have, however, been made with Mr. M. A. Cleary to give an experimental course of Lectures on Elocution to students in the Training School.

(2.) I am not aware that this person is a member of the Society of Jesuits.

2. PAPERS:—

Mr. Baker laid upon the Table,—Opinion of Mr. Attorney General Wisdom in reference to the case *Vcnness v. Rogers*—Rescue of Impounded Cattle.

Ordered to be printed.

Mr. Watson laid upon the Table,—Return to an Order made on 11th November, 1879,—“Refunds on Conditional Purchases.”

Ordered to be printed.

3. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL:—Mr. J. Davies presented a Petition from the Municipal Council of Sydney, signed by the Mayor, praying that this Bill may not pass into law.

Petition received.

4. PUBLIC INSTRUCTION BILL:—

(1.) Mr. Combes presented a Petition from certain Electors of Sofala, Crudine, Wyagdon, and their vicinities, in favour of the passing of this Bill.

(2.) Mr. Combes presented a similar Petition from Mothers and Heads of Families of Sofala and its vicinity.

(3.) Mr. Day presented a Petition from Inhabitants of Tumut, praying that the principle of payment by results and capitation may be introduced into this Bill.

Petitions received.

5. JOHN CURRIE:—Mr. H. H. Brown presented a Petition from John Currie, of Lismore, alleging that he became the purchaser of certain land originally selected by one John Daly, at North Lismore, and that he was deprived of the said land on the ground that certain conditions had not been complied with; and praying for the appointment of a Select Committee to inquire into the matter.

Petition received.

6. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Watson, 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.

The Chairman also reported that the Committee had come to certain Resolutions.

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

The Chairman then reported the Resolutions, which were read a first time, as follows:—

(3.) *Resolved*,—That from and after the first day of April, 1880, there shall be paid upon or in respect of the several instruments, matters, and things hereinafter described, the several Stamp Duties hereinafter specified, that is to say, upon—

	£	s.	d.
AGREEMENT not under Seal	0	1	0
BANK NOTES—An annual composition to be paid by Banking Companies in lieu of duties on promissory-notes payable on demand issued by them,— For every £100 and also for the fractional part of £100 of the average annual amount of such notes in circulation as certified under 4 Vic. No. 13	2	0	0
BILL OF EXCHANGE, or PROMISSORY-NOTE— For every £50 and also for any fractional part of £50...	0	1	0
BILL OF LADING— For every bill of lading or copy thereof	0	1	0
CONVEYANCE OR TRANSFER on sale of any share or shares in the stock and funds of any Corporation Company or Society whatever in New South Wales,— For every £10 and also for any fractional part of £10 of the consideration money therein expressed	0	0	6
CONVEYANCE OR TRANSFER on sale of any property (except such stock and funds as aforesaid)— Where the amount or value of the consideration for the sale does not exceed £50	0	5	0
Exceeds £50 and does not exceed £100	0	10	0
For every £100 and also for any fractional part of £100 of such amount or value	0	10	0
CONVEYANCE of any other kind not before charged	1	0	0
DEED OR INSTRUMENT of any kind whatever not otherwise charged in this schedule	1	0	0
DRAFT—payable on demand	0	0	1
			LEASE---

LEASE—

- (1.) For any definite term or for an indefinite term of any lands tenements or heritable subjects—

Where the consideration or any part of the consideration moving either to the lessor or to any other person shall consist of any money stock or security—

In respect of such consideration {The same duty as a conveyance on a sale for the same consideration.

Where the consideration or any part of the consideration shall be any rent—

In respect of such consideration—

For every sum not exceeding £50 per annum 0 2 6

And for every £50 or fractional part of £50 per annum 0 2 6

- (2.) Of any other kind whatsoever 1 0 0

MEMORANDUM OF TRANSFER under the Act 26 Victoria No. 9 {The same duty as for a conveyance for the sale of lands for a like sum the consideration of such transfer.

POLICY for or against loss by Fire—

For every £100 and also for every fractional part of £100 insured for any term or period exceeding six calendar months 0 0 6

And not exceeding six months 0 0 3

On every renewal or continuance thereof for every £100 and for every fractional part of £100 insured for any term 0 0 3

POLICY for any voyage or period—

For every £100 and also for any fractional part of £100 so insured 0 0 3

On every renewal or continuance thereof for every £100 or fractional part of £100 0 0 3

POLICY not otherwise specified—

For every £100 and for every fractional part of £100 insured... .. 0 1 0

RECEIPT given for or upon the payment of any sum of money amounting to £2 and upwards—

For or in respect of any transaction other than one strictly confined to the purchase or sale of any goods wares or merchandise—

Where the sum received or paid shall amount to—

£2 and not exceed £10 0 0 1

Exceed £10 " " " £25 0 0 3

" £25 " " " £50 0 0 6

" £50 " " " £100 0 1 0

And where the same shall exceed £100 0 2 6

For or in respect of any transaction strictly confined to the purchase or sale of any goods wares or merchandise—

Where the sum received or paid shall amount to—

£2 and not exceed £25 0 0 1

Exceed £25 " " " £50 0 0 2

" £50 " " " £100 0 0 3

And where the same shall exceed £100 0 0 6

TRANSFER of any run or station held under lease or promise of lease from the Crown or of any interest therein where the declared value of the said run or station or interest or the value thereof assessed as in this Act provided shall not exceed £100 0 10 0

And where such value shall exceed £100 then for every £100 and any fractional part of £100 0 10 0

EXEMPTIONS.

Any agreement or memorandum for the hire of any labourer artificer manufacturer or menial servant.

Any agreement or memorandum made for or relating to the sale of any goods wares or merchandise.

Any agreement or memorandum made between a master and any mariner of any ship or vessel for wages on any voyage coastwise from port to port in the Colony of New South Wales.

Any Debenture or Treasury Bill issued by the Government of New South Wales.

Any draft or order for the payment of money issued by any duly authorized officer of the Government on account of the public service.

Any draft or order for the payment of money commonly called an advance note issued by a master of a ship or vessel in favour of a seaman.

Any instrument relating to the service of an apprentice clerk or servant.

Any Customs bond.

Any Administration bond.

Any bail bond.

Any bond to the Crown for the safe custody of an insane person.

Any bond on appointment of a special bailiff.

Any

- Any mortgage of real property or mortgage given by way of bill of sale or otherwise of live stock goods chattels or effects or personal estate generally and any transfer assignment release re-conveyance or discharge thereof.
- Any preferable lien under the Act 11 Victoria No. 4.
- Any lien on crops under the Act 26 Victoria No. 10.
- Any policy of insurance on life or on any public hospital.
- Any policy of insurance on the tools or implements of work or labour used by any working mechanic artificer handicraftsman or labourer by a separate policy in a distinct sum.
- Any policy whereby any Insurance Company or underwriter or association of underwriters may effect an insurance or transaction the original policy representing which may have already contributed to the Stamp Duty imposed on policies Provided that the fact of such policy being a re-insurance policy shall be expressed on the face thereof.
- Any receipt given for or upon the payment of money to or for the use of Her Majesty.
- Any acknowledgment by any banker of the receipt of any bill of exchange or promissory-note for the purpose of being presented for acceptance or payment.
- Any receipt written upon a bill of exchange or promissory-note duly stamped.
- Any receipt indorsed or otherwise written upon or contained in any instrument liable to stamp duty and duly stamped acknowledging the receipt of the consideration money therein expressed.
- Any acknowledgments given for money deposited in any Bank to be accounted for Provided that this exemption shall not extend to receipts or acknowledgments for sums paid or deposited for or upon any letters of allotment of shares or in respect of calls upon any scrip or shares of or in any joint stock or other company or intended company which said last-mentioned receipts or acknowledgments by whomsoever given shall be liable to the duty charged upon receipts.
- Any instrument of appointment relating to any property in favour of persons specially named or described as the objects of a power of appointment created by a previous settlement duly stamped in respect of the same property or by will where probate duty has been paid in respect of the same property as personal estate.
- Any instrument for the sale transfer or other disposition of any ship or vessel or any part interest share or property of or in any ship or vessel.
- And any copy of rules or power warrant or letter of attorney granted by any trustee of any Friendly Society within the meaning of Part III of the "Friendly Societies Act of 1873" for the transfer of any share in the Colonial Funds or Debentures standing in the name of such trustee or any order or receipt for money contributed to or received from the funds of any such Society by any person liable or entitled to pay or receive the same by virtue of the rules thereof or any bond to be given to or on account of any such Society or by the treasurer or any officer thereof or any draft or order or any form of policy or any appointment of an agent or any certificate or other instrument for the revocation of any such appointment or any other document whatever required or authorized by the rules of any such Society shall be exempt from all stamp duties Provided that no exemption from any stamp duties shall be deemed to extend to any Society which shall assure the payment of money exceeding two hundred pounds or of any money on the death of a member to any person except executors administrators or assigns of such member or the husband wife father mother child brother sister nephew or niece of such member.

(4.) *Resolved*.—That from and after the first day of April, 1880, there shall be paid upon or in respect of the several instruments, matters, and things hereinafter described, the several Stamp Duties hereinafter specified, that is to say, upon—

PART I.

Estates of Deceased Persons.

PROBATE OR LETTERS OF ADMINISTRATION.

On every £100 or any part thereof 1 0 0

PART II.

Settlement of property taking effect after death of settlor—same duty as under Part I.

On motion of Mr. Watson, the Resolutions were read a second time, and agreed to.

7. STAMP DUTIES BILL:—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolutions of Ways and Means (Nos. 3 and 4) to impose Stamp Duties.

(2.) Mr. Watson then *presented* a Bill, intituled "*A Bill to impose Stamp Duties*,"—which was read a first time.

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

8. PAPERS:—Sir Henry Parkes laid upon the Table,—

(1.) Estimated number of Electors within the Electoral Districts, as per Schedule A of Electoral Bill introduced by Sir Henry Parkes.

(2.) Proposed Electorates, as per Schedule A of Electoral Bill introduced by Sir Henry Parkes.

Ordered to be printed.

9. POSTPONEMENTS:—The Orders of the Day Nos. 2 to 7 inclusive postponed, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.

10. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Watson, 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-two minutes before Eleven o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 34.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 15 JANUARY, 1880.

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

QUESTIONS:—

- (1.) Conditional Purchases:—*Mr. Macintosh*, for Mr. Greenwood, asked the Secretary for Lands,—
 (1.) What is the number and total area of selections under conditional purchase taken up, cancelled, forfeited, and which had reverted to the Crown respectively, from the 1st of January, 1862, to the 30th of November, 1879?
 (2.) What is the number and area of selections so taken up in respect of which the declarations had been sent in and approved, sent in but not then approved, and remaining to be sent in, on the 30th November, 1879?
 (3.) What is the number and area of such selections upon which grants in fee had issued from the Crown at the last-mentioned date?

Mr. Hoskins answered,—

- (1.) Statement showing the number and total area of conditional selections taken up from the 1st January, 1862, to 30th November, 1879:—

Deduct.	Selections.	acres	r.	p.
Selections cancelled...	15,995	1,901,870	3	0
Selections forfeited ...	7,928	801,490	2	0
Selections lapsed ...	10,377	842,489	2	0
Difference remaining conditionally purchased ...	88,010	10,905,137	0	0

Total selections ... 122,310 Areas 14,450,987 3 0
 Number of selections and areas remaining good after deduction of cancellations, forfeitures, and lapsings—88,010 selections; 10,905,137 acres area.

- (2.) Conditional purchases, on which the declarations stand, as follow:—

		acres	r.	p.
Approved ...	*42,805	Area 5,060,221	2	29
Not yet approved ...	24,252	Area 2,849,555	3	19
Due, but not yet received ...	2,366	Area 359,263	1	32

* *Memo.* :—Conditional purchases declared upon prior to August, 1875, are considered disposed of, and only specially endorsed as approved, or so notified on application.

- (3.) The total number of selections upon which grants have issued is 6,828; the total area of land contained therein is 545,119 acres 3 roods 8 perches.

- (2.) Public School at Glendon Brook:—*Mr. W. C. Browne* asked the Minister of Justice and Public Instruction,—

- (1.) Is he aware that the Public School building at Glendon Brook is far too small for the large number of children attending it?
 (2.) If so, will he give directions to have the building enlarged without unnecessary delay?

Mr. Suttor answered,—

- (1.) I am not aware that the Public School building at Glendon Brook is far too small for the large number of children attending it.
 (2.) I am informed that the existing building affords accommodation for 55 pupils, whereas the average attendance for the past year was 44 only.

(3.)

(3.) Goulburn-street :—Mr. Macintosh asked the Secretary for Public Works,—Have the Government had under consideration the expediency of opening up Goulburn-street, so as to afford direct communication with the Railway, Darling Harbour ; if so, has any decision been arrived at ?

Mr. Lackey answered,—The question has received full consideration, but the work, it is found, cannot be carried out, except at an enormous cost, which the necessities of the case would not justify.

(4.) Inquest on the Body of Mr. Learmonth :—Mr. Jacob asked the Minister of Justice and Public Instruction,—With reference to the inquest held in December last over the remains of young Mr. Learmonth, killed at Croydon by a Railway train,—Did the evidence disclose the following facts, or either of them :—

(1.) That no passengers should have been allowed in the train by which Mr. Learmonth travelled ; that the door of the carriage in which Mr. Learmonth was was not locked, and that it should have been locked ?

(2.) Has it come to his knowledge that a carter has declared that he was an eye-witness of the accident, and saw the youth leaning on the door of the Railway carriage, which seemed to him (the carter) to suddenly open, causing Learmonth to fall out ?

(3.) Was a carter examined at the inquest, and did he give the testimony referred to ?

Mr. Suttor answered,—

(1.) The train was not a passenger train ; the engine was taking empty carriages to Homebush to form a passenger train ; the doors were closed—they were not locked—nor did they require to be locked. Even if the train had been intended for passengers, the Rules require that the carriages should be locked on one side only. Mr. Learmonth was not observed getting into the carriage, and his presence there was not known to the Railway officials.

(2 and 3.) No such evidence was given at the inquest.

(5.) Railway Accident at Parramatta :—Mr. Long asked the Secretary for Public Works,—

(1.) What is the estimated value of the loss to Rolling Stock caused by the late accident at Parramatta ?

(2.) What was the original cost of the Carriage totally destroyed, and of the Carriage partially destroyed ?

(3.) What is the aggregate amount already claimed for injuries to persons caused by the said accident ?

Mr. Lackey answered,—

(1.) £836.

(2.) Cost of the Carriage totally destroyed, £300 ; cost of Carriage partially destroyed, £870.

(3.) The aggregate amount claimed totals to £2,200 ; but it is expected that the claims will be considerably reduced on inquiry and adjustment.

2. VOTE OF CREDIT :—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker :—

AUGUSTUS LOFTUS,
Governor.

Message No. 12.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly that provision be made for defraying the expenses of the various Departments and Services of the Colony for the month of January, 1880, together with provision for other Services of an urgent nature.

*Government House,
Sydney, 15th January, 1880.*

Ordered to be printed, and referred to the Committee of Supply.

3. PUBLIC INSTRUCTION BILL :—The following Petitions, in favour of the passing of this Bill, were presented by the Members named :—

(1.) By Mr. Wisdom. From Electors of the Electoral District of Morpeth.

(2.) By Mr. Hungerford. From Electors of the Electoral District of Northumberland.

(3.) By Mr. Hungerford. From Mothers of Families in the County of Northumberland.

(4.) By Mr. Farnell. From Electors of St. Leonards, in the Municipality of Ryde.

(5.) By Mr. Farnell. From Mothers of Families in the Electorate of St. Leonards and Municipality of Ryde.

Petitions received.

4. ADJOURNMENT :—Mr. Long moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Watson, 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 (*with the concurrence of the House*), that the report be now received.

The Chairman then reported the Resolutions, which were read a first time as follows :—

(5.) *Resolved*,—That in lieu of the duties of Customs now chargeable on Spirits imported into this Colony the following duties shall be charged—that is to say, from and after the 10th day of December, 1879, on all kinds of Spirits the strength of which can be ascertained by Sykes's Hydrometer 12s. the proof gallon, and on all Spirits and spirituous compounds the strength of which cannot be ascertained by Sykes's Hydrometer 12s. the liquid gallon.

(6.)

- (6.) *Resolved*,—That in lieu of the duty now chargeable on Spirits manufactured in the Colony, there shall be taken and levied from and after the 10th day of December, 1879, on all kinds of Spirits so manufactured, the strength of which can be ascertained by Sykes's Hydrometer, 12s. the proof gallon.
- (7.) *Resolved*,—That in lieu of the duties of Customs now chargeable on Wines imported into the Colony, the following duties shall be charged, that is to say, from and after the 10th day of December, 1879, on Sparkling Wines, 10s. per gallon, and on all other kinds of Wines, 5s. per gallon.

On motion of Mr. Watson, the Resolutions were read a second time and agreed to.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 35.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 16 JANUARY, 1880.

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

QUESTIONS :—

- (1.) Public Tanks between the Barwin and Narren Rivers:—Mr. Dangar asked the Secretary for Public Works,—

(1.) Have tenders yet been invited, received, or accepted, for the erection of Public Tanks between the Barwin and Narren Rivers, money for which has been voted; if so, whose tender has been accepted?

(2.) If not, when were instructions issued for such, and to whom, giving the name of the local Superintendent of Roads so directed; and has any intimation, with the nature thereof, been received upon the subject?

(3.) The sites selected for the erection of such on each line of road, viz., Cumborah Springs and Llanillo Road, and the kind, dimensions, and particulars of the tanks, wells, and dams, proposed to be erected at each place, and distances from permanent water?

Mr. Lackey answered,—

(1.) Tenders have not yet been invited.

(2.) Mr. Postle, Road Superintendent at Bourke, was instructed on the passing of Estimates, but in consequence of the floods, and pressure of other duties, has been unable yet to invite tenders. The last intimation from him was that he was about to leave Bourke to-day for this locality, to fix sites, and arrange for obtaining tenders.

(3.) No special sites have been finally fixed on. The tanks will be of the same design as those now being constructed between Bourke and the Bogan and Cobar.

- (2.) Iron Telegraph Poles:—Mr. Barbour asked the Secretary for Public Works,—What is the cost price of the various sizes of iron telegraph poles landed in Sydney?

Mr. Lackey answered,—28 feet poles, £1 18s. 1d.; 19 feet poles, £1 7s. 9d.,—including freight and insurance.

- (3.) Bridge over the Big River:—Mr. Dangar asked the Secretary for Public Works,—

(1.) Is he aware that the recent floods have completely destroyed the crossing over the Big River, near Moree, rendering crossing such dangerous to life and property, and that already valuable property has been lost, and the mail coaches seriously delayed thereby, and teams have to go many miles round to cross?

(2.) Has a Petition been received asking for the erection of a Bridge over this river?

(3.) Will provision be made on the Supplementary Estimates, or otherwise, for a Bridge over the Big River, between Moree and Pallamallawa?

Mr. Lackey answered,—

(1.) No report has yet been received to this effect; but the local Road Officer has been instructed to report.

(2.) Yes.

(3.) The matter is under consideration.

- (4.) Dam across the Parramatta River:—Mr. Taylor asked the Secretary for Public Works,—What is the cause of delay in inviting tenders for the erection of the Dam across the Parramatta River, near the King's School, the money for which was voted by Parliament many months ago?

Mr. Lackey answered,—It was found necessary to open a correspondence on the subject with the Parramatta Corporation; but the matter is now sufficiently advanced to justify me in inviting tenders, probably before the close of the month.

(5.) Warders in Gaols:—Mr. Taylor asked the Colonial Secretary,—Is it his intention to place a sum of money upon the Supplementary Estimates for the purpose of paying to all Warders in Her Majesty's Gaols the same allowance for lodgings as is allowed to some of the senior Warders?

Sir Henry Parkes answered,—No decision has been arrived at recently with respect to Warders of Gaols.

(6.) Gross's Patent Brake:—Mr. Cameron asked the Secretary for Public Works,—

(1.) Have representations been made to the Works Department that Gross's Patent Brake is more efficient than any other now in use?

(2.) Has a trial of this Brake been allowed; was it satisfactory; and if not, will he have any objection to say what were the reasons advanced against its adoption?

Mr. Lackey answered,—

(1.) Yes.

(2.) Yes; but the trial was not made by the Department, and I am unable to say whether it was satisfactory or not. The reason advanced against its adoption by the Locomotive Engineer was that he could not see anything in the brake fittings to recommend them for adoption. Any theoretical advantage they might possess would be more than counterbalanced, the Locomotive Engineer considered, by their want of simplicity, as compared with the arrangement of hangers and blocks now universally in use on Railways.

(7.) Dredging the Hunter River:—Mr. W. C. Browne asked the Secretary for Public Works,—

(1.) What was the cost of dredging the Hunter River between Newcastle and Morpeth during the year 1879?

(2.) Is it the intention of the Government to incur a similar liability during the present year, to enable two private steam companies to compete with the Great Northern Railway?

Mr. Lackey answered,—

(1.) The accounts for the year are not finally closed, but the cost of the service may be set down at about £4,750.

(2.) It is considered that the residents on the north bank of the Hunter River, as well as those on the banks of the Paterson and Williams Rivers, are as much entitled to have their highway maintained as those interested in the roads of the Colony which run parallel to the Railways. It is further considered that if private steam companies can in some instances successfully compete with the Railways, the interests of the public are served by such competition. The Government, therefore, see no reason to stop this expenditure.

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

Debate ensued.

Question put and negatived.

3. PUBLIC INSTRUCTION BILL:—

(1.) Mr. Coonan presented a Petition from Roman Catholic Inhabitants of the District of Morpeth, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.

(2.) Mr. Coonan presented three similar Petitions from Roman Catholic Inhabitants of the Districts of Maitland, Gunnedah, and Coonamble.

(3.) *Mr. J. Davies*, for Mr. Moses, presented a Petition from Electors of the Hawkesbury District, in favour of the passing of this Bill.

(4.) *Mr. J. Davies*, for Mr. Moses, presented a Petition from Mothers of Families in the Hawkesbury District, also in favour of the passing of this Bill.

Petitions received.

The House adjourned at five minutes after Seven o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,

Speaker.

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 20 JANUARY, 1880.

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

QUESTIONS:—

- (1.) Dredge "Samson," and Steamer "Thetis":—*Mr. Cameron*, for *Mr. Macintosh*, asked the Secretary for Public Works,—

- (1.) How many men have been away sick from 1st January, 1874, till the present time from the dredge "Samson" and "Thetis" steamer?
- (2.) How long was each man away?
- (3.) What were the names of those men who have received pay for the time they were absent, and the amount paid?
- (4.) What were the names of those who were away sick and received no pay, and the amount respectively that would be due to these men for the time they were absent?

Mr. Lackey answered,—This information can better be given in the shape of a Return, which I will have prepared and laid upon the Table, if the House so order it.

- (2.) Roads in Electorate of Queanbeyan:—*Mr. Thompson* asked the Secretary for Mines,—With reference to applications for roads in the Electorate of Queanbeyan, during the period from the 1st November, 1877, to the present date,—Will he particularize the several roads applied for, and in each case supply the following information:—

- (1.) Date and mode of application?
- (2.) Action taken?
- (3.) In those cases not finally dealt with, will he state the cause of the delay?

Mr. Baker answered,—The information asked for will be supplied in the form of a Return within one week.

- (3.) Letter from the Honorable Thomas Holt, respecting Land at Pymont:—*Mr. O'Connor*, for *Mr. Hurley (Hartley)*, asked the Minister of Justice and Public Instruction,—

- (1.) Is he in receipt of a letter from the Honorable Thomas Holt, dated 18th November, 1879, in reference to a Supreme Court case, instituted at the instance of the Crown Solicitor (*John Williams*), such case having regard to certain land at Pymont?
- (2.) If so, has he any objection to lay a copy of such letter upon the Table of the House, and order that it be printed?

Mr. Wisdom answered,—

- (1.) Yes.
- (2.) I will lay a copy of the letter referred to upon the Table to-morrow, together with a copy of a report received in reply from the Crown Solicitor.

- (4.) Court-house and Gaol, Bingera:—*Mr. Dangar* asked the Minister of Justice and Public Instruction,—Is it intended to give directions for fencing in the Court-house and Gaol at Bingera, as per application and plan sent in?

Mr. Suttor answered,—It is intended to enclose the buildings with a suitable fence when they are completed.

- (5.) Bridges in Electorate of The Gwydir:—*Mr. Dangar* asked the Secretary for Public Works,—

- (1.) When will tenders be invited for Bridges over the Mehi River at Morce, over Namoi River at Walgett, and over Namoi River at Gunnedah, provision for all of which has been made?
- (2.) Have the sites for these Bridges been fixed; if so, where?

Mr.

Mr. Lackey answered,—

(1.) Tenders will be invited as under:—Mehi River at Moree, on Friday next; Namoi River at Walgett, in a fortnight; Namoi River at Gunnedah, in a month.

(2.) Yes. Mehi, in the line of Frome-street, Moree; Walgett, between the Chinese garden and the present crossing-place; Gunnedah, about 70 chains below the present ford.

(6.) John Dean's Conditional Purchase at Cassilis:—Mr. McElhone asked the Secretary for Lands,—

(1.) Did a person named John Dean take up a conditional purchase at Cassilis nearly four years ago; if so, when?

(2.) Is he aware that his conditional purchase is not yet surveyed; and will he give instructions to have it surveyed at once?

Mr. Hoskins answered,—

(1.) Yes; on 6th July, 1876.

(2.) Yes; instructions have been issued to survey it at once.

(7.) Holidays to Railway Workmen:—Mr. McElhone asked the Secretary for Public Works,—

(1.) Have the men employed on the Permanent Way of the Great Northern Railway yet received their holidays to visit the Exhibition; if not, when will they get them?

(2.) How many days will they be entitled to get, and will they be allowed the full number of days to visit the Exhibition?

Mr. Lackey answered,—

(1.) All the Permanent Way men were informed that one day a month would be allowed them for this purpose. Only twenty-five of the men have availed themselves of the privilege.

(2.) They will be entitled to six days in all, but if they intend to avail themselves of the privilege they must make the necessary arrangements at once.

(8.) Mr. Lumsdaine, Chief Inspector of Distilleries:—Mr. McElhone asked the Colonial Treasurer,—When will the Government be prepared to say what course they intend to take with regard to the insolvency of Henry Lumsdaine, Chief Inspector of Distilleries, and the disclosure made in the Insolvency Court in connection therewith?

Mr. Watson answered,—The course which the Government intend to take in the matter referred to will be decided upon after the close of the proceedings now before the Insolvency Court.

(9.) Excise Duties:—Mr. Buchanan, for Mr. Long, asked the Colonial Treasurer,—In view of the loss by the Government of their proposals for increased Revenue from the Excise Duties on Colonial Ale, Tobacco, &c.,—Will he inform the House what means the Government intend to take to supply the deficiency?

Mr. Watson answered,—I shall be glad to afford the Honorable Member the information he seeks when the House is in Committee of Ways and Means.

(10.) Post and Telegraph Office, Corowa:—Mr. Day asked the Secretary for Public Works,—When do the Government intend to invite tenders for the new Post and Telegraph Office at Corowa, a site for which has been purchased?

Mr. Lackey answered,—The plans which have been prepared for this building are at present under consideration, and if approved, tenders will be invited without delay.

(11.) Railway to Albury:—Mr. Day asked the Secretary for Public Works,—As the contract for the extension of the Great Southern Railway to Albury will expire at the end of the year, is it the intention of the Government to call for tenders for the erection of the necessary buildings at the Albury end of the line; and if so, when?

Mr. Lackey answered,—The drawings are in course of preparation, and tenders for the erection of the Station buildings will be invited about the middle of next month.

(12.) Post Office, Albury:—Mr. Day asked the Colonial Secretary,—

(1.) Is he aware that the new Post Office at Albury has been completed for some time, and is now ready for occupation, but cannot be taken possession of by the local Postmaster until the furniture has been provided?

(2.) When will the Postmaster General provide the furniture for this new building, so that the business of the Post Office may be conducted in it?

Sir Henry Parkes answered,—I understand that this office was furnished, and that the Postmaster took possession yesterday.

(13.) Post and Telegraph Office, Howlong:—Mr. Day asked the Minister of Justice and Public Instruction,—With reference to my letter of the 13th November last, and former correspondence, requesting that one room should be appropriated temporarily in the Howlong Court-house for the use of a Post and Telegraph Office,—Will the Minister state whether any steps have been taken to carry this object into effect?

Mr. Suttor answered,—Yes. I approved, on the 31st of December last, of one of the rooms in the new Court-house at Howlong being used as a Post and Telegraph Office, on the condition that it be given up when required by the Department of Justice, &c., of which the Postmaster General has been informed; and I understand he is now making arrangements to occupy the building.

(14.) Water Supply for Albury:—Mr. Day asked the Secretary for Public Works,—

(1.) Is it the intention of the Government to carry out the scheme for the supply of water to the Town of Albury before the opening of the Railway to that township?

(2.) Is there any reason for not commencing this most desirable and important work at once?

Mr. Lackey answered,—

(1.) The works will be carried out as soon as the plans and detailed drawings, which are now in hand and well advanced, shall have been completed.

(2.) Answered above.

2. **PUBLICANS LICENSING ACT**:—Mr. Sutherland presented a Petition from J. C. Kirby, Chairman of the Congregational Union of New South Wales, praying that certain amendments may be made in the Publicans Licensing Act.
Petition received.
3. **PUBLIC INSTRUCTION BILL**:—The following Petitions, in favour of the passing of this Bill, were presented by the Members named:—
- (1.) By Mr. Sutherland. From Joseph Coles Kirby, Chairman of the Congregational Union of New South Wales.
 - (2.) By Mr. Cohen. From Electors of West Maitland.
 - (3.) By Mr. Johnston. From Electors of the Williams, residents of Dungog.
Petitions received.
 - (4.) Mr. Garrett presented a Petition from Roman Catholic Inhabitants of the District of Berrima, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
Petition received.
4. **ELECTORAL BILL**:—
- (1.) Mr. Beyers presented a Petition from Miners of the District of Hill End and Tambaroora, praying that the Gold Fields Electorates may be retained in the Electoral Bill now before Parliament.
And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.
 - (2.) Mr. Beyers presented a similar Petition from Miners of the District of Home Rule.
Petition received.
5. **EXCISE DUTIES**:—Mr. Dillon presented a Petition from James H. Hindmarsh, Mayor of Inverell, on behalf of Inhabitants of Inverell and the surrounding district, praying the House to refuse its assent to the imposition of Excise Duties on Colonial Industries.
Petition received.
6. **RAILWAY RAILS (Formal Motion)**:—Mr. Roseby, for Mr. Greenwood, moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the quantity of Rails shipped by the Agent General for New South Wales by each vessel, from 1st January, 1877, to the 30th September, 1879; the rate per ton for freight, and the gross amount of freight in each case, with the port of shipment and the port of arrival; also, the shipping and insurance charges on each shipment given separately.
Question put and passed.
7. **PUBLIC TANKS BETWEEN THE BARWIN AND NARREN RIVERS (Formal Motion)**:—Mr. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House copies of all reports, or correspondence, received from Commissioner Tompson, of the Bourke District, with any tracings supplied as to sites, and of any instructions issued to the local Superintendents of Roads, as to the construction of Public Tanks between the Barwin and Narren Rivers, and for the care, management, and charges on such when completed.
Question put and passed.
8. **MEDICAL BILL**:—Dr. Bowker moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Law respecting the qualifications of Medical Practitioners.
Question put and passed.
9. **RAILWAY RATES ON HAY AND STRAW**:—Mr. Combes moved, pursuant to Notice, That, in the opinion of this House, the change in the rates for the carriage of Hay and Straw on the Government Railways is inadvisable, and calculated to destroy the producing interests of the country.
Debate ensued.
Mr. Farnell moved the Previous Question.
Debate continued.
Previous Question,—That that Question be now put,—put and passed.
Original Question put.
The House divided.

Ayes, 11.

Mr. Coonan,
Mr. T. R. Smith,
Mr. O'Connor,
Mr. Dillon,
Mr. Sutherland,
Mr. Webb,
Mr. Kerr,
Mr. R. B. Smith,
Mr. Beyers,

Tellers.

Mr. Pilcher,
Mr. Combes.

Noes, 30.

Sir Henry Parkes,	Mr. Dangar,
Mr. Suttor,	Mr. Johnston,
Mr. Watson,	Mr. Charles,
Mr. Baker,	Mr. J. Davies,
Mr. Lackey,	Mr. McCulloch,
Mr. Hoskins,	Mr. Macintosh,
Mr. Farnell,	Mr. Barbour,
Mr. Driver,	Mr. Thompson,
Mr. Wisdom,	Mr. Jacob,
Dr. Renwick,	Mr. Roseby,
Mr. Gray,	Mr. McElhone,
Mr. Garrett,	Mr. Eckford,
Mr. H. H. Brown,	
Mr. Harris,	Tellers.
Mr. Cameron,	Mr. W. C. Browne,
Mr. Bennett,	Mr. Greenwood.

And so it passed in the negative.

10.

10. CLAIMS TO LEASES AT HILL END:—Mr. Beyers moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers connected with the claims to leases 1,466, 92, and 103, Hill End, Tambaroora District; and the claims of Messrs. Fairfax, Molincaux, Ackerman, and others, to the lands included in those leases.
Question put and passed.
11. IMPROVEMENTS ON LAND SELECTED AT INVERELL BY JOHN NEVIN:—Mr. Coonan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all correspondence, minutes, documents, evidence, and proceedings, connected with the appraisement of the value of the improvements on a portion of land selected at Inverell by John Nevin, which selection was objected to by Messrs. Fraser and Anderson, on the ground that the land was improved; and also all documents and minutes connected with the dismissal from the Public Service of Mr. Frederick Thomas Walker, who conducted the proceedings in the above case.
Debate ensued.
Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 37.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 21 JANUARY, 1880.

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

QUESTIONS:—

- (1) Erysipelas Hospital at Parramatta:—Mr. Taylor asked the Colonial Secretary,—

(1.) Is it true that, on the 23rd October last, a man named Robert Templeton was discharged from the Erysipelas Hospital at Parramatta, and on the 6th instant a man named John Reynolds was discharged from the same Institution?

(2.) Is it true that both these men were lunatics, and that they were arrested by the Police in the streets of the town the day after their discharge, and sent by the Bench of Magistrates to the Lunatic Asylum?

(3.) Is there a Medical Officer to the Institution?

(4.) Were the cases referred to reported to him, or his opinion of them given before they were discharged?

(5.) Did the Medical Officer give evidence as to insanity in each case before the Police Court?

(6.) Is he entitled to a fee, under the circumstance of these cases coming from the Institution of which he is the paid Medical Officer?

(7.) Does the Matron or the Medical Officer ever see the inmates in, and connected with, the Erysipelas Establishment at Parramatta upon such days as they are about to be discharged?

(8.) Did the Matron or Medical Officer see Robert Templeton and John Reynolds on the days on which they were discharged?

(9.) Will the Colonial Secretary take such steps as will prevent any person in future from being discharged into the town, without such cases being first seen by the Matron and Medical Officer, and certified as being fit to be discharged by such Medical Officer?

Sir Henry Parkes answered,—I have obtained a report in the matter, which is to the following effect:—

(1.) Yes, at their own request.

(2.) The men were not known to be lunatics, though the Matron considered them excitable.

(3.) Yes; Mr. R. C. Rutter is the Medical Officer.

(4.) The cases were not referred to him.

(5.) Mr. Rutter was sent for by the Police, and gave evidence in both cases.

(6.) Medical men are entitled to fees in all such cases.

(7.) No inmate is discharged except by the Matron, who sees and inspects the men before their discharges are given to them.

(8.) Yes; the Matron did see Templeton and Reynolds, but the Medical Officer did not.

- (2.) Courts of Petty Sessions in the Electorate of the Gwydir:—Mr. Dangar asked the Colonial Secretary,—

(1.) Have any reports been called for (and if so if received), and the nature thereof, as to the establishment of Courts of Petty Sessions, and the placing of Police at Kunopia, Engonia, Boggabilla, Bundulla East (Bokhara River)?

(2.) Is it intended to establish Courts of Petty Sessions at any of these places; and if so, which and when, or which of them will be formed into Police Stations; and when, and at which are Police now stationed?

Sir Henry Parkes answered,—

(1.) The necessity for the formation of Police Stations at Kunopia, and at Bundulla East (Bokhara River), has been under consideration; but action has been deferred in the presence of other more pressing requirements. Petty Sessions cannot be established until Police Stations are formed.

(2.) Petty Sessions were proclaimed at Engonia, but it has not been found necessary or practicable to hold Courts there. The Police withdrawn for a time from the Station are about to be sent back. Buildings for a Police Station at Boggabilla have been completed, and a Station formed. The necessity for a Court of Petty Sessions is under consideration.

(3.)

(3.) Mr. Davies, late Railway Station-Master at Liverpool:—Mr. Long asked the Secretary for Public Works,—

- (1.) Has Mr. Station-Master Davies been suspended from his duties at Liverpool; if so, for what cause, and on what date?
- (2.) Has the case of Mr. Davies been dealt with, and in what manner?
- (3.) Prior to the suspension of Mr. Davies, were his accounts examined by any public officer or other authorized person, and with what result?
- (4.) After the suspension of Mr. Davies, were his accounts examined by any public officer or other authorized person, and with what result?
- (5.) Is Mr. Davies at the present date in the Public Service?

Mr. Lackey answered,—

- (1.) Mr. Davies ceased to act as Station-Master at Liverpool on the 26th November last, in consequence of the Traffic Auditor's report that his accounts were in disorder.
 - (2.) Mr. Davies was temporarily placed at Picton till an investigation into his case could be made. He has since tendered his resignation.
 - (3.) The accounts were examined by the Audit Inspector, and a deficiency was reported, which was, however, immediately made good.
 - (4.) Yes; but no further deficiency was found.
 - (5.) Mr. Davies is not now in the Public Service.
- (4.) Goulburn-street:—Mr. Macintosh asked the Secretary for Public Works,—In the event of the Government opening the western end of Goulburn-street to the Railway, what would be the probable amount of compensation to be paid for the resumption of land necessary?

Mr. Lackey answered,—The estimate is £21,804; but this does not include the compensation that would have to be paid to owners of property in Goulburn-street for the damage they would sustain by the lowering of the level of that street.

(5.) Water Supply for Sydney and Suburbs:—Mr. Macintosh asked the Secretary for Public Works,—

- (1.) Have any tenders been accepted by the Government in relation to the supply of water to the City of Sydney and Suburbs?
- (2.) If so, what are the names of the contractors, the amount of their contracts, and the time specified when the contracts entered into will be completed?
- (3.) What is the nature or character of the work to be performed?

Mr. Lackey answered,—

- (1.) Yes.
 - (2.) Mr. W. J. Edwards, £49,958 10s. 3d., three years; and Messrs. Duxbury & Co., £16,608 14s. 3d., two years.
 - (3.) The Nepean and Cataract Tunnels.
- (6.) The Circular Quay:—Mr. Macintosh asked the Secretary for Public Works,—When will the Government take steps to improve the Circular Quay, so that accommodation may be afforded to the steam ships now trading to this Port from London?

Mr. Lackey answered,—During the present Session of Parliament.

(7.) Railway from Narrandera to Hay:—Mr. Barbour asked the Secretary for Public Works,—

- (1.) Is it the intention of the Government to cause a preliminary survey on the south side of the Murrumbidgee River for the extension of the Railway from Narrandera to Hay, before deciding whether the north side route or the south side route be adopted?
- (2.) Is he aware that the north side route will be several miles longer than the south side route, which will entail perpetual extra mileage charge upon every ton of traffic for all time to come, extra maintenance expenditure, and requiring extra time for the performance of every journey?
- (3.) Is he aware that the great bulk of the land on the north side has been alienated and is held by a very few large squatters, that there is not a single township on the north side for the whole 120 miles distance from Narrandera to Hay, while on the south side there are the settlements on the Yanko, Kulki, Argoon and Darlington, occupied by large bodies of enterprising colonists, and there are also large quantities of Crown Lands still available for growing corn and yielding traffic to our Railways?
- (4.) Is he aware that the barrier which the Murrumbidgee River offers, and the distance in many places beyond the river which the Railway would have to take to avoid the swampy grounds on its north bank, will effectually prevent this Colony from securing the traffic in wool and produce from the south side, and that it will still find its way to Deniliquin and to Melbourne, as it does at present?

Mr. Lackey answered,—

- (1.) It is not the intention of the Government to re-open this matter, as the Assembly practically decided, on the 13th July, 1879, to carry the Railway from Narrandera to Hay on the north bank of the Murrumbidgee, and the surveys are now completed and ready to lay before Parliament.
- (2.) The north side is no doubt a little longer, but this route will save a large additional outlay in bridging the Murrumbidgee.
- (3.) It is the case that there is a larger population on the south bank. This it is proposed to provide for by an extension down the Yanko, and by steam punts and ferries on the Murrumbidgee.
- (4.) I am not aware that this is the case.

(8.) Endowment of Municipalities:—Mr. Taylor asked the Colonial Secretary,—

- (1.) Is it the intention of the Government, during the present Session, to introduce a Bill to deal with Municipalities?
- (2.) If not, will he place a sum of money upon the Additional Estimates for 1880 for the further endowment of the same?

Sir Henry Parkes answered,—I have already answered a similar question, to the effect that the Government intend to proceed with the measures now before the Parliament until they are completed. If the pressure of other business will permit we shall deal with the Municipalities question, but not otherwise.

- (9.) Postal Arrangements, Parramatta:—Mr. Taylor asked the Colonial Secretary,—Have the Government considered the propriety of altering the present postal arrangements, by which letters posted for Parramatta from Sydney and Suburbs bearing only 1d. stamp are charged an additional 2d.; if so, what decision has been arrived at?

Sir Henry Parkes answered,—This question has not been considered by the present Administration.

- (10.) Road at Bowra, Nambuccra River:—Mr. Taylor asked the Secretary for Lands,—
- (1.) Is he aware that Mr. Duffy, the Superintendent for Works in the Macleay District, on behalf of the Road Trust, has laid out for the public a road at Bowra, Nambuccra River, to pass through the lands of Mr. Robt. Pogue and others, at Bowra?
 - (2.) Did the late Minister for Lands decide on the 5th July, 1878, in answer to a protest from the owners of the land, that he could not consent to the formation of the road without the consent of the owners, which has not been given?
 - (3.) Does Mr. Duffy insist on opening it, although the Road Trust has been warned not to open the road; if so, will the Minister be good enough to cause the road to be closed?

Mr. Lackey answered,—

- (1.) Yes.
 - (2.) Yes.
 - (3.) A further report will be called for before any action is taken.
- (11.) Railway Porters:—Mr. O'Connor asked the Secretary for Public Works,—
- (1.) Is it true that the Porters in the Sydney Goods Shed have worked considerably over the usual hours for the past two months without being paid for overtime?
 - (2.) Is it true that the Porters in the Sydney Goods Department are not provided with uniforms, while they are supplied to other members of the same service in other portions of the department?

Mr. Lackey answered,—

- (1.) I am informed that this is not the case.
 - (2.) Goods Porters are supplied with uniform caps only. It is not considered necessary that men employed in the Goods Shed should be provided with uniform clothing, as the principle upon which uniforms are allowed does not apply in their case. Uniforms, I may state, are only supplied to employes who are in attendance upon passengers, in order that they may be readily distinguished when their services are required.
- (12.) John Butler:—Mr. Garrett asked the Colonial Secretary,—
- (1.) Is it a fact that a person named John Butler, who was lately in the Police Force, Sydney, has been appointed a letter carrier in the Postmaster General's Department?
 - (2.) What were the circumstances of his leaving the Police Force?
 - (3.) On whose recommendation was he appointed letter carrier?

Sir Henry Parkes answered,—

- (1.) Yes.
 - (2.) Senior-constable John Butler was discharged from the Police Force on resignation, with a "very good" character.
 - (3.) The appointment was recommended by four Members of this House—Mr. McElhone, Mr. Farnell, Mr. W. C. Browne, and Mr. J. B. Thompson.
- (13.) Water Supply for Forbes, Parkes, &c.:—Mr. O'Connor, for Mr. Coonan, asked the Secretary for Public Works,—When will an officer be sent to Forbes, Parkes, Dubbo, and Cargo, to make the necessary arrangements for water supply to those towns?

Mr. Lackey answered,—The officer now employed on the surveys for the Orange water supply has been instructed to visit Forbes and Cargo as soon as his present work is finished, which may be expected in two or three weeks. The reporting on the other towns will follow that of Forbes and Cargo.

- (14.) Lagoon Bridge at Forbes:—Mr. O'Connor, for Mr. Coonan, asked the Secretary for Public Works,—What steps (if any) does the Minister intend taking towards enlarging the Lagoon Bridge at Forbes?

Mr. Lackey answered,—To enlarge the Lagoon Bridge at Forbes would cost more than to build a new bridge at a better level, and altogether more suitable. The present bridge will be kept in repair for a little longer, and then a new bridge will be provided for.

- (15.) District Survey Offices at Forbes, Dubbo, &c.:—Mr. O'Connor, for Mr. Coonan, asked the Secretary for Public Works,—Is it the intention of the Government to place the sum of £10,000 on the Supplementary Estimates for the erection of District Survey Offices in the towns of Forbes, Dubbo, Wagga Wagga, and Goulburn?

Mr. Lackey answered,—The sum of £11,000 for District Survey and Land Offices at Tamworth, Inverell, Wagga Wagga, Dubbo, and Armidale, was included in the Estimates for 1879, but was struck out in the Committee of Supply; and the Cabinet declined to submit the item to Parliament on Estimates for this year. With respect to Goulburn, provision is made for the offices in question in the new buildings about to be erected there. The town of Forbes was not included in the list referred to.

2. STAMP DUTIES BILL:—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,

Governor.

Message No. 13.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with the Bill to impose Stamp Duties.

Government House,

Sydney, 20th January, 1880.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

3. **PRODUCTION OF RECORDS IN A COURT OF LAW**:—Mr. Speaker informed the House that the Clerk had received two summonses to appear, on the 27th instant, before the Court of General Quarter Sessions of the Peace, at Darlinghurst, Sydney, in two cases of attempting to personate at an election, to produce the original Writ and Electoral Roll used at the election for East Sydney, held on the 17th day of December last,—and having reminded the House that the Clerk could not comply with such summonses without the leave of the House,—
Put the Question,—That the Clerk have leave to comply with the said summonses personally, or by one of the Officers of his Department, as may be most convenient to the business of this House,—which passed in the affirmative.
4. **PAPER**:—Mr. Wisdom laid upon the Table,—Correspondence in reference to the case Attorney General v. Holt and others.
Ordered to be printed.
5. **PUBLIC INSTRUCTION BILL**:—
(1.) Mr. Thompson presented a Petition from Roman Catholic Inhabitants of the District of Queanbeyan, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.
(2.) Mr. O'Connor presented two similar Petitions from Roman Catholic Inhabitants of the District of East Maitland and the District of Scone.
Petitions received.
6. **ADJOURNMENT**:—Mr. Long moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) St. Leonards Roman Catholic School Land Sale Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Most Reverend Roger Bede Vaughan the Reverend Joseph Dalton and the Reverend James Kennedy as Trustees of certain Land situated in the Borough of St. Leonards to sell the said Land and to provide for the appropriation of the proceeds thereof*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 21st January, 1880.

JOHN HAY,
President.

- (2.) Standard Weight for Agricultural Produce Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to declare the Standard Weight of a Bushel of Maize Wheat Barley Oats Rye Peas and Beans*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 21st January, 1880.

JOHN HAY,
President.

STANDARD WEIGHT FOR AGRICULTURAL PRODUCE BILL.

Schedule of the Amendments referred to in Message of 21st January, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1. Omit clause 1.

" 2, " 3, line 4. At end of clause add "or to any contract bargain sale or dealing for

" " " " " maize in the cob or peas or beans in the pod."

" " 4. Omit clause 4.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

8. **CUSTOMS INCREASED DUTIES BILL**:—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolutions of Ways and Means, Nos. 5 and 7, to increase the Duties of Customs payable on Spirits and Wines.

(2.) Mr. Watson then presented a Bill, intituled "*A Bill to increase the Duties of Customs payable on Spirits and Wines*,"—which was read a first time.

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

9. **COLONIAL SPIRITS DUTY BILL**:—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of Ways and Means, No. 6, to increase the Duties on Colonial Spirits.

(2.) Mr. Watson then presented a Bill, intituled "*A Bill to increase the Duties on Colonial Spirits*,"—which was read a first time.

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

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

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

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

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

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

(3.) *Resolved*,—That there be granted to Her Majesty for the Services of the year 1880 a sum not exceeding £923,197, being £308,379 to defray the expenses of the various Departments and Services of the Colony for the month of January, 1880, at the rates which have been sanctioned for 1879, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1880; £100,000 to enable the Treasurer to make advances to Public Officers; £70,000 for wages of Railway Employés for the month of February, 1880; £7,000 for wages of Employés in the Department of Harbours and Rivers for the month of February, 1880; and £437,818 for Roads and Bridges.

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

11. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Watson, 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 (*with the concurrence of the House*), that the report be *now* received.

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

(8.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1880 the sum of £923,197 be granted out of the Consolidated Revenue Fund of New South Wales to defray the expenses of the various Departments and Services of the Colony for the month of January, 1880; to enable the Treasurer to make advances to Public Officers; for wages of Railway Employés and Employés in the Department of Harbours and Rivers for the month of February, 1880; and for Roads and Bridges.

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

12. CONSOLIDATED REVENUE FUND BILL (No. 2):—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of Ways and Means (No. 8), to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1880.

(2.) Mr. Watson then *presented* a Bill, intituled “*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1880*,”—which was read a first time.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 38.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 22 JANUARY, 1880.

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

QUESTIONS:—

- (1.) Railway Accidents:—Captain Onslow asked the Secretary for Public Works,—

- (1.) Is there any Permanent Board appointed to inquire into Railway accidents; if so, when was it appointed?
- (2.) Who are the persons composing it?
- (3.) Have any inquiries been held by this Board?
- (4.) Is the evidence given taken down by shorthand writers?
- (5.) Can the Board hold an inquiry without instructions?
- (6.) Was any inquiry held as to the cause of the accident near Picton on or about the 23rd of October last, and at Liverpool on or about the 20th of November?
- (7.) Were any penalties inflicted on any of the officials on account of the above accidents; if so, what were they?

Mr. Lackey answered,—

- (1.) The Board appointed is not specially for inquiry into Railway Accidents, although they may be directed to undertake such inquiries. They were appointed to inquire into charges brought against the employes, in cases where it is doubtful to which branch of the Railway Service the fault is attributable. The Traffic, Locomotive, and Permanent Way Branches, are each represented at the Board.
- (2.) For the South and West Lines the Board is composed of the Secretary for Railways, the Engineer for Existing Lines, and the Locomotive Engineer. For the Northern Line, the Traffic Manager, the Locomotive Foreman, and the Superintendent of Permanent Way, form the Board.
- (3.) Yes.
- (4.) No. A clerk is, however, employed to take the depositions down, and these are read over to and signed by the witnesses.
- (5.) No.
- (6.) Inquiries were held, but not by the Board. In the case of Picton, it was clear that if anybody was in fault it could be only an employé of the Traffic Branch; it was demonstrated, however, on inquiry, that no fault was attributable to any one; the trucks which escaped and caused the accident had been placed in the siding with every care, with the breaks pinned down; they were blown out of the siding by the violence of the gale, which uprooted trees, and unroofed houses in the immediate neighbourhood. In the case of Liverpool, it was equally clear that only one man was to blame, viz., the engine-driver, who ran past the danger signal which was against him. The Locomotive Engineer inquired into the conduct of the engine-driver in this case, and he disgraced him from the position of 1st to 2nd class driver.
- (2.) Endowment of Municipalities:—Mr. Cohen asked the Colonial Secretary,—Is it the intention of the Government to make any provision for additional endowment to Municipalities for the year 1880; and if so, to what extent?
Sir Henry Parkes answered,—I am not in a position to give an answer to this question at present.
- (3.) Deficiency in the Revenue.—Eveleigh Estate:—Mr. Cohen asked the Colonial Treasurer,—
 - (1.) How does he propose to provide for the further deficiency of £43,000 in the Revenue for 1879?
 - (2.) How does he propose to provide for the purchase money of the Eveleigh Estate, recently bought by the Government for £100,000?

Mr.

Mr. Watson answered,—

(1.) It is my intention, as I announced in my Financial Statement, to ask the House to charge the deficiency of 1879 to the surplus of previous years.

(2.) By loan.

(4.) Water Supply to the Hunter River Districts :—Dr. Bowker asked the Colonial Secretary,—What progress has been made towards the water supply to the districts of the Hunter River?

Sir Henry Parkes answered,—The contract surveys for the pipe lines and reservoir sites have just been completed, and detailed plans for the reservoirs and pumping engines are preparing. The land for the sites of some of the reservoirs has been obtained, and the Railway Valuator is in treaty with the owners for the remainder of the land required.

(5.) Purchase of a Geological Specimen from Mr. J. Coghlan :—Mr. Terry asked the Secretary for Mines,—Have the Government received an offer from Mr. J. Coghlan to sell a section of the Strata passed through by the Diamond Drill at Sutherland, near Botany, measuring 2,173 feet or thereabouts; if so, do they intend purchasing it as a geological specimen?

Mr. Baker answered,—Such an offer has been received, and is now under the consideration of the Government.

(6.) Improvements on Conditional Purchases :—Mr. Gray, for Mr. H. H. Brown, asked the Secretary for Lands,—

(1.) What is the minimum amount of improvements which would bar selection on a measured portion of 200 acres?

(2.) Must the improvements be on each individual acre, or do the aggregate improvements apply to the whole lot?

Mr. Hoskins answered,—

(1.) £40 on 40 acres; but the unimproved remnant may be selected subject to payment of subdivision fee and approval.

(2.) The improvements must be so situated that a proportionate area representing the value of such improvements can be measured, in conformity with the regulations, so as to embrace them.

(7.) Water Pipes :—Mr. Day asked the Secretary for Public Works,—

(1.) Has any arrangement been made to secure the large number of water pipes required by the Government for the supply of water for town and country districts?

(2.) Is it the intention of the Government to call for tenders in England, or in the Colony, or in both; and when will tenders be invited?

Mr. Lackey answered,—

(1.) No arrangements have as yet been made in this respect; but on completion of the detailed surveys for country water supplies (which will be shortly) arrangements will be immediately made for procuring the pipes.

(2.) It is thought the pipes will have to be imported, in which case it will be better that the Government invite tenders in England through the Agent General, as by this means the pipes will be procured at the cheapest rate.

(8.) Mr. d'Avigdor :—Mr. McElhone asked the Colonial Secretary,—

(1.) Has a person named McDonald, a ticket-taker at the Exhibition, been suspended for refusing to allow Mr. d'Avigdor, Secretary to Mr. Jennings, to enter the Exhibition Grounds without showing his pass or ticket?

(2.) Is he aware that Mr. d'Avigdor was fined £3, with £1 1s. costs, for using abusive language to Mr. McDonald?

(3.) Will he cause inquiries to be made into this matter, with the view of reinstating Mr. McDonald, and dismissing Mr. d'Avigdor?

Sir Henry Parkes answered,—

(1.) No. McDonald, a gatekeeper at the Exhibition, was suspended in consequence of complaints of uncivil and obstructive conduct to officers of the Commission, and others.

(2.) Yes. There were no witnesses in the case; and the defendant was not sworn, though he distinctly denied the allegations made against him.

(3.) Further inquiries will be made into the matter by the Executive Commissioner.

2. PUBLIC INSTRUCTION BILL :—The following Petitions, in favour of the passing of this Bill, were presented by the Members named :—

(1.) By Mr. Gray. From Electors of Illawarra.

(2.) By Mr. Stephen Brown. From Electors of Newtown.

(3.) By Mr. T. R. Smith. From Electors of The Nepean.

(4.) By Mr. T. R. Smith. From Mothers of Families in The Nepean Electorate.

(5.) By Mr. T. R. Smith. From Residents of Luddenham, in the Electorate of The Nepean.
Petitions received.

(6.) Mr. O'Connor presented a Petition from Roman Catholic Inhabitants of the District of Richmond River, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.

(7.) Mr. O'Connor presented a similar Petition from Roman Catholic Inhabitants of the District of Armidale.
Petitions received.

3. PAPER :—Sir Henry Parkes laid upon the Table,—Further Papers relating to the proposed abandonment of the Southampton Mail Route between Great Britain and Australasia.
Ordered to be printed.

4. CONSOLIDATED REVENUE FUND BILL (No. 2):—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Watson, 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. Watson, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
5. CUSTOMS INCREASED DUTIES BILL:—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Watson, 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. Watson, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
6. COLONIAL SPIRITS DUTY BILL:—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Watson, 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. Watson, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
7. STAMP DUTIES BILL:—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 33.

Sir Henry Parkes,	Mr. Long,
Mr. Watson,	Mr. Greville,
Mr. Lackey,	Mr. H. H. Brown,
Mr. Suttor,	Mr. Stephen Brown,
Mr. Wisdom,	Mr. Sutherland,
Mr. Baker,	Mr. Garrett,
Mr. Shepherd,	Mr. Lynch,
Mr. Cohen,	Dr. Bowker,
Mr. Hungerford,	Mr. Kerr,
Mr. J. Davies,	Mr. Farnell,
Mr. Lucas,	Mr. Hoskins,
Mr. Bowman,	Mr. Cameron,
Mr. Fitzpatrick,	Mr. Driver,
Mr. Burns,	
Mr. Jacob,	<i>Tellers.</i>
Mr. Terry,	Mr. Webb,
Mr. W. Davies,	Mr. Pilcher.
Mr. Barbour,	

Noes, 6.

Mr. W. C. Browne,
Mr. R. B. Smith,
Mr. Beyers,
Mr. O'Connor,
<i>Tellers.</i>
Mr. Charles,
Mr. McCulloch.

And so it was resolved in the affirmative.

- Bill read a second time.
On motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 39.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 23 JANUARY, 1880.

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

QUESTIONS:—

- (1.) District Courts and Quarter Sessions at Brewarrina:—Mr. Dangar asked the Minister of Justice and Public Instruction,—Is it intended, in accordance with Judge Murray's report, to make Brewarrina Court and Police Buildings suitable for the holding of District Courts and Quarter Sessions?

Mr. Wisdom answered,—The reports obtained by my predecessor led him to decide not to establish the Courts alluded to by the Honorable Member. I have looked into the papers, and find that the probable number of cases that would be dealt with at Brewarrina is too small to justify any action at present.

- (2.) Mr. Robert W. Morrice's Conditional Purchase in the County of King:—*Dr. Repwick*, for Mr. Badgery, asked the Secretary for Lands,—

(1.) Did Robert W. Morrice select 600 acres of land, county of King, parish of Romner, in March, 1876?

(2.) Did he apply for pre-lease in the same month and year?

(3.) Was same granted to him in May, 1876?

(4.) Has notice been given to him since then that he cannot hold said pre-lease?

Mr. Hoskins answered,—

(1.) Yes.

(2.) Yes, on the 24th March, 1876.

(3.) The lease was provisionally granted on the 20th May, 1876, subject to such modifications or amendments as might on examination of the application be found necessary.

(4.) Yes, on the 12th July last, as on such examination it was found that the land applied for had, previously to the date of Mr. Morrice's application, been leased to Mr. James Marsden.

2. PUBLIC INSTRUCTION BILL:—The following Petitions, in favour of the passing of this Bill, were presented by the Members named:—

By Mr. Hungerford,—

(1.) From Mothers of Families in the District of Lambton, in the Electorate of Northumberland.

(2.) From Electors of the District of Lambton, in the Electorate of Northumberland.

Petitions received.

By Mr. R. B. Smith,—

(1.) From Electors of Wingham.

(2.) From Mothers of Families of Wollomba River.

(3.) From Electors of Taree and surrounding localities.

(4.) From Electors of the Manning River.

(5.) From Electors of the Wollomba River.

(6.) From Mothers of Families in the Manning River District.

Petitions received.

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

Debate ensued.

Question put and negatived.

4. SAMPSON RANGER'S APPLICATIONS FOR A CONDITIONAL PURCHASE NEAR LAKE GEORGE (*Formal Motion*):—Mr. Thompson moved, pursuant to Notice, That there be laid upon the Table of this House copies of all applications, reports, minutes, and correspondence, respecting Sampson Ranger's applications for a conditional purchase near Lake George, in the Queanbeyan and Goulburn Land Offices; and respecting Robert Best's conflicting application for the same land as a Volunteer Land Order Selection.
Question put and passed.

5. CONSOLIDATED REVENUE FUND BILL, No. 2 (*Formal Order of the Day*),—on motion of Mr. Watson, read a third time, and *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 23rd January, 1880.

6. CUSTOMS INCREASED DUTIES BILL (*Formal Order of the Day*),—on motion of Mr. Watson, read a third time, and *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to increase the Duties of Customs payable on Spirits and Wines.*"

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 increase the Duties of Customs payable on Spirits and Wines,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 23rd January, 1880.

7. COLONIAL SPIRITS DUTY BILL (*Formal Order of the Day*),—on motion of Mr. Watson, read a third time, and *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to increase the Duties on Colonial Spirits.*"

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 increase the Duties on Colonial Spirits,*"—presents the same to the Legislative Council for its concurrence

Legislative Assembly Chamber,

Sydney, 23rd January, 1880.

8. ERECTION OF AN HOSPITAL IN SYDNEY:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Dr. Bowker, "That, in the opinion of this "House," it is not desirable that an Hospital, other than an Emergency Hospital, *i.e.*, not containing more than ninety-six beds, should be built within the precincts of the City of Sydney."

And the Question being again proposed,—the House resumed the said adjourned Debate.

Mr. J. Davies moved, That the Question be amended by the omission of all the words after the word "House," with a view to the insertion in their place of the words "it is desirable before the "Sydney Infirmary is re-erected the Plans should be submitted to this House for its approval."

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

Debate continued.

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

The House divided.

Ayes, 15.

Mr. Gray,	Mr. Greville,
Mr. Shepherd,	Mr. Day,
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. McElhone,	
Mr. Combes,	Dr. Bowker,
Mr. Long,	Mr. Bowman.
Mr. Beyers,	
Mr. Dangar,	
Mr. Barbour,	
Mr. McCulloch,	
Mr. Johnston,	

Noes, 19.

Mr. Fitzpatrick,	Mr. H. H. Brown,
Mr. Watson,	Mr. Driver,
Mr. Farnell,	Mr. Hungerford,
Mr. Suttor,	Mr. Garrett,
Mr. Lackey,	Mr. J. Davies,
Mr. Baker,	Mr. Harris,
Mr. Hoskins,	<i>Tellers.</i>
Mr. Cameron,	
Mr. Bennett,	Mr. W. C. Browne,
Mr. Buchanan,	Dr. Renwick.
Mr. Macintosh,	

And so it passed in the negative.

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

The

The House divided.

Ayes, 17.

Mr. Gray,	Mr. McCulloch,
Mr. Shepherd,	Mr. Barbour,
Mr. R. B. Smith,	Mr. Bowman,
Mr. McElhone,	Dr. Bowker,
Mr. Combes	<i>Tellers.</i>
Mr. Long,	Mr. Day,
Mr. Beyers,	Mr. Greville.
Mr. J. Davies,	
Mr. Johnston,	
Mr. Dangar,	
Mr. Terry,	

Noes, 19.

Mr. Fitzpatrick,	Mr. Garrett,
Mr. Watson,	Mr. Driver,
Mr. Farnell,	Mr. Macintosh,
Mr. Suttor,	Mr. Burns,
Mr. Lackey,	Mr. Buchanan,
Mr. Baker,	Mr. Bennett,
Mr. Hoskins,	<i>Tellers.</i>
Dr. Renwick,	Mr. H. H. Brown,
Mr. Cameron,	Mr. Harris.
Mr. W. C. Browne,	
Mr. Hungerford,	

And so it passed in the negative.

9. POSTPONEMENTS :—The following Orders of the Day postponed :—
- (1.) The Totalisator Legalizing Bill ; second reading ; —*until Friday next.*
 - (2.) Betting Houses Suppression Act Amendment Bill ; second reading ;—*until Friday, 6th February*
 - (3.) Medical Bill ; consideration in Committee of the Whole of the expediency of bringing in a Bill ;—
 - (4.) Standard Weight for Agricultural Produce Bill ; consideration in Committee of the Whole of Legislative Council's amendments ;—
 - (5.) Mr. Henry Baylis, Police Magistrate, Wagga Wagga ; consideration in Committee of the Whole of an Address to the Governor ;—*until Friday, 6th February.*
 - (6.) Mining on Private Lands Bill ; second reading ;—*until Tuesday next.*
 - (7.) Equity Bill ; second reading ;—*until Friday, 6th February.*
 - (8.) Joadja Creek Railway Bill (*as amended and agreed to in Select Committee*) ; second reading ;—
 - (9.) Maitland Cattle Driving Act Amendment Bill ; second reading ;—
 - (10.) Contempts Punishments Bill ; resumption of the adjourned Debate on motion of Mr Buchanan, "That this Bill be now read a second time" ;—*until Friday, 13th February.*

The House adjourned at half-past Nine o'clock, until Tuesday next, at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 40.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 27 JANUARY, 1880.

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

QUESTIONS:—

- (1.) Denominational Schools:—Mr. Buchanan asked the Minister of Justice and Public Instruction,—
 (1.) How many certified Denominational Schools were there on the 20th day of January, 1880?
 (2.) How many certified Denominational Schools had less than the minimum of pupils in attendance during the last quarter of 1879?
 (3.) If any certified Denominational Schools were in the position during the last quarter of 1879 of having less than the minimum of pupils in attendance, has the Council withdrawn the certificates of such Schools?

Mr. Suttor answered,—

- (1.) 156.
 (2.) 15.
 (3.) No.

- (2.) Supply of Horses to the Electric Telegraph Department by Mr. H. H. Brown:—*Mr. Bennett*, for Mr. McElhone, asked the Colonial Secretary,—

- (1.) Is it a fact that Mr. H. H. Brown supplies horses or ponies to the Electric Telegraph Department?
 (2.) If not, who is the contractor for the supply of horses or ponies to the Electric Telegraph Department?
 (3.) Has Mr. H. H. Brown supplied the Department with ponies or horses since he has been a Member of this House; if so, how many, and at what price per head?

Sir Henry Parkes answered,—

- (1.) I find that Mr. H. H. Brown has been in the habit of supplying horses to the Telegraph Office for some twelve years.
 (2.) There is no contractor—no contract having been entered into by any one.
 (3.) Mr. Brown supplied during the last four years thirty-four horses, at the average price of about £10.

- (3.) Railway Bridge near Mount Victoria Station:—*Mr. Bennett*, for Mr. McElhone, asked the Secretary for Public Works,—

- (1.) What is the cost of the bridge now being built across the Railway near the Mount Victoria Station?
 (2.) Was the bridge built for the accommodation of the purchaser of the land opposite the Station?

Mr. Lackey answered,—

- (1.) The contract price is £634; but this does not include painting some portion of it, the cost of which cannot be ascertained till the work is completed.
 (2.) Not altogether. The bridge will be a public bridge, and provision has been made for road access thereto from the main public road between Penrith and Hartley. The owner of the land on the opposite side claimed access to it across the Railway. The right to this was disputed by the Department for some time; but the matter was compromised by the Government consenting to erect a bridge, on condition that Mr. Piddington (the owner of the land) gave sufficient land to form a public road thereto.

(4.)

- (4.) Grose Water Reserve :—*Mr. Bennett*, for *Mr. McElhone*, asked the Secretary for Lands,—
 (1.) What portion of the Western Railway bounds the Grose Watershed, as reserved for the supply of water to the City of Sydney and Suburbs?
 (2.) Has any land been conditionally purchased, or sold by the Government, on the Grose Water Reserve; if so, who are the purchasers?
 (3.) Is any other portion of the Grose Water Reserve open for sale by conditional purchase, or by Volunteer Land Orders?

Mr. Hoskins answered,—

- (1.) From the 64th to the 83rd mile-posts.
 (2.) Town and suburban allotments have been sold by auction at the Village of Blackheath, after withdrawal from the Reserve.
 (3.) No.
- (5.) Court-house and Gaol, Warialda :—*Mr. Dangar* asked the Minister of Justice and Public Instruction,—
 (1.) Is it intended, or have instructions been issued, to increase the accommodation to Warialda Court-house and Gaol, rendering both suitable to the requirements necessary for conducting District Courts and Courts of Quarter Sessions?
 (2.) Will the Court-house, as suggested by the Judge and the Inspector from the Colonial Architect's Office, be extended to the street 10 feet, or will the Court-house buildings, as recommended, be handed over for Police Quarters at Warialda, extra accommodation for which is so much needed, and a sum provided on the Supplementary Estimates, or otherwise, for the building of a new and more suitable and commodious Court-house at this place, or the Police Barracks site directly opposite?

Mr. Suttor answered,—

- (1.) Recent enlargements have been made to the Court-house and Gaol, with the view of holding District Courts.
 (2.) This matter is now under consideration.
- (6.) Post and Telegraph Offices, Narrabri, Bingera, and Gunnedah :—*Mr. Dangar* asked the Secretary for Public Works,—
 (1.) Have any instructions been issued to the Colonial Architect, and if so, the date, for palisading and fencing in the new Post and Telegraph Offices at Narrabri, Bingera, and Gunnedah?
 (2.) Is it intended this work shall be done; if so, when?

Mr. Lackey answered,—

- (1.) Applications were made in June and November last, but the work has been delayed awaiting funds.
 (2.) A sum of money has been included in General Vote for the present year, and tenders will be invited as soon as it is available.
- (7.) Water Supply for Trunkey Gold Fields :—*Mr. Beyers* asked the Secretary for Public Works,—
 Has any provision been made for the water supply for Trunkey Gold Fields?
Mr. Lackey answered,—A sum of money has been voted for country water supplies generally. This particular case will be taken into consideration with other country water supplies.
- (8.) Drainage of Village of Rookwood :—*Mr. McCulloch* asked the Secretary for Public Works,—
 When will the works for carrying off the drainage of the Cemetery at Haslem's Creek from the Village of Rookwood be proceeded with?
Mr. Lackey answered,—As soon as some legal questions, which have arisen in the inquiry, can be decided on, provision will be made to carry out the works.

2. PAPERS :—

Sir Henry Parkes laid upon the Table,—Returns under the Real Property Act, for 1879.
 Ordered to be printed.

Mr. Lackey laid upon the Table,—Return showing the number of Bales of Wool received at Sydney Station daily, from 1st October, 1879, to date; with names of Consignees and quantity consigned to each.
 Ordered to be printed.

Mr. Suttor laid upon the Table,—Minutes of Proceedings of the Intercolonial Meteorological Conference held at Sydney on the 11th, 13th, and 14th November, 1879.
 Ordered to be printed.

3. ENCOURAGEMENT AND PROMOTION OF NATIVE INDUSTRIES :—*Mr. Buchanan* moved, pursuant to Notice,—

- (1.) That, in the opinion of this House, in the imposition of Customs Duties care should be taken to levy those duties so as to encourage and promote our native industries.
 (2.) That the above Resolution be communicated by Address to His Excellency the Governor.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and their being only seventeen Members present, exclusive of *Mr. Speaker*, namely,—*Mr. Baker*, *Mr. Barbour*, *Mr. Bennett*, *Mr. Beyers*, *Mr. W. C. Browne*, *Mr. Buchanan*, *Mr. Cameron*, *Mr. Combes*, *Mr. Day*, *Mr. Lackey*, *Sir Henry Parkes*, *Mr. Roscby*, *Mr. Sutherland*, *Mr. Suttor*, *Mr. Teece*, *Mr. Watson*, and *Mr. Wisdom*,—

Mr. Speaker adjourned the House at twenty-five minutes before Nine o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 41.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 28 JANUARY, 1880.

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

QUESTIONS:—

(1.) Goondawindi Bridge:—Mr. Dangar asked the Secretary for Public Works,—

(1.) This Colony bearing half the cost of Goondawindi Bridge, will there be any objection communicating with the Queensland Government and ascertaining what progress has been made with this Bridge, and when likely to be completed?

(2.) Is it a fact the land to the approach to this Bridge on the New South Wales side is private property; if so, is it intended to resume such for the public benefit, to afford the necessary approach to this Bridge, and to compensate the owners of the land on which the approach is made?

Mr. Lackey answered,—

(1.) There will be no objection, and steps have been taken to communicate accordingly.

(2.) Yes, the necessary action is being taken for resumption of the land, subject to payment of proper legal compensation (if any).

(2.) Railway Accident at Parramatta:—Mr. Jacob asked the Secretary for Public Works,—

(1.) With reference to the late accident at Parramatta Station,—When considering his decision had he in view Fireman Hambley's evidence that the Traffic Manager said to the driver "push on Ned, we must get to Parramatta to leave before the 5.40"?

(2.) Having, since deciding on the punishment to be inflicted, heard the Hon. Member Mr. Garrett's statement in this House the other evening, has he restored, or will he restore Driver Harrison to his former position?

Mr. Lackey answered,—

(1.) Yes.

(2.) I see no reason for disturbing the decision arrived at in Driver Harrison's case. All the circumstances were taken into consideration at the time, and Driver Harrison received the advantage of everything that could be urged in mitigation of punishment in his case.

(3.) *Murphy v. Fletcher*, and *Kirk v. Whitton*:—Mr. Bennett asked the Secretary for Lands,—

(1.) What action (if any) has been taken by him in the case of *Patrick Murphy v. Fletcher*, Walcha, with reference to the value of the improvements, as fixed by the Government Appraiser, Mr. Walker, and disputed by P. Murphy?

(2.) Also, in the case of *Kirk v. Whitton*, Barraba, with reference to the value of improvements, inquired into by Mr. Walker, Government Appraiser?

Mr. Hoskins answered,—

(1.) Mr. Walker's award being informal, a fresh appraisement has been instituted, and the matter is now in the hands of Mr. Commissioner Blyth, who has been appointed appraiser on behalf of the Crown.

(2.) The appraisement in the disputed claims of *Kirk and Whitton* is now under consideration. The case has been further complicated by the sale of the land by auction to one of the disputants, and the issue of the deed of grant, and requires to be very carefully considered as between the parties whose interests are involved.

(4.) The Case of John Darcy:—Mr. Bennett asked the Secretary for Lands,—Has any decision been come to in the case of John Darcy (now Owen Darcy), Bando, District of Gunnedah; if so when, and will such decision be communicated to me?

Mr. Hoskins answered,—A decision has recently been arrived at, of which the Honorable Member is aware, and is now in process of being officially communicated to him.

(5.)

- (5.) John Daly's Conditional Purchase :—Mr. Bennett asked the Secretary for Lands,—Has any report been received from Inspector Geary in the case of John Daly's conditional purchase of 300 acres, taken up at Tamworth on the 2nd of September, 1875, county of Parry, parish of Winton; if so when, and what decision (if any) has been arrived at by the Minister, and when will the same be communicated to me?

Mr. Hoskins answered,—A report was received on the 24th ultimo from Inspector Geary on the conditional purchase of John Daly, which has been transferred to Daniel Regan, and allowed to lapse by the holder. The report has not yet been dealt with, but is not satisfactory as to residence; and as to improvements is adverse to the claim, which is, moreover, protested against by the agents of another applicant. A decision will be arrived at and communicated to the Honorable Member at an early date.

- (6.) E. W. Nichols's Conditional Purchase :—*Mr. Barbour*, for Mr. Day, asked the Secretary for Lands,—

(1.) Did E. W. Nichols take up a conditional purchase at Wagga Wagga on the 14th August, 1873, in the county of Wynyard, parish of Oberne?

(2.) How many years interest has Mr. Nichols paid on this selection?

(3.) Has the land been surveyed; if not, will he have any objection to state the cause of delay?

Mr. Hoskins answered,—

(1.) Yes; the selection was cancelled as interfering with improvements, but on reconsideration of the case the cancellation was revoked in 1878.

(2.) Four years, apparently.

(3.) Not yet. The ultimate instructions for survey were issued in October, 1878; but the survey has been delayed, first by difficulties arising out of the legal question as to measurements across a main road, and secondly by a question which has been submitted for special instructions as to the form of measurement of this, in conjunction with an additional conditional purchase applied for by the selector in an irregular form. This question is now being dealt with in the Charting Branch.

2. PUBLIC INSTRUCTION BILL :—

- (1.) Mr. Pilcher presented a Petition from Roman Catholic Inhabitants of the District of Rockley, alleging that they, with their fellow Catholics, represent nearly one-third of the entire population of the Colony, and that they labour under a great disability in being unable conscientiously to accept the proposed Bill for the alteration of the existing Education Act; and praying the House to take their representations into consideration, with a view of meeting the profound convictions of so large a section of the community.

- (2.) Mr. Charles presented a Petition from Freeholders and Residents at Broughton Vale and surrounding District, in favour of the passing of this Bill.
Petitions received.

3. MR. FORSTER, LATE AGENT GENERAL FOR THE COLONY (*Formal Motion*) :—*Mr. Burns*, for Mr. Stephen Brown, moved, pursuant to Notice, That an Address be presented to the Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of letters received from Mr. William Forster, relative to his dismissal from the office of Agent General. Question put and passed.

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

And the Committee continuing to sit till after Midnight,—

THURSDAY, 29 JANUARY, 1880, A.M.

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

5. CONSOLIDATED REVENUE FUND BILL (No. 2) :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 28th January, 1880.

JOHN HAY,
President.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 42.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 29 JANUARY, 1880.

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

QUESTIONS:—

(1.) Low-level Bridge at Dalwood Ford:—Mr. Burns asked the Secretary for Public Works,—When will tenders be invited for the erection of the Low-level Bridge at Dalwood Ford?

Mr. Lackey answered,—As soon as the necessary drawings can be prepared.

(2.) Iron Girders for Darling Harbour Wharf:—Mr. O'Connor asked the Secretary for Public Works,—

(1.) Did the Government order from England, and under what conditions, the iron girders now being repaired at Darling Harbour wharf; are such repairs being carried out under the inspection of an officer paid by and responsible to the Government, and what is his name?

(2.) Were tenders invited for their manufacture in the Colony and England; and if so, who was the contractor and manufacturer?

(3.) Were the same plans and specifications sent to England as exhibited to Colonial contractors?

(4.) Are these girders manufactured in accordance with such plans and specifications?

(5.) Under what engineer are these works being carried out; has he certified to the material and workmanship being in accordance with plans and specifications?

(6.) What amount of money has been paid up to date, under what conditions, and on what certificate have such payments been made?

(7.) What amount is still due, and for what?

Mr. Lackey answered,—

(1.) The Government did not order the iron girders referred to from England; they were ordered by the contractor. Some defects in the workmanship were objected to by the Engineer for Existing Lines (Mr. Mason), who refused to receive the girders until those defects were corrected to his satisfaction; and the work is now being done under his supervision.

(2.) Tenders were invited in the Colony only. The tender of Messrs. G. H. Royce & Co. was accepted, and they sent the order for the girders to Appleby Brothers, England.

(3.) Yes, by the contractors.

(4.) No; other plans were substituted in England by the Inspecting Engineer. The matter is now engaging my attention.

(5.) Under the Engineer for Existing Lines; he has not certified to the material and workmanship being in accordance with his plans, &c. The Inspecting Engineer (Mr. John Fowler, London) certified that the girders were completed to his satisfaction.

(6.) The amount paid to date is 85 per cent. of the total amount of contract, viz., £833. It was paid on the certificate of the Inspecting Engineer in London, the bills of lading, &c., being handed over to the Government in the usual way when advances are made in England.

(7.) The amount still due, subject to deduction for inspection expenses, interest, and fines (if any) is £147.

(3.) Bridge over the River at Bingera:—Mr. Dangar asked the Secretary for Public Works,—Is it intended to make any provision on the Supplementary Estimate, or otherwise, for the erection of a Bridge over the river at Bingera town?

Mr. Lackey answered,—The matter is now under consideration.

(4.) Clerk of Petty Sessions and Land Agent at Moree:—Mr. Dangar asked the Minister of Justice and Public Instruction,—Is it intended to appoint a Clerk of Petty Sessions at Moree, who may also be Land Agent for that district, and perform other duties?

Mr. Suttor answered,—There is at present a Police Constable acting as Clerk of Petty Sessions at Moree; but the question as to the appointment of a Clerk of Petty Sessions, combining that of Land Agent with other duties, is under consideration. (5.)

- (5.) *W. B. Roworth's Conditional Purchase*:—Mr. Bennett asked the Secretary for Lands,—When will his decision be communicated to me in the case of William B. Roworth's conditional purchase of 100 acres, taken up at Murrurundi on the 18th January, 1877, reported by the Department to be void by being previously selected by Andrew Loder, Colley Creek, by Volunteer Land Orders Nos. 409 and 410, such respective purchases being separated by a creek as verified by Licensed-Surveyor Kelly's report?

Mr. Hoskins answered,—The case is now under consideration, and a decision will be arrived at and communicated to the Honorable Member, in reply to his letter received on the 6th instant, as soon as circumstances will admit.

- (6.) *Richard Purcell's Conditional Purchases*:—Mr. Bennett asked the Secretary for Lands,—What action has been taken (if any, and when), and when will such be communicated to me, in answer to my letter of the 20th of December, 1879, in the case of Richard Purcell's conditional purchases of 120 acres at Tamworth, on the 4th September, 1879, but more particularly the forfeited conditional purchases Nos. 77 and 79, by Sarah Hobden?

Mr. Hoskins answered,—No action has yet been taken with respect to the Honorable Member's letter of the 20th (? 24th) December, registered in this office as received on the 29th. The purport of that letter is not very clearly understood, though it has been carefully perused. I may, however, state that the conditional purchase of Richard Purcell, therein referred to, made on the 4th September, 1879, was cancelled on the 11th December, as being in part applicable to land included in Reserves 707 and 1,052, and in part to land previously sold at auction. No such forfeited conditional purchase of Sarah Hobden, as the Honorable Member referred to, can be traced, but selections by Theresa Hobden, applied for in 1875, were cancelled in 1876, as the original encroached upon Reserve 707.

- (7.) *Post and Telegraph Offices, Boggabri*.—Court-house, Quirindi.—Court-house, Barraba:—Mr. Bennett asked the Secretary for Public Works,—

- (1.) When will tenders be invited for the erection of new Post and Telegraph Offices at Boggabri?
- (2.) Also, for the erection of a Court-house and Police Quarters at Quirindi?
- (3.) Is it the intention of the Government to make provision on the Estimates for 1880 for the erection of a new Court-house at Barraba?

Mr. Lackey answered,—

- (1.) Plans for this work are being prepared, and as soon as they shall have been approved tenders will be invited.
- (2.) There are no funds available at present for this work.
- (3.) The sum of £1,450 for the new Court-house at Barraba is on the Estimates, the necessary plans have been prepared, and tenders will be invited so soon as the amount shall have been voted by Parliament.

- (8.) *Alexander Clyne's Conditional Purchase*:—Mr. O'Connor, for Mr. McElhone, asked the Secretary for Lands,—

- (1.) Did Alexander Clyne select 100 acres of land at Molong on 17th July, 1879?
- (2.) Is the said land claimed by Mr. F. Lord, under the 2nd clause of the Land Act of 1875, in virtue of improvements; if so, what is the nature and extent of the said improvements?
- (3.) Has he received letter from me, and certificate signed by a number of persons, that Mr. Lord's improvements are only worth £20, and not £87, as valued by Mr. F. Lord?
- (4.) What steps (if any) have been taken, or will be taken in the matter?

Mr. Hoskins answered,—

- (1.) Yes; the selection was declared void on the 13th October, 1879.
- (2.) Yes; £87.
- (3.) Yes; the Honorable Member's letter and enclosures were received yesterday.
- (4.) No steps have yet been taken beyond referring the representations to the proper officer, by whom they will be duly inquired into.

- (9.) *Mr. Carlisle, late Traffic Manager*:—Mr. McElhone asked the Secretary for Public Works,—Is he aware that Mr. Carlisle, late Traffic Manager, carries on or has an interest in the Pawn Broking and Money Lending Office, 42 Hunter-street; if not, will he cause inquiries to be made into this matter, and cause a stop to be put to it if found to be true?

Mr. Lackey answered,—Mr. Carlisle has furnished the following statement:—"I have no interest whatever in the Pawn Broking and Money Lending Office, 42 Hunter-street, and never had an interest in that or any business of the kind either in Sydney or elsewhere."

- (10.) *Counter for Post Office, Parramatta*:—Mr. O'Connor, for Mr. Taylor, asked the Colonial Secretary,—Has the Colonial Architect made provision for a counter to be erected at the new Post Office at Parramatta; if not, will instructions be given for the making of one similar to that at the branch office at the Haymarket?

Sir Henry Parkes answered,—I cannot help remarking that this is a singular question to be put in Parliament—as to whether a counter is to be placed in a public office. I have much satisfaction in informing the Honorable Member that a counter is about to be placed in the office.

- (11.) *Copyright*:—Mr. Dillon asked the Colonial Secretary,—The number of Copyrights registered to the 31st December, 1879, under the Copyright Act of last year?

Sir Henry Parkes answered,—The number of Copyrights registered under the new Act for the year terminating 31st December last was 95. Their classification was as follows:—Literary, Dramatic, and Musical, 34; Works of Fine Art, 43; Works of Design, 18.

- (12.) *Bridge over North Arm of Richmond River*:—Mr. Bennett, for Mr. Gray, asked the Secretary for Public Works,—

- (1.) What steps have been taken for the erection of a Bridge over the north arm of Richmond River at Lismore?
- (2.) When is the proposed Bridge likely to be commenced?

Mr.

Mr. Lackey answered,—

- (1.) Surveys have been made, and the drawings are being prepared.
- (2.) As soon as possible—most likely in two months.

(13.) District Court and Quarter Sessions at Lismore:—*Mr. Bennett*, for *Mr. Gray*, asked the Attorney General,—Is it the intention of the Government to establish a District Court and a Court of Quarter Sessions at Lismore; if so, what steps have been taken to carry out that object?

Mr. Wisdom answered,—It has been decided to establish a District Court at Lismore, and steps are being taken to fix the boundaries of the new district. The Court of Quarter Sessions for the Richmond River will continue to be held at Casino.

2. PAPERS:—

Mr. Baker laid upon the Table,—Return respecting applications for Roads in the Electorate of Queanbeyan.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return to an Order made 17th June, 1879,—“*Henry Schmuck alias Warner.*”

Ordered to be printed.

Mr. Watson laid upon the Table,—Report of a Board appointed by the Colonial Treasurer to examine and report upon *Mr. H. B. Swan's* process of deodorizing and desiccating the blood and offal at Glebe Island.

Ordered to be printed.

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

(1.) Consolidated Revenue Fund Bill (No. 2):—

AUGUSTUS LOFTUS,
Governor.

Message No. 14.

A Bill, intituled “*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,*”—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 29th January, 1880.

(2.) St. Leonards Roman Catholic School Land Sale Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 15.

A Bill, intituled “*An Act to enable the Most Reverend Roger Bede Vaughan the Reverend Joseph Dalton and the Reverend James Kennedy as Trustees of certain Land situated in the Borough of St. Leonards to sell the said Land and to provide for the appropriation of the proceeds thereof,*”—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 29th January, 1880.

4. PUBLIC INSTRUCTION BILL:—

(1.) *Mr. Fitzpatrick*, for *Mr. Sutherland*, presented the following Petitions, praying that the Public Instruction Bill may be amended so that Denominational Schools may not be interfered with until an opportunity shall have been afforded for an expression of the general feeling of the Colony on the subject:—

1. From *J. Killick Piddington*, Clerk in Holy Orders, *William Russell*, and others, in the Parish of *St. Philip*, Sydney.
2. From *William Hough*, Anglican Clergyman, *C. G. Gibson*, and others, in the Parish of *St. James*, Sydney.
3. From *Charles F. Garnsey*, Incumbent of *Christ Church*, Sydney, *James Gordon*, and others.
4. From *Stephen H. Childe*, B.A., *H. Edwards*, and others, of *Waverley*.
5. From Landholders and Residents of *Kangaroo Valley* and the surrounding distret.
6. From Residents of *Cobbitty*.

(2.) *Mr. Roseby* presented a Petition from Freeholders and Residents of *Broughton Creek* and surrounding district, in favour of the passing of this Bill.
Petitions received.

5. CONVICTIONS UNDER NUISANCES PREVENTION ACT AND PUBLIC VEHICLES REGULATION ACT (*Formal Motion*):—*Mr. Greenwood* moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing,—

(1.) The number of convictions on the information of the Inspector of Nuisances and Inspector of Transit Commissioners, at the *Water Police Court* and the *Central Police Court*, respectively, for the years 1875, 1876, 1877, 1878, and 1879.

(2.) The amount of fines.

(3.) The amount of costs of Court.

(4.) The amount of professional costs.

(5.) The number of distress warrants.

(6.) The names of the Magistrates adjudicating, and the names of the professional gentlemen conducting the prosecutions, and the amount of professional costs recovered by them.

Question put and passed.

6. **STAMP DUTIES BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments. Ordered, that the adoption of the report stand an Order of the Day for Wednesday next.
7. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) **Customs Increased Duties Bill**:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to increase the Duties of Customs payable on Spirits and Wines,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 29th January, 1880.*

JOHN HAY,
President.

(2.) **Colonial Spirits Duty Bill**:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to increase the Duties on Colonial Spirits,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 29th January, 1880.*

JOHN HAY,
President.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 43.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 30 JANUARY, 1880.

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

QUESTIONS:—

- (1.) Road from Gunnedah to Barraba:—Mr. Dangar asked the Secretary for Mines,—
 (1.) Have any directions been issued to report upon the several suggested roads from Gunnedah to Barraba; if so, the date of such, and to what Surveyor issued?
 (2.) If to the District Surveyor, has he transferred the instructions to any other Surveyor; and if so, his name, and when?
 (3.) How many routes have been suggested, with particulars?
 (4.) When is it likely the Surveyor's report will be received, and will the report be expedited?
 (5.) On receipt of the report, will a decision be arrived at in the matter, and the best, shortest, and most practicable road be surveyed and proclaimed, having in view a Travelling Stock Reserve through unalienated land?
 (6.) Has it been represented that a good direct travelling road can be made in 45 miles?

Mr. Baker answered,—

- (1.) Directions were issued to report upon the suggested roads from Gunnedah to Barraba on the 20th November, 1879; the surveyor being Mr. District Surveyor Dewhurst.
 (2.) The District Surveyor himself reported on the 29th November, 1879, against the adoption of the road *via* Burburgate.
 (3.) Two routes have been suggested in addition to the existing road.
 (4.) Further inquiry is now being made as to the advisableness or otherwise of opening the suggested road by way of Burburgate.
 (5.) A decision will be arrived at as speedily as possible.
 (2.) Police Quarters and Barracks at Moree:—Mr. Dangar asked the Secretary for Public Works,—
 (1.) Has a tender been accepted for erection of new Police Quarters and Barracks at Moree; if so, name of tenderer, when does the contract time expire, and on what site are these buildings erected?
 (2.) What progress has been made with these buildings, when likely to be completed, and are they duly protected from flood, or will they be?

Mr. Lackey answered,—No tender has been accepted for Police Quarters at Moree. The sum of £2,000 for Police Buildings was voted on Estimates for 1879; and plans are now being prepared, and will shortly be ready.

- (3.) Bridge over the Shoalhaven River:—Mr. Combes asked the Secretary for Public Works,—
 (1.) Who is responsible for the design for the proposed bridge over the Shoalhaven River, one span of which is exhibited in the grounds of the Garden Palace?
 (2.) Why were not tenders called for this work, so that local manufacturers might have had an opportunity of tendering?
 (3.) What is the total amount to be paid for this bridge, specifying first the cost of the superstructure, and second, the bridge as complete?
 (4.) How does this amount compare with the estimated cost, and the tenders received for the bridge designed for this site by the Commissioner for Roads, and for which tenders were invited and not accepted?
 (5.) What is the load that this bridge is guaranteed to carry, and what was the load to be carried by the bridge designed by the Commissioner, and for which tenders were invited?
 (6.) What is the nature of the guarantee taken by the Government that this bridge will carry such load satisfactorily.

Mr.

Mr. Lackey answered,—

(1.) The design is that of the usual American truss. Certain strengths and sections have been guaranteed by the makers in their specification, for compliance with which guarantee the Commissioner for Roads is responsible.

(2.) Tenders were invited for the ordinary lattice bridge, as recommended by the Commissioner for Roads, for which local manufacturers had an opportunity of tendering. The tender and design from the American Company were sent in to test the statements made as to greater cheapness of American bridges. Local manufacturers could not, therefore, be asked to tender for it, as the designs were not sent in until tenders were opened, and the plant was not in the Colony to do the hydraulic forging.

(3.) Cost of superstructure will be £20,750; cost of piers, as estimated for original depths, and tendered for (work being carried out by department), £7,618; total, £28,368.

(4.) The estimated cost was £24,709 6s. The only other tender was £35,758.

(5.) For the American bridge—A rolling load of 38½ tons on a wheel base of 11½ feet, followed by a train of 1 ton per lineal foot. For the English bridge—Two 35-ton tank-engines on a wheel base of 11 feet each, with a 1-ton per foot train to follow.

(6.) Calculations applied to one bridge will be applied to check strengths of the other; and in addition final payment will not be made until bridge has been tested.

(4.) Bridge over Tuross River:—*Mr. Cameron*, for *Mr. Clarke*, asked the Secretary for Public Works,—

(1.) Upon whose authority was the site for the bridge over the Tuross River, at Trunketabella, selected and decided upon by *Mr. Road-Superintendent Whiteside*, changed for another lower down the river?

(2.) Is the new site more inconvenient than the former one?

Mr. Lackey answered,—

(1.) The site where the bridge is being erected is that originally selected and recommended by *Mr. Whiteside*.

(2.) The site where the bridge is being erected is better and safer in every respect than the alternative site near the punt.

(5.) The Marine Board:—*Mr. Long* asked the Colonial Treasurer,—

(1.) At what date did the existing vacancy of a Wardenship at the Marine Board take place?

(2.) Will he say what is the cause of delay in the appointment to the office?

(3.) What are the names of the candidates for the vacant office, if any?

(4.) Are any of such candidates eligible for the appointment?

Mr. Watson answered,—

(1.) On the 7th October last.

(2.) The filling up of the vacant office did not appear to be a matter of pressing urgency.

(3.) There were six applicants, viz., Messrs. Robert Deane, Charles Edwards, John E. Manning, J. R. Myhill, Robert T. Moodie, and Robert Pockley.

(4.) This point has not yet been decided upon.

(6.) Public School at Attunga:—*Mr. Bennett* asked the Minister of Justice and Public Instruction,—When will tenders be invited for the proposed Public School on the site granted at Attunga, in the district of Tamworth?

Mr. Suttor answered,—The plans are under consideration, and when these are settled tenders will be invited.

2. PUBLIC INSTRUCTION BILL:—

(1.) *Mr. Fitzpatrick*, for *Mr. Sutherland*, presented the following Petitions, praying that the Public Instruction Bill may be amended so that Denominational Schools may not be interfered with until an opportunity shall have been afforded for an expression of the general feeling of the Colony on the subject:—

1. From Inhabitants of Broughton Creek.

2. From James N. Manning, Incumbent, and Members of St. Silas's, Waterloo.

3. From Alfred H. Stephen, Incumbent, and Churchwardens, Trustees, and Members of St. Paul's, Redfern.

(2.) *Mr. Day*, for *Mr. Leary*, presented a Petition from Residents of the Town and District of Wagga Wagga, in favour of the passing of this Bill.
Petitions received.

3. PAPER:—*Mr. Suttor* laid upon the Table,—By-laws of the Borough of Shellharbour for the regulation of the Albion Park Free Library.
Ordered to be printed.

4. THE TOTALISATOR LEGALIZING BILL:—The Order of the Day having been read,—*Mr. Garrett* moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 15.

Mr. Suttor,	Dr. Bowker,
Mr. Farnell,	Mr. H. H. Brown,
Mr. Gray,	<i>Tellers.</i>
Mr. Dangar,	
Mr. Moses,	Mr. W. C. Browne,
Mr. Murphy,	Mr. Bowman.
Mr. Jacob,	
Mr. Coonan,	
Mr. Greville,	
Mr. Thompson,	
Mr. Garrett,	

Noes, 19.

Mr. Baker,	Mr. Burns,
Mr. Hoskins,	Mr. Hungerford,
Mr. J. Davies,	Mr. McElhone,
Mr. Barbour,	Mr. Dillon,
Mr. Shepherd,	Mr. McCulloch,
Mr. Macintosh,	Mr. Clarke,
Mr. Webb,	<i>Tellers.</i>
Mr. Terry,	
Mr. Wisdom,	Dr. Renwick,
Mr. Driver,	Mr. Long.
Mr. T. R. Smith,	

And so it passed in the negative.

Mr.

Mr. McElhone moved, That the Order of the Day be discharged.

Debate ensued.

Question put and passed.

Ordered, that the Bill be withdrawn.

5. MEDICAL BILL :—

(1.) The Order of the Day having been read,—on motion of Dr. Bowker, 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 Law respecting the qualifications of Medical Practitioners.

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

Resolved,—That it is expedient to bring in a Bill to amend the Law respecting the qualifications of Medical Practitioners.

On motion of Dr. Bowker, the Resolution was read a second time, and agreed to.

(2.) Dr. Bowker then *presented* a Bill, intituled "*A Bill to amend the Law respecting the qualification of Medical Practitioners*,"—which was read a first time.

Ordered to be printed, and read a second time on Tuesday, 10th February.

6. STANDARD WEIGHT FOR AGRICULTURAL PRODUCE BILL :—The Order of the Day having been read,—on motion of Mr. T. R. Smith, 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. Smith, 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 declare the Standard Weight of a Bushel of Maize Wheat Barley Oats Rye Peas and Beans*."

Legislative Assembly Chamber,

Sydney, 30th January, 1880.

7. JOADJA CREEK RAILWAY BILL :—The Order of the Day having been read,—Mr. Garrett moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

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

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

8. POSTPONEMENTS :—The following Orders of the Day postponed :—

(1.) Maitland Cattle Driving Act Amendment Bill; second reading;—*until Friday next.*

(2.) Mining on Private Lands Bill; second reading;—*until Friday, 27th February.*

9. ADJOURNMENT :—Mr. Watson moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at ten minutes after Nine o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 44.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 3 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Public and Denominational Schools at Musclebroom:—*Mr. Day*, for *Mr. Pilcher*, asked the Minister of Justice and Public Instruction,—
- (1.) When was the Church of England Denominational School erected at Musclebroom?
 - (2.) The like, Roman Catholic Denominational School, Musclebroom?
 - (3.) The like, Public School, Musclebroom?
 - (4.) What was the cost respectively of the erection of these buildings?
 - (5.) What was the average attendance at the two former Schools before and after opening of Public School?
 - (6.) What has been the average attendance at the Public School since its opening?

Mr. Suttor answered,—

- (1. and 2.) I am not in a position to give the required information.
 - (3.) The new Public School buildings were completed in November last.
 - (4.) The Public School cost £2,019 5s. 9d. I am not aware of the cost of either of the Denominational Schools.
 - (5.) The average attendance at the Church of England Denominational School for the three quarters previous to the opening of the Public School in temporary premises on 7th November, 1876, was 96·7, and for the three years after the opening of such School, 104·9. The average attendance at the Roman Catholic Denominational School for the three quarters previous to the opening of the Public School was 49·6, and for the three years after the opening of such School, 41·1.
 - (6.) The average attendance at the Public School since its opening was 57·4.
- (2.) Brewarrina Common:—*Mr. Dangar* asked the Secretary for Lands,—
- (1.) Has he received an application to extend the area of the Brewarrina Commonage?
 - (2.) Is he aware that the present Common is far too small to meet the requirements of the townspeople, and that the lessee of the adjoining run has threatened to impound all stock trespassing?
 - (3.) Will any steps be taken to remedy the evil complained of?

Mr. Hoskins answered,—

- (1.) Yes.
 - (2.) No; but an application has been received from the trustees requesting an extension to the existing Commonage (which contains an area of 3,650 acres), which has been referred to the District Surveyor for report.
 - (3.) Upon the receipt of the report the matter will receive early attention.
- (3.) Supply of Water to the Town of Gunning:—*Mr. Fitzpatrick* asked the Secretary for Public Works,—Have any steps been yet taken towards the supply of water to the town of Gunning?

Mr. Lackey answered,—No; but steps will shortly be taken to make a preliminary survey of the locality, with a view to the consideration of the question of water supply in connection with this place.

- (4.) Road from Goulburn to Yass:—*Mr. Fitzpatrick* asked the Secretary for Mines,—When will the road from Goulburn to Yass, by Garunda, Biala, and Blakeney Creek be marked out?

Mr. Baker answered,—By report from the Local Surveyor, just received, it appears that the greater part of the road here referred to has been surveyed and dedicated to the public, either by proclamation, &c., or in the measurement of the adjoining lands, and that the only portions which now require proclamation, &c., and survey are those through the Biala freehold estate, and other freehold properties between Garunda and Biala, and that the survey of these portions will be completed by the end of March next.

- (5.) Railway from Gunning to Cooma:—Mr. Fitzpatrick asked the Secretary for Public Works,—Has the trial survey for a Railway Line from Gunning to Cooma, *via* Gundaroo, been made?

Mr. Lackey answered,—A trial survey from Gunning to Cooma, *via* Gundaroo, Queanbeyan, and Michelago, has been completed.

- (6.) Mr. Kenyon, Clerk of Petty Sessions, Gunning:—*Mr. Fitzpatrick*, for Mr. Long, asked the Minister of Justice and Public Instruction,—

(1.) Were the accounts of Mr. Kenyon, Clerk of Petty Sessions and Land Agent, Gunning, inspected during the year 1879?

(2.) Was any deficiency discovered; and if so, to what amount?

(3.) If there was a deficiency, was it made up of one amount or of several amounts, extending over a period of time; and if the latter, over what period of time?

(4.) Was Mr. Kenyon suspended from his office, and on what date?

(5.) Was Mr. Kenyon restored to his office, and what date?

(6.) Did Mr. Thomson, of the Treasury, make a minute or report on Mr. Kenyon's case, and what was the nature of it?

(7.) Is Mr. Kenyon still in the Government Service?

Mr. Suttor answered,—

(1.) Yes; in March, 1879.

(2.) No actual deficiency was found to exist at the time; but collections in March, 1878, to the amount of £71 9s. 6d., were not remitted to the Treasury until February, 1879.

(3.) The above-mentioned sum was found to consist of several amounts collected in March, 1878, as already stated.

(4.) Yes; on 26th March, 1879.

(5.) Yes; on 9th June, 1879.

(6.) Yes; to the effect that as the money had been made good, and there was no positive proof that Mr. Kenyon had misappropriated the money, he was of opinion that the case might be met by severely reprimanding Mr. Kenyon.

(7.) Mr. Kenyon is still in the Government Service.

- (7.) Mr. David Williams:—*Mr. Day*, for Mr. Bennett, asked the Colonial Secretary,—

(1.) How long has Mr. David Williams been employed as gatekeeper at the east entrance to the Exhibition Grounds, and what was his salary per week?

(2.) Is Mr. D. Williams still employed as gatekeeper by the Commissioners; if not, has any other person been put in his place; if so, what is the name of such person, his salary per week, and on whose recommendation has such person been employed?

(3.) Has Mr. D. Williams been dismissed by the Commissioners; if so, on whose report, and upon what grounds?

Sir Henry Parkes answered,—The following information has been supplied to me by the Executive Commissioner:—

(1.) David Williams was employed for two days as assistant gatekeeper; he left on the third day; his salary was £2 a week.

(2.) Williams is not employed at present, nor has any person been put in his place, as it was not deemed necessary to fill the vacancy.

(3.) Williams has not been dismissed by the Commissioners, but has been reported by the Superintendent of Admissions (Mr. Espinasse) as having deserted his post.

- (8.) Railway Material from the United States:—Mr. Macintosh asked the Secretary for Public Works,—

(1.) Has the Government ordered any Railway Rolling Stock from the United States of America during the past six months?

(2.) Is it the intention of the Government to import Locomotive Engines of American manufacture during the present year?

(3.) Has the report of the Railway Officers been favourable, or otherwise, to such importation?

Mr. Lackey answered,—

(1.) No.

(2.) This question has not yet been considered.

(3.) No report has been made on the subject.

- (9.) Circular issued by the Chief Inspector of Stock:—Mr. W. C. Browne asked the Secretary for Mines,—What was the purport of the Circular issued by the Chief Inspector of Stock to the Inspectors on the 22nd December, 1879?

Mr. Baker answered,—This Circular (which was issued on the suggestion of some of the Boards of Sheep Directors) directed Inspectors of Stock to be sworn in as Special Constables, in order that they might be in a position to enforce the provisions of the Dog Acts while attending to their other duties, and thus assist in checking the destruction of sheep by tame dogs.

- (10.) Exercise Yards, Gunnedah Gaol:—Mr. Dangar asked the Colonial Secretary,—Is it intended to proceed with the building of exercise yards, &c., to Gunnedah Gaol (as suggested by Mr. Inspector Garland some time ago, and plans sent in), so urgently needed, and the necessity so frequently represented by the Visiting Justice?

Sir Henry Parkes answered,—I understand that this matter is receiving attention, and that a plan of the work, with estimate of cost, will shortly be submitted to the Government.

- (11.) Low-level Causeway at Manilla:—*Mr. Dangar*, for Mr. Bowman, asked the Secretary for Public Works,—

(1.) Is it a fact the Government are again repairing the low-level causeway at Manilla over the river at that place known as Bennett's Folly?

(2.) Considering that this crossing is never used, and too dangerous at any time, will the work be continued?

(3.) When is it intended to erect a bridge over the river at Manilla, and what provision has or will be made for the same?

Mr. Lackey answered,—

- (1.) The causeway has lately had some trifling repairs done to it.
- (2.) The repairs have been completed.
- (3.) Provision for this work by loan is under the consideration of the Government.

(12.) Hospital in Macquarie-street:—Dr. Bowker asked the Colonial Secretary,—How many beds is it intended to have in the Hospital about to be re-built in Macquarie-street for the accommodation of the patients?

Sir Henry Parkes answered,—I find that the approved plans provide for 80 beds for medical, and 96 for surgical cases; and that besides these, without incurring any great additional expense, and without interfering with the air-space or other hygienic arrangements of the building, provision has been made for two small ophthalmic wards (male and female), a casualty ward, and several small rooms for private paying patients.

2. VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from John Sutherland, Esquire, resigning his Seat as a Member of the Legislative Assembly for the Electoral District of Paddington.

Whereupon Sir Henry Parkes moved, That the Seat of John Sutherland, Esquire, Member for the Electoral District of Paddington, hath become and is now vacant, by reason of the resignation thereof by the said John Sutherland, Esquire.

Debate ensued.

Question put and passed.

3. CHURCH AND SCHOOL LANDS DEDICATION BILL:—Mr. Terry presented a Petition from Members of the United Church of England and Ireland, of Armidale, praying the House to reject certain clauses in this Bill.

Petition received.

4. ELECTORAL BILL:—Mr. Beyers presented a Petition from Miners of the District of Cargo, praying that the Gold Fields Electorates may be retained in the Electoral Bill now before Parliament.

Petition received.

5. PAPERS:—

Mr. Hoskins laid upon the Table,—

- (1.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria, No. 1.
- (2.) Return to an Order made on 1st November, 1878,—“Removal of Campbell’s Wall.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

- (1.) Report on the working of the Police Department for the year 1879.
- (2.) Despatch forwarding a Report made to the Government of Queensland on Pearl Fisheries.

Ordered to be printed.

6. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY’S BILL:—Mr. Driver (*by consent*) moved, without Notice, That the Report from the Select Committee on the Sydney and Suburban Street Tramway Bill, brought up on the 19th December, 1878, and the Report from the Select Committee on the Sydney Tramway and Omnibus Company (Limited) Bill, brought up on the 20th March, 1878, be referred to the Select Committee now sitting on Sydney City and Suburban Tramway and Omnibus Company’s Bill.

Question put and passed.

7. THE SYDNEY INFIRMARY (*Formal Motion*):—Mr. R. B. Smith moved, pursuant to Notice, That there be laid upon the Table of this House, a Return stating the following particulars respecting the Sydney Infirmary during the years 1878 and 1879, distinguishing each year:—

- (1.) The amount received from the Government towards the support of the Institution.
- (2.) The number of annual subscribers, and the total amount of their subscriptions.
- (3.) The number of subscribers who voted for the Board of Directors.
- (4.) The number of subscribers who voted for the Honorary Medical Officers.
- (5.) The total amount expended during the year 1878 and the year 1879 in carrying out the objects of the Institution, namely, the relief and cure of the sick.
- (6.) The total amount of money now standing to the credit of the Infirmary, as derived from all sources.
- (7.) The total number of persons who received medical treatment from the commencement to the end of the year 1878 and the year 1879, distinguishing the number of males and of females, of in-door and of out-door patients.
- (8.) The number of deaths which occurred among the in-door and the out-door patients up to the end of each of the said years, specifying the causes of death, commencing with those causing the highest rate of mortality, and proceeding *gradatim* to the lowest, described in their English and scientific names.
- (9.) The number of resident and of non-resident Medical Officers, their names and the amount of each of their salaries and emoluments.
- (10.) The names of the Honorary Physicians and Surgeons, and the number of times each has attended the in-door and out-door patients during the year 1878 and the year 1879.
- (11.) The number of attendants and of non-medical persons employed in the Infirmary, their designations, and the several amounts of their wages, salaries and emoluments.
- (12.) The names of the General Committee of the Board of Directors, with the number of their meetings during the year 1878 and the year 1879, and the number of times each Director has attended such meetings.
- (13.) The annual average cost per head of the in-door patients and of the out-door patients respectively.

(14.)

(14.) The number of in-door patients and out-door patients who have paid for medical treatment, and the total amount received from them on that account.

(15.) The sum charged weekly for persons entering the Infirmary and prepared to pay for medical treatment therein.

(16.) The number of Students now pursuing the study of the medical profession in the Infirmary, and the amount of the premium or fee required from each for that privilege.

Question put and passed.

8. **MR. CHARLES BROWN** (*Formal Motion*):—Mr. McElhonn moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all papers, correspondence, Executive and other minutes, in reference to the removal of Mr. Charles Brown from the office of Head Clerk in the Pre-lease Branch of the Lands Office.

Question put and passed.

9. **JOADJA CREEK RAILWAY BILL** (*Formal Order of the Day*),—on motion of Mr. Garrett, read a third time, and passed.

Mr. Garrett then moved, That the Title of the Bill be "*An Act to enable the Australian Kerosene Oil and Mineral Company (Limited) to construct a Railway to connect the Joadja Creek Tramway with the Great Southern Railway and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Australian Kerosene Oil and Mineral Company (Limited) to construct a Railway to connect the Joadja Creek Tramway with the Great Southern Railway and for other purposes.*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon, together with a certified copy of the certificate of Registration of the Company.

Legislative Assembly Chamber,

Sydney, 3rd February, 1880.

10. **IMMIGRATION**:—Mr. Cameron moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the depressed state of the labour market, and the financial exigencies of the Colony, require that all assisted Immigration should be absolutely suspended during the present year.

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

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Barbour, Mr. Beyers, Dr. Bowker, Mr. Cameron, Mr. Charles, Mr. J. Davies, Mr. W. Davies, Mr. Farnell, Mr. Harris, Mr. Hoskins, Mr. Lackey, Mr. Macintosh, Mr. McCulloch, Captain Onslow, Sir Henry Parkes, Mr. Shepherd, Mr. Suttor, and Mr. Watson,—

Mr. Speaker adjourned the House at two minutes after Seven o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,

Speaker.

New South Wales.

No. 45.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 4 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Dangar Bridge:—Mr. Dangar asked the Secretary for Public Works,—

(1.) Is he aware that during four months of last year, on account of the rainy seasons, it was impossible to cross the Dangar Bridge over the Barwin River at Walgett, in consequence of the bad state of the approaches to that bridge, thereby causing serious loss and inconvenience to graziers and others in not being able to obtain their supplies or get their produce to market—an immense number of loaded teams having been detained there for months?

(2.) Considering the great public benefit of this bridge, and the amount of money spent in its construction, is it intended to provide a special vote (and if so, to what extent and in what manner) to make the approaches to this bridge on both sides permanent, and so as to render the bridge available to the public in flood and wet seasons—being the time most urgently required?

Mr. Lackey answered,—

(1.) It is a fact that the bridge was not accessible; but the whole country was under water, and the bridge enabled the traffic to move much sooner than it would otherwise have been enabled to do.

(2.) A section has been taken, and the matter is under consideration. The necessary outlay will be very great, as it involves the construction of half-a-mile of bridge.

- (2.) Consolidated Revenue Fund:—*Mr. Day*, for *Mr. Gray*, asked the Colonial Treasurer,—What was the amount of the actual cash balance at the credit of the Consolidated Revenue Fund not appropriated by Parliament for any purpose whatever on Monday, 2nd February, 1880?

Mr. Watson answered,—£766,748 3s. 11d.

- (3.) Agent General for the Colony:—*Mr. Burns* asked the Colonial Secretary,—

(1.) When *Mr. Stuart* is to relieve *Sir Daniel Cooper* of the duties of Agent General?

(2.) Whether any (and if any what) offer was made of the Agent Generalship in succession to *Mr. Forster* before it was offered to *Mr. Stuart*?

Sir Henry Parkes answered,—

(1.) By a Paper laid upon the Table on the 10th December last (a copy of which I hold in my hand), the House was informed that the Government had agreed to allow *Mr. Stuart* three months from the date of his appointment (the 26th November) to wind up his private affairs. According to that arrangement *Mr. Stuart* ought to leave the Colony at the end of this month.

(2.) I am not quite sure that this is a question which should be put to a Minister.

- (4.) Post and Telegraph Office, Gunnedah:—*Mr. Dangar* asked the Secretary for Public Works,—Is it a fact that the new Post and Telegraph Office at Gunnedah has been finished some six weeks; and if so, what is the cause of delay in opening same, and when will the building be opened for public use?

Mr. Lackey answered,—The fittings are not yet ready; the building will be occupied as soon as possible.

- (5.) Road from Carrow Brook Road to Forest Road:—*Mr. W. C. Browne* asked the Secretary for Mines,—What action (if any) has been taken on the Petition presented by him on the 9th June, 1879, for the survey of the road from the Carrow Brook Road to the Forest Road?

Mr. Baker answered,—The Petition has been reported upon by the Local Surveyor, and instruction for survey of road issued on 9th September, 1879.

- (6.) Sydney Water Supply:—*Mr. W. C. Browne* asked the Secretary for Public Works,—

(1.) Has the contract for the construction of the Cataract Tunnel (Sydney water supply) been cancelled?

(2.) Is it the intention of the Government to call for fresh tenders for the construction of the work; if so, when?

Mr. Lackey answered,—The death of the late contractor renders necessary a re-consideration of this matter, which is now being dealt with, but not yet decided. (7.)

(7.) **New Public Library**:—Mr. Farnell asked the Minister of Justice and Public Instruction,—
When will the erection of the new Public Library be proceeded with?

Mr. Suttor answered,—I am unable to say when the building will be commenced. The question of site has not yet been decided; but the subject is receiving consideration.

2. **PUBLIC INSTRUCTION BILL**:—Mr. Simson presented the following Petitions, praying that the Public Instruction Bill may be amended so that Denominational Schools may not be interfered with until an opportunity shall have been afforded for an expression of the general feeling of the Colony on the subject:—

1. From Residents of Woollahra, Double Bay, and Darling Point.
2. From the Incumbent and Churchwardens of St. John's, Parramatta, Members of the Local Board, Parishioners and Attendants of St. John's Church, and Parents of Children attending the School.

Petitions received.

3. **RAILWAY EXTENSION—BLAYNEY TO MURRUMBURRAH**:—Mr. Lynch presented a Petition from Residents of the Town and District of Cowra, in favour of a direct line of Railway from Blayney to Murrumburrah; and praying the House to take the matter into consideration.

And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.

4. **EQUITY BRANCH OF THE SUPREME COURT**:—Mr. Farnell (*by consent*) moved, without Notice, That the Progress Report from the Select Committee on "Duties of Master in Equity," brought up on the 24th February, 1869, be referred to the Select Committee now sitting on "Equity Branch of the Supreme Court."
Question put and passed.

5. **PAPERS**:—

Sir Henry Parkes laid upon the Table,—

(1.) Further Return to an Address adopted on 6th July, 1877,—“Immigration.” Ship “Northampton.”

(2.) By-law under the Public Vehicles Regulation Act of 1873.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—

(1.) Return to an Order made on 11th June, 1879,—“Land purchased by J. Sevil and J. Glass on Miller's Creek.”

(2.) Return to an Address adopted on 3rd February, 1880,—“Mr. Charles Brown.”

Ordered to be printed.

6. **ADJOURNMENT**:—Dr. Renwick moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

7. **SYDNEY CORPORATION ACT AMENDMENT BILL (Formal Motion)**:—Mr. Pilcher moved, pursuant to Notice, for leave to bring in a Bill to amend the Sydney Corporation Act of 1879 in certain particulars.

Question put and passed.

8. **LAKE MACQUARIE (Formal Motion)**:—Mr. Barbour moved, pursuant to Notice, That there be laid upon the Table of this House a copy of all reports and plans in connection with the recent survey of the entrance to Lake Macquarie.

Question put and passed.

9. **WAYS AND MEANS**:—The Order of the Day having been read,—on motion of Mr. Watson, 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 (*with the concurrence of the House*), that the report be now received.

The Chairman then reported the Resolutions, which were read a first time, as follows:—

(9.) *Resolved*,—That from and after the first day of April, 1880, there shall be paid upon or in respect of the several instruments, matters, and things hereinafter described, the several Stamp Duties hereinafter specified, that is to say, upon—

Receipt given for or upon the payment of any sum of money amounting to £2 and upwards—
For or in respect of any transaction other than one strictly confined to the purchase or sale of any goods wares or merchandise—

Where the sum received or paid shall amount to—

£2 and not exceed £10...	...	...	...	...	...	0	0	2
Exceed £10 " " " £25...	...	...	...	...	...	0	0	6
" £25 " " " £50...	...	...	...	...	...	0	1	0
" £50 " " " £75...	...	...	...	...	...	0	1	6
" £75 " " " £100...	...	...	...	...	...	0	2	0

And where the sum shall exceed £100—For every £100 or fractional part of £100 0 2 0

For or in respect of any transaction strictly confined to the purchase or sale of any goods wares or merchandise—

Where the sum received or paid shall amount to—

£2 and not exceed £25...	...	...	...	...	...	0	0	1
Exceed £25 " " " £50...	...	...	...	...	...	0	0	2
" £50 " " " £100...	...	...	...	...	...	0	0	3
And where the same shall exceed £100	...	...	...	...	...	0	0	6

And see sections 43, 44, 45, 46.

(10.)

(10.) *Resolved*,—That from and after the first day of April, 1880, there shall be paid upon or in respect of the several instruments, matters, and things hereinafter described, the several Stamp Duties hereinafter specified, that is to say, upon—

DUTIES ON THE ESTATES OF DECEASED PERSONS.

PART I.

1. Probate or Letters of Administration to be granted in respect of any such Estate—
- | | | |
|---|--------|-------------|
| Where the total value of such estate does not exceed £1,000 | ... .. | 1 per cent. |
| Where the value exceeds £1,000 and does not exceed £5,000 | ... .. | 2 per cent. |
| Where the value exceeds £5,000 and does not exceed £10,000 | ... .. | 3 per cent. |
| Where the value exceeds £10,000 and does not exceed £20,000 | ... .. | 4 per cent. |
| And over the value of £20,000 | ... .. | 5 per cent. |

EXEMPTION.

No Probate or Administration Duty shall be chargeable on any Estate where the total value thereof does not exceed £200.

PART II.

2. Settlement of property taking effect after death of settlor. Same duties as under Part I.

On motion of Mr. Watson, the Resolutions were read a second time, and agreed to.

Mr. Watson then moved, That it be an instruction to the Committee on the Stamp Duties Bill, That they have power to make provision therein pursuant to the Resolutions of the Committee of Ways and Means Nos. 9 and 10.

Question put and passed.

10. STAMP DUTIES BILL :—The Order of the Day having been read for the adoption of the report from the Committee of the Whole,—Mr. Wisdom moved, "That" the report be now adopted.

Mr. Watson moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be re-committed for the purpose of re-considering Clauses 2, 37, 48, 49, and Schedule I, and for the consideration of a new Schedule."

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

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

Question then,—That the Bill be re-committed for the purpose of re-considering Clauses 2, 37, 48, 49, and Schedule I, and for the consideration of a new Schedule,—put and passed.

On motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for such re-consideration.

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

Ordered, that the adoption of the report stand an Order of the Day for to-morrow.

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

G. WIGRAM ALLEN
Speaker.

New South Wales.

No. 46.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 5 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Public Wharf at Lismore:—*Mr. Cameron*, for *Mr. Gray*, asked the Secretary for Public Works,—

- (1.) Have any steps been taken for the erection of a Public Wharf at Lismore?
(2.) If so, when is the work likely to be commenced?

Mr. Lackey answered,—A reference to the *Gazette* will show that tenders have already been invited for this work, which will be commenced as soon as an eligible tender has been accepted.

- (2.) Wollondilly Bridge:—*Mr. Tecce* asked the Secretary for Public Works,—Have plans and specifications been prepared; and if so, when will tenders be called for the erection of the Wollondilly Bridge?

Mr. Lackey answered,—Plans and specifications for an iron and stone bridge are nearly completed, and tenders will be invited in about a month.

- (3.) Deed of Crown Grant held by *Mr. S. Clift*:—*Mr. Taylor*, for *Mr. McElhone*, asked the Secretary for Public Works,—

- (1.) Did *Mr. Cowlshaw*, land valuator, receive from *Mr. S. Clift*, on 2nd July, 1875, a deed for a Crown Grant of 100 acres to *Leslie Duguid*—the land situated at Anvil Creek, deed dated 7th August, 1837?
(2.) Is he aware that the deed has not been returned to *Mr. Clift*?
(3.) Will he give instructions to have the deed returned to *Mr. Clift*; or, if it is lost, will he have a certified copy of it prepared and sent to *Mr. Clift*?

Mr. Lackey answered,—

- (1.) *Mr. Cowlshaw* did receive the Grant referred to, but on what date is not known.
(2.) Yes.
(3.) Instructions have been given for the return of the deed to *Mr. Clift*.

- (4.) Bridges at Aberdeen and Jerry's Plains:—*Mr. Taylor*, for *Mr. McElhone*, asked the Secretary for Public Works,—

- (1.) What steps (if any) have been taken to punish *Mr. Burnett* for not erecting the bridges at Aberdeen and Jerry's Plains according to the terms of the contract?
(2.) If no action has been taken in the matter, is it his intention to take early steps to prosecute *Burnett*?

Mr. Lackey answered,—

- (1.) *Mr. Burnett* has been prohibited from getting other work in the Roads Department.
(2.) No definite action has yet been taken to prosecute, but the question will be decided in a day or two.

- (5.) Muswellbrook Bridge:—*Mr. Taylor*, for *Mr. McElhone*, asked the Secretary for Public Works,—

- (1.) What extra work (if any) will be required to be done in connection with the Muswellbrook Bridge.
(2.) Has any person been recommended by *Mr. Road-Superintendent Whiteside* to perform this work; and if so, who; and has the recommendation been approved by the Commissioner for Roads.

Mr. Lackey answered,—

- (1.) Timber approaches, in lieu of an earthen embankment.
(2.) *Mr. Whiteside* obtained a price from *Mr. Burnett* for the work; but it has been determined not to give it to *Burnett*, but to invite tenders. (6.)

(6.) St. Clair Road:—Mr. W. C. Browne asked the Secretary for Mines,—What action (if any) has been taken in reference to a defined survey of the St. Clair Road from Messrs. Cole and J. Wilkinson's, as requested by my letter of the 9th January, 1879?

Mr. Baker answered,—A report has been furnished by the Local Surveyor; and instructions were issued on the 8th September last to the District Surveyor to cause the road to be surveyed.

(7.) Mr. Martin, Clerk of Petty Sessions:—*Mr. Taylor*, for Mr. McElhone, asked the Minister of Justice and Public Instruction,—

(1.) Has a person named Martin lately been appointed a Clerk of Petty Sessions; if so, when, and at what place?

(2.) Has he been in the Public Service before; if so, has he been dismissed; and if so, how often?

Mr. Suttor answered,—No person named Martin has been appointed Clerk of Petty Sessions during the tenure of office of the present Government.

2. MEDICAL BILL:—Mr. Greville presented a Petition from Residents of West Maitland and surrounding district, praying that in any legislation on Medical Practice the interests of a large and increasing portion of the population, who have embraced more economic and modern treatment of disease, may be provided for.
Petition received.

3. PUBLIC INSTRUCTION BILL:—Mr. Wisdom presented a Petition from certain Electors of Morpeth, in Public Meeting assembled, praying that certain amendments suggested by them may be embodied in this Bill.
Petition received.

4. AGENT GENERAL FOR THE COLONY (*Formal Motion*):—Mr. Burns moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence in reference to the offer of the office of Agent General to Sir John Robertson.
Question put and passed.

5. STAMP DUTIES BILL:—The Order of the Day having been read for the adoption of the report 2° from the Committee of the Whole,—Mr. Suttor moved, "That" the report be now adopted.

Mr. Watson moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be re-committed with a view to make an exemption in Schedule L, page 16."

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

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

Question then,—That the Bill be re-committed, with a view to make an exemption in Schedule L, page 16,—put and passed.

On motion of Mr. Watson, 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° with a further amendment.

Mr. Watson moved, "That" the adoption of the report stand an Order of the Day for to-morrow.

Mr. McCulloch moved, That the Question be amended by the omission of all the words after the word "That" with a view to the insertion in their place of the words "the Bill be re-committed for the purpose of considering a new clause limiting the operation of the Bill until the 1st April, 1882."

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

The House divided.

Ayes, 27.

Sir Henry Parkes,	Mr. Cohen,
Mr. Watson,	Mr. Garrett,
Mr. Lackey,	Mr. Stephen Brown,
Mr. Hoskins,	Mr. Greenwood,
Mr. Pilcher,	Mr. Lynch,
Mr. Wisdom,	Mr. Jacob,
Mr. Suttor,	Mr. Simson,
Mr. Macintosh,	Dr. Bowker,
Mr. Cameron,	Mr. Terry,
Mr. Lucas,	Mr. Thompson,
Mr. Teece,	<i>Tellers.</i>
Mr. Baker,	
Dr. Renwick,	Mr. Greville,
Mr. Burns,	Mr. Kerr.
Mr. Hungerford,	

Noes, 10.

Mr. Taylor,
Mr. Day,
Mr. Beyers,
Mr. Johnston,
Mr. Driver,
Mr. R. B. Smith,
Mr. Barbour,
Mr. Dangar,

Tellers.

Mr. W. C. Browne,
Mr. McCulloch.

And so it was resolved in the affirmative.

Original Question,—That the adoption of the report stand an Order of the Day for to-morrow,—put and passed.

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

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 6 FEBRUARY, 1880.

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 Sir Henry Parkes, and read by Mr. Speaker:—

- (1.) Customs Increased Duties Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 16.

A Bill, intituled "*An Act to increase the Duties of Customs payable on Spirits and Wines*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 6th February, 1880.

- (2.) Colonial Spirits Duty Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 17.

A Bill, intituled "*An Act to increase the Duties on Colonial Spirits*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 6th February, 1880.

2. QUESTIONS:—

- (1.) Police Quarters at Coonabarabran:—Mr. Dangar asked the Secretary for Public Works,—
- (1.) Is he aware that the £1,400 voted for erection of new Police Quarters at Coonabarabran was not spent for such purpose, but appropriated for the extension and additions to the new Court-house recently erected at that place?
 - (2.) Is he aware that the Police at Coonabarabran have no barracks, and live in rented premises?
 - (3.) Will provision be made on Supplementary Estimates, or out of General Vote for Public Buildings, to erect new brick Police Quarters at Coonabarabran?

Mr. Lackey answered,—

(1.) The sum of £1,500, not £1,400, together with a further sum of £2,500, was voted in 1877 for erection of Police Barracks, with Court-room, Lock-up, stabling, &c.; and a contract for the erection of these buildings, Police Quarters included, was completed in October, 1878.

(2.) I am not aware of the arrangements made for quartering the Police.

(3.) No application has been made for Police Quarters at Coonabarabran.

- (2.) Court-house, Blayney:—Mr. Lynch asked the Secretary for Public Works,—What is the cause of the delay in supplying the Blayney Court-house with the necessary furniture?

Mr. Lackey answered,—There does not appear to be any delay in this office. The list of the furniture required was not received until 22nd December last, and it will be ready to deliver in about a fortnight.

- (3.) Lock-up at North Willoughby:—Mr. Fitzpatrick, for Mr. Farnell, asked the Secretary for Public Works,—When will the erection of the Lock-up at North Willoughby be proceeded with, for which the money was appropriated some time since?

Mr.

Mr. Lackey answered,—Tenders will be invited as soon as the sum of £850, on the Estimates for the present year, shall have been voted by Parliament.

(4.) Public School Board, Deniliquin:—Mr. Barbour asked the Minister of Justice and Public Instruction,—

(1.) Is it a fact that the Public School Board of Deniliquin has resigned in a body; if so, what is the reason for such resignation?

(2.) Has he any objection to lay a copy of the correspondence between the Board and the Council of Education upon the Table of this House?

Mr. Suttor answered,—

(1.) Yes. The removal of the Honorary Secretary from the Public School Board.

(2.) There will be no objection to lay a copy of the correspondence upon the Table of this House.

(5.) No. 2 Battery, Volunteer Artillery:—Mr. Thompson, for Mr. J. Davies, asked the Colonial Secretary,—Is the Government aware that Lieut. Wigram, of No. 2 Battery, retains possession of certain funds, viz., the capitation money of 1877 (the property of the members of the Battery), and will not call a meeting to distribute the same ratably amongst the efficient members; if so, will the Colonial Secretary inquire into the matter?

Sir Henry Parkes answered,—I understand that Lieut. Wigram has in hand about £40 belonging to No. 2 Battery of Volunteer Artillery, and is awaiting the receipt in detail of certain claims against this fund before handing the money over, which it is expected he will be able to do shortly.

(6.) Post and Telegraph Offices, Walgett:—Mr. Dangar asked the Secretary for Public Works,—

(1.) Has the contractor for the new Post and Telegraph Offices at Walgett thrown up his contract for these buildings, and has his contract been cancelled; and if so, on what grounds?

(2.) If such is the case, what steps are intended to be taken in the matter, and will fresh tenders be at once invited for these buildings?

Mr. Lackey answered,—

(1.) Yes, and contract has been cancelled—the sureties refusing to sign the bond.

(2.) As a large portion of the money voted (£1,500) has lapsed, the work has been deferred until the amount is re-voted.

(7.) Lock-up and Police Buildings, Gulgong:—Mr. Beyers asked the Secretary for Public Works,—When tenders will be called for Lock-up and Police Buildings at the town of Gulgong?

Mr. Lackey answered,—Plans for this work have been prepared, and tenders will be invited so soon as the amount, which is on the Estimates for 1880, shall have been voted by Parliament.

3. PUBLIC INSTRUCTION BILL:—

(1.) Mr. Fitzpatrick presented a Petition from Inhabitants of Yass and District, praying that, with the omission of the 20th clause, this Bill may be passed and become law.
Petition received.

(2.) Sir Henry Parkes presented a Petition from Inhabitants of Condobolin, and surrounding Districts, in favour of the passing of this Bill.

(3.) Mr. Day presented a Petition from Residents of Germanton and District, also in favour of the passing of the Bill.
Petitions received.

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

5. BETTING HOUSES SUPPRESSION ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 27.

Mr. Wisdom,	Mr. Charles,
Mr. Watson,	Mr. Day,
Mr. Hoskins,	Mr. Murphy,
Mr. Baker,	Mr. Dangar,
Mr. W. C. Browne,	Mr. Garrett,
Mr. J. Davies,	Mr. Moses,
Mr. Lucas,	Mr. Terry,
Mr. Macintosh,	Mr. Barton,
Mr. Roseby,	Mr. W. Davies,
Mr. Teece,	Mr. Beyers,
Mr. Greville,	Tellers.
Mr. Burns,	
Mr. Webb,	Mr. Thompson,
Mr. McCulloch,	Mr. Barbour.
Mr. Jacob,	

Noes, 5.

Mr. Farnell,
Mr. Cameron,
Mr. Driver,
Tellers.
Dr. Bowker,
Mr. Long.

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

The House adjourned at twenty-five minutes before Nine o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 48.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 10 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Bridge over Waterloo Creek:—Mr. Dangar asked the Secretary for Public Works,—
 (1.) Have tenders been called and one accepted (if so, name of contractor, and time for completion) for a Bridge over Waterloo Creek at or near Millie?
 (2.) Has the site of this bridge been altered from the site originally fixed; and if so, to where and on what grounds?
 (3.) In consequence of so doing, will it be impossible (on account of the overflowing of Eckford Dam), without having to go a considerable distance round, for the public to reach the Millie Post and Telegraph Office, Pound, &c.?
 (4.) Will any provision be made on next Estimates to provide a bridge at the site originally chosen?

Mr. Lackey answered,—

- (1.) Yes; and tender of D. Markham was accepted; work to be completed 30th May, 1879.
 (2.) Yes; the site was altered to one on the direct line of communication between Narrabri and Moree.
 (3.) It is possible that some occasional temporary inconvenience may be caused in this respect, which, however, will be more than counterbalanced by the saving in distance and time on the direct road.
 (4.) It is not intended at present to make any provision for a bridge at Millie, as the traffic would not justify the outlay for two bridges so close together.
 (2.) Post and Telegraph Office, Yass:—Mr. Burns, for Mr. Fitzpatrick, asked the Secretary for Public Works,—What delays the erection of the Post and Telegraph Office at Yass?
 Mr. Lackey answered,—The delay has been occasioned in consequence of the vote being found to be insufficient for a suitable building.

- (3.) Bridges across the Bogan River and Tarrion Creek:—Mr. Bennett, for Mr. Coonan, asked the Secretary for Public Works,—

- (1.) Has the Minister's attention been called to the fact that great inconvenience is caused to the residents of Brewarrina, Gongolgon, and to the travelling public generally, in consequence of there being no bridge across the Bogan River at Gongolgon, and none across the Tarrion Creek between the Bogan and Brewarrina?
 (2.) Does he know that in time of flood lives have been sacrificed in attempting to cross these rivers?
 (3.) Is it the intention of the Government to cause a sum of money to be placed on the Estimates for the construction of bridges at the above-named places?

Mr. Lackey answered,—

- (1.) It has been so reported by the Local Roads Officer, and sections have been forwarded.
 (2.) I am not aware of any life having been lost.
 (3.) The matter is now under consideration as to providing bridges at both places.
2. PUBLIC INSTRUCTION BILL:—The following Petitions, in favour of the passing of this Bill, were presented by the Members named:—
- (1.) By Mr. Gray. From Inhabitants of Wollongong.
 (2.) By Sir Henry Parkes, for Sir Wigram Allen. From Electors of Balmain.
 Petitions received.

3. **ADELONG COMMONS**:—Mr. Baker presented a Petition from John Canson, respecting conditional purchases made on the Adelong Temporary Commons; and praying the attention of the House to the matter.
Petition received.
4. **PAPERS**:—
Mr. Baker laid upon the Table,—Return to an Order made on 20th January, 1880,—“Claims to Leases at Hill End.”
Ordered to be printed.
Mr. Hoskins laid upon the Table,—Return to an Order made on 23rd January, 1880,—“Sampson Ranger's applications for a Conditional Purchase near Lake George.”
Ordered to be printed.
5. **PURCHASES BY THE GOVERNMENT FROM MEMBERS OF THE LEGISLATIVE ASSEMBLY**:—Mr. McElhone moved, pursuant to Notice,—
(1.) That, in the opinion of this House, the Government should not purchase any article or property required for the Public Service from any Member of this House.
(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put.
The House divided.

Ayes, 4.

Mr. Driver,
Mr. W. C. Browne,

Tellers.

Mr. Day,
Mr. McElhone.

Noes, 24.

Sir Henry Parkes,	Mr. Terry,
Mr. Wisdom,	Mr. Barbour,
Mr. Watson,	Mr. Teece,
Mr. Lackey,	Mr. Bennett,
Mr. Baker,	Mr. Murphy,
Dr. Renwick,	Mr. Thompson,
Mr. Cameron,	Mr. Greville,
Mr. Jacob,	Mr. Burns,
Mr. J. Davies,	Mr. O'Connor,
Captain Onslow,	
Mr. Hoskins,	Tellers.
Mr. Garrett,	Mr. Charles,
Mr. Dangar,	Mr. Dillon.

And so it passed in the negative.

6. **SITES FOR NEW HOSPITALS**:—Dr. Bowker moved, pursuant to *amended* Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to take into consideration and report upon the principles which should be observed in choosing sites for our new Hospitals, having regard to the preservation of the health of the City, and the giving the best chances of recovery to the poor patients, &c.
(2.) That such Committee consist of Sir Henry Parkes, Dr. Renwick, Mr. J. Davies, Mr. Cameron, Mr. Combes, Mr. Gray, Mr. Day, Mr. Greville, Mr. Fitzpatrick, and the Mover.
Question put and passed.
7. **CHURCH AND SCHOOL LANDS DEDICATION BILL**:—Captain Onslow presented a Petition from Members of the United Church of England and Ireland, in the Colony of New South Wales, praying that, having regard to the legal and just claims of the Church of England in this Colony, the House will reject those clauses in this Bill which would divert the whole of the income derivable from the lands at present vested in the Crown in trust for the maintenance and promotion of religion from that trust, and apply the same exclusively to the support of the State system of Public Instruction.
And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.
8. **CLAIM OF RICHARD PEARD**:—Mr. Teece moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the claim of Richard Peard to be placed upon the Police Superannuation Fund.
(2.) That such Committee consist of Sir Henry Parkes, Mr. R. B. Smith, Mr. Lynch, Mr. Bennett, Mr. Macintosh, Mr. J. Davies, Mr. W. Davies, and the Mover.
Question put and passed.
9. **BRIDGE OVER THE PARRAMATTA RIVER**:—Mr. O'Connor moved, pursuant to *amended* Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the efficiency or otherwise of the works now being performed at the bridge in course of erection over the Parramatta River by the Public Works Department.
(2.) That such Committee consist of Mr. Lackey, Mr. Barbour, Mr. Cameron, Mr. Combes, Mr. Farnell, Mr. Lucas, Mr. Macintosh, Mr. Merriman, Mr. Charles, and the Mover.
Question put and passed.
10. **MEDICAL BILL**:—The Order of the Day for the second reading of this Bill postponed until Friday, 5th March.
11. **MR. HENRY BAYLIS, POLICE MAGISTRATE, WAGGA WAGGA**:—The Order of the Day in reference to this subject read,—and, on motion of Captain Onslow, discharged.
12. **POSTPONEMENTS**:—The following Orders of the Day postponed until Friday next:—
(1.) Equity Bill; second reading.
(2.) Maitland Cattle Driving Act Amendment Bill; second reading.
13. **STAMP DUTIES BILL**:—The Order of the Day having been read,—Mr. Watson moved, That the report 3^d from the Committee of the Whole on this Bill be now adopted.
Debate ensued.
Question put and passed.
Ordered, that the Bill be read a third time to-morrow.*

14. ADJOURNMENT:—Sir Henry Parkes moved, That this House do now adjourn.

Debate ensued.

Question put,—

And Division called for,—

But there being no Tellers on the part of the *Noes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *affirmative*.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at twenty-five minutes before Seven o'clock, until to-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 49.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 11 FEBRUARY, 1880.

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

STANDARD WEIGHT FOR AGRICULTURAL PRODUCE BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 18.*

A Bill, intituled "*An Act to declare the Standard Weight of a Bushel of Maize Wheat Barley Oats Rye Peas and Beans*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 10th February, 1880.

2. QUESTIONS:—

- (1.) Tarrion Creek:—*Mr. Thompson*, for *Mr. Dangar*, asked the Secretary for Public Works,—
(1.) Is he aware that in consequence of a dam having been constructed in Tarrion Creek, near Brewarrina, that stream has stopped running, and the water has been backed 4 miles above the crossing-place, which necessitates the mail coach making a detour of 8 miles?
(2.) Will he call the attention of the Inspector of Roads and Bridges to this, with a view of remedying the evil?

Mr. Lackey answered,—

- (1.) Yes, it has been so reported; and the question of making provision for a bridge on the old line is under consideration.
(2.) The Road Superintendent has already reported and sent in sections.
(2.) Public School at Wilderness, Rothbury:—*Mr. Burns* asked the Colonial Secretary,—What steps have been taken, or are intended to be taken, by the Council of Education for the establishment of a Public School at Wilderness, Rothbury?

Sir Henry Parkes answered,—Plans and specifications of the proposed Public School Buildings have been prepared, and tenders will be invited when the conveyance of the site has been completed.

- (3.) Sale of Government Land, Moruya:—*Mr. Thompson*, for *Mr. Dangar*, asked the Secretary for Lands,—
(1.) Referring to an order made by the Legislative Assembly, dated 9th May, 1878 (and ordered to be printed on 3rd December, 1879,) for copies of all correspondence relative to the sale and transfer of Government land in the town of Moruya, formerly dedicated to School and Police purposes, to private individuals,—Is the Secretary for Lands aware that all the correspondence was not laid upon the Table of the House, and that not one word is said about the sale of the said dedicated Government land to private individuals?
(2.) Will the Government give instructions to have the further papers laid upon the Table without delay?

Mr. Hoskins answered,—The whole of the correspondence obtainable in the Department of Lands was laid upon the Table of the House; that really required is with the Council of Education. The Minister of Justice and Public Instruction will be at once communicated with upon the subject.

(4.) Public School, South Goulburn:—Mr. Teece asked the Minister of Justice and Public Instruction,—

(1.) Was an application received from the inhabitants of South Goulburn for the establishment of a Public School in that locality?

(2.) Has any report been received from the Inspector in reference to such application; and if so, what is the nature of such report?

(3.) When will a decision be arrived at in this matter?

Sir Henry Parkes answered,—

(1.) Yes.

(2.) The Inspector has not furnished a final report.

(3.) As soon as the necessary additional information has been obtained.

(5.) Goulburn Public School:—Mr. Teece asked the Minister of Justice and Public Instruction,—

(1.) What was the amount paid by the Council of Education to the original owners of the building at present known as the Goulburn Public School proper?

(2.) The number of pupils at present enrolled as attendants at such School?

Sir Henry Parkes answered,—

(1.) £2,000.

(2.) December quarter—

	Enrolment.							Average Attendance.
Boys...	108	...	...	...	87·8
Girls	109	...	...	...	78·5
Infants	215	...	...	...	145·8
Total	432	...	...	...	312·1

(6.) Railway from Narrandera to Jerilderie:—Mr. Barbour asked the Secretary for Public Works,—Has any survey of the Railway Line from Narrandera to Jerilderie been yet made; if not, will he cause it to be proceeded with, without delay?

Mr. Lackey answered,—A trial survey has been made from Narrandera to Urana to connect with the trial survey from Hanging Rock to Jerilderie and Deniliquin. A survey will be made direct from Narrandera to Jerilderie.

(7.) Local School Board, Deniliquin:—Mr. Barbour asked the Minister of Justice and Public Instruction,—

(1.) What was the cause for the removal by the Council of Education of the Honorary Secretary of the Deniliquin Local School Board?

(2.) Was such removal made with the concurrence of the Local School Board, or in direct opposition thereto, and have they not resigned in consequence?

(3.) Is he aware that the Local Board is composed of the leading men of the town, who are greatly interested in the progress of the School, and that the public would be pleased to learn that the misunderstanding was removed, and the Board and Secretary reinstated?

Sir Henry Parkes answered,—In reply to these questions, I desire to state that full information will be derived from the correspondence which, at the request of the Honorable Member, will shortly be laid upon the Table of this House.

(8.) Wine Licenses:—Mr. J. Davies asked the Colonial Treasurer,—How many places are licensed for the sale of wine within the Police District of Sydney, and what number in the country?

Mr. Watson answered,—I am unable to answer the question of the Honorable Member, as wine licenses are granted by the Petty Sessions, and no return is made to the Treasury; but I find that the sum of £546 has been paid into the Treasury for wine licenses, and that sum therefore represents 546 licenses for the whole Colony.

(9.) Mr. Rutter, Lands Office:—Mr. Buchanan asked the Secretary for Lands,—

(1.) Is it true that Mr. Rutter, of the Conditional Purchase Branch of the Lands Office, is in the habit of altering memos. after they have been signed?

(2.) Have complaints been made to the Surveyor General in reference to this—with what result?

(3.) Will the Minister inquire into this matter?

Mr. Hoskins answered,—

(1.) Mr. Rutter, who is the draftsman in charge of the branch of the Survey Office that deals with the applications for conditional purchases, is entitled to alter the minutes of draftsmen working under his direction, but he is not in the habit of altering minutes after they have been signed by the Surveyor General or Deputy-Surveyor General.

(2.) An alteration was on one occasion made by Mr. Rutter in a minute after it had been signed by the Deputy-Surveyor General, but not such an alteration as to alter its effect; and a complaint by a junior draftsman respecting this alteration has recently been made to the Surveyor General.

(3.) Yes.

3. PAPERS:—

Sir Henry Parkes laid upon the Table,—By-laws of the Municipal District of Carcoar.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return to an Order made on 12th December, 1879,—“Kilcargoo, or Tory Wee-Wah Run.”

Ordered to be printed.

4. RAILWAY EXTENSION—NARRANDERA TO HAY:—*Mr. Lackey*, pursuant to the requirements of the 9th section of the Government Railways Act, 22 Victoria, No. 19, laid upon the Table of the House (as exhibits only, and not to remain as records of the House), copies of certain Plans, Sections, and a Book of Reference, together with a Diagram Plan of a proposed Extension of the South-western Railway from Narrandera to Hay.

5. SPECIAL ADJOURNMENT:—Mr. John Davies moved, pursuant to Notice, That this House adjourn at Seven o'clock p.m. To-morrow.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 25.

Mr. Hungerford,	Mr. Combes,
Mr. J. Davies,	Mr. Burns,
Mr. Teece,	Mr. Macintosh,
Dr. Renwick,	Mr. Harris,
Mr. R. B. Smith,	Mr. Beyers,
Mr. Fitzpatrick,	Mr. Merriman,
Mr. Moses,	Mr. Lynch,
Mr. Charles,	<i>Tellers.</i>
Mr. Gray,	
Mr. W. C. Browne,	Mr. Greville,
Mr. Jacob,	Mr. Greenwood.
Mr. Murphy,	
Mr. Terry,	
Mr. Dangar,	
Mr. Driver,	
Mr. Cohen,	

Noes, 14.

Sir Henry Parkes,
Mr. Lackey,
Mr. Watson,
Mr. Baker,
Mr. Wisdom,
Mr. Hoskins,
Mr. Cameron,
Mr. Buchanan,
Mr. Bennett,
Mr. Stephen Brown,
Mr. Thompson,
Mr. Garrett,
<i>Tellers.</i>
Mr. Day,
Mr. Dillon.

And so it was resolved in the affirmative.

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

And the Committee continuing to sit till after Midnight,—

THURSDAY, 12 FEBRUARY, 1880, A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 50.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 12 FEBRUARY, 1880.

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

QUESTIONS :—

- (1.) Water Supply on Road between Inverell and Warialda :—Mr. Dangar asked the Secretary for Public Works,—

(1.) Has (or will) a sum of money, as promised, been voted or appropriated for the construction of a public tank, dam, or watering-place, between Inverell and Warialda, somewhere about midway, near Gibson's Gate? (See Votes and Proceedings, 11th March, 1879.)

(2.) Have any steps been taken to provide the necessary water supply, as promised; and if so, will there be any objection to state what has been done; or if not, what will be, or what progress has been made in the matter?

Mr. Lackey answered,—

(1.) No sum has been yet voted for this purpose, the consideration of which only was promised on the date referred to.

(2.) No; but inquiries have been made about reserves, pending settlement of which no work could be carried out, even if funds were available.

- (2.) Civil Servants as Directors of Companies :—Mr. McElhone asked the Colonial Secretary,—
What steps (if any) has he taken to compel Civil Servants who hold the positions of Directors and Auditors of Companies to carry out the Resolution of this Assembly in reference to such Civil Servants holding Offices as Directors and Auditors of Companies?

Sir Henry Parkes answered,—On the 10th December last I laid upon the Table copies of a Circular addressed to all servants of the Government who were supposed to be in a position to hold office as Directors. That Circular called attention to the Resolutions passed by this House, and gave other information having a bearing upon the Civil Service, from the Regulations of the Imperial Government, and it concludes with this paragraph :—

“ 4. It is hoped that no further step will be necessary to carry out the decision arrived at; but I am to state that the continuance of any officer of this Government in a position directly forbidden by the Legislative Assembly will be held to be a disobedience of instructions, and as such will render him liable to be visited by suspension from duty without any other intimation being made to him.”

I have reason to believe that most of the gentlemen who held office as Directors prior to the issue of this Circular have since resigned, but whether all have done so I am not certain.

- (3.) Site for a Watch-house in George-street North :—Mr. McElhone asked the Colonial Secretary,—

(1.) Did Mr. Playfair, or any one on his behalf, offer the Government a piece of land in George-street North for a watch-house, &c., at £75 per foot?

(2.) Have the Government bought from Mr. Billyard a piece of land for same purpose, joining Mr. Playfair's, at £90 per foot; if not, what price per foot was paid for it?

Sir Henry Parkes answered,—

(1.) Yes.

(2.) A smaller piece of land has been purchased from Mr. Billyard at about £87 per foot. This ground abuts on Government land in Harrington-street, which it is proposed to make use of. Other land was offered at £150 a foot. Mr. Billyard was paid £3,000. The amount asked by Mr. Playfair was £3,250.

(4.)

(4.) Bridge over the Hunter River at Muswellbrook :—Mr. McElhone asked the Secretary for Public Works,—

- (1.) What is the cause of the great delay in completing the bridge over the Hunter River at Muswellbrook ?
- (2.) Is he aware that the contractor has discharged all the men who were working at the bridge ?
- (3.) Has the contract time for erecting this bridge expired ; if not, when, or on what date has he to complete the bridge ?

Mr. Lackey answered,—

- (1.) The delay has arisen from floods preventing the contractor going to work at centre pier, and from timber in bottom of river delaying sinking of cylinders.
- (2.) The local officer has telegraphed that men have not been discharged.
- (3.) The contract time does not expire until June next.

(5.) George Lambert's Conditional Purchase :—Mr. McElhone asked the Secretary for Lands,—

- (1.) In reference to the conditional purchase of 40 acres, taken up at Scone or Muswellbrook by George Lambert, and for which a notice of refund was lately sent to me,—Is he aware that this land when selected by Lambert was a forfeited conditional purchase of one Mr. Spencer ; and if so, was it not open to selection ?
- (2.) Will he cause further inquiries to be made into this case, with the view of restoring the land to Lambert, and in the meantime revoke the forfeiture of it ?

Mr. Hoskins answered,—

- (1.) I am aware that land conditionally purchased by George Lambert was the conditional purchase of one Mr. Spencer, which had previously been declared lapsed (not forfeited), and would have been open to selection if the conditions had not in fact been carried out by him. Mr. McElhone was informed of the facts by letter dated 11th July, 1879.
- (2.) The case has been already inquired into. It having been found that the former selector had fully improved the land, the lapsing of the selection has been reversed, and that of Lambert cancelled.

(6.) Mr. Bolding, Commissioner of Crown Lands :—Mr. McElhone asked the Secretary for Lands,—

- (1.) Is he aware that Mr. Bolding is bringing selectors from the western portions of Liverpool Plains fully 30 to 40 miles to Murrurundi, to have their cases tried there, whilst they can be heard at Breeza or Yarraman, 10 or 12 miles from their homes ?
- (2.) Will he give instructions to have Mr. Garrett's instructions carried out—namely, that Commissioners are to go and try all cases as near the selectors residences as possible ?

Mr. Hoskins answered,—

- (1.) I am not aware of it ; and I think the Honorable Member is misinformed as to the facts. The inquiries at present impending are in a different part of the Commissioner's District (on the Northern Coast Rivers.) At the last inquiries held by Mr. Bolding (in November), Quirindi and Breeza were appointed places for holding Courts.
- (2.) The standing instructions are that the inquiries should be held as near the land in question as possible—not necessarily near the residences of persons who have ceased to reside on their selections.

(7.) H. B. Murray's Conditional Purchase :—Mr. McElhone asked the Secretary for Lands,—

- (1.) Did H. B. Murray select at Scone on the 8th January, 1874, a conditional purchase of 40 acres, and two other conditional purchases of 40 acres at a later date ?
- (2.) Did he, on 26th February, 1877, make his declaration of residence ?
- (3.) Did he, on 14th January, 1879, make his declaration of having erected his improvements ?
- (4.) Is he aware that this old man lost all his cattle and horses through the drought of 1875 and 1876 ?
- (5.) Is Murray's case not one of those where Mr. Farnell, when Secretary for Lands, stated in the Legislative Assembly in 1878 that he would not forfeit a man's selection who had carried out the residence on his land, but who, through losses by drought, was unable to effect his improvements in the time allowed by the land laws ?
- (6.) Was Murray's selection gazetted as forfeited on the 3rd of February ; if so, for what cause is it forfeited ?
- (7.) And will he revoke the forfeiture, with the view of further inquiry as to Murray having resided on his land continuously, except when he was compelled to go away to work to earn his living—which the law allows him to do ?

Mr. Hoskins answered,—

- (1.) Yes—that is to say, on 8th January, 1874.
- (2.) Yes.
- (3.) Declaration was made last month, but not received into this office until after the preparation of the usual list of lapsed selections for the period—that is, selections on which the declarations were not made in due time.
- (4 and 5.) The case may be as stated, though there is no official record of the fact.
- (6.) It was gazetted lapsed for the reason already stated.
- (7.) The declaration being to hand, will be duly inquired into, and the lapsing reversed if the facts are found to warrant that course.

(8.) George Lacy's Conditional Purchase :—Mr. Taylor asked the Secretary for Lands,—

- (1.) Was a selection made by George Lacy on the 19th September, 1878, at Grafton, of 320 acres of land situate at Nymbia, in the county of Fitzroy, and £80 paid on that day as the deposit upon the land ?
- (2.) Will the Minister give instructions to have the land surveyed for Mr. Lacy—it being nearly two years since he paid his deposit ?

Mr. Hoskins answered,—

- (1.) Yes.

(2.)

(2.) A report has been received from the District Surveyor to the effect that part only of the land was available, by reason of its encroaching on a travelling stock reserve and improved land. The selector was accordingly, on the 5th September last, offered the option of retaining the available area, and an order was forwarded for refund of the balance of deposit. A letter has recently been received from him, in reply to which a copy of that intimation and a duplicate of the refund voucher is in course of transmission.

(9.) Bridge over the Gwydir River at Bundarra:—Mr. Terry asked the Secretary for Public Works,—

(1.) What has been done with reference to the erection of a bridge over the Gwydir River at Bundarra?

(2.) When will the work be commenced?

Mr. Lackey answered,—

(1.) The contract for ironwork has been let in England, and is well advanced—most of the piers having been shipped.

(2.) The work of erection will be commenced on arrival of the ironwork.

(10.) The Case of William Donaldson:—Mr. Bennett asked the Secretary for Lands,—

(1.) Has Mr. Commissioner Delaney sent in his report connected with his inquiry held at Currabubula on the 22nd ultimo, in the case of William Donaldson, junior (now Francis Smith); if so, when, and what decision has been arrived at (if any) in the said case?

(2.) If no decision has been come to, when will such be given, and the result be communicated to me?

Mr. Hoskins answered,—

(1.) The report of the inquiry held on the 22nd ultimo is not yet to hand.

(2.) A decision will be given in the case when the inquiry is completed, and if the Honorable Member desires, it will be communicated to him.

(11.) Bog-hole at Milner's Conditional Purchase:—Mr. Bennett asked the Secretary for Public Works,—

(1.) Has any report been received from Mr. Boot, Local Road Superintendent, with reference to the bog-hole at Milner's conditional purchase, where some months past it was partially gravelled, but has again become dangerous to travellers in consequence of the bank of the Quirindi Creek having given way?

(2.) If no report has been forwarded to the Department by the local officer, will the Minister cause instructions to be given to Mr. Boot to visit the locality referred to, and report upon the state of the road at the point indicated without delay?

Mr. Lackey answered,—

(1.) The place referred to cannot be recognised in the office. A telegram has, however, been sent to the local officer.

(2.) Yes.

(12.) Railway Crossing at Quirindi.—Obstruction to Traffic at Milner's and Austin's Conditional Purchases:—Mr. Bennett asked the Secretary for Public Works,—

(1.) What action has been taken (if any) by the Commissioner for Railways, or for Roads, with reference to the opening of the gates at the crossing of the Railway line at Quirindi, whereby the public may gain access to and from Quirindi and Wallabadah by the bridge erected over Jacob and Joseph Creek, as represented by letter from me, dated the 30th ultimo; if such obstacle has not been removed, will the Minister cause such to be removed at once?

(2.) Why has not the fence been removed that interferes with public traffic at Milner's and Austin's conditional purchases, and the road from Quirindi and Wallabadah, which deviation was gazetted some six months past as a public road?

Mr. Lackey answered,—

(1.) The approach road to the bridge over Jacob and Joseph Creek having been completed, orders have been given to throw the crossing open for public use.

(2.) Instructions have been given for the formal opening of the deviation referred to.

2. RAILWAY THROUGH THE CITY OF SYDNEY:—Mr. Lackey (*by consent*) moved, without Notice, That the name of Mr. Macintosh be added to the Select Committee now sitting on "Railway through the City of Sydney."

Question put and passed.

3. PAPER:—Sir Henry Parkes laid upon the Table,—Correspondence respecting Forage Allowance to Officers of Permanent and Volunteer Military Forces.

Ordered to be printed.

4. STAMP DUTIES BILL:—The Order of the Day having been read,—Mr. Watson 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. Watson, *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to impose Stamp Duties*."

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 impose Stamp Duties*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 12th February, 1880.

5. PUBLIC INSTRUCTION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 51.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 13 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Deeds issued to Lillyman and Malone:—*Mr. Cameron*, for *Mr. J. Davies*, asked the Secretary for Lands,—

(1.) Referring to Votes and Proceedings of 8th May last, and to my question and replies furnished,—Have any further steps been taken, as therein promised, to compel Lillyman and Malone to surrender the deeds of Narrabri land, as described in those questions?

(2.) Is it a fact that C. R. Lillyman has transferred lots 2 and 3 of section 11 to his father, who has improved such land, and refuses to surrender the deeds; and that No. 5 section 13 deed is held by Malone?

(3.) What steps is it intended to take to cause a surrender of these deeds for cancellation—prior Crown Grants having been issued to another party?

Mr. Hoskins answered,—

(1.) No; the matter is in the hands of the Crown Solicitor, who states that it will now be dealt with without delay.

(2.) This is not known in this department. All that can be said at present is that Lillyman, when called upon to surrender lots 2 and 3, stated that he was not in a position to do so. Malone declined to surrender the deed for lot 5 of section 13, as he considered £50, the amount voted as compensation, insufficient; he asks £150.

(3.) As stated in reply to question No. 1, the Crown Solicitor is about to deal with the matter.

- (2.) Tanks and Reserves between the Narren and Barwin Rivers:—*Mr. Dangar* asked the Secretary for Public Works,—Referring to a Return laid upon the Table of this House and printed, 27th November, 1879, respecting Tanks and Reserves between the Narren and Barwin Rivers,—Is it intended to make provision as per Memo. of the Under Secretary for Lands therein for Public Tanks, as follows?—

(1.) Bulgan Cross Roads, Walgett to Coonabarabran, £500?

(2.) Baradine, on road Namoi to Mudgee, £1,000?

(3.) Between Narrabri and Moree, £1,000?

Mr. Lackey answered,—These works have been provided for, and will be proceeded with as soon as the necessary preliminaries have been completed.

- (3.) Bow Bridge over the River Peel:—*Mr. Bennett* asked the Secretary for Public Works,—When will the repairs be done to Bow Bridge over the River Peel, Tamworth, as represented by me some time back; as also the approaches to the goods-shed at the Railway Station, Tamworth, as represented by me to be most urgently required?

Mr. Lackey answered,—The local officer has been instructed as to the repairs to Bow Bridge, which will be carried out without delay. Instructions have also been given for the repair of the approach to the goods-shed at Tamworth.

(4.)

(4.) Sureties for Government Contractors :—Mr. Dangar asked the Secretary for Public Works,—In consequence of so many sureties refusing to sign contract bonds after tenders are accepted, is it intended to do away with the system of bondsmen, and require a reasonable cash deposit for the due performance of the work, to be lodged by tenderers, or the successful one?

Mr. Lackey answered,—In consequence of the inconvenience it would cause to a number of the smaller contractors, it has been considered undesirable to adopt the system suggested by the Honorable Member.

(5.) Sheep Inspectors as Special Constables :—Mr. Bennett asked the Secretary for Mines,—What are the names of the Sheep Directors who recommended that the Sheep Inspectors should be sworn in as Special Constables, to more effectually carry out the provisions of the Dog Act?

Mr. Baker answered,—The recommendation that the Sheep Inspectors should be sworn in as Special Constables was made by the Albury and Hume Boards, through their Chairmen.

(6.) Public School Board, Rookwood :—Mr. Buchanan asked the Minister of Justice and Public Instruction,—

(1.) Is he aware that the Secretary of the Public School Board at Rookwood has recently, through the public Press, designated the teacher of the school as “an unmanly dog”?

(2.) Has the Secretary of the said Board preferred a charge against the teacher for making use of abusive language to him (the Secretary)?

(3.) If so, what was the nature of the language used by the teacher?

Mr. Suttor answered,—The papers relating to this matter are now in the hands of the District Inspector, who has been instructed to hold an inquiry. It is desirable, therefore, that replies to these questions should be deferred for the present.

(7.) Cobborah Road :—Mr. Buchanan asked the Secretary for Public Works,—

(1.) Will he state the number of tenderers, their names, and the amount of each tender, for clearing Cobborah Road from Goodman's to Falconer's?

(2.) Have any of those contracts, given out by Superintendent Nardin, been finished for over three months, and the contractors not paid, and no possibility, apparently, of getting paid?

(3.) Will the Minister see that contractors are paid as soon after the work is done as possible?

Mr. Lackey answered,—

(1.) There were twenty-two tenderers; their names, with amounts of each tender, are contained in a list which I will presently lay upon the Table.

(2.) The work on the Cobborah Road, as above, was only let on the 6th December last, and there are no vouchers in Office unpaid. Vouchers for other works are now in course of payment.

(3.) Every possible exertion is made to prevent delays in payments, and no avoidable detention will be allowed.

2. PAPERS :—

Mr. Hoskins laid upon the Table,—

(1.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply, or other public purposes, in accordance with the 4th section of the Act 25 Victoria, No. 1.

(2.) Return to an Order made on 18th November, 1879,—“Daniel Cleary's application to purchase Land.”

Ordered to be printed.

Mr. Lackey laid upon the Table,—Schedule of Tenders for clearing Cobborah Road.

Ordered to be printed.

3. CONTEMPTS PUNISHMENTS BILL :—The Order of the Day having been read for the resumption of the adjourned Debate on the motion of Mr. Buchanan, “That this Bill be now read a second time,”—And the Question being again proposed,—the House resumed the said adjourned Debate.

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

And Division called for,—

But there being no Tellers on the part of the *Ayes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *negative*.

4. BETTING HOUSES SUPPRESSION ACT AMENDMENT BILL :—The Order of the Day having been read for the adoption of the report from the Committee of the Whole on this Bill,—Mr. Barbour moved, That the report be now adopted.

Debate ensued.

Question put.

The House divided.

Ayes, 27.

Mr. Watson,	Dr. Renwick,
Mr. Wisdom,	Mr. Burns,
Mr. Lackey,	Mr. Day,
Mr. Baker,	Mr. W. C. Browne,
Mr. McCulloch,	Mr. Moses,
Mr. Hoskins,	Mr. Thompson,
Mr. Charles,	Mr. Bennett,
Mr. O'Connor,	Mr. Greville,
Mr. Macintosh,	Mr. Beyers,
Mr. Murphy,	Mr. Garrett,
Mr. Jacob,	<i>Tellers.</i>
Mr. Lynch,	
Mr. Lucas,	Mr. Barbour,
Mr. Gray,	Mr. Terry.
Mr. J. Davies,	

Noes, 5.

Mr. Driver,
Mr. Combes,
Mr. Cameron,
<i>Tellers.</i>
Mr. Buchanan,
Dr. Bowker.

And so it was resolved in the affirmative.

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

5. EQUITY BILL:—The Order of the Day having been read,—Mr. Garrett moved, “That” this Bill be now read a second time.
Mr. Driver moved, That the Question be amended by the omission of all the words after the word “That,” with a view to the insertion in their place of the words “the Bill be referred to the Select Committee now sitting on ‘Equity Branch of the Supreme Court,’ for their consideration and report.”
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
Question then,—That the Bill be referred to the Select Committee now sitting on “Equity Branch of the Supreme Court” for their consideration and report,—put and passed.
6. MATTLAND CATTLE DRIVING ACT AMENDMENT BILL:—The Order of the Day for the second reading of this Bill postponed until Friday next.

The House adjourned at twelve minutes before Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 17 FEBRUARY, 1880.

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

QUESTIONS:—

(1.) Post and Telegraph Office, Gadooga:—*Mr. J. Davies*, for Mr. Dangar, asked the Secretary for Public Works,—Is it intended, if money is voted by Parliament, to erect the proposed new Post and Telegraph Offices intended for Gadooga on the new Government township of Bokhara (Dumble), 1 mile from Gadooga, and to remove the Police Quarters and Court-room to the same place?

Mr. Lackey answered,—Inquiries are now being made, with a view to ascertain the place most suitable for the new Post and Telegraph Office. A decision will be arrived at before the amount is voted. I find that the Police Buildings are in course of erection at the new township of Bokhara.

(2.) Messrs. Henry and Smith's Conditional Purchases:—*Mr. McElhone* asked the Secretary for Lands,—

(1.) Were the selections of Messrs. Henry and Smith, which were selected at Tamworth or Gunnedah, on the Moredevil Run, gazetted as forfeited on or about the 31st October, 1876?

(2.) If so, are they open to conditional purchase if not improved to the extent of £1 an acre?

(3.) Were these conditional purchases gazetted to be sold by auction and afterwards withdrawn from sale; if so, on what account were they so withdrawn from sale?

Mr. Hoskins answered,—

(1.) The selection of Smith, made at Tamworth in March, 1873, was gazetted as forfeited on the date mentioned. No selection can be traced in the name of Henry answering to the particulars given.

(2.) The forfeited selection of Smith is not open to selection, having been already sold by auction.

(3.) It was gazetted for auction, and not withdrawn, but sold to Mr. C. W. Lawson.

(3.) William Pearse's Conditional Purchase:—*Mr. McElhone* asked the Secretary for Lands,—

(1.) Did a person named Wm. Pearse take up a conditional purchase of 640 acres at Denilquin on the 30th August, 1877?

(2.) Is such conditional purchase claimed by the lessee of the run, under the 31st clause of Land Act of 1875?

(3.) Has he yet given a decision in this case; if so, what is the result of such decision; and if he has not yet given his decision, will he do so at an early date, and make known his decision to Mr. Pearse?

(4.) Has Mr. Rebello valued the lessee's improvements; and if so, does he intend to allow the whole of the improvements to pass, so that the lessee can get the full number of acres claimed for such improvements?

Mr. Hoskins answered,—

(1.) Yes.

(2.) An application under the 31st clause of the Lands Acts Amendment Act of 1875 for 453 acres of the land was made by Mr. Richard Blackwood, the lessee of the North Currabunganung Run. This application was met with the five-mile square test, and was refused. The land has, however, since been applied for by Mr. Blackwood under the provisions of the 2nd clause of the Act of 1875.

(3.) A final decision has not been given in the case, as it is not yet ripe for it. As soon as circumstances will allow the matter will be decided, and a communication made to Mr. Pearse.

(4.) The lessee's improvements were appraised by Mr. Rebello; but as the award furnished by that officer was made after the term prescribed by law, a fresh reference of the case to appraisement has become necessary.

(4.) Court-house, Moree:—*Mr. J. Davies*, for Mr. Dangar, asked the Secretary for Public Works,—Is it true that the foundation of the new Court-house buildings erected at Moree has given way on account of the peculiar nature of the soil; will a report be called for in the matter, and such steps taken at once for the safety of the building as may be found necessary? Mr.

Mr. Lackey answered,—I am not aware that this is the case. In reporting completion of the building, the Foreman of Works stated that one or two trifling settlements were visible, but he did not think any further settlement would occur; he has now been telegraphed to for further report.

- (5.) District Courts:—Mr. Teece asked the Minister of Justice and Public Instruction,—Why are District Courts advertised to be held during the present year at Bathurst, Albury, Wagga Wagga, Young, and other places four times, and at Goulburn only three times a year?

Mr. Wisdom answered,—The arrangements for these districts are recommended separately by each Judge for his own district. I have obtained a report from Judge M'Farland, and it is to the effect that three Sittings a year are amply sufficient for the transaction of all District Court business arising in the Goulburn Districts. There is every disposition, however, to meet the convenience of suitors, if an additional Sitting is shown to be necessary.

- (6.) Transit of Venus:—*Mr. Gray*, for Captain Onslow, asked the Colonial Secretary,—
 (1.) Has he received a report from the Government Astronomer of the observations made in this Colony during the transit of Venus in 1875?
 (2.) Will this report be printed?
 (3.) Will the Government publish the Annual Observatory Reports made during the last four years?

Mr. Suttor answered,—

- (1.) All the diagrams are printed, and the letter-press is in the Printer's hands.
 (2.) Yes.
 (3.) Yes; the reports are now in the Printer's hands.

- (7.) Mr. Lumsdaine, Chief Inspector of Distilleries:—*Mr. McElhone* asked the Colonial Treasurer,—
 (1.) Is Mr. Lumsdaine still receiving his full pay whilst he is suspended?
 (2.) Is any other officer doing his work; if so, what is the salary of the officer doing Mr. Lumsdaine's work?
 (3.) Is he aware that a meeting of Mr. Lumsdaine's creditors was held on 31st January, and the creditors declined to release the estate?
 (4.) Has he yet called for the report on this case, as promised by him in answer to my questions of 20th January last; if not, when will he call for this report?
 (5.) Is it not a fact that Mr. Lumsdaine borrowed money from spirit merchants, or others having spirits in the bonds under his control?
 (6.) Do the Government intend to dismiss Mr. Lumsdaine for incurring such a large amount of debt without having the means or prospects of paying it?

Mr. Watson answered,—

- (1.) Yes.
 (2.) Yes; Mr. Eaton, an Inspector of Public Revenue Collectors Accounts, receiving a salary of £550 per annum.
 (3.) I am informed, in a letter from Mr. Samuel Lyons, that a meeting of creditors (at which he was Chairman) was held on the 30th ultimo; that a proposal to release the estate under 86th section 5 Vic. No. 17 was rejected—the required majority and value not being present—and that a second proposal to accept £25 per month, under the 100th section of the Act referred to, was then made, no opposition being offered to it—Mr. Lyons adding: "as Mr. Pigott, Solicitor, representing the opposing creditors, declared it to be informal and without force and foreign to the object for which the meeting was called." On the other hand, I am informed by Mr. Lumsdaine's Solicitor (also by letter), that the second proposal was carried without dissent at the meeting referred to, and that it will be submitted for ratification to the Chief Commissioner of Insolvent Estates on Thursday next.
 (4.) I called for a report on the case on 27th November last, and was informed on the 3rd December that as matters were judicially pending before the Chief Commissioner, he could give no opinion thereon until the insolvent applied for a certificate, or the estate was released.
 (5.) It appears from the evidence that Mr. Lumsdaine borrowed money from certain wine and spirit merchants; but there is nothing in the evidence to show that the gentlemen referred to had spirits in bonds under his control.
 (6.) The decision of the Government will not be made until the proceedings of the Insolvent Court are brought to a close.

- (8.) Arthur H. T. Sherwin's Conditional Purchase:—*Mr. Barbour* asked the Secretary for Lands,—
 (1.) Were complaints made to the Department that a Conditional Purchaser, named Arthur H. T. Sherwin, near Boundary Cargo, in the Molong District, was not fulfilling the conditions of residence and improvement?
 (2.) Did Mr. Inspector Street inspect this selection nearly twelve months ago, and was his report unfavourable to the selector?
 (3.) Has the case been sent to the Commissioner for inquiry, or will it be so sent, and when?

Mr. Hoskins answered,—

- (1.) No such complaints can now be traced.
 (2.) Mr. Street inspected the selection, and his report was not unfavourable to the selector.
 (3.) No. The Inspector having reported that the conditions had been complied with, the declaration has been approved, and certificate thereof issued to the present holder of the selection.
 (9.) Roads in the Electorate of Queanbeyan:—*Mr. Thompson* asked the Secretary for Mines,—
 With reference to a Return relating to applications for roads in the Electorate of Queanbeyan,—
 (1.) Was any application made for a road from Hoskingtown, *via* Balallaba, towards Braidwood?
 (2.) Why was it omitted from the Return referred to?
 (3.) Has that application been finally dealt with; and if not, what has caused the delay?

Mr. Baker answered,—

- (1.) Yes; an application for the road in question was made by the inhabitants of Queanbeyan.
 (2.) The road was not omitted from the Return, as the information asked for was for applications
 for

for roads on and subsequent to the 1st November, 1877; the Petition for this road was made on the 18th August, 1877.

(3.) The application was reported on by Mr. Surveyor Schleicher, and referred to Mr. Surveyor Smith on the 16th October, 1878, but has not yet been returned. Steps are now being taken to have the work carried out without delay.

(10.) Railway to Monaro:—Mr. Thompson asked the Secretary for Public Works,—With reference to the trial surveys of various routes for the proposed Railway to Monaro,—

(1.) Is there any authority for a statement recently published in the *Goulburn Herald* that one of those routes, viz., that *via* Molonglo, would probably be adopted?

(2.) Has any officer, in a position to do so, expressed any opinion that would justify such a statement?

Mr. Lackey answered,—

(1.) I do not know any authority for the statement said to have been published in the *Goulburn Herald* that the Railway to Monaro, *via* Molonglo, would probably be adopted.

(2.) I am not aware that any officer in the Railway Department has expressed any opinion on the subject.

(11.) Bridge over the Great Western Railway:—Mr. W. C. Browne asked the Secretary for Public Works,—

(1.) What is the amount of the contract for construction of Bridge over the Great Western Railway at 76 miles?

(2.) What is the name of the contractor?

Mr. Lackey answered,—

(1.) Amount of contract, £634; extra works, £106; total, £740.

(2.) William Mason, junior.

(12.) Murrumburrah Railway Station:—Mr. Cameron asked the Secretary for Public Works,—

(1.) What was the amount received for passenger traffic at Murrumburrah Station on the Southern Railway for the month of January, 1880?

(2.) What number of passengers arrived and departed from the same Station during the same period?

(3.) What number of mails were received at and dispatched from the same Station during the period named?

(4.) The like information with reference to the North Murrumburrah Station?

Mr. Lackey answered,—

(1.) £476 9s. 11d.

(2.) 1,201 passengers.

(3.) 329 mails.

(4.) £104 16s. 11d. amount received; 511 passengers; no mails.

2. PAPERS:—

Mr. Hoskins laid upon the Table,—

(1.) Return to an Order made on 2nd April, 1879,—“Forfeited Conditional Purchases.”

(2.) Return to an Order made on 16th April, 1879,—“Land Office at Condobolin.”

Ordered to be printed.

Mr. Suttor laid upon the Table,—Return to an Address, adopted on 5th December, 1879,—“Evans v. Merriman.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

(1.) Amended By-law of the Municipal District of Gulgong.

(2.) Report on Immigration for the year 1879.

Ordered to be printed.

3. SIR ALFRED STEPHEN:—Mr. Buchanan moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the fact that Sir Alfred Stephen, the Lieutenant-Governor of the Colony, being a Member of the Upper House, is inconsistent with the spirit of the Constitution, and should not exist.

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

Debate ensued.

Question put.

The House divided.

Ayes, 4.

Mr. Cohen,
Mr. McElhone,

Tellers.

Mr. Gray,
Mr. Buchanan.

Noes, 35.

Sir Henry Parkes,	Mr. J. Davies,
Mr. Baker,	Mr. Johnston,
Mr. Fitzpatrick,	Mr. Beyers,
Mr. Suttor,	Mr. Murphy,
Mr. Lackey,	Mr. Day,
Mr. Wisdom,	Mr. Bennett,
Mr. Hoskins,	Mr. Roseby,
Mr. Watson,	Mr. Hungerford,
Mr. Charles,	Dr. Renwick,
Mr. Jacob,	Mr. R. B. Smith,
Mr. Greenwood,	Mr. Burns,
Mr. Thompson,	Mr. Combes,
Mr. Moses,	Mr. Driver,
Mr. Garrett,	Mr. Cameron,
Mr. Tecco,	Tellers.
Mr. McCulloch,	Mr. O'Connor,
Dr. Bowker,	Mr. Greville.
Mr. Barbour,	
Mr. Terry,	

And so it passed in the negative.

4.

4. THE PREROGATIVE OF MERCY:—Mr. Buchanan moved, pursuant to Notice,—

(1.) That, in the opinion of this "House," the Prerogative of Mercy should in future be exercised by the Governor and Executive Council, and not by the Governor alone.

(2.) That the fact of the Governor setting aside, it may be, the unanimous opinions, decision, and advice of his Constitutional Advisers in matters so important as those of life and death, is a spectacle in itself unseemly, fraught with danger to the good government of the country, and tending to shake our sense of security as involved in the strict and impartial Administration of Justice.

(3.) That the above Resolutions be communicated by Address to His Excellency the Governor, for the purpose of being transmitted to the Principal Secretary of State for the Colonies for presentation to Her Majesty the Queen.

Debate ensued.

Mr. Cohen moved, That the Question be amended by the omission of all the words after the word "House" in the first Resolution, and all the words of the second Resolution, with a view to the insertion of the words "the position and responsibility of Ministers in advising the Crown as to the exercise of the Prerogative of Mercy should be the same as in cases of advice on all other matters concerning the Government of the country."

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

Debate continued.

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

The House divided.

Ayes, 23.

Sir Henry Parkes,	Mr. Macintosh,
Mr. Baker,	Mr. Cameron,
Mr. Suttor,	Mr. Teece,
Mr. Watson,	Mr. Burns,
Mr. J. Davies,	Mr. Garrett,
Mr. Wisdom,	Mr. Terry,
Mr. Hoskins,	Mr. Bennett,
Mr. McCulloch,	Mr. Beyers,
Mr. Jacob,	
Mr. R. B. Smith,	<i>Tellers.</i>
Mr. Charles,	Mr. Barbour,
Mr. Murphy,	Mr. Johnston.
Mr. Driver,	

Noes, 5.

Mr. Fitzpatrick,
Mr. Cohen,
Mr. Greenwood,
<i>Tellers.</i>
Mr. Buchanan,
Mr. Greville.

And so it was resolved in the affirmative.

Original Question put,—

And Division called for,—

But there being no Tellers on the part of the *Ayes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *negative*.

5. BRIDGE OVER THE MYALL RIVER AT BULAHDELAH:—Mr. Johnston moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Additional Estimates for 1880 a sum not exceeding £1,500 for the erection of a High-level Bridge over the Myall River at Bulahdelah.

Debate ensued.

Question put.

The House divided.

Ayes, 13.

Mr. Cohen,	Mr. Burns,
Mr. Fitzpatrick,	Mr. Bennett,
Mr. Jacob,	Mr. Beyers,
Mr. Charles,	<i>Tellers.</i>
Mr. Barbour,	
Mr. Macintosh,	Mr. R. B. Smith,
Mr. Greville,	Mr. Johnston.
Mr. Garrett,	

Noes, 13.

Mr. Watson,	Mr. Simson,
Mr. Suttor,	Mr. Cameron,
Sir Henry Parkes,	Mr. Driver,
Mr. Lackey,	<i>Tellers.</i>
Mr. Hoskins,	
Mr. Wisdom,	Mr. McCulloch,
Mr. Baker,	Mr. Teece.
Mr. J. Davies,	

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 53.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 18 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Bingera Recreation Ground:—Mr. Dangar asked the Secretary for Lands,—When will the Trustees for Bingera Recreation Ground be gazetted, and the land dedicated?

Mr. Hoskins answered,—The land, 98 acres 1 rood 31 perches, was dedicated for Public Recreation by *Gazette* Notice of 6th January, 1880; the Trustees nominated by Mr. Dangar will be notified in next Friday's *Gazette*.

- (2.) Electric Telegraph Line, Louth to Cobar:—Mr. Beyers asked the Colonial Secretary,—Is it the intention of the Government to construct the Electric Telegraph Line, Louth to Cobar; if so, when?

Sir Henry Parkes answered,—Yes; a tender has been accepted for this work, which is to be completed in four months.

- (3.) Accident on Great Northern Railway:—Mr. McElhone, for Mr. Bennett, asked the Secretary for Public Works,—

(1.) Did any inquiry take place into the cause of the accident which occurred on the occasion of the picnic of the Permanent Way Branch of the Great Northern Railway in October last?

(2.) What was the result of that inquiry?

Mr. Lackey answered,—

(1.) Yes, a searching inquiry was made.

(2.) The accident was caused by the breaking of a coupling, and the final conclusion arrived at was that there was no evidence to show that this was occasioned by any negligence on the part of the Railway employés. The train was started without a jerk; the driver's view was obstructed by the walls of a cutting into which the train entered directly after the start, and he could not see that the train had parted, otherwise, instead of stopping, he would have run on. The rear portion of the train could not be stopped in time by the guard's break; it was applied, but not soon enough to take effect before the collision took place.

- (4.) Hugh M'Clennet's Conditional Purchase:—Mr. McElhone, for Mr. Bennett, asked the Secretary for Lands,—

(1.) Is it true that instructions were forwarded to Mr. Franks, Conditional Purchase Inspector, in October, 1878, to inspect and report upon the conditional purchase of Hugh M'Clennet's 391½ acres, selected at Cassilis 11th July and 18th July, 1878, county Bligh, parish Collaroy?

(2.) Has Inspector Franks carried out such instructions, and reported in the case; if so, when, and what has been the decision of the Minister in the case?

(3.) If no report has been received from Inspector Franks, why not; and will he call for an explanation why he has not ere this carried out those instructions?

Mr. Hoskins answered,—

(1.) Yes.

(2.) No report was made by the Inspector.

(3.) The case has, in the meantime, been dealt with, and the decision thereon is now in course of being communicated to the parties.

(5.)

(5.) Post and Telegraph Offices, Waratah :—*Mr. McElhone*, for Mr. Bennett, asked the Secretary for Public Works,—

- (1.) How many tenders were received for the erection of Post and Telegraph Offices at Waratah, the name, and respective amount of each tender?
- (2.) Has any tender been accepted for the same work; if so, when, and what is the name of the tenderer and amount accepted?

Mr. Lackey answered,—

- (1.) Ten.
- (2.) Yes; on 31st December last the tender of W. H. Galbraith was accepted.

I will be glad to inform the Honorable Member of the names and amounts, but I do not think it desirable to publish them.

(6.) Mr. Lee, Post and Telegraph Master, Cassilis :—*Mr. McElhone* asked the Colonial Secretary,—

- (1.) Have any complaints been made by the people of Cassilis and neighbourhood against Mr. Lee, Post and Telegraph Master, Cassilis?
- (2.) If so, what is the nature of the complaints, and do the Government intend to call him to account for his conduct?

Sir Henry Parkes answered,—Complaints against this officer have been received, and a special investigation has been held by a Postal Inspector. It is the intention of the Postmaster General to remove Mr. Lee to some other locality as soon as a suitable position can be found for him.

(7.) Town Commons :—*Mr. Macintosh*, for Mr. Roseby, asked the Secretary for Mines,—

- (1.) Can trustees of Town Commons demand a license fee from persons removing stone or gravel, and manufacturing bricks, splitting or sawing timber—such materials not being for their own use, but for sale, and the carrying out of contracts?
- (2.) Is the Minister aware that the boundary lines of the Wellington Permanent and Temporary Town Common cannot be found by the Trustees, and will he cause a re-survey of the same?

Mr. Hoskins answered,—I would remind the Honorable Member that the first of these questions really involves a legal opinion; I will, however, answer it as to the practice of the Department:—

- (1.) No; and there is no right to remove stone, &c., &c.
- (2.) No, but the boundaries will be marked on the ground if the Trustees express their willingness to pay half the cost of survey.

2. VOTE OF CREDIT :—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker :—

AUGUSTUS LOFTUS,
Governor.

Message No. 19.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly that provision be made for defraying the expenses of the various Departments and Services of the Colony for the month of February, 1880, together with provision for other Services.

Government House,
Sydney, 18th February, 1880.

Ordered to be printed, and referred to the Committee of Supply.

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

Debate ensued.
Question put and negatived.

4. MEDICAL BILL :—*Mr. W. Davies* presented a Petition from certain Homeopathic Practitioners, praying that in any legislation on Medical Practice the interests of a large and increasing portion of the population who have embraced more economic and moderate treatment of disease may be provided for.

Petition received.

5. PAPER :—*Sir Henry Parkes* laid upon the Table,—Regulations for the Shaftesbury Reformatory for Females.

Ordered to be printed.

6. SYDNEY CORPORATION ACT AMENDMENT BILL, No 3 (*Formal Motion*) :—*Mr. Wisdom* moved, pursuant to Notice, That leave be given to bring in a Bill to amend the "Sydney Corporation Act of 1879" in certain particulars.

Question put and passed.

7. RECREATION GROUND AT COOMA (*Formal Motion*) :—*Mr. Murphy* moved, pursuant to Notice, That there be laid upon the Table of this House copies of any correspondence in possession of the Government relative to the appointment of the Trustees for the Recreation Ground at Cooma.

Question put and passed.

8. SYDNEY CORPORATION ACT AMENDMENT BILL (No. 3) :—*Mr. Wisdom* presented a Bill, intituled "A Bill to amend the 'Sydney Corporation Act of 1879' in certain particulars,"—which was read a first time.

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

9. PUBLIC INSTRUCTION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
-

And the Committee continuing to sit till after Midnight,—

THURSDAY, 19 FEBRUARY, 1880, A.M.

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

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

G. WIGRAM ALLEN
Speaker.

New South Wales.

No. 54.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 19 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Courts of Petty Sessions and Police at Millie:—*Mr. J. Davies*, for *Mr. Dangar*, asked the Colonial Secretary,—Is it intended (and if so, when) to establish Courts of Petty Sessions and Police at Millie, between Narrabri and Moree, and will the Police Magistrate of Narrabri be directed to hold Court there once a month; and will a sum be placed on Supplementary Estimates to erect a Court-room and Police Quarters at such place?

Mr. Suttor answered,—In reply to the Honorable Member's question, I desire to state that Courts of Petty Sessions cannot be established at Millie until a Police Station has been formed at that place. Inquiry is, however, now being made upon the whole question, which will receive full consideration so soon as the requisite information shall have been obtained upon the subject.

- (2.) Land taken for Railway Purposes from *Mr. G. A. Single*:—*Mr. Taylor*, for *Mr. McElhone*, asked the Secretary for Public Works,—In reference to the arbitration case between the Government and *Mr. George A. Single*, as to land taken for Railway purposes for the North Western Railway,—When is it likely the case will be concluded, and will he give instructions to have it settled without delay?

Mr. Lackey answered,—This case is being settled by arbitration. The Act 22 Victoria, No. 19, stipulates the time within which the award is to be made, and the Government have no power either to hasten or retard the settlement while the matter is in the hands of the arbitrators.

- (3.) Volunteer Artillery:—*Mr. Taylor*, for *Mr. McElhone*, asked the Colonial Secretary,—

(1.) Is he aware that *Captain Taunton*, Adjutant of the Volunteer Artillery, on the 17th January, grossly insulted some of the members of the Volunteer Artillery before the public at the parade on above date, the said members of the Force being dressed in private clothes?

(2.) Is he aware that a report has been sent to the proper officers of *Captain Taunton's* conduct, and so far no notice has been taken of it?

(3.) Will he cause inquiries to be made into the matter?

(4.) Is he aware that the gates of the Victoria Barracks were kept closed against the public at the parade, and on what account, and is it usual to exclude the public from the Barracks at such a time?

(5.) Are not the officers of No. 1 Battery, V.A., allowed, in addition to their salary, the sum of £25 for fodder for horses; and is he aware that *Captain Fahey* has not used a horse at parade for over twelve months?

(6.) If he finds the above to be correct, will he cause the vote for forage to be struck off the Estimates?

Sir Henry Parkes answered,—The following statement has been supplied to me by the Commandant:—

(1.) From the report of the officer commanding the Artillery, it would appear that two members of the Volunteer Artillery were on the parade ground in plain clothes smoking while a parade was going on, and that *Captain Taunton* ordered them to desist from smoking. Further information on this point cannot be given at present, as *Captain Taunton* is away from head quarters on duty.

(2 and 3.) A report of the matter was sent to the officer commanding the Volunteer Artillery, after the lapse of some fourteen days, by the officer commanding the battery to which these two Volunteers belonged, and inquiry was made by the former officer, which resulted in a requisition to the aggrieved Volunteers to attend the Regimental Office.

(4.) The large gates were closed to secure the safe custody of prisoners then at exercise. The public on such occasions have access through the postern gate.

(5.)

(5.) These officers are allowed £25 each per annum to provide horses and appointments. Captain Fahey has not been required to use a horse on parade since the enrolment of the new Field Battery, as the drill has hitherto been confined to dismounted drill. Practice in field movements, which require officers to be mounted, will shortly be commenced.

(6.) I am not at present in a position to answer this question.

(4.) Jerry's Plains Common :—*Mr. Taylor*, for *Mr. McElhone*, asked the Secretary for Mines,—

(1.) Has travelling stock the right to camp on and feed on the Common, or Temporary Common, at Jerry's Plains; if so, for how long a time?

(2.) Is not provision made in the Lands Acts of 1861 and 1875 to allow of travelling stock camping on and feeding on Commons?

(3.) If so, are not any by-laws made by Trustees of Commons to prevent travelling stock camping on and feeding on such Commons *ultra vires*?

Mr. Baker answered,—

(1.) It has been the practice to allow it, but there is no law or regulation bearing on the subject.

(2.) No; the only regulation bearing on the matter refers to stock in use by teamsters, travellers, and carriers, which is not included in the definition of travelling stock.

(3.) This question involves a legal point; I am not at present in a position to reply to it.

(5.) Sheep Inspectors :—*Mr. Taylor*, for *Mr. McElhone*, asked the Secretary for Mines,—

(1.) What are the names of the Sheep Inspectors, and what pay does each of them receive?

(2.) In reference to an application lately made by *Mr. T. G. Dangar* and another gentleman to increase their pay, is he aware that one of the Sheep Inspectors is a near relative of the gentleman who waited on him, with *Mr. T. G. Dangar*, in reference to increasing the Inspector's pay?

(3.) Are any districts of the Colony affected with scab; if so, what are the names of the districts; and is scab known to exist at present in Victoria, South Australia, or Queensland?

(4.) Are not the duties performed by the Sheep Inspectors, including the head of the department and Inspector in Sydney, of a very trivial nature—in fact, next to nothing to do?

(5.) Is not *Mr. Bruce* constantly trying to get new work for the Inspectors?

Mr. Baker answered,—

(1.) A Return containing the information asked for by the Honorable Member will be laid upon the Table in the course of a day or two.

(2.) No.

(3.) None of the districts in the Colony are infected with scab, and it is not known to exist in Victoria, South Australia, or Queensland.

(4.) I think not. As regards sheep—the Inspectors have to inspect in order to detect and stamp out any infectious or contagious disease which may arise, also to enforce the provisions of the Sheep Acts and the Imported Stock Act relating to branding, marking, travelling, mustering, and quarantine. As regards cattle—the Inspectors have to enforce the travelling regulations relating to notice and infection; and as regards both cattle and sheep, the Inspectors have to protect the reserves for travelling stock, and to prevent loafing. As Inspectors of Brands, they prevent registered brands being "faked" or altered, and assist in punishing stock stealing. They have recently, also, been appointed Inspectors of Pounds, and have already in many cases been the means of remedying serious defects in the conduct and management of pounds. More recently still they have been directed to assist in enforcing the provisions of the Dog Act, with the view of checking the very serious losses (amounting last year, as shown by Returns, to from 25,000 to 30,000 sheep) arising from sheep being worried by tame dogs.

(5.) I think not. But where, in the public interest, such a course was necessary, he recommended that new duties in connection with stock, such as the inspection of pounds and the protection of stock from the ravages of dogs, be imposed upon them.

(6.) Land Sale at Glen Innes :—*Mr. Buchanan* asked the Secretary for Lands,—

(1.) Was there a land sale advertised to take place at Glen Innes on Wednesday, 11th February, 1880?

(2.) Was this land sale put off after people had come many miles to attend it; and for what reason?

Mr. Hoskins answered,—

(1.) Yes.

(2.) Some of the land was not offered for sale, as it was shown by the Railway Surveyor that the surveyed line of Railway (Glen Innes to Tenterfield) passed through some of the portions of land advertised, viz., sections 38 and 54.

(7.) Road from Baradine to Rocky Glen :—*Mr. J. Davies*, for *Mr. Dangar*, asked the Secretary for Mines,—

(1.) Is it intended to open up a road for public use and travelling stock purposes from Baradine to Rocky Glen, on road Coonabarabran to Gunnedah, for the benefit of the people on the Castlereagh River, &c., and to enable the people in that locality to reach the Gunnedah Railway by the shortest route?

(2.) Have any instructions been given to do so, and will there be any objection to state what has been done in the matter, or intended?

Mr. Baker answered,—

(1.) It has not yet been decided whether or not such a road shall be opened; but the matter shall receive prompt attention.

(2.) *Mr. Dangar's* letters have only recently been sent to the District Surveyor for report, and nothing can be done in the matter till such report be obtained.

(8.) Public Reserves, District of Liverpool Plains :—*Mr. Bennett* asked the Secretary for Mines,—
Have any persons been appointed as care-takers of Public Reserves, district of Liverpool Plains; if so, when, and how many, and names of such officers, their respective districts, and nature of duty?

Mr.

Mr. Baker answered,—If the Honorable Member refers to the Travelling Stock Reserves, they are, by section 19 of the Act 41 Victoria, No. 19, under the control of the Sheep Inspector for the district.

(9.) Mr. William Mason, junr. :—*Mr. J. Davies*, for Mr. Barbour, asked the Secretary for Public Works,—

(1.) Is Mr. William Mason, junr., who has a contract for constructing a bridge on the Great Western Railway, the son of the Engineer for Existing Lines?

(2.) Is this bridge being constructed under the supervision of the Department of the Engineer for Existing Lines?

Mr. Lackey answered,—

(1.) Yes.

(2.) Yes.

(10.) High-level Crossing at Burwood Railway Station :—*Mr. Bennett*, for Mr. Pileher, asked the Secretary for Public Works,—When will the high-level crossing at Burwood Railway Station be proceeded with?

Mr. Lackey answered,—Drawings are now in hand, and the work will be commenced almost immediately.

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

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

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

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

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

(4.) *Resolved*,—That there be granted to Her Majesty for the Services of the year 1880 a sum not exceeding £385,379,—being £308,379 to defray the expenses of the various Departments and Services of the Colony for the month of February, 1880, at the rates which have been sanctioned for 1879, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1880; £70,000 for wages of Railway Employés and Railway Services generally for the month of March, 1880; and £7,000 for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of March, 1880.

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

3. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Watson, 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 (*with the concurrence of the House*), that the report be now received.

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

(11.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1880 the sum of £385,379 be granted out of the Consolidated Revenue Fund of New South Wales to defray the expenses of the various Departments and Services of the Colony for the month of February, 1880; for wages of Railway Employés and Railway Services generally, and for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of March, 1880.

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

4. CONSOLIDATED REVENUE FUND BILL (No. 3) :—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of Ways and Means (No. 11), to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1880.

(2.) Mr. Watson then presented a Bill, intituled “*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1880*,”—which was read a first time.

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

5. POSTPONEMENT :—The Order of the Day No. 3 postponed, to follow after Order No. 9.

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

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

Sir Henry Parkes (*with the concurrence of the House*) moved, “That” the report be now adopted.

Mr. Suttor moved, That the Question be amended by the omission of all the words after the word “That,” with a view to the insertion in their place of the words “the Bill be recommitted for the purpose of reconsidering clauses 29, 30, and 34.”

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

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

Question then,—That the Bill be recommitted for the purpose of reconsidering clauses 29, 30, and 34,—put and passed.

On motion of Sir Henry Parkes, 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 Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.

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

7. **POSTPONEMENTS** :—The Orders of the Day Nos. 5 to 8 inclusive postponed, to follow after Order No. 10.
8. **DUNCAN'S SUPERANNUATION BILL** :—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.
9. **SYDNEY CORPORATION ACT AMENDMENT BILL (No. 3)** :—The Order of the Day having been read,—Mr. Wisdom 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. Wisdom, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.
10. **TRAMWAYS** :—The Order of the Day having been read for the consideration in Committee of the Whole of the expediency of bringing in a Bill to empower the Government to construct and maintain Tramways in and along certain streets and thoroughfares in the City and Suburbs of Sydney and other places,—
Mr. Watson moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman (*with the concurrence of the House*), That the report be now received.
The Chairman then reported the Resolution, which was read a first time, as follows :—
Resolved,—That it is expedient to bring in a Bill to empower the Government to construct and maintain Tramways in and along certain streets and thoroughfares in the City and Suburbs of Sydney and other places.
On motion of Mr. Lackey, the Resolution was read a second time and agreed to.
11. **POSTPONEMENTS** :—The Orders of the Day Nos. 5, 6, and 7, further postponed until Wednesday next.
12. **OBSCENE PUBLICATIONS PREVENTION BILL** :—The Order of the Day having been read,—Mr. Wisdom moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Wisdom, 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. Wisdom, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 55.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 20 FEBRUARY, 1880.

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

QUESTIONS:—

- (1.) Free Railway Passes to Patients in Narrabri Hospital and Benevolent Society:—Mr. Dangar asked the Secretary for Public Works,—Has any application been made to allow patients from Narrabri Hospital and Benevolent Society to be granted free passes from Gunnedah and Newcastle in the Railway, and will such request be complied with?

Mr. Lackey answered,—An application has been made. The question whether passes should be granted in the way proposed is under consideration.

- (2.) City Improvement Board:—Mr. Garrett asked the Colonial Secretary,—

(1.) The number of orders made by the City Improvement Board under the 27th section of the City of Sydney Improvement Act?

(2.) The number of such orders carried into effect by the City Building Surveyor?

(3.) The number remaining unexecuted, and the reason why they have been allowed to remain in that state?

Mr. Watson answered,—

(1.) Seven; as follows:—

List of Cases dealt with by the City of Sydney Improvement Board in respect to which orders have been issued to the City Building Surveyor, under section 27 of the City Improvement Act.

Where situated.	Owner.	Description.	Date of City Building Surveyor's Report.	Dealt with by the Board.	Order to pull down issued.
1. 630 George-street...	E. French.....	Sign-board projecting over footway.	Oct. 25.....	Oct. 31...	Nov. 8.
2. 660 do.	Mrs. Falser	Do.	" 25.....	{ " 31... Nov. 7... " 11... }	{ " 8. " 8. }
3. 381 do.	T. R. Carter	Do.	" 25.....	{ Oct. 31... Nov. 7... }	{ " 8. " 8. }
4. 284 do.	James Clark.....	Do.	Nov. 4.....	" 7...	" 8.
5. 286 do.	A. W. Sutton	Do.	" 4.....	" 7...	" 8.
6. 216 Pitt-street	J. L. Hordern	Do.	" 4.....	" 7...	" 8.
7. George-street adjoining Messrs. Paling and Co.	A. Rombach.....	Awning projecting over footway.	" 11.....	" 14...	" 14.

List of Cases in respect to which orders have been issued under the 29th section.

1. Shakespeare Hotel, Pitt-street.	M'Quade	Verandahs projecting over the footway dangerous by reason of dilapidation.	Oct. 25.....	Oct. 31.....	Nov. 8.
2. No. 2 Hunter-street.	Do.	Do.	" 25.....	" 31.....	" 8.

(2.) None.

(3.) Seven. The City Building Surveyor reported on the 9th December last that he had laid the several matters in question before the City Council for their information, and was then awaiting their instructions before proceeding with those cases.

(3.)

(3.) Railway Locomotive Engines:—*Mr. Cameron*, for *Mr. J. Davies*, asked the Secretary for Public Works,—

(1.) How many of the 100 locomotive engines, for which tenders have been called for, are to be manufactured in the Colony, and by whom?

(2.) Has any of the 100 locomotives been ordered from England or America; if so, when?

(3.) What is the mileage run by Nos. 10, 48, 70, 71, 97, 95, 105 locomotive engines, and what is the cost of repairs to each engine since they have commenced to run, and by whom they were manufactured?

(4.) Does the Government intend to call for tenders for the manufacture in the Colony of motors that will be required for Tramways in the City and Suburbs; and how many is it probable the Government will require?

Mr. Lackey answered,—

(1.) Sixty-six engines are to be manufactured in the Colony, forty-eight by the Atlas Company, and eighteen by *Mr. Henry Vale*.

(2.) Yes; nine were ordered from America on the 20th December, 1878, and the balance from England on the 20th January, 1879.

(3.) No. 10, built by Railway Department, Sydney, mileage	290,640
48, do. Stephenson & Sons, do.	137,056
70, do. Mort, Vale & Lacy, do.	144,322
71, do. Mort, Vale & Lacy, do.	94,802
95, do. Beyer, Peacock & Co., do.	77,343
97, do. Beyer, Peacock & Co., do.	80,211
105, do. Baldwin Locomotive Co., do.	58,580

The cost of repairs to each engine cannot be given at present. Considerable time and labour would be required to prepare this information, as it would necessitate the dissection of the whole of the accounts and wages sheets for several years.

(4.) The question as to the source whence the motors will be obtained has not yet been considered. The number required will depend upon the extent of Tramway lines sanctioned by Parliament.

(4.) Weather Report, Yctman:—*Mr. Bennett* asked the Colonial Secretary,—Why the state of the weather at Yctman is not exhibited at the General Post Office daily, as at other stations?

Mr. Watson answered,—It is not considered necessary to exhibit reports from all stations throughout the Colony, reports from all the principal stations being posted twice a day.

(5.) Public Wharf on the Karuah River:—*Mr. Johnston* asked the Secretary for Public Works,—Has a tender been accepted for the construction of a Public Wharf on the Karuah River, near Stroud; the name of the successful tenderer, and amount of the tender?

Mr. Lackey answered,—The tender of *Mr. Worthing* has been accepted for this work. I will give the Honorable Member a statement of the amount.

2. PAPER:—*Mr. Watson* laid upon the Table,—General Abstract of Bank Liabilities and Assets for the Quarter ended 31st December, 1879.
Ordered to be printed.

3. CHURCH AND SCHOOL LANDS DEDICATION BILL:—*Mr. Combes* presented a Petition from *S. E. Marsden, D.D.*, Bishop of Bathurst, on behalf of the Diocese of Bathurst, praying the House to reject those clauses in this Bill which would divert the whole of the income derivable from the lands at present vested in the Crown in trust for the maintenance and promotion of Religion from that trust, and apply the same exclusively to the support of the State system of Public Instruction. Petition received.

4. ADJOURNMENT:—*Mr. Cameron* moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

5. BURIAL GROUNDS IN THE GWYDIR ELECTORATE (*Formal Motion*):—*Mr. Dangar* moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing particulars of all land dedicated (or about to be) for the purposes of General Burial Grounds in the Gwydir Electorate, distinguishing any granted to any particular denomination from general, the date of dedication, and quantity of land in each case, No. of lots, section, parish, and county; also the names of all trustees appointed for each particular dedication.
Question put and passed.

6. OBSCENE PUBLICATIONS PREVENTION BILL (*Formal Order of the Day*),—on motion of *Mr. Watson*, read a third time, and passed.

Mr. Watson then moved, That the Title of the Bill be "*An Act for more effectually preventing the Sale of Obscene Books Pictures Prints and other Articles.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill; intituled "*An Act for more effectually preventing the Sale of Obscene Books Pictures Prints and other Articles,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 20th February, 1880.

7. BETTING HOUSES SUPPRESSION ACT AMENDMENT BILL:—The Order of the Day having been read,—*Mr. Terry* moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time,—and on motion of *Mr. Terry*, passed.

Mr.

Mr. Terry then moved, That the Title of the Bill be "*An Act to amend the Betting Houses Suppression Act of 1876.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Betting Houses Suppression Act of 1876,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 20th February, 1880.

8. **MAYTLAND CATTLE DRIVING ACT AMENDMENT BILL:**—The Order of the Day having been read,—
Mr. Cohen moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Cohen, 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. Cohen (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
9. **BRIDGE OVER THE MYALL RIVER AT BULAHDELAH:**—The Order of the Day having been read for the consideration in Committee of the Whole of an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Additional Estimates for 1880 a sum not exceeding £1,500 for the erection of a High-level Bridge over the Myall River at Bulahdelah,—
Mr. Johnston moved, That Mr. Speaker do now leave the Chair.
Question put,—
And Division called for,—
But there being no Tellers on the part of the *Noes*, no division could be had,—and Mr. Speaker declared the Question to have passed in the *affirmative*.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
The Chairman then moved (*with the concurrence of the House*), That the Resolution be now received.
Question put.
The House divided.

Ayes, 16.

Mr. Gray,	Mr. Jacob,
Mr. Macintosh,	Mr. Barbour,
Mr. Thompson,	Mr. Farnell,
Mr. Burns,	Mr. Fitzpatrick,
Mr. Terry,	Mr. Bennett,
Mr. Beyers,	<i>Tellers.</i>
Mr. Cohen,	Mr. Greville,
Mr. R. B. Smith,	Mr. Johnston.
Mr. W. C. Brown,	

Noes, 18.

Sir Henry Parkes,	Mr. Day,
Mr. Watson,	Mr. Hungerford,
Mr. Wisdom,	Mr. Bowman,
Mr. Hoskins,	Mr. Driver,
Mr. Suttor,	Mr. J. Davies,
Mr. Lackey,	Mr. Cameron,
Mr. Baker,	<i>Tellers.</i>
Mr. Webb,	Mr. Clarke,
Mr. McCulloch,	Mr. Harris.
Mr. Teece,	

And so it passed in the negative.

The House adjourned at twenty-seven minutes before Seven o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 56.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 24 FEBRUARY, 1880.

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

ELECTORATE OF PADDINGTON:—Mr. Speaker informed the House that upon the passing of the Resolution of the 3rd instant, declaring the Seat of John Sutherland, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Sutherland; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of William Hezlett, Esquire, to serve as Member for the Electoral District of Paddington.

2. **MEMBER SWORN:**—William Hezlett, Esquire, having taken and subscribed the Oath, and signed the Roll of the House, took his Seat as Member for the Electoral District of Paddington.

3. **QUESTIONS:**—

(1.) **Civil Servants as Directors of Companies:**—Mr. McElhone asked the Colonial Secretary,—

(1.) What are the names of the Civil Servants (if any) who still occupy the positions of Directors or Auditors of Companies?

(2.) Will he issue imperative instructions to these gentlemen at once that they must either resign their positions as Civil Servants or their offices of Directors or Auditors of Companies?

Sir Henry Parkes answered,—I find it next to impossible to answer this question. We have no means of ascertaining whether these gentlemen have resigned or not, unless we send a circular round to those to whom the first circular was addressed, asking whether they have or have not resigned. Although we have reason to think some have not, still we cannot ascertain the fact for a certainty unless we take some such step as I have indicated, and some such step will be taken in a short time.

(2.) **Applications for Leases of Land on the Reserve for Water Supply to Sydney:**—Mr. McElhone asked the Secretary for Public Works,—

(1.) Has any person applied to lease any portion of land at the Pheasant's Nest, or any other portion of the area of the water-shed to supply Sydney with water, for the purpose of erecting a public-house, lodging-house, &c.?

(2.) If so, what area has been applied for, what is the name of the agent who applied to lease it and on whose behalf was it applied for; and is it his intention to grant the application?

Mr. Lackey answered,—

(1.) Yes.

(2.) The following is a list of all applications for special leases upon the Reserve for Water Supply to Sydney:—No. 1—A. Armstrong, in October, 1877, for 200 acres for an accommodation house. No. 2—A. Armstrong, in October, 1879, for a smaller area for same purpose. No. 3—A. Armstrong, in September, 1879, for 10 acres, for boarding-house, store, and butcher's shop. No. 4—A. Armstrong, as agent for G. Turnbull, in December, 1879, for 2 acres for a store. No. 5—G. H. Holmes, as agent for C. Kelsey, in October, 1879, for 5 acres for a store. No. 6—H. H. Brown, as agent for C. Kelsey, in October, 1879, for 10 acres, for store, smithy, and butcher's shop. No. 7—W. S. Mure, in December, 1879, for 2 acres, for blacksmith's shop. All these applications have been declined save Nos. 4 and 7, which are under consideration, and no doubt will also be declined.

(3.) **Employés at Glebe Island:**—Mr. McElhone asked the Colonial Treasurer,—

(1.) What are the names of all persons employed by Government on Glebe Island during the years 1877, 1878, and 1879?

(2.) The names and occupation of each person, and the salaries they received?

(3.)

(3.) The amount of over-time money paid to each person in each month during the above periods?
 (4.) The like in regard to all persons employed on Glebe Island from 1st of January, 1880, to 14th February, 1880, and the amount of over-time money paid to each person, and the names of all who received over-time payment from 1st January, 1880, to 14th February, 1880?

(5.) The names of all new hands who were put on to work at Glebe Island in 1879, and the like in regard from 1st January, 1880, to 14th February, 1880?

Mr. Watson answered,—The information required is of an elaborate character, and extends over a period of years, and time is required to prepare it; but I hope to lay the information, in the shape of a Return, upon the Table in a few days.

(4.) Mr. J. F. Harmer:—Mr. McElhone asked the Colonial Secretary,—

(1.) Is he aware that Mr. John Fredk. Harmer, a clerk in the Water Police Office, is Manager of the Watson's Bay Steam Company?

(2.) Is he aware that Mr. Harmer conducts the correspondence and business of the Company at the Water Police Office, and during office hours?

(3.) Will he cause inquiries to be made into this, and put a stop to it, and have Mr. Harmer advised that he must resign his position of Manager of above Company or his position as a Civil Servant?

Mr. Suttor answered,—I have made inquiries in this matter, and am informed that Mr. John Frederick Harmer is not the Manager of the Watson's Bay Steam Company, and that he does not conduct the correspondence and business of the Watson's Bay Company, and has never done so at the Water Police Office during office hours.

(5.) Mr. Combes and Mr. Joubert:—Mr. McElhone asked the Colonial Secretary,—In reference to my questions of the 1st July, 1879, in reference to private property shipped per "Brodick Castle" by Messrs. Combes and Joubert, and for which goods the Government paid £232 17s. 6d. freight and insurance,—Have Messrs. Combes and Joubert yet paid the freight on the goods shipped by them per above vessel; if so, how much have they paid; and if they have not paid the freight, will he take steps to compel payment of the freight on their goods?

Sir Henry Parkes answered,—I find that no money has been repaid to Government on account of this freight, and I will cause inquiry to be made of these gentlemen at once.

(6.) Tanks on Road between the Barwin and Narren Rivers:—Mr. Dangar asked the Secretary for Public Works,—

(1.) Has £6,000 been voted for tanks on the Cumborah Springs and Llanillo Roads, between the Barwin and Narren Rivers?

(2.) If so, when will these votes lapse, if tenders are not called for and accepted for these works?

(3.) Will immediate steps be taken to call for tenders for the same, to prevent the votes lapsing?

(4.) Will an officer be speedily sent from the Works or Mines Department, or has one been sent, to report upon the best site for these tanks?

(5.) In whose Department does the construction of the tanks exist, and in which the fixing of the sites and management when erected?

Mr. Lackey answered,—

(1.) Yes, in 1879; £3,000 for each road.

(2.) On 31st December, 1880.

(3.) Yes.

(4.) An officer was despatched to do these and other works in the vicinity, and arrived at Brewarrina on the 19th ultimo. The floods, however, delayed action in the matter.

(5.) The construction and repair of tanks and fixing of sites is with the Roads Department. When completed the leasing is under the Department of Mines.

(7.) Recreation Ground at Baradine:—Mr. Dangar asked the Secretary for Lands,—

(1.) Has any common (permanent or temporary), recreation, cricket, or racecourse ground been dedicated or granted to Baradine; and if so, the particulars and area of each, and the names of trustees to each (if any appointed)?

(2.) Have (or will) instructions been issued (and if so, to what Surveyor) to measure any of these grants; and if not, will the Surveyor of the district (Mr. Chatfield) be so instructed?

Mr. Hoskins answered,—

(1.) Yes, a temporary common of 1,200 acres, and a reserve for recreation of 120 acres. Trustees have not been appointed in either case. There are no reserves for cricket or racecourse.

(2.) It is not customary to measure land temporarily set apart for commonage or recreation.

(8.) Residence for Superintendent of Police at Deniliquin:—Mr. Barbour asked the Secretary for Public Works,—Is it a fact that a dwelling-house is being built at Deniliquin for the Superintendent of Police that will cost £3,000 before completion; if not, what will it cost?

Mr. Lackey answered,—A contract for Police Quarters at Deniliquin was taken in December, 1878, amounting to £1,630, and a contract for further additions was taken at the end of last year, amounting to £1,226, making the total expenditure for Police Quarters £2,856.

(9.) Government Contracts:—Mr. Barbour asked the Secretary for Public Works,—

(1.) Is there any reason why the Government should not in all contracts, whether large or small, give a schedule of quantities lithographed or printed, along with the conditions and specifications, charging the contractors a fee for each copy, and so form a common basis to tender upon—alike equal to all?

(2.) Would it not effect an immense saving to the Government were they to take the benefit of the contingency items which contractors usually place in tenders where no schedule of quantities are furnished, and require contractors to add to their tenders a sum provisional for extras, should such be required, the contract to be added to or deducted from on the basis of the detailed schedule?

Mr.

Mr. Lackey answered,—

(1.) Yes. It would materially increase the expense and responsibility of the Department, necessitating the employment of a double set of reliable officers for the purpose of taking out quantities, also the liability of the Government being involved in frequent disputes and litigations.

(2.) No contingency items are provided, the contracts being for lump sums. This system answers very well, and I do not consider a saving would be effected by adopting any other course. Extra works are paid for by measurement and value, or by special agreement, but in contracts of any magnitude a schedule of prices for extras and omissions forms part of the contract.

4. PUBLIC INSTRUCTION BILL:—Mr. Lackey presented a Petition from Inhabitants of Parramatta and its vicinity, in favour of the passing of this Bill.
Petition received.

5. PAPERS:—

Mr. Lackey laid upon the Table,—Letter from the Colonial Architect to the Under Secretary for Public Works, respecting Drainage, &c., Post and Telegraph Offices, Bathurst.
Ordered to be printed.

Mr. Suttor laid upon the Table,—Correspondence respecting the sale of the old Public School Site at Moruya to the Bank of New South Wales.
Ordered to be printed.

Mr. Hoskins laid upon the Table,—

(1.) Return to an Order made on 29th May, 1879,—“Land taken up by Mr. Smith for Sericulture.”

(2.) Return to an Order made on 4th July, 1879,—“Oyster Beds at the Manning and Shoalhaven Rivers.”

Ordered to be printed.

6. TRAMWAYS EXTENSION BILL:—Mr. Lackey presented a Bill, intituled “*A Bill to authorize the construction and maintenance of Tramways along certain Streets and Highways in the City and Suburbs of Sydney and elsewhere*,”—which was read a first time.
Ordered to be printed, and read a second time on Thursday next.

7. MR. LEE, POST AND TELEGRAPH MASTER AT CASSILIS (*Formal Motion*):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters, correspondence, and complaints made to the Postmaster General in reference to alleged improper conduct of Mr. Lee, Post and Telegraph Master at Cassilis.
Question put and passed.

8. MARINE BOARD (*Formal Motion*):—Mr. Webb moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing,—

(1.) The number of inquiries held by the Marine Board since its establishment in cases of wrecks, collisions, or other casualty, and in cases of misconduct of officers of ships, specifying in each case name and description of vessel concerned, name of owner or owners and master, and result of inquiry.

(2.) Number, nature, and result of prosecutions instituted by the Marine Board for violation of the provisions of the Navigation Act, or of the regulations made thereunder, during the like period.

(3.) How many certificates in each class and grade, authorized by the Navigation Act, have been issued by the Board during the same period.

(4.) A copy of all regulations made by the Marine Board during the same period.

Question put and passed.

9. MAITLAND CATTLE DRIVING ACT AMENDMENT BILL (*Formal Order of the Day*),—on motion of Mr. Cohen, read a third time and passed.

Mr. Cohen then moved, That the Title of the Bill be “*An Act to amend an Act intituled ‘An Act to prevent Cattle being driven through the Towns of East and West Maitland except at certain hours’ and to make other provision in lieu thereof*.”

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled “*An Act to amend an Act intituled ‘An Act to prevent Cattle being driven through the Towns of East and West Maitland except at certain hours’ and to make other provision in lieu thereof*,”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 24th February, 1880.

10. CIVIL SERVANTS AS DIRECTORS OF COMPANIES:—Mr. Pilcher moved, pursuant to Notice,—
- (1.) That the following Resolution, passed by this House on the 17th of June last, viz. :—“That, in the opinion of this House, no person employed in the Civil Service should be allowed to act as a Director or Auditor of any Bank or Company, except the Civil Service Co-operative Society,”—be and the same is hereby rescinded.
- (2.) That, in the opinion of this House, no person employed in the Civil Service should be allowed to act as a Director or Auditor of any Bank or other Company which requires any attendance whatever on the part of such Director or Auditor during office hours.
- (3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor.
Debate ensued.

Question

Question put,—

The House divided.

Ayes, 8.

Mr. Combes,
Mr. Farnell,
Mr. Webb,
Mr. Garrett,
Mr. Hurley (*Hartley*),
Mr. Stephen Brown,

Tellers.

Mr. Bowman,
Mr. Pilcher.

Noes, 32.

Mr. Fitzpatrick,	Mr. Lackey,
Mr. Watson,	Mr. Macintosh,
Mr. Sutter,	Mr. Baker,
Mr. Wisdom,	Mr. Bennett,
Sir Henry Parkes,	Mr. Murphy,
Mr. Hoskins,	Mr. Lynch,
Mr. J. Davies,	Mr. Beyers,
Mr. W. C. Browne,	Mr. Thompson,
Mr. Jacob,	Mr. McCulloch,
Mr. Moses,	Mr. Harris,
Mr. Charles,	Mr. Hazlet,
Mr. McElhone,	Mr. Clarke,
Dr. Bowker,	Mr. Teece,
Mr. Barbour,	
Mr. Driver,	<i>Tellers.</i>
Mr. Cameron,	Mr. Greville,
Dr. Renwick,	Mr. Greenwood.

And so it passed in the negative.

11. BRIDGE OVER GLENDON BROOK :—Mr. W. C. Browne moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1880 a sum sufficient to erect a Bridge over Glendon Brook, on road Singleton to Gresford.

Debate ensued.

Question put and passed.

12. PUBLIC INSTRUCTION BILL :—Dr. Bowker presented a Petition from George Wallace, Chairman of a Public Meeting held at Newcastle, in favour of the passing of this Bill.

Petition received.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 57.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 25 FEBRUARY, 1880.

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

ELECTORATE OF PADDINGTON:—Mr. Speaker informed the House that whereas the name of the Member returned for Paddington is endorsed on the Writ as "William Hezlett," the gentleman who had subscribed the Oath and the Roll of the House as the Member for Paddington had signed his name "William Hezlet."

Whereupon Sir Henry Parkes moved, That the Clerk of the House do amend the return for the Electoral District of Paddington by substituting the name "William Hezlet" for that of "William Hezlett."

Question put and passed,—

And the Clerk amended the said return accordingly.

2. **QUESTIONS**:—

(1.) **Mr. J. B. Richards**:—*Mr. J. Davies*, for Mr. McCulloch, asked the Secretary for Lands,—Under what circumstances was Mr. J. B. Richards discharged or relieved from his duties as Crown Lands Commissioner at Bathurst about two years ago?

Mr. Hoskins answered,—Mr. Richards was relieved of his duties as Crown Lands Agent (not Commissioner) at Bathurst, because it was rendered evident, after due inquiry, that he was unable through frequent absence, in consequence of ill-health, to give the requisite attention to the duties of his office, which consequently had to be performed for frequent and protracted periods by a gentleman in no way connected with the Public Service, and therefore irresponsible to the Department of Lands—a state of things which, it appears from the correspondence on the subject, Mr. Garrett, the Minister at the time, deemed it undesirable to continue.

(2.) **Attorney General v. Holt and Others**:—Captain Onslow asked the Attorney General,—

(1.) In reference to the Paper, Administration of Justice, *Attorney General v. Holt and others*, ordered by the House to be printed on 21st January,—Are there any grounds for the serious charges made by the Honorable Thomas Holt, M.L.C., against the Crown Solicitor, Mr. John Williams?

(2.) Is there any intention on the part of the Government to carry out the suggestion of the Honorable Thomas Holt, M.L.C., that the costs in the suit referred to should "be made good by Mr. Williams from his private resources, which would (the Honorable Thomas Holt, M.L.C., considers) be a proper punishment for his (Mr. Williams's) offence?"

Mr. Wisdom answered,—

(1.) As to the first question, as it involves a matter of opinion, I trust the Honorable Member will excuse me for declining to answer it.

(2.) No.

(3.) **Bridges over the River Manilla and the River Peel**:—*Mr. Taylor*, for Mr. Bennett, asked the Secretary for Public Works,—

(1.) Are the two bridges of colonial manufacture for which tenders have been invited—one over the River Manilla at North Barraba, and the other over the River Peel at Tamworth; if so, are the bridges ready for transmission to the respective sites; if not, when will they be ready?

(2.) If the said two bridges are not of colonial manufacture, from whom have the Government purchased them, and have the Government received the bridges; if not, when is it likely they will be received?

Mr. Lackey answered,—

(1.) No tender has been accepted for the bridge at Barraba. Fresh tenders for a timber structure will be invited. The lowest tender for an iron bridge at Tamworth was accepted, viz., that of Messrs. Royce & Co., who will import the ironwork from England.

(2.) The material for the bridge will be delivered in six months—probably in less.

3.

3. PUBLIC INSTRUCTION BILL:—*Mr. J. Davies*, for *Mr. Dillon*, presented a Petition from Inhabitants of Inverell and district, praying that, with the exception of the 20th clause, this Bill may speedily become law.
Petition received.
4. WATER SUPPLY AND SEWERAGE FOR SYDNEY AND SUBURBS (*Formal Motion*):—*Sir Henry Parkes* moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the Water Supply and Sewerage of the City of Sydney and its Suburbs.
Question put and passed.
5. WATER SUPPLY AND SEWERAGE FOR TOWNS (*Formal Motion*):—*Sir Henry Parkes* moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to establish a system of Water Supply and Sewerage for certain Towns.
Question put and passed.
6. PENSIONS TO CIVIL SERVANTS (*Formal Motion*):—*Mr. W. C. Browne* moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the Opinion of the Attorney General of 11th July, 1879, relative to the right of Civil Servants to pensions, whether deductions have been made from their salaries or not; also, copies of all applications for refund of deductions, and all minutes and correspondence relative thereto.
Question put and passed.
7. TOLLS LEVIED AT PUBLIC FERRIES ON NORTHERN RIVERS (*Formal Motion*):—*Mr. R. B. Smith* moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the rates of all tolls or dues demanded, levied, and taken by the Government at the various Public Ferries on the Hunter, Paterson, Williams, Manning, Hastings, Wilson, Macleay, Nambuccra, Bellinger, Clarence, and Richmond Rivers, respectively.
Question put and passed.
8. CONSOLIDATED REVENUE FUND BILL (No. 3):—The Order of the Day having been read,—*Mr. Watson* moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of *Mr. Watson*, *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. Watson*, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
9. PUBLIC INSTRUCTION BILL:—The Order of the Day having been read,—*Mr. Suttor* moved, That this Bill be now read a third time.
Debate ensued.
Question put.
The House divided.

Ayes, 42.

<i>Sir Henry Parkes,</i>	<i>Mr. Webb,</i>
<i>Mr. Lackey,</i>	<i>Mr. Merriman,</i>
<i>Mr. Baker,</i>	<i>Mr. Eckford,</i>
<i>Mr. Suttor,</i>	<i>Mr. Terry,</i>
<i>Mr. Hoskins,</i>	<i>Mr. Harris,</i>
<i>Mr. Lucas,</i>	<i>Mr. Roseby,</i>
<i>Mr. Burns,</i>	<i>Mr. Hungerford,</i>
<i>Mr. Garrett,</i>	<i>Mr. Charles,</i>
<i>Mr. Gray,</i>	<i>Mr. Combes,</i>
<i>Mr. Moses,</i>	<i>Mr. R. B. Smith,</i>
<i>Mr. Kerr,</i>	<i>Dr. Renwick,</i>
<i>Mr. Barbour,</i>	<i>Mr. Wisdom,</i>
<i>Mr. Thompson,</i>	<i>Mr. Teece,</i>
<i>Mr. Stephen Brown,</i>	<i>Mr. Farnell,</i>
<i>Mr. McCulloch,</i>	<i>Mr. Greville,</i>
<i>Mr. Murphy,</i>	<i>Mr. Driver,</i>
<i>Mr. T. R. Smith,</i>	<i>Mr. Cameron,</i>
<i>Mr. Cohen,</i>	<i>Mr. J. Davies,</i>
<i>Mr. Simson,</i>	
<i>Mr. Barton,</i>	<i>Tellers.</i>
<i>Mr. Bennett,</i>	<i>Mr. Macintosh,</i>
<i>Mr. Hezlet,</i>	<i>Mr. Greenwood.</i>

Noes, 6.

<i>Mr. W. C. Browne,</i>
<i>Mr. Coonan,</i>
<i>Mr. Lynch,</i>
<i>Mr. Day,</i>
<i>Tellers.</i>
<i>Mr. McElhone,</i>
<i>Mr. O'Connor.</i>

And so it was resolved in the affirmative.

Bill read a third time,—and, on motion of *Sir Henry Parkes*, *passed*.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to make more adequate provision for Public Education.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to make more adequate provision for Public Education,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 25th February, 1880.

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

By Sir Henry Parkes,—

(1.) Water Supply and Sewerage for Sydney and Suburbs:—

AUGUSTUS LOFTUS,

Governor.

Message No. 20.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the Water Supply and Sewerage of the City of Sydney and its Suburbs.

Government House,

Sydney, 25th February, 1880.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

(2.) Water Supply and Sewerage for Towns:—

AUGUSTUS LOFTUS,

Governor.

Message No. 21.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to establish a system of Water Supply and Sewerage for certain Towns.

Government House,

Sydney, 25th February, 1880.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

By Mr. Lackey,—

(3.) Tramways Extension Bill:—

AUGUSTUS LOFTUS,

Governor.

Message No. 22.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with the Bill to authorize the construction and maintenance of Tramways along certain Streets and Highways in the City and Suburbs of Sydney and elsewhere.

Government House,

Sydney, 25th February, 1880.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

11. DUNCAN'S SUPERANNUATION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

Ordered, that the adoption of the report stand an Order of the Day for to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 58.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 26 FEBRUARY, 1880.

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

QUESTIONS :—

(1.) Roads in Electorate of Queanbeyan :—Mr. Thompson asked the Secretary for Mines,—What is his intention with regard to the numerous urgent applications for roads in the Electorate of Queanbeyan, none of which have been finally dealt with for a period of nearly three years?

Mr. Baker answered,—The Surveyor entrusted with the road surveys in the Electorate of Queanbeyan has been prevented by pressure of work from attending to them, but Mr. District Surveyor Twynam has now proceeded to Yass and Queanbeyan in connection with the surveys in his district; and Mr. District Surveyor Betts is expediting those in his district.

(2.) Conservation of Water—Construction of Dams :—Mr. Dangar asked the Secretary for Mines,—When is it intended to introduce the Bills, so long promised (see Votes and Proceedings of the Assembly), for the conservation of water in the interior, and to legalise the construction of dams?

Mr. Baker answered,—Until the important measures which are now before Parliament are disposed of the Government can make no promise in regard to the Bills mentioned by the Honorable Member.

(3.) Fencing Runs :—Mr. Dangar asked the Secretary for Mines,—When is it intended to introduce the Bill, so long promised (see Votes and Proceedings of the Assembly), to compel lessees of runs to join in expense of fencing, and of a similar character to the law existing upon this subject in the adjoining Colonies?

Mr. Baker answered,—Until the important measures which are now before Parliament are disposed of the Government can make no promise in regard to the Bill mentioned by the Honorable Member.

(4.) Public Schools at Attunga or Burdekin's Springs :—Mr. Bennett asked the Minister of Justice and Public Instruction,—

- (1.) When will tenders for the erection of the proposed Public School at Attunga be invited?
- (2.) Is the Minister aware that the Provisional School at Attunga has been closed since the 1st of January last by the Local Board and the local Priest, and will the Minister cause the names of such Local Board to be erased from the records of the Council of Education at once?
- (3.) What action has been taken, and decisions arrived at (if any) with reference to the erection of a Public School at Burdekin's Springs, in the District of Tamworth?
- (4.) Is the Minister aware that there are upwards of fifty children in the neighbourhood of Burdekin's Springs who, with the exception of a few, have not as yet had the advantage of attending any school?

Mr. Suttor answered,—

- (1.) When the plans, which are being prepared, have been approved of.
- (2.) The School was closed at the beginning of the year by the Roman Catholic Clergyman stationed at Tamworth having taken possession of the building. The Council is not aware that the Local Board took part in the proceeding.
- (3.) The Council has agreed to establish a Public School at Attunga Springs, and has applied to the Government for a site. It is presumed that this place is identical with Burdekin Springs—the name given by the Honorable Member.
- (4.) It has been reported to the Council that there are upwards of fifty children in the neighbourhood of Attunga Springs, for whom a school is required.

(5.)

(5.) Post and Telegraph Offices at Gosford and Cooranbong :—*Mr. Charles*, for *Mr. Eckford*, asked the Secretary for Public Works,—

(1.) When will tenders be called for the erection of Post and Telegraph Office at Gosford, for which the money was voted last Session ?

(2.) When will tenders be called for Post and Telegraph Office at Cooranbong, for which the money was voted last Session ?

Mr. Lackey answered,—

(1.) Plans for Post and Telegraph Office at Gosford have been prepared, and are under consideration ; tenders will be invited as soon as possible.

(2.) Plans for Post and Telegraph Office, Cooranbong, are being prepared, and tenders will be invited so soon as they shall have been approved.

2. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL :—*Mr. Driver*, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 2nd December, 1879 ; together with Appendix, and a copy of the Bill as agreed to in the Committee. Ordered to be printed.

Mr. Driver then moved, That the Bill be read a second time on Friday, 2nd April.

Question put and passed.

3. CONSOLIDATED REVENUE FUND BILL No. 3 (*Formal Order of the Day*),—on motion of *Mr. Watson*, read a third time, and *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 26th February, 1880.

4. TRAMWAYS EXTENSION BILL :—The Order of the Day having been read,—*Mr. Lackey* 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. Lackey*, *Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

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

5. CONSOLIDATED REVENUE FUND BILL (No. 3) :—*Mr. Speaker* reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 26th February, 1880.

JOHN HAY,

President.

6. WATER SUPPLY AND SEWERAGE FOR SYDNEY AND SUBURBS :—The Order of the Day having been read,—on motion of *Sir Henry Parkes*, *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 Water Supply and Sewerage of the City of Sydney and its Suburbs.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to provide for the Water Supply and Sewerage of the City of Sydney and its Suburbs.

On motion of *Sir Henry Parkes*, the Resolution was read a second time, and agreed to.

7. WATER SUPPLY AND SEWERAGE FOR TOWNS :—The Order of the Day having been read,—on motion of *Sir Henry Parkes*, *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 establish a system of Water Supply and Sewerage for certain Towns.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to establish a system of Water Supply and Sewerage for certain Towns.

On motion of *Sir Henry Parkes*, the Resolution was read a second time, and agreed to.

8. DUNCAN'S SUPERANNUATION BILL:—The Order of the Day having been read,—Mr. Watson moved, That the report from the Committee of the Whole on this Bill be now adopted.
Question put and passed.
Ordered, that the Bill be read a third time to-morrow.
9. POSTPONEMENT:—The Order of the Day for the further consideration in Committee of the Sydney Corporation Act Amendment Bill (No. 3) postponed until Wednesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 59.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 27 FEBRUARY, 1880.

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

QUESTIONS:—

(1.) Nelanglo Stock Reserve:—*Mr. Burns*, for *Mr. Fitzpatrick*, asked the Secretary for Mines,—Has the Government arrived at any decision with respect to the Rules submitted by the Trustees of the Nelanglo Stock Reserve?

Mr. Baker answered,—Since the Amending Sheep Act of 1878 came into operation the supervision of such reserves has been cast upon the Sheep Inspectors, and therefore it is not deemed expedient to approve of the rules submitted by the Trustees.

(2.) Bridge over the Williams River at Telegra:—*Mr. Johnston* asked the Secretary for Public Works,—Is it the intention of the Government to place a sum of money on the Additional Estimates for 1880 sufficient to cover the cost for the crection of a Bridge over the Williams River at Telegra, on road from Dungog to Underbank?

Mr. Lackey answered,—A sum of £1,500 is on the Estimates-in-Chief for the bridge in question.

(3.) Railway Locomotive Engines:—*Mr. Macintosh* asked the Secretary for Public Works,—

(1.) What mileage duty has been performed respectively by locomotive engines Nos. 80, 105, and 130 since they were placed on the Railway for duty?

(2.) What was the original cost respectively to the Government of locomotive engines Nos. 80, 105, and 130 when placed on the Railway for duty after arrival?

(3.) What has been the cost for repairs or alterations to locomotive engines Nos. 80, 105, and 130, respectively, since they were placed on the Railway to date?

(4.) If locomotive engines Nos. 80, 105, and 130 are now or are about to undergo repairs or alterations, what will be the probable cost to render each engine efficient for duty?

(5.) From whence were locomotive engines Nos. 80, 105, and 130 imported respectively?

(6.) What amount have locomotive engines Nos. 80, 105, and 130 cost, respectively, for repairs, &c., per 1,000 miles duty performed since arrival to date?

Mr. Lackey answered,—

(1.) Mileage of No. 80, English passenger engine	...	...	63,829—Passenger service.
" " 105, American " "	...	...	8,928—Passenger "
" " 130 " " "	...	...	53,250—Goods "
(2.) Original cost " 80	...	...	24,312—Passenger "
" " 105	...	...	£2,955 10 7
" " 130	...	...	2,541 12 5
(3.) Cost of repairs " 80	...	...	2,531 15 0
" " 105	...	...	199 14 11
" " 130	...	...	326 4 0
			17 12 10

No comparison, however, between the running expenses for repairs of American passenger engine 105 and the English passenger engine No. 80 can fairly be made, as the American engine, though designed for passenger service, has been employed in running heavy goods trains.

(4.) Nos. 105 and 130 are now in for repairs, but the cost cannot be estimated until they are lifted off their wheels.

(5.) Engine No. 80, from Messrs. Beyer, Peacock & Co., Manchester, England; Engines Nos. 105 and 130, from the Baldwin Locomotive Company, Philadelphia.

(6.) Cost per 1,000 miles for repairs—No. 80	...	...	£2 16 11
" " —No. 105	...	...	5 5 3
" " —No. 130	...	...	0 14 9

(4.)

(4.) Road from Barraba to Gunnedah:—Mr. Dangar asked the Secretary for Mines,—
 (1.) Has the District or any other Surveyor's report been received upon the several suggested lines of road from Barraba to Gunnedah; if so, the nature thereof; and if not, when is it likely to be, and will the report be expedited?

(2.) Has (or will) the District Surveyor, or other Surveyor deputed by him, personally inspected and travelled over these routes?

Mr. Baker answered,—

(1.) Yes; Mr. District-Surveyor Dewhurst has reported favourably of the line *viâ* Carroll.

(2.) Yes.

(5.) Recreation Reserves:—Mr. Burns, for Mr. Cohen, asked the Colonial Secretary,—Whether the Government have yet arrived at any decision with respect to the purchasing Recreation Reserves for Sydney, its suburbs, and country towns; and if so, will he have any objection to inform the House of the nature of such decision?

Sir Henry Parkes answered,—I cannot say that any decision has been arrived at in this matter. There are different cases before the Government, and they have been once or twice under consideration; but no final decision has yet been arrived at. As soon as any decision is come to, the matter will be submitted to the House, and that certainly without any great delay.

(6.) Site for a Watch-house in George-street North:—Mr. Taylor, for Mr. McElhone, asked the Colonial Secretary,—

(1.) In reference to my question of the 12th instant, as to purchase of land from Mr. Billyard,—Is it not a fact that the land so bought in George-street does not join the Government land in Harrington-street, on which the old Watch-house is built?

(2.) Does not the "Waterman's Arms" adjoin the Watch-house in Harrington-street, and cut it off from the land bought from Mr. Billyard?

Sir Henry Parkes answered,—I find that there is a small piece of ground which intervenes between the land purchased and the site of the Harrington-street Watch-house; but the deed of grant of that land contains a proviso by which the Government can at any time resume possession by giving twelve months notice, the valuation of the land being fixed by arbitration. Of the blocks of land offered to the Government, I find that one was offered at £5,500, one at £3,562, and one at £3,000.

(7.) Gaol Accommodation at Berrima:—Mr. Garrett asked the Colonial Secretary,—

(1.) Has the attention of the Government been given to the question of the propriety of extending the gaol accommodation at Berrima, in preference to erecting a new gaol at Goulburn?

(2.) If not, will the Government give the matter their consideration before accepting tenders for the erection of a gaol at Goulburn?

Sir Henry Parkes answered,—In this case the attention of the Government has been called to the subject referred to in the first section of the Honorable Member's question, and the Government is prepared to admit that there are a number of considerations in favour of extending the prison accommodation at Berrima, some of which are very important indeed; but there are also considerations on the other side. Altogether the matter is one of so much importance that it will receive the most deliberate and careful attention.

(8.) Police Quarters at Coonabarabran:—Mr. Dangar asked the Colonial Secretary,—

(1.) Has any report been called for or furnished by the Inspector-General of Police (or will such be done) as to the necessity of new Police Quarters and Barracks at Coonabarabran—the Police residing in rented buildings?

(2.) Will a sum of money be placed upon next Estimates, or appropriated out of the General Vote for Public Buildings, for the erection of new Police Quarters at that place?

Sir Henry Parkes answered,—I find that there is at Coonabarabran a recently erected Court-house, with cells for prisoners, and three rooms for the accommodation of the lock-up keeper or constables, but there is no barracks, properly so called, for the Police. A report has been received from the Inspector-General on the subject, and the expediency of complying with that report will be considered in a short time. If any steps are to be taken for erecting quarters for the Police, other than the buildings already there, Parliament will be asked to vote a sum for that purpose.

2. CONSOLIDATED REVENUE FUND BILL (No. 3):—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,

Message No. 23.

Governor.

A Bill, intituled "An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 27th February, 1880.

3. PAPERS:—

Sir Henry Parkes laid upon the Table,—

(1.) Abstract of Accounts of the Municipal Council of Sydney for 1879.

(2.) Return to an Address adopted on 28th January, 1880,—“Mr. Forster, late Agent General for the Colony.”

(3.) Return to an Order made on 5th February, 1880,—“Agent General for the Colony.”

Ordered to be printed.

Mr.

Mr. Hoskins laid upon the Table,—

(1.) Return to an Order made on 19th June, 1879—"Land claimed by Mr. James Cochran."

(2.) Return to an Order made on 29th May, 1879,—“Michael Reid's Conditional Purchase at Springwood.”

Ordered to be printed.

4. DUNCAN'S SUPERANNUATION BILL (*Formal Order of the Day*),—on motion of Mr. Watson, read a third time, and *passed*.

Mr. Watson then moved, That the Title of the Bill be “*An Act to enable the present Collector of Customs (William Augustine Duncan Esquire) to retire upon a Superannuation Allowance.*”

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled “*An Act to enable the present Collector of Customs (William Augustine Duncan Esquire) to retire upon a Superannuation Allowance,*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 27th February, 1880.

5. POSTPONEMENT:—The Order of the Day for the second reading of the Mining on Private Lands Bill postponed until Friday, 26th March.
6. BRIDGE OVER GLENDON BROOK:—The Order of the Day in reference to this subject read,—and, on motion of Mr. W. C. Browne, discharged.

The House adjourned at twelve minutes before Five o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 60.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 2 MARCH, 1880.

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

QUESTIONS :—

- (1.) Clinton-street, Goulburn:—*Mr. Burns*, for *Mr. Fitzpatrick*, asked the Secretary for Public Works,—

- (1.) Have the Government prepared plans and specifications for the formation of a portion of Clinton-street, in the City of Goulburn?
- (2.) Is the contemplated work, on one of the main roads of the Colony, under the Commissioner for Roads, or within the Municipality, and therefore under the supervision of the Municipal Council?
- (3.) Are the proposed works to be carried out by the Government or the Council?
- (4.) Will the expense be borne by the Government or the Council?
- (5.) Have objections been lodged with the Government against the carrying out of this work, on the ground of its injurious interference with private property?
- (6.) Were the Government threatened with an action if they formed Clinton-street a few yards lower down than the portion now proposed to be formed?
- (7.) If so, by whom and when?

Mr. Lackey answered,—

- (1.) The Road Officer at Goulburn has, by instructions, prepared plans.
- (2.) The work is not on a main road, but is on a portion of an important road, and feeder to the Railway within the Municipality of Goulburn. The portion outside the Municipality is in charge of the Commissioner for Roads.
- (3.) By the Council.
- (4.) A sum of money from the Road Vote will be given to the Council to carry out the works on its own responsibility.
- (5.) An objection has been lodged.
- (6.) Some threat of the sort has been made.
- (7.) *Mr. Horn*. The date of the first communication cannot be given; but a recent letter has been received from him, dated the 23rd ultimo, threatening an action.

- (2.) *Mr. W. Lamb's* Conditional Purchase:—*Mr. McElhone* asked the Secretary for Lands,—

- (1.) Was a conditional purchase, or an additional conditional purchase, of 63 acres taken up by *Mr. W. Lamb* at Cassilis, and situated in the county of Bligh, parish of Tural, forfeited; if so, on what account?
- (2.) Have any conditional purchases, or additional conditional purchases, taken up by *W. Lamb* at Cassilis been forfeited; if so, on what grounds, and were the said conditional purchases, or any of them, transferred to *Alexander Busby* or *Wm. Busby, Esquire*?

Mr. Hoskins answered,—

- (1.) An informal application for 63 acres was made by *Mr. William Lamb* at Cassilis on the 24th August, 1876. It was not entertained, not having been accompanied by the proper deposit, and the amount paid on account of deposit was refunded.
- (2.) No such conditional purchases have been forfeited. A previous application by *William Lamb* was cancelled and deposit refunded, the land having been taken up by a prior applicant. A transfer of the first-mentioned conditional purchase to *Mr. Alexander Busby* was declined—the selection not having been recognized.

(3.)

(3.) Right of Travelling Stock to graze on Commons :—Mr. McElhone asked the Attorney General,—
 (1.) Is there not a clause or a regulation in the Lands Act of 1861 or 1875 which gives travelling stock the right to graze on Commons for three days, or longer in case of floods?

(2.) Was not a person fined some time since for grazing travelling stock on the Common or Temporary Common at Forbes, and did not the Supreme Court in this case grant a prohibition, setting aside the decision of the Magistrates in this case, and thus decide that travelling stock had the right to graze on Commons for a specified time, as per the clause or regulation of the Lands Act of 1861 or 1875?

Mr. Wisdom answered,—

(1.) There are two Regulations made under the Crown Lands Acts which deal with grazing privileges on Commons. The 63rd Regulation (see *Gazette* 28th August, 1875) as to Permanent Commons, and the 78th Regulation (see same *Gazette*) as to Temporary Commons. Both these Regulations are confined to the pasturage on Commons of horses and cattle (not of travelling stock) "in use by travellers, teamsters, and carriers." The period allowed is three days at any one time, or for such longer period as floods or other unforeseen natural causes may render unavoidable.

(2.) I cannot trace the prohibition case referred to in this question in the reported decisions of the Supreme Court.

(4.) Narrabri Common :—Mr. Dangar asked the Colonial Secretary,—

(1.) The date of the last election of Trustees for Narrabri Common, under the "Commons Regulation Act of 1873," the names of Trustees elected, and for how long?

(2.) Have any regulations for this Common been submitted by the Trustees for the approval of the Colonial Secretary, or sanctioned by him?

(3.) In case of resignation by any of these Trustees, can others be nominated; and if so, up to what period?

Sir Henry Parkes answered,—

(1.) No election appears to have been held since Trustees were appointed by the Government in 1877 to hold office till January, 1880.

(2.) No regulations have been received.

(3.) Nomination can be made at any time up to the time of next general election of Trustees in January, 1883.

(5.) *Robertson v. Day* :—Mr. Burns, for Mr. Farnell, asked the Attorney General,—

(1.) In reference to 31st section of the "Crown Lands Acts Amendment Act of 1875," has any decision been given in the case of *Robertson v. Day*, on an appeal to the Privy Council?

(2.) If so, what is the decision, and do the Government intend to administer the 31st section of the Act of 1875 in accordance with such decision?

Mr. Wisdom answered,—A decision has, I believe, been given in the case of *Robertson v. Day*, but no official report of such decision has reached my office. When it does, I shall lay the decision upon the Table, and shall then be in a position to answer the second question.

(6.) Francis Falconer's application for Land :—Mr. Bennett asked the Secretary for Mines,—

(1.) Did Francis Falconer make an application in October last for vacant Crown Land adjoining the Murevillinba Run, in the Clarence District?

(2.) Was such application referred to the District Commissioner for Crown Lands; if so, when, and has any report been sent in by the District Commissioner; if not, will the Minister call on that officer, or such other officer whose duty it would be to do so?

Mr. Baker answered,—

(1.) Yes; the tender was opened on the 4th November, 1879.

(2.) Yes; on the 12th November, 1879. Report not yet received. Since the tender was referred to him the Commissioner has been absent from the Clarence District appraising runs in the Gwydir and New England Districts, which are also in his charge. Instructions shall be issued at once to expedite report.

(7.) Walcha Town Common :—Mr. Bennett asked the Secretary for Lands,—

(1.) Has a portion of the Town Common of Walcha been cancelled; if so, to what extent, when, and on whose application, and for what purpose?

(2.) Was the same land subdivided into lots; if so, when, and what was the area of each lot, and on whose application was the survey made?

(3.) Were the same lots offered for sale by auction; if so, when, and how many lots were sold, and name of purchaser or purchasers, and what was the upset price per acre?

(4.) Were any of the lots conditionally purchased before the notice of the sale by auction expired; if so, when, what quantity, and by whom, and was the conditional purchase allowed; if not, for what reason was the same cancelled, and by whom, and under what clause or regulation of the "Crown Lands Alienation Acts"?

(5.) Do not the provisions of the "Crown Lands Alienation Acts" permit land notified for sale by auction to be conditionally purchased under the 13th and 21st sections, and also prohibit the cancellation of commonage land, unless for the special purpose of town extension and other urgent and necessary public purposes?

Mr. Hoskins answered,—

(1.) Yes; 30 acres on 16th September, 1871, on the applications of A. Mitchell and F. Woods, for purpose of sale; 1,950 acres on 21st October, 1878, for purposes of sale—the papers are with the District-Surveyor; 805 acres on 17th November, 1879, on the applications of D. W. Jamison, S. Clift, and W. H. Whittaker, for purpose of sale.

(2.) Yes; three portions were surveyed on 24th January, 1871, of 10 acres each; survey made on application of A. Mitchell and F. Woods. Some of the land had already been subdivided in 1863, prior to notification of the Temporary Common, which included it; it was afterwards withdrawn from the Common on 17th November last.

(3.) Yes, on 4th March, 1872, three lots sold to Jane Daniell and T. Hardaker, at £2 per acre. Other portions were advertised for sale on 14th June, and also on 10th December, 1879, but were withdrawn. They are, however, about to be advertised for sale again at the upset price of £2 10s. per acre.

(4.) The land being within the population boundary was not open to conditional purchase under 13th and 21st clauses.

(5.) Yes; if the land otherwise is open to conditional purchase. No, being temporary commonage.

(8.) Firearms for Police and Gaols:—Mr. Bennett asked the Colonial Secretary,—

(1.) What pattern of firearms are supplied to the Warders of Gaols and Police respectively?

(2.) Have any and what representations been made as to the inferiority of these weapons by either body?

(3.) Is it the intention of the Government to supply the latest improved weapons to each?

Sir Henry Parkes answered,—

(1.) Gaol Warders are supplied with carbines, and some of them with revolvers. For the Police, the old regulation arms were Terry and Calisher's breech-loading carbines, and Colt's Navy revolvers. These are being replaced by Henry breech-loading central-fire carbines and Adams's breech-loading revolvers, of which a number has already been supplied, and a further large consignment has been ordered from England. When these are received, the old regulation arms will be transferred for Gaol use, for which they will be very serviceable.

(2.) The Inspector General of Police represented that improved arms were necessary, and the Government approved of the supply. The Comptroller General of Prisons concurred in the proposed arrangement for the transfer of the Police arms to his Department.

(3.) The answer to this question is included in the above.

2. TRAMWAYS EXTENSION BILL:—Mr. Greenwood presented a Petition from the Directors of the Sydney Tramway and Omnibus Company, referring to a Petition presented by them on the 18th November last; and praying to be heard at the Bar of the House by Counsel in support of the allegations of the said Petition, and otherwise in defence of their interests as proposed to be affected by the Tramways Extension Bill.
Petition received.

3. MURRUMBURRAH RAILWAY STATION (*Formal Motion*):—Mr. Garrett moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing,—

(1.) The extent of the local passenger traffic from Murrumburrah Platform since its erection, contrasted with that of Murrumburrah North, exclusive of passengers brought to the latter by Cobb & Co.'s and other coaches.

(2.) The like Return as to goods traffic, embracing wheat, wool, live stock, and other produce, and the amount of freight charge received.

(3.) A copy of all official reports as to the erection of Station buildings, and fixing site of Station at both localities.

(4.) Copy of decision (if any) as to the addition of suitable Station-house with proper accommodation, in combination with the buildings already erected at Murrumburrah North.

Question put and passed.

4. IMMIGRATION:—Mr. Cameron moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the depressed state of the labour market, and the financial exigencies of the Colony, require that all assisted Immigration should be absolutely suspended during the present year.

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

Debate ensued,—

And Mr. Speaker having stated his opinion that the Motion was not in order, as anticipating a vote in Supply,—

Mr. Cameron withdrew the Motion.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 61.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 3 MARCH, 1880.

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

QUESTIONS:—

- (1.) Site for Township of New Millie:—Mr. Dangar asked the Secretary for Lands,—

(1.) Is it a fact the site fixed for the New Millie Township between Narrabri and Moree is 5 miles from Old Millie, at Little Bumble, where there is no water in dry seasons?

(2.) Was a site selected or recommended by Licensed-Surveyor Clements, only 1 mile from Old Millie, with lots of water; and if so, the reason such site was not approved of?

Mr. Hoskins answered,—

(1.) Yes, about 5 miles. District-Surveyor Dewhurst, in reporting, says it will be necessary that the Crown should conserve water for the public, as the lessee has done at the site referred to in Question No. 2.

(2.) A site was suggested by Mr. Clements about 1 mile from Old Millie, but the District Surveyor found that the water thrown back by the dam constructed by the lessee rendered access impossible, except by the construction of a bridge.

- (2.) Allowance to Gaol Warders:—*Mr. Bennett*, for Mr. Taylor, asked the Colonial Secretary,—

(1.) Do the first-class warders in Her Majesty's Gaols receive 1s. per diem allowance for lodgings?

(2.) Is it the intention of the Government to place upon the Additional Estimates for 1880 a sum of money to make the same allowance to all warders?

Sir Henry Parkes answered,—

(1.) Yes.

(2.) In reply to this question, I had better, I think, read the statement supplied to me by the Comptroller General of Prisons:—

“The number of officers receiving lodging allowance in lieu of quarters is twenty-eight, at a cost of £536 5s. a year. Of these eleven are chief and senior warders, for whom, in ordinary prison usage, quarters should be provided. Their duties are of a more responsible character than those of the ordinary warders, to whom it has not been contemplated to extend this provision. Its existence should be an incentive to the last-named class to exert themselves for promotion. To extend the allowance to all the service would entail an additional annual cost of £3,300, and would still further add to the existing anomaly, represented in my letter of the 19th August last and previous communications, of the lesser officers of the service being paid relatively too highly as compared with their superior officers.”

I may add to this statement from the Comptroller General of Prisons, that the 1s. a day for chief and senior warders may be considered as part of their remuneration, and it does not follow that the warders who form the general staff of the prison service should be paid as highly as the officers placed over them in charge.

- (3.) Foot-passenger Bridge across the Parramatta River:—*Mr. Bennett*, for Mr. Taylor, asked the Secretary for Public Works,—

(1.) Has a sum of money been voted for the construction of a Foot-passenger Bridge over the Parramatta River near the Queen's Wharf?

(2.) If so, is it the intention of the Government to place an additional sum upon the Additional Estimates for 1880 to supplement the above vote, and have a Traffic Bridge erected?

Mr. Lackey answered,—

(1.) Yes.

(2.) It is now under consideration whether an additional sum of £4,000 to carry out this work should be placed on the Additional Estimates.

(4.)

- (4.) Land purchased at Parramatta Junction for Railway Purposes:—*Mr. Bennett*, for *Mr. Taylor*, asked the Secretary for Public Works,—Is it the intention of the Government to utilize for Railway works, or otherwise, the land purchased some considerable time since at the Parramatta Junction for Railway purposes; if not, what use is intended to be made of the ground?

Mr. Lackey answered,—The land in question has a frontage to the Railway on both sides of the line, and though for the present it cannot be utilized for Railway purposes, it is so well situated for such purposes that, in view of the probable requirements of the future, it is considered undesirable to part with it.

- (5.) Clock for Post and Telegraph Office, Parramatta:—*Mr. Bennett*, for *Mr. Taylor*, asked the Colonial Secretary,—With reference to my question on the 31st January, 1879,—Have the Government decided to have a clock erected at the Post and Telegraph Office at Parramatta?

Sir Henry Parkes answered,—It is not intended by Government to erect a clock in this place. It is thought that boroughs under Municipal Government, if they require a public clock, should erect it and keep it going themselves.

- (6.) Quarry Reserve at Grass-tree:—*Mr. J. Davies*, for *Mr. McElhone*, asked the Secretary for Mines,—

(1.) Is the Quarry Reserve, No. 88, county of Durham, parish of Savoy, at Grass-tree, near Muswellbrook, and gazetted on 20th May, 1878, leased to *Mr. W. Sharp*, or any other person; if so, will he at once cancel the lease of it?

(2.) Is he aware that all the stone used for building purposes in Muswellbrook, and the kerbing, guttering, &c., for the Municipal Council of Muswellbrook, has to be obtained from this reserve, and will he cause the boundaries of it to be marked by the Surveyor, as is being done in the case of other reserves in the district, without delay?

Mr. Baker answered,—

(1.) No; the Reserve is not under lease to any person.

(2.) The Reserve was applied for by the Municipal Council as a stone quarry for the use of the town and district. It is not usual, I am informed, to survey temporary reserves of this nature.

- (7.) Harbour Defences, Newcastle:—*Mr. Burns*, for *Dr. Bowker*, asked the Secretary for Public Works,—Seeing that money has been voted for the purpose,—Are the fortification works at Newcastle being carried on, or are they about to be carried on?

Mr. Lackey answered,—These fortifications have not yet been commenced, but tenders will shortly be invited.

2. PAPER:—*Mr. Lackey* laid upon the Table,—Report of the Commissioner for Railways on the Tramway from Redfern to Hunter-street.

Ordered to be printed.

3. METROPOLITAN WATER AND SEWERAGE BILL:—*Sir Henry Parkes* presented a Bill, intituled “*A Bill to provide for the Water Supply and Sewerage of the City of Sydney and its Suburbs*,”—which was read a first time.

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

4. TRAMWAYS EXTENSION BILL (*Formal Motion*):—*Mr. Garrett*, for *Mr. Greenwood*, moved, pursuant to Notice, That the prayer of the Petition of certain Omnibus Proprietors of Sydney and the Suburbs to be heard by Counsel at the Bar of this House respecting the construction and management of Tramways, as provided for in the Tramways Extension Bill now before the House, be granted.

Question put and passed.

5. LANDS FOR PUBLIC PURPOSES ACQUISITION BILL:—The Order of the Day having been read,—*Sir Henry Parkes* moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

6. POSTPONEMENTS:—The following Orders of the Day postponed until to-morrow:—

(1.) Church and School Lands Dedication Bill; second reading.

(2.) Tramways Extension Bill; to be further considered in Committee.

7. SYDNEY CORPORATION ACT AMENDMENT BILL (No. 3):—The Order of the Day having been read,—*Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

Ordered, that the adoption of the report stand an Order of the Day for to-morrow.

8. MESSAGES FROM THE LEGISLATIVE COUNCIL:—*Mr. Speaker* reported the following Messages from the Legislative Council:—

- (1.) Secret Bills of Sale Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having appointed a Select Committee on the “*Secret Bills of Sale Act Amendment Bill*,”—and that Committee being desirous to examine *Stephen Campbell Brown*, Esquire, Member of the Legislative Assembly, in reference thereto, requests that the Legislative Assembly will give leave to its said Member to attend and be examined by the said Committee on such day and days as shall be arranged between him and the said Committee.

*Legislative Council Chamber,
Sydney, 3rd March, 1880.*

*JOHN HAY,
President.*

Sir

Sir Henry Parkes moved, That Stephen Campbell Brown, Esquire, have leave to attend and give evidence before the Select Committee of the Legislative Council on "*Secret Bills of Sale Act Amendment Bill*," if he think fit.

Question put and passed.

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

MR. PRESIDENT,

In answer to the Message from the Legislative Council, dated this day, requesting leave for Stephen Campbell Brown, Esquire, a Member of the Legislative Assembly, to attend and be examined before a Select Committee of the Legislative Council on the "*Secret Bills of Sale Act Amendment Bill*,"—the Assembly acquaints the Council that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

*Legislative Assembly Chamber,
Sydney, 3rd March, 1880.*

G. WIGRAM ALLEN,
Speaker.

(2.) Stamp Duties Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to impose Stamp Duties*"—with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 3rd March, 1880.*

JOHN HAY,
President.

STAMP DUTIES BILL.

Schedule of the Amendment referred to in Message of 3rd March, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 16, Schedule 1. At end of Schedule 1 add "Any instrument executed or bill of exchange
"or promissory note signed and issued at a time when the same was not by any law then
"in force liable to stamp duty."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

And Sir Henry Parkes requesting that the amendment be read,—The Clerk, by direction of Mr. Speaker, read the amendment.

Whereupon Sir Henry Parkes moved, That the Bill be laid aside.

Debate ensued.

Question put and passed.

9. SUSPENSION OF STANDING ORDERS:—Sir Henry Parkes (*by consent*) moved, without Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill intituled "*A Bill to impose Stamp Duties*" through all its stages in one day.
Question put and passed.
10. SUPPLY:—The Order of the Day having been read,—on motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 4 MARCH, 1880, A.M.

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

The House adjourned at twenty-seven minutes before One o'clock a.m., until Four o'clock p.m. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 62.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 4 MARCH, 1880.

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

STAMP DUTIES BILL (No. 2):—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 24.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with the Bill to impose Stamp Duties.

Government House,
Sydney, 4th March, 1880.

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

2. LANDS FOR PUBLIC PURPOSES ACQUISITION BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 25.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the acquisition by Government of Lands for Public Purposes.

Government House,
Sydney, 3rd March, 1880.

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

3. QUESTIONS:—

(1.) Official Report of Parliamentary Debates:—Mr. Cohen asked the Colonial Secretary,—Will the Government distribute *Hansard* gratuitously to the Schools of Art and Mechanics Institutes of the Colony?

Sir Henry Parkes answered,—I have the impression that I have given directions for the Official Report of the Parliamentary Debates—I disclaim the term *Hansard*—to be distributed to the Schools of Art of the Colony; but if not, I will give instructions to that effect.

(2.) Elizabeth-street Tramway:—Dr. Renwick asked the Secretary for Public Works,—Whether it is his intention to comply with the Petition presented to him from a large number of the Citizens of Sydney, residing in the neighbourhood of Goulburn and Elizabeth Streets, requesting that the Tram-cars should stop at Goulburn-street; if so, when; if not, why not?

Mr. Lackey answered,—Owing to the steepness of the gradient, and the consequent difficulty which would be experienced in stopping and starting, it has been decided that it would be impracticable to make the Tram-cars call at Goulburn-street.

(3.) Water Supply on Plains between Narrabri and Moree:—*Dr. Renwick*, for Mr. Dangar, asked the Secretary for Public Works,—

(1.) Has a sum of money been voted or appropriated, or will such be done, and if so the amount, for the construction of a public watering place, tank, dam, or such like, on the dry plains between Narrabri and Moree?

(2.) Has any tender been invited or accepted for this work, with name of contractor, and if contract completed?

(3.) Has any dam, tank, or means of conserving water for the public use, been made at Boggy Creek, Ten-mile Creek, Bumble Creek, or elsewhere on this line; and if so, the particulars of the work done?

Mr. Lackey answered,—

(1.) Yes; a sum has been voted.

(2.) The Road Superintendent has been instructed this day to invite tenders.

(3.) No works have been constructed by the Government as yet.

(4.) Telegraph Line from Barraba to Bingera:—*Dr. Renwick*, for Mr. Dangar, asked the Secretary for Public Works,—

(1.) Has a sum of money been voted and a tender accepted for the construction of a telegraph line from Barraba to Bingera; if so, name of contractor, and date fixed for completion thereof?

(2.) Was this line tendered for successfully by one Markham, and is it true he has since become insolvent?

(3.) When will the work be proceeded with?

(4.) Is the Government aware the Inspector and Surveyor are doing nothing, and is it true the sureties are ready to complete the work when called upon?

(5.) What steps are intended to be taken in the matter?

Mr. Lackey answered,—

(1.) Mr. Markham's tender was accepted on 21st August, 1879, for the construction of a telegraph line from Barraba to Bingera.

(2.) Yes; he has since become insolvent, and thrown up his contract.

(3.) So soon as a fresh tender has been accepted.

(4.) The Inspectors were sent there; but there are no sureties, as those proposed refused to sign the bond.

(5.) Fresh tenders will be invited immediately.

(5.) Provisional School at Attunga:—Mr. Bennett asked the Minister of Justice and Public Instruction,—

(1.) Did the Secretary to the Council of Education in January last receive a letter from me, stating that the Provisional School at Attunga had been closed by the parish Priest, against the wishes of the Local Board and the inhabitants; if so, when?

(2.) Was it suggested in the same letter as advisable that the Council should erect a Public School on the site granted in the Reserve; if so, upon what ground, and by whom, and what was the substance of the reply to said letter, and to whom was it addressed?

(3.) Were the books and other property at the Provisional School, Attunga, the property of the Council of Education?

(4.) Did the Secretary to the Council receive a letter or telegram stating that the Local Board at Attunga conferred with the local Priest, urging the advisability of re-opening the Provisional School; if so, when, and from whom?

(5.) Was it in consequence of the refusal of the abovenamed persons to re-open the said School that Teacher Campbell was appointed teacher of the Provisional School at George's Creek?

(6.) Will the Minister recommend the dismissal of the officer who furnished the answers to my questions on Thursday last?

Mr. Suttor answered,—

(1.) Yes; a letter was received by the Council of Education from the Honorable Member on the 16th January last.

(2.) Yes; on the site granted in the Reserve, on the ground that the Roman Catholic Parish Priest had closed the door of the Provisional School at Attunga, and the Honorable Member was informed that the Teacher, Mr. Campbell, was not eligible under the Council's rules for admission to the Training School.

(3.) The books and School requisites were the property of the Council, and since the closing of the School they have been removed therefrom.

(4.) No.

(5.) No; Mr. Campbell was appointed to George's Creek on the recommendation of the Inspector, he being out of employment at the time.

(6.) There does not appear to be any ground for taking such a course.

(6.) Railway from Wallerawang to Mudgee:—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—When are tenders likely to be invited for the Railway from Wallerawang to Mudgee?

Mr. Lackey answered,—Tenders cannot be invited until after the plans shall have been approved by Parliament. The plan for 40 miles of the line will be ready to lay before Parliament early next week.

4. SALE OF INTOXICATING LIQUORS (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the sale of intoxicating liquors, and for the licensing of certain trades.
Question put and passed.

5. USURY LIMITATION BILL (*Formal Motion*):—

(1.) Mr. Hurley (*Hartley*) moved, pursuant to Notice, for leave to bring in a Bill to limit Usury.
Question put and passed.

(2.) Mr. Hurley then presented a Bill, intituled "*A Bill to limit Usury*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday, 23rd March. 6.

6. TRAMWAYS EXTENSION BILL:—

(1.) The Clerk proceeding to read the Order of the Day in reference to this Bill,—

Mr. Greenwood moved, pursuant to *Contingent Notice*, That G. C. Davis, Esq., Counsel learned in the law, be now heard at the Bar of the House in support of the allegations contained in the Petition presented on behalf of certain Omnibus Proprietors of Sydney and the Suburbs, respecting the construction of Tramways, as provided for in the Tramways Extension Bill.

Question put and passed.

The learned Counsel (G. C. Davis, Esq.) was then, by direction of Mr. Speaker, conducted by the Sergeant-at-Arms to the Bar of the House, and having been informed by Mr. Speaker of the Resolution of the House under which he had been admitted, addressed the House on the subject under consideration,—and then withdrew.

(2.) The Order of the Day having been read,—Sir Henry Parkes moved, That *Mr. Farnell* do take the Chair in Committee of the Whole for this day only.

Question put and passed.

Whereupon 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 *Mr. Farnell* reported progress, and obtained leave to sit again on Wednesday next.

7. LANDS ACTS FURTHER 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 further to amend the Lands Acts of 1861 and the Act of 1875*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 4th March, 1880.

JOHN HAY,
President.

LANDS ACTS FURTHER AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 4th March, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1. *Omit* clause 1, *insert* new clause:—

"1. The fifteenth eighteenth thirty-first and fortieth sections of the 'Lands Acts Amendment Act 1875' and the twenty-fifth section of the 'Crown Lands Alienation Act of 1861' are hereby repealed. Provided that such repeal shall not prejudice or affect any rights of the Crown or of any person already lawfully acquired thereunder." Repeal of enactments.

Page 1, clause 2, line 16. *Omit* "should be made by the conditional purchaser"

"1, " 2, line 17. *After* "purchased" *omit* "to" *insert* "should be of"

"1, " 2, line 7. *Omit* "Government" *insert* "Governor"

"2, " 3. *After* clause 3 *insert* new clause:—

"4. When any land shall be purchased within any pastoral leasehold by any person other than the leaseholder the land agent shall within one week of the date of such purchase notify the same through the post to the pastoral tenant within whose leasehold such purchase shall have been made. And no person making such purchase shall acquire any rights of impoundage as regards the stock unless herded the property of or depastured by the pastoral tenant upon such leasehold until two months after the date of such purchase. Provided that if the land so purchased shall within the said period of two months be enclosed with a substantial fence then such poundage right shall accrue upon the completion of such fence." Notification to pastoral tenant.

Page 3, clause 7, line 10. *Omit* "of"

"3, " 7, line 13. *After* "supply" *insert* "and for stations for Trigonometrical Survey"

"3, " 8, lines 20 to 28. *Omit* all the words commencing with "and such person" down to "road and" inclusive *insert* "Provided"

"3, clause 8, lines 32 to 43. *Omit* all the words commencing with "and upon notice" to end of clause.

"3, clause 10. *Omit* clause 10 *insert* new clause:—

"No Crown Land which after having been conditionally purchased may have reverted to Her Majesty by forfeiture or otherwise shall be open to be again conditionally purchased until the expiration of thirty days after such reversion or forfeiture shall have been duly notified in the *Gazette*." Forfeited Selections.

Page 4, clause 11, lines 1 to 5. *Omit* all the words from the commencement to "1861 And" inclusive

" clause 11, line 6. *Omit* "such"

" " line 7. *After* "improvements" *insert* "not less than ten shillings per acre in value"

" " lines 8 to 18. *Omit* all the words commencing with "conditionally" down to "this Act" inclusive *insert* "sold by public auction and not otherwise and the estimated value of such improvements shall in that case be added to the upset price or the land may be retained for public purposes. Provided that nothing in this clause shall prevent the Governor from selling by appraisement under the second clause of the 'Lands Acts Amendment Act 1875' any improved reserved land the improvements upon which were made before the reservation thereof"

" clause 12, lines 26 and 27. *Omit* "unless the Minister be satisfied"

Page

Page 4, clause 12, line 29. *Omit* "before any such land is submitted for appraisalment"
 " " " line 30. *After* "may" *insert* "in any case"
 " " " *After* "clause" *insert* "and the land may be sold at such price without
 " appraisalment unless the Minister shall deem an appraisalment advisable"

Page 4, clause 13. *Omit* clause 13 *insert* new clause:—

"In the event of the sale conditional or otherwise of any portion of land held under lease
 " or promise of lease from the Crown for pastoral purposes or in the event of the conferring of any
 " pre-emptive right of lease over land so held the lessee holding under such first-mentioned lease or
 " promise of lease may separate remove and carry away from the land so sold or leased or under
 " pre-emptive right any fencing or other improvements which may be upon or may adjoin the lands
 " so sold or leased (and which shall be capable of being separated removed and carried away from
 " the said land) and for this purpose he may either for himself personally or for his agents and
 " servants have such right of entry on and over the lands so sold or leased as may be reasonable
 " and required for the purpose of such removal. Provided that all such improvements may be
 " removed within three months after notice in writing has been given to such lessee of the
 " cancellation of the pastoral tenure either by sale or otherwise. Provided also that no improve-
 " ment on the said land which shall not be or which is not capable of being so separated removed
 " and carried away shall be destroyed damaged or disturbed by the holder of such lease or promise
 " of lease but he shall be entitled to be paid and recover in the nearest Court of Petty Sessions
 " from the person purchasing or obtaining a pre-emptive lease of the said land compensation for
 " such improvement in respect of such conditional purchase and pre-emptive lease respectively such
 " compensation to be assessed according to the value of the same to a conditional purchaser."

Page 5, clause 14, line 5. *After* "Minister" *insert* "charged with such appraisalment."

" " " 14, line 6. *Omit* "the" *insert* "such"

" " " 14, line 7. *After* "Minister" *insert* "after the receipt of a report and recom-
 " mendation from a Board consisting of three such appraisers"

" clause 14, line 8. *After* "and" *insert* "all the provisions of the said Acts as to an
 " appraisalment by a single appraiser shall apply to such appraisalment and"

" clause 15. At end of clause *add* "excepting in the case of any appraisalment of a run
 " made for the first and second leases thereof and in any such case the appraisalment
 " shall not be at a lower rate than ten shillings per section."

" clause 16, line 17. *After* "purpose" *insert* "or shall be of less extent than six hundred
 " and forty acres"

" clause 17, at end of clause *add*—

"Provided always that no such lease shall be made of land adjoining the frontage of any
 " proprietor of land who is within the meaning of the ninth section of the 'Crown Lands Aliena-
 " tion Act of 1861' except to or with the consent of such proprietor. Provided also that no such
 " lease shall be made which shall be calculated in any way to interrupt or interfere with the right
 " of navigation or with the rights or interests of proprietors of land having frontages adjoining to
 " the land so proposed to be leased. And provided also that the intention to grant a lease of such
 " land shall have been previously announced in the *Gazette* for four consecutive weeks before such
 " lease is granted."

Page 5, clause 20. *Omit* "clause 20"

" " " 22, line 58. *After* "his" *insert* "devisee"

" " " 22, line 58. *After* "administrators" *insert* "or his or their assigns"

Page 6, clause 22, line 14. *Omit* "as aforesaid"

" " " line 14. *After* clause 22 (as printed) *insert* the following new clauses:—

"Except under the twenty-first and twenty-second sections of the 'Crown Lands Alienation
 " Act of 1861' no person who has made a conditional purchase shall be capable of making another
 " within three years of the date of such purchase unless with the written permission of the
 " Minister to be first had and tendered to the land agent along with the application."

"Upon application by members of any religious denomination the Governor with the advice
 " of the Executive Council may sell and grant lands for church purposes without competition in
 " areas of not more than one acre for church and one acre for minister's residence at a price to be
 " fixed by appraisalment but not less than the upset price of the class of land to be sold. Provided
 " that no such land shall be re-sold or otherwise re-aliénated."

Page 6, clause 24, line 30. *After* "road" *insert* "or any part thereof"

" " " 24, line 30. *After* "full" *insert* "or part"

" " " 24. *After* clause 24 *insert* new clause:—

"If at any time it shall be deemed expedient to open a road through any land conditionally
 " purchased it shall be lawful for the Governor in Council by notice in the *Gazette* to resume so
 " much of the land as may be required for the purpose as such road. Provided that the several
 " provisions of the Act 4 William IV. No. 11 shall apply to any land so resumed as in the case of
 " ordinary freehold land."

Page 6, clause 25, line 34. *After* "Act" *insert* "of 1875"

" " " 25, lines 39 to 45. *Omit* proviso

" " " 25. *After* "clause 25 (as printed)" *insert* new clauses:—

"Any Crown land within a proclaimed gold-field which may after the passing of this Act
 " be sold by auction or in virtue of improvements or otherwise shall be subject to the following
 " provisions—Any person specially authorized by the Minister in that behalf shall be at liberty to
 " dig and search for gold within such land and should the same be found to contain auriferous
 " deposits it shall be in the power of the Governor in Council to annul the sale and thereupon the
 " purchaser or his alienee shall be entitled to compensation for the value other than auriferous of
 " the land and improvements such value to be determined by appraisalment."

"The Governor in Council may make and proclaim regulations not inconsistent with the
 " provisions of this Act for carrying this Act into full effect so as to provide for all proceedings
 " matters and things arising under this Act and not herein expressly provided for. And all such
 " regulations shall upon publication in the *Gazette* be valid in law. Provided that a copy of every
 " such

Pastoral tenant
may remove
improvements
from land
selected or pre-
emptively leased.

Restriction
upon second
conditional
purchases.

Sale of land for
church purposes
in certain cases.

Resumption for
road.

Crown land
within pro-
claimed gold-
field.

Governor in
Council may
make regula-

" such regulation shall be laid before both Houses of Parliament within one month from the issue thereof if Parliament be then in session or otherwise within one month after the commencement of the then next ensuing session."

Page 6, clause 26, line 47. Omit "79" insert "80"

" " 26, lines 48 to 53. Omit proviso.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Thursday next.

8. STAMP DUTIES BILL (No. 2):—

(1.) Mr. Watson moved, That the Resolutions of Ways and Means Nos. 3 and 4, agreed to on the 14th January last, and on which the Stamp Duties Bill had been founded, be now read.

Question put and passed,—

And the said Resolutions (*as recorded in Votes and Proceedings No. 33, Entry 6*) read by the Clerk, by direction of Mr. Speaker.

(2.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolutions of Ways and Means Nos. 3 and 4, to impose Stamp Duties.

(3.) Mr. Watson then *presented* a Bill, intituled "*A Bill to impose Stamp Duties*,"—which was read a first time.

(4.) Mr. Watson moved, That the Bill be printed, and now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

(5.) Bill read a third time.

Mr. Watson moved, That the Bill do now *pass*.

Debate ensued.

Question put and passed.

Mr. Watson then moved, That the Title of the Bill be "*An Act to impose Stamp Duties*."

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 impose Stamp Duties*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 4th March, 1880.*

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 63.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 5 MARCH, 1880.

There being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Barbour, Mr. Bennett, Mr. Beyers, Dr. Bowker, Mr. Cameron, Mr. Charles, Mr. Combes, Mr. Day, Mr. Fitzpatrick, Mr. Hoskins, Mr. Merriman, Mr. Murphy, Captain Onslow, Mr. Suttor, Mr. Terry, Mr. Watson, Mr. Webb, and Mr. Wisdom,—

Mr. Speaker adjourned the House at half-past Four o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 64.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 9 MARCH, 1880.

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

QUESTIONS:—

- (1.) Railway Locomotive Engines:—*Mr. Cameron*, for *Mr. Macintosh*, asked the Secretary for Public Works,—

(1.) Were three locomotive engines specially tested on the Western Railway during the present year?

(2.) If so, what was the cost per 100 miles run for firing, coals, and oil for each engine respectively while the special test was conducted, and from whence were the engines then tested imported?

Mr. Lackey answered,—

(1.) Yes; but the test bore no relation to the capacity of each engine, nor were the conditions under which they were tried identical. The engines tested were—No. 58, made by Stephenson, England; No. 99, made by Beyer, Peacock, and Co., England; and No. 135, made by the Baldwin Company, America.

					Engines—Nos. 58,	99,	135.
(2.)	The average cost per 100 miles of coal, wood, oil, and tallow, was ...	30/8	23/5½	31/11			
	Do. do. Driving	16/3	16/3	16/3			
	Do. do. Firing	11/7	11/7	20/11			

The increased cost of firing the American engine was caused by the employment of two men, one acting as fireman, the other as brakesman. With the other two engines, one man only was employed on each firing and braking.

- (2.) Reserves at Giro, Barnard River:—*Mr. Greville*, for *Mr. Johnston*, asked the Secretary for Lands,—

(1.) Is there a village reserve at Giro, Barnard River; also, is there a town common or reserve at same place; if so, has any or either been leased to Messrs. Mackay and Cob, or any one else; if so, have they any right to enclose the same, and prevent travelling stock from feeding on said reserves?

(2.) What extent of land is included in the above township and reserve?

Mr. Hoskins answered,—

(1.) Giro was notified as a village on the 28th April, 1863; no common or reserve exists there, nor can there be traced any lease of land in the locality in the name of Mackay and Cob.

(2.) The area of the village of Giro, together with the suburban lands, is about 406 acres.

- (3.) Public School at Attunga:—*Mr. Bennett* asked the Minister of Justice and Public Instruction,—

(1.) Have 2 acres of land in Reserve No. 345 been granted for Public School purposes at Attunga; if so, when?

(2.) Have the Council of Education notified by *Gazette* notice that it is proposed to establish a Public School at Attunga; and if so, when did such notice appear?

(3.) Have the Council of Education been offered a piece of land at Burdekin Springs for Public School purposes; if so, by whom, and when?

(4.) Have the Council of Education at any time notified by *Gazette* notice their intention to establish a Public School at Burdekin Springs; if so, when did such notice appear?

(5.) What are the names of the persons recommended as the Local Board at Burdekin Springs by the inhabitants in that locality?

(6.) What are the names of the members for the Provisional School at Attunga, and when were they appointed, and are they still recognized as such; if not, why not?

(7.) Are the sites at Attunga and Burdekin Springs one and the same; if not how many miles are they from each other?

Mr.

Mr. Suttor answered,—

- (1.) Yes, on the 14th January, 1879.
- (2.) Yes, on the 24th and 30th December, 1879, and on the 2nd, 6th, and 9th January, 1880.
- (3.) The Council has been offered a piece of land at Attunga Springs, assumed to be identical with Burdekin Springs. The offer was made by Mr. Michael Byrne on the 6th September, 1879.
- (4.) Yes (assuming that Attunga Springs is identical with Burdekin Springs—the name given by the Honorable Member), on the 25th and 28th November, and 2nd and 5th December, 1879.
- (5.) No Local Board has yet been recommended by the inhabitants. The following persons are acting as a Local Committee:—Charles Lawson, William Morris, Philip Ewing, William Dugan, Michael Byrne.
- (6.) The names of the members of the Local Board of the late Provisional School at Attunga were—Henry Francis Flynn, George Woodward, James Carey; they were recognized on the 27th April, 1878. They are not now recognized, because the Provisional School no longer exists.
- (7.) No; over 4 miles apart, assuming, as before, that Burdekin Springs and Attunga Springs are identical.

(4.) James Carlyon's Conditional Purchase:—Mr. Dangar asked the Secretary for Lands,—

- (1.) Did James Carlyon, of Bingera, select 40 acres of land at Warialda on or about the 24th of July, 1873—the land being measured portion No. 39, parish of Bingera, county Murchison, and surveyed in July, 1873, and for which Carlyon holds land agent's receipt?
- (2.) Was Carlyon informed he could not get the land applied for, and has he repeatedly applied for a refund of his deposit (£10) and been unable to procure it, although nearly seven years have elapsed since he made the outlay?
- (3.) What is intended to be done in the matter; will a refund be at once made to Carlyon, or, as he is prepared to buy the land at auction, will it be put up for sale, and when?

Mr. Hoskins answered,—

- (1.) Yes.
 - (2.) The land was selected under the 13th clause of the Land Act of 1861. Carlyon was informed that he could not hold it under any other clause. He allowed the selection to become lapsed, and it was so notified in October, 1877, since which period no further application has been received from him on the subject, except through Mr. Dangar, M.P., on the 26th ultimo.
 - (3.) A communication has this day been despatched to Mr. Dangar informing him that there is no claim for refund. The land will not at present be brought to auction—the Mining Department having objected to its present sale.
- (5.) Bingera Gold Field:—Mr. Dangar asked the Secretary for Mines,—Did Mr. Young, or any other person, make a geographical report upon the Bingera Gold Field; and if so, will there be any objection to place upon the Table of the House a copy thereof, to be printed and circulated for the use of the public?

Mr. Baker answered,—Mr. Young made a report upon the Bingera Gold Field, with a view to so much of it as is not immediately required for mining purposes being thrown open to conditional purchase. Such report is embodied in the Annual Report of the Department for the year 1878. (*Vide* pages 178 and 179.)

(6.) Post and Telegraph Office at Yass:—Mr. Fitzpatrick asked the Secretary for Public Works,—Whether it is the intention of the Government to place on the Additional Estimates for this year a further sum of money to defray the cost of the Post and Telegraph Office at Yass?

Mr. Lackey answered,—A further sum of £2,500 will be submitted on the Additional Estimates for the erection of a Post and Telegraph Office at Yass.

(7.) Thomas Thompson's application to purchase Land:—Mr. Bennett asked the Secretary for Lands,—

- (1.) Is it a fact that a conditional purchase application made by Thomas Thompson at Windsor on 9th May, 1878, has been refused?
- (2.) Has a survey of the land conditionally selected by Thompson been made; and if not, will the Government cause it to be done?
- (3.) Do conflicting claims in reference thereto exist?
- (4.) Has Thompson's selection since cancellation been notified in the *Government Gazette* as a reserve?
- (5.) Has any application been made to have this reserve revoked; and if so, by whom, and through what land agent?

Mr. Hoskins answered,—

- (1.) Yes.
- (2.) The case was referred to Mr. District-Surveyor Woolrych for report on 11th November last, and again on 1st instant.
- (3.) Yes; that is to say, the selection is stated to interfere with other interests.
- (4.) Yes.
- (5.) An application for revocation of the Reserve No. 35, Cumberland, has been received from Mr. G. H. Holmes.

2. MEDICAL BILL:—Mr. Greville presented a Petition from the President and Members of the Pharmaceutical Council representing the Pharmaceutical Society of New South Wales, praying that a clause may be introduced into this Bill for the purpose of securing certain rights and privileges to Pharmaceutical Chemists.

Petition received.

3. PAPER:—Mr. Hoskins laid upon the Table,—Return to an Order made on 18th February, 1880,—“Recreation Ground at Cooma.”

Ordered to be printed.

4. **LANDS ACTS FURTHER AMENDMENT BILL**:—Mr. Barbour presented a Petition from John Smith Horton, President of the "Wakool and Edward River New Settlers Association," praying the House not to assent to the amendments made by the Legislative Council in this Bill.
Petition received.
5. **ELECTORATE OF NEWCASTLE**:—Dr. Bowker presented a Petition from S. Chapman, Mayor, on behalf of Citizens of the City of Newcastle, in Public Meeting assembled, praying that the boundaries of the Electorate may be enlarged, and two Members given to the amended Electorate.
Petition received.
6. **CLAIM OF MESSRS. MUNFORD AND BLOMFIELD** (*Formal Motion*):—Mr. Combes moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all petitions, correspondence, &c., respecting the claim preferred against the Government by Messrs. Munford and Blomfield.
Question put and passed.
7. **TOWNSHIP AT MILLIE** (*Formal Motion*):—Mr. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, papers, reports called for and received, and of decision arrived at (with sketches, tracings, or maps), that has taken place between the Government, Surveyor General, District or other Surveyors, or any other person, relating to the marking out of a Township at Millie, on the road from Narrabri to Moree, and with regard to the site selected for such village.
Question put and passed.
8. **ADJOURNMENT**:—Mr. Webb moved, That this House do now adjourn.
Debate ensued.
Notice was taken that there was not a Quorum present.
Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Barbour, Mr. Beyers, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Coonan, Mr. W. Davies, Mr. Day, Mr. Hoskins, Mr. Lackey, Mr. McCulloch, Mr. O'Connor, Sir Henry Parkes, Dr. Renwick, Mr. Suttor, Mr. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at twenty-five minutes before Eight o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 65.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 10 MARCH, 1880.

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

QUESTIONS:—

- (1.) Railway Carriage Door-fasteners:—Mr. Jacob asked the Secretary for Public Works,—If he is not already aware of the fact, will he cause inquiry to be made, with the object of adoption of the method here, if practicable, to ascertain if there is not a self-acting catch or fastener used generally on the Railway carriages in Victoria, which prevents the possibility of the doors of the carriages opening simply by pressure or motion of a train?

Mr. Lackey answered,—I understand that on one or two of the lines of Victoria carriage door-fasteners of the design alluded to are being tried. Inquiry will be made as to their efficacy.

- (2.) Visiting Justice for Bingera Gaol:—Mr. Dangar asked the Colonial Secretary,—Referring to previous answer to question,—When is it likely a Visiting Justice will be appointed for Bingera Gaol?

Sir Henry Parkes answered,—Some considerations have stood in the way of appointing a Visiting Magistrate to Bingera Gaol; but I think the appointment will be made now very soon.

- (3.) Milburn Creek Copper Mining Company:—Mr. Coonan asked the Colonial Secretary,—Has anything been done in reference to the claim of the Milburn Creek Copper Mining Company?

Sir Henry Parkes answered,—This matter has been several times under consideration of the Government. It is a very heavy piece of business, and a decision cannot very easily be arrived at; but the decision will take place very soon.

- (4.) Railway to Wellington and Dubbo:—Mr. Coonan asked the Secretary for Public Works,—

(1.) When will the Railway be opened to Wellington?

(2.) Is he aware that, although the contract time for the completion of the Railway to Dubbo expires about September next, the bridge across the Macquarie River at Wellington will not be completed for the next eighteen months?

Mr. Lackey answered,—

(1.) It is expected that the Railway to Wellington will be ready to open for traffic in May next.

(2.) No; the agent for the contractors thinks there will not be any delay in opening the line to Dubbo through the non-completion of the bridge over the Macquarie River.

- (5.) Gaol at Forbes:—Mr. Coonan asked the Colonial Secretary,—Is it the intention of the Government to place any sum of money on the Estimates for the erection of a new Gaol at Forbes?

Sir Henry Parkes answered,—I cannot at this moment answer the question of the Honorable Member in the affirmative. The matter has been under consideration, and shall be further considered. If the question is asked again in a fortnight or three weeks, I will give a definite reply.

2. CHURCH AND SCHOOL LANDS DEDICATION BILL:—Mr. Burns presented a Petition from the President of the Synod of the Diocese of Sydney, being a Synod of the United Church of England and Ireland within the Colony of New South Wales, praying that the House will be pleased either not to pass this Bill, or not to pass it without making provision for compensation in respect of so much of the income derivable from Church and School Lands as the Church of England would be entitled to receive but for the passing of the Bill; and further praying that Petitioner may be at liberty to appear by Counsel at the Bar of the House, and to be heard in opposition to the Bill.

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

Mr. Burns moved, That the Petition be received.

Point of Order:—Mr. Buchanan requested the ruling of Mr. Speaker whether this Petition, praying for compensation, could be received—the 25th Standing Order of this House providing that “No Petition shall, either directly or indirectly, pray for a grant of public money.”

Mr. Speaker said, that as the Petition prayed that provision should be made for compensation for losses contingent upon the passing of the Bill, it could be received.

Question,—That the Petition be received,—put and passed.

Mr.

- Mr. Burns then moved, That the prayer of the Petition of the President of the Synod of the Diocese of Sydney, to be heard by Counsel at the Bar of this House respecting the Church and School Lands Dedication Bill now before the House, be granted.
Question put and passed.
3. PAPER:—Sir Henry Parkes laid upon the Table,—Correspondence respecting discrepancy between the Charter-Party of the ship "Northampton" and the Contract Tickets issued to the Immigrants by that vessel.
Ordered to be printed.
 4. LAND PURCHASED BY JAMES CRIDLAND AT DUBBO (*Formal Motion*):—Mr. Coonan moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters, correspondence, &c., having reference to the purchase by James Cridland of 29 acres 1 rood and 36 perches of land at Dubbo on 8th March, 1875.
Question put and passed.
 5. HUGH CORRIGAN'S CONDITIONAL PURCHASE (*Formal Motion*):—Mr. Coonan moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, in reference to the conditional purchase of Hugh Corrigan, taken up at Casino on 5th December 1878; and also all other correspondence, &c., from Messrs. W. and F. Fanning relating thereto.
Question put and passed.
 6. ADJOURNMENT:—Mr. Coonan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
 7. LANDS ACTS FURTHER AMENDMENT BILL:—Mr. Barbour presented a Petition from R. H. Cheriton, President of the "Murray Selectors Association," praying the House to maintain in their entirety all the main provisions of this Bill as passed by the House.
Petition received.
 8. LANDS FOR PUBLIC PURPOSES ACQUISITION BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
 9. POSTPONEMENT:—The Order of the Day for the second reading of the Church and School Lands Dedication Bill postponed until to-morrow.
 10. SYDNEY CORPORATION ACT AMENDMENT BILL (No. 3):—The Order of the Day having been read for the adoption of the report from the Committee of the Whole on this Bill,—Mr. Baker moved, "That" the report be now adopted.
Mr. Cohen moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be re-committed for the purpose of considering a new clause to stand clause 2 of the Bill."
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
Question then,—That the Bill be re-committed for the purpose of considering a new clause to stand clause 2 of the Bill,—put and passed.
On motion of Mr. Wisdom, 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 without amendment.
On motion of Mr. Wisdom, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
 11. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—
 - (1.) Joadja Creek Railway Bill:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Australian Kerosene Oil and Mineral Company (Limited) to construct a Railway to connect the Joadja Creek Tramway with the Great Southern Railway and for other purposes*,"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 10th March, 1880.
JOHN HAY,
President.
 - (2.) Maitland Cattle Driving Act Amendment Bill:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend an Act intituled 'An Act to prevent cattle being driven through the towns of East and West Maitland except at certain hours and to make other provision in lieu thereof'*,"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 10th March, 1880.
JOHN HAY,
President.
 12. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Watson, 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.

13. TRAMWAYS EXTENSION BILL:—The following Message from His Excellency the Governor was delivered by Mr. Lackey, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 26.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with the construction and maintenance of Tramways along the streets and highways in the City and Suburbs of Sydney and elsewhere mentioned in the first Schedule of a Bill now before the Assembly to authorize the construction of Tramways, and the construction and maintenance of any other Tramways which may hereafter be made under the provisions of the said Bill, and to meet any other necessary expenses connected therewith.

*Government House,
Sydney, 10th March, 1880.*

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 66.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 11 MARCH, 1880.

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

QUESTIONS:—

- (1.) Chinese Lepers:—Dr. Renwick asked the Colonial Secretary,—

- (1.) Whether any supervision or medical attendance is provided for the Chinese lepers at Botany?
- (2.) Is he aware that large numbers of their countrymen and others visit the lepers, and enter into the closest intimacy with them?
- (3.) In view of the nature of the disease, and of the existence of other well authenticated cases of leprosy in this Colony, is it his intention to take the necessary steps for the complete isolation and proper medical treatment of such cases?

Sir Henry Parkes answered,—The Medical Adviser to the Government reports as follows:—

- (1.) Yes; and they have received such medical attendance as their cases required.
- (2.) No; but it is stated that on one occasion the son of one of the lepers went with some friends and relatives to see his father.
- (3.) There is no information at present at hand which would justify the Government in taking steps to completely isolate persons who may be suspected of being lepers. But proper medical and other care will be afforded to all lepers who may come under the care of the Government.

- (2.) Index to Votes and Proceedings:—Mr. Jacob asked the Colonial Secretary,—With the view of affording greater facility of reference to the current Votes and Proceedings of this House, will he consider the desirableness of causing an Index thereof to be prepared and circulated amongst the Members of this House, similar to the "Index of Parliamentary Debates" recently issued?

Sir Henry Parkes answered,—I think the matter indicated in the Honorable Member's question would be of use, and I shall have no objection to giving directions for having it done.

- (3.) Produce from South Coast Districts:—Mr. J. Davies, for Mr. Roseby, asked the Colonial Treasurer,—

- (1.) Is any register kept of the amount of produce forwarded from the South Coast Districts to the Metropolis?
- (2.) If so, will the Minister be pleased to lay upon the Table of this House a Return showing the kind, the amount, and value of the imports to Sydney from the Wollongong, Kiama, and Shoalhaven Districts during the last five years?

Mr. Watson answered,—As these goods are free of duty, no notice is taken of them at the Custom-house; and as coasting vessels are by the "Customs Regulation Act" exempted from any but the slightest control, we have no means of compiling a register of their cargoes. They exhibit their cargo books when required, but they furnish no copy and no manifest.

- (4.) Captain Dignam, Goulburn Volunteers:—Mr. Taylor asked the Colonial Secretary,—

- (1.) Was Captain Dignam, of the Goulburn Volunteers, placed under arrest in May last by a Brigade Order?
- (2.) Was an inquiry held by a Court formed of Colonel Goodlet, Captain Byrnes, and Captain Compton, to inquire into the different charges against Captain Dignam; if so, will the Colonial Secretary have any objection to state what the charges were, and the verdict of the Court who tried the case?

Sir

Sir Henry Parkes answered,—The following information has been supplied to me by the Commandant :—

- (1.) Captain Dignam was placed under arrest by a regimental order.
- (2.) Such an inquiry was held. There were two charges of disobedience of orders and neglect of duty (embodying thirteen instances), which the Court found proved, except as to one or two minor points; and one charge of disobeying the orders of the Commandant in not handing over moneys, accounts, and documents belonging to the Goulburn corps, also found proved. The Court further reported on the state of the accounts of that corps, of which Captain Dignam had been commanding officer.

(5.) Checking Railway Tickets :—Mr. Taylor asked the Secretary for Public Works,—

- (1.) What mode is adopted on the Railway line between Parramatta and Sydney to check the tickets of passengers who travel under first-class season and other tickets from those of second-class ?
- (2.) How is it ascertained by which carriages those holding first and second class tickets travel ?

Mr. Lackey answered,—Hitherto the system of check has been similar to that adopted on the Metropolitan Lines of London, viz., to have, without previous notice, periodical examination of tickets, and in no instance has it been found, when such examinations have taken place, that a second-class ticket holder was travelling first-class. Recently, however, a more certain method of check has been matured, which came into operation to-day, under which the examination of tickets will be continuous, but at no definite time or place, so that imposition in any form will rarely escape detection and punishment.

(6.) Dam over the Parramatta River :—Mr. Taylor asked the Secretary for Public Works,—When is it likely that tenders will be invited for the building the new dam over the Parramatta River, the money for which has been voted some time ?

Mr. Lackey answered,—Tenders will be invited in the next issue of the *Government Gazette*.

(7.) Approaches to Foot-passenger Bridge, Parramatta :—Mr. Taylor asked the Secretary for Public Works,—Is it the intention of the Government to cause the approaches to be made to the foot-passenger bridge erected over the river in the public park at Parramatta; if so, when is it likely it will be done ?

Mr. Lackey answered,—Yes; instructions were given some time since for the execution of the necessary work, and the local Road Officer is now arranging for it.

(8.) Police Office and Lock-up, Parramatta :—Mr. Taylor asked the Colonial Secretary,—Is it the intention of the Government to place a sum of money, sufficient for the purposes, on the Supplementary Estimates of 1880 for the alteration and repairs of the Police Office and Lock-up at Parramatta, which are urgently required ?

Sir Henry Parkes answered,—It does not appear that any application for such alteration or repairs has been received by the Government.

(9.) Post and Telegraph Office, Parramatta :—Mr. Taylor asked the Colonial Secretary,—When will the new Post and Telegraph Office at Parramatta be opened for public use ?

Sir Henry Parkes answered,—The building, I understand, has not yet been taken over from the contractor; but when it is taken over, no time will be lost in occupying it.

(10.) Abatement of Nuisance in the Town of Parramatta :—Mr. Taylor asked the Secretary for Public Works,—When is it the intention of the Government to cause the necessary works to be done to abate the nuisance now running into the centre of the town of Parramatta from the Lunatic Asylum and other Government establishments ?

Mr. Lackey answered,—As soon as the amount now on the Estimates for that purpose shall have been voted.

(11.) T. P. Borthwick's application to purchase Land :—Mr. Dangar asked the Secretary for Lands,—

(1.) Did Thos. P. Borthwick, on or about 7th May, 1877, apply to the Inverell Land Agent to purchase 200 acres under "Crown Lands Amendment Act"; and applied, on 20th December, 1877, for an additional purchase of 50 acres, starting from south-east corner of the 200 acres; and again on 6th March, 1879, for another 50 acres ?

(2.) Did a person named Waters, some seven months after Borthwick selected, apply for 100 acres, taking part of Borthwick's selection of 200 acres ?

(3.) Did Waters shortly afterwards sell out to Surveyor Loxton (the land being surveyed), who when he (Loxton) took possession surveyed part of Borthwick's 200 acres for himself, taking what he thought proper, and not surveying Borthwick's two other 50 acres application, as applied for or desired ?

(4.) Did Borthwick then apply, on 6th March, 1879, for the 50 acres left, and on 13th of same month a man called Taylor, servant of Surveyor Loxton, apply for the same land through the Bingera Land Agent, who told him Borthwick had selected the land under the improvement clause ?

(5.) Is the Minister aware Taylor has possession of the land, and what steps are intended to be taken to secure Borthwick's claim ?

Mr. Hoskins answered,—

(1.) Yes.

(2.) A selection was made, under date 13th December, 1877, by a person named Waters, apparently conflicting with the prior application of T. P. Borthwick, but both applications are rather vaguely described.

(3.) The selections of Waters were transferred to Mr. Loxton in December, 1878, having been surveyed about March, 1878. There is no official information as to what land may have been taken possession of under the respective selections.

(4.)

(4.) A selection was made in the name of Borthwick on 6th March, 1879, and another by a person named Taylor on the 13th of the same month, both at the Bingera Land Office. The latter selection has been declared void, as also an additional selection made in virtue of it.

(5.) I have no official information as to the land being in possession of either applicant. It has been decided that the portions measured are to be accepted as for the selection of T. P. Borthwick, under the 13th and 14th clauses of the Act of 1875.

(12.) Bond for Railway Freight Accounts :—*Mr. Teece*, for Mr. W. Davies, asked the Secretary for Public Works,—

(1.) Is he aware that a charge of three guineas is made for each bond given to the Commissioner for Railways for freight accounts?

(2.) Does he consider such charge a reasonable one, and to whom is the money paid?

Mr. Lackey answered,—

(1.) These credit accounts, which the bond covers, are for the benefit of those who obtain them, and are not required in the interests of the department; the Solicitor's charge for their preparation is therefore paid by the applicants.

(2.) I do not consider the charge unreasonable; the money is paid to the Crown Solicitor, who prepares the bond.

(13.) Admission to the Garden Palace of Children attending Public Schools :—*Mr. R. B. Smith* asked the Minister of Justice and Public Instruction,—Whether the Council of Education have taken steps to enable children attending the Public Schools in Sydney and its suburbs to visit the Garden Palace once before closing?

Mr. Suttor answered,—The Council of Education has not taken any steps for this purpose, the subject not having been brought under notice until the present time.

(14.) Auction Purchases made by Mr. R. Edwards at Dubbo :—*Mr. Coonan* asked the Secretary for Lands,—

(1.) Have all or any of the auction purchases made by Mr. R. Edwards at Dubbo, on the 29th September, 1869, been completed?

(2.) If so, what was the name of the land agent who acted on Mr. Edwards's behalf in getting these purchases completed?

(3.) Were any of these purchases then included within a travelling stock reserve?

Mr. Hoskins answered,—

(1.) Yes; on 4th December, 1873, Mr. R. Edwards selected after auction lot V, portion 75, previously offered at auction at Dubbo, 27th September, 1869. This selection was quite correct, as the Travelling Stock Reserve was not notified until 30th October, 1874. The deed for this portion was issued. On 1st April, 1875, he also selected after auction lot S, portion 72, which was then within the Travelling Stock Reserve; but as this was not noticed when the plan was noted, the selection went on for deed, which was sent to the Registrar General's on the 26th August, 1875, and duly enrolled; and this, by a recent advising of the Attorney General, is equivalent to issue.

(2.) No land agent acted on Mr. Edwards's behalf.

(3.) Answered by No. 1.

(15.) James Davidson's Conditional Purchase :—*Mr. Bennett* asked the Secretary for Lands,—

(1.) Did James Davidson conditionally purchase at Glen Innes, under section 13 of the Lands Act, on the 20th June, 1878, 80 acres adjoining Travelling Stock Reserve 387, county Gough, parish Fletcher; if so, has the land been allowed to Davidson; if not, upon whose report and recommendation has it been disallowed to Davidson?

(2.) What action has been taken (if any) in the case, and what is the decision arrived at (if any) by the Minister?

Mr. Hoskins answered,—

(1.) Davidson's conditional purchase was made on the 20th February, 1879, and was declared void on a comparison of the descriptions of the land applied for by J. J. R. Gibson on 20th June, 1878, and by Davidson—Gibson being the prior applicant, and the land applied for by Davidson being part of the land previously applied for by Gibson.

(2.) Further inquiry is now being made with reference to representations made by Davidson's agent.

(16.) J. J. R. Gibson's Conditional Purchase :—*Mr. Bennett* asked the Secretary for Lands,—

(1.) Did J. J. R. Gibson conditionally purchase, under section 21 of the Lands Act, at Glen Innes, on the 20th June, 1878, 320 acres; if so, has the land been allowed?

(2.) Has any report been received by the Minister from Licensed-Surveyor Schemmel that the land applied for by Mr. Gibson formed part of Travelling Stock Reserve 387; if so, what action (if any) has been taken on such report?

Mr. Hoskins answered,—

(1.) A conditional purchase was made by Gibson on the date mentioned; 320 acres were applied for, but 237 acres only have been allowed.

(2.) Yes; and 83 acres of the land applied for have consequently been refused.

2. PAPERS :—

Mr. Watson laid upon the Table,—Return of Persons employed at the Glebe Island Abattoir during the years 1877, 1878, and 1879, and up to 14th February, 1880.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—

(1.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.

(2.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria No. 1.

(3.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria No. 1.

Ordered to be printed.

Mr.

Mr. Suttor laid upon the Table,—Correspondence respecting the resignation of the Public School Board at Deniliquin.
Ordered to be printed.

3. **MERRIWA CHURCH AND PRESBYTERY LAND SALE BILL**:—Mr. Coonan presented a Petition from the Reverend Patrick Purcell Ryan, praying for leave to bring in a Bill to enable the Right Reverend James Murray, the Reverend Patrick Purcell Ryan, and Charles Joseph Gallagher, Trustees of certain land situate in the Village of Merriwa, to sell the said land, and to provide for the appropriation of the proceeds thereof.
And Mr. Coonan having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Murrumbidgee Times*, newspapers, containing the notices required by the 59th Standing Order,—Petition received.

4. **LANDS FOR PUBLIC PURPOSES ACQUISITION BILL (Formal Order of the Day)**,—on motion of Sir Henry Parkes, read a third time, and *passed*.
Sir Henry Parkes then moved, That the Title of the Bill be “*An Act to provide for the Acquisition by Government of Lands for Public 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 Acquisition by Government of Lands for Public Purposes,*”—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 11th March, 1880.*

5. **SYDNEY CORPORATION ACT AMENDMENT BILL, No. 3 (Formal Order of the Day)**,—on motion of Mr. Wisdom, read a third time, and *passed*.
Mr. Wisdom then moved, That the Title of the Bill be “*An Act to amend the ‘Sydney Corporation Act of 1879’ in certain particulars.*”
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 ‘Sydney Corporation Act of 1879’ in certain particulars,*”—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 11th March, 1880.*

6. **SYDNEY INFIRMARY (Formal Motion)**:—Mr. R. B. Smith moved, pursuant to Notice, That, considering the large amount of money entrusted to the Board of Directors of the Sydney Infirmary for the benefit of the sick poor, it is expedient that the Colonial Secretary should require the said Board to prepare and furnish to the Government forthwith a report containing a full and complete account of the public funds received and disbursed for the support of the Infirmary, together with a detailed statement of its general management, and of the results in accordance with the practice of publishing annual reports adopted by the chief Governmental Departments and Charitable Institutions supported by public funds.
Question put and passed.

7. **ROAD THROUGH THE HONORABLE JAMES CHISHOLM’S LAND FROM BREADALBANE PLATFORM TO THE COLLECTOR ROAD (Formal Motion)**:—Mr. Garrett, for Mr. Badgery, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence between the Hon. James Chisholm, the Commissioner for Roads, and the Colonial Secretary, with all minutes and other documents having reference to a road recently proclaimed through the Hon. James Chisholm’s land from Breadalbane Platform to the Collector Road; also all letters and reports from the late Mr. Chauncey, Superintendent of Roads, bearing on the subject.
Question put and passed.

8. **ADJOURNMENT**:—Sir Henry Parkes moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

9. **CHURCH AND SCHOOL LANDS DEDICATION BILL**:—The Order of the Day for the second reading of this Bill having been read,—Mr. Burns moved, pursuant to *Contingent Notice*, That Alexander Gordon, Esq., Counsel learned in the Law, be now heard at the Bar of the House in support of the Petition presented by the President of the Synod of the Diocese of Sydney, in opposition to the Church and School Lands Dedication Bill.
Question put and passed.

The learned Counsel (Alexander Gordon, Esq.) was then, by direction of Mr. Speaker, conducted by the Sergeant-at-Arms to the Bar of the House, and having been informed by Mr. Speaker of the Resolution of the House under which he had been admitted, addressed the House on the subject under consideration,—and then withdrew.

On motion of Sir Henry Parkes, the Order of the Day for the second reading of the Bill was postponed until Wednesday next.

The House adjourned at Eleven o’clock, until To-morrow at Four o’clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 67.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 12 MARCH, 1880.

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

QUESTIONS:—

(1.) Compensation to Mr. Obed West:—*Dr. Renwick*, for Mr. J. Davies, asked the Secretary for Lands,—When will the Government nominate an appraiser to assess, in conjunction with an appraiser to be named by Mr. Obed West, the amount of compensation to which he is entitled in respect of land resumed by the Crown, and for loss sustained by him by reason of deprivation of water frontage, in terms of the "Rushcutters Bay Act of 1878"?

Mr. Hoskins answered,—A doubt having been raised as to the boundaries of the land in question, the papers in the case are under reference to the Surveyor General, who reports that it shall have his earliest attention; and he hopes to be able to deal with it this week. As soon as the necessary report has been received instructions for the appraisalment will be issued.

(2.) Public Parks:—Mr. Taylor asked the Attorney General,—Have the Trustees appointed under the "Public Parks Act of 1854," or a majority of them, the power to lease for certain days during the year any portion of such park for the purpose of holding sports, the public being admitted to that portion of park by paying a small contribution for the enjoyment of such sports?

Mr. Wisdom answered,—

(1.) Whatever power the Trustees of any public park as a body corporate under the "Public Parks Act of 1854" are authorized to exercise can, it is considered, be legally exercised by a majority of them.

(2.) What the extent of those powers may be, depends upon the construction of the 5th section of the above-mentioned Act, and particularly of the words therein used, which purport to invest Trustees with the powers of absolute owners, except for the purpose of alienation in cases where the park is granted or placed in trust; and this question again depends upon the construction of the 2nd section of the Act, where the Trustees have been merely appointed, and no grant has been issued.

(3.) The general tenor of the various opinions given by Crown Law Advisers upon questions submitted to them, substantially identical with the present question, has been in favour of the exercise of a limited power of leasing a portion of park lands, and the charge by lessees of an admission fee on the holding of races or similar sports.

(4.) It is understood that the legality of the exercise of such powers as those referred to in the question will shortly form the subject of an application to the Supreme Court, in which event the law on a very difficult and important public question will receive an authoritative interpretation.

(5.) Failing, however, such a result, I think that some legislation should be proposed in Parliament, which will have the effect of defining the powers of Park Trustees.

(3.) Public School, Deniliquin:—Mr. Barbour asked the Minister of Justice and Public Instruction,—

(1.) Is it a fact that two Pupil Teachers were appointed by the Council of Education in September last to the Deniliquin Public School?

(2.) Have their salaries not been paid for upwards of six months; if so, for what reason?

(3.) Why is the Teacher's residence at Deniliquin not being proceeded with, and when will it be started?

Mr. Suttor answered,—

(1.) Yes.

(2.) As they have not held appointments for six months, it is not correct to say that their salaries have not been paid for upwards of six months; but it is a fact that no salary has been paid to them. The result of the preliminary examination of these young persons was so unsatisfactory that they were not entitled to appointment. As, however, assistance in the Deniliquin Public School was needed, they were appointed on trial, subject to their passing a satisfactory examination at the end of three months from the date of their provisional appointment. That examination should have taken place in December last, but (apparently through an oversight of the District Inspector)

Inspector) was delayed. These circumstances, as the cause of non-payment of their salaries, were explained to each of the persons concerned by letter addressed from the Council of Education Office on 25th February ultimo. It is believed that they have now been re-examined, but their papers have not yet reached the Council of Education Office.

(3.) Steps have been taken to procure tenders for the erection of a Teacher's residence at Deniliquin, and the work will be commenced as soon as a tender has been accepted.

(4.) George Lacy's Conditional Purchase:—Mr. Bennett asked the Secretary for Lands,—

(1.) Did George Lacy conditionally purchase, at Grafton, 320 acres under section 13 of the Lands Acts, on the 19th of September, 1878?

(2.) Had the same 320 acres been withdrawn from lease; if so, when, and upon whose application, and for what purpose?

(3.) Had the same land been surveyed previously to the application of George Lacy; if so, when, and at whose request; if not yet measured, will the Minister give instructions that the same be measured without delay, as applied for?

(4.) Has the same 320 acres selected by George Lacy on the 19th September, 1878, been subsequently selected, or any part thereof; if so, when, and by whom?

Mr. Hoskins answered,—

(1.) Yes.

(2.) The land does not appear to have been previously withdrawn from lease.

(3.) The land had not been surveyed, having been intersected by a travelling stock route, and being, moreover, reported as in part improved to the value of £75.

(4.) It is possible that some other application may have been made for the same land, or part thereof, at a subsequent date, but it would be very difficult, without the name of the supposed applicant, to give a definite answer on this point.

2. VOTE OF CREDIT:—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,

Message No. 27.

Governor.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly, that provision be made for defraying the expenses of the various Departments and Services of the Colony for the month of March, 1880, together with provision for other Services.

Government House,

Sydney, 12th March, 1880.

Ordered to be printed, and referred to the Committee of Supply.

3. CHURCH AND SCHOOL LANDS DEDICATION BILL:—Mr. Barbour presented a Petition from Members of the United Church of England and Ireland, in the Colony of New South Wales, praying that the House will reject those clauses in this Bill which would divert the whole of the income derivable from the lands at present vested in the Crown in trust for the maintenance and promotion of religion from that trust, and apply the same exclusively to the support of the State system of Public Instruction.

And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.

4. MERRIWA CHURCH AND PRESBYTERY LAND SALE BILL (*Formal Motion*):—

(1.) Mr. Coonan moved, pursuant to Notice, for leave to bring in a Bill to enable the Right Reverend James Murray, the Reverend Patrick Purcell Ryan, and Charles Joseph Gallagher, Trustees of certain land situate in the Village of Merriwa, to sell the said land, and to provide for the appropriation of the proceeds thereof.

Question put and passed.

(2.) Mr. Coonan having presented this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue Fund of the Colony, Bill, intituled "*A Bill to enable the Right Reverend James Murray the Reverend Patrick Purcell Ryan and Charles Joseph Gallagher Trustees of certain Land situate in the Village of Merriwa to sell the said land and to provide for the appropriation of the proceeds thereof*,"—which was read a first time.

5. MEDICAL BILL:—The Order of the Day having been read,—Dr. Bowker moved, That this Bill be now read a second time.

Debate ensued.

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

Debate ensued.

Question put and passed.

Ordered, that the Debate be adjourned until Friday next.

6. DISMISSAL OF MR. DANIELS, RAILWAY TRIAL-SURVEYOR:—Mr. Barbour, for Mr. Hurley (*Hartley*), moved, pursuant to Notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the dismissal of Trial-Surveyor Daniels.

(2.) That such Committee consist of Mr. Lackey, Mr. Farnell, Mr. Barton, Mr. Driver, Mr. Pilcher, Mr. H. H. Brown, Mr. Cameron, Mr. Lynch, and the Mover.

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

Question put and passed.

Ordered, that the Debate be adjourned until Tuesday next.

The House adjourned at twenty-three minutes before Seven o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 68.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 16 MARCH, 1880.

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

VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from Thomas Bawden, Esquire, resigning his Seat as a Member of the Legislative Assembly for the Electoral District of The Clarence.

Whereupon Sir Henry Parkes moved, That the Seat of Thomas Bawden, Esquire, Member for the Electoral District of The Clarence, hath become and is now vacant, by reason of the resignation thereof by the said Thomas Bawden, Esquire.

Question put and passed.

2. QUESTIONS:—

(1.) Reserve for use of Aborigines at Port Stephens:—Mr. Burns asked the Colonial Secretary,—Whether any, and if any what, decision has been arrived at by His Excellency the Governor in the matter of the application for the reserve for the use of the Aborigines of a portion of the Church and School Estate in the district of Port Stephens?

Sir Henry Parkes answered,—It is very desirable that all relief to the Aborigines should be guided by some uniform rule. It is contemplated to apply some general rule of the kind, but in the meantime the Surveyor of the district in this case has been asked to report as to the accuracy of the statements made in the letter.

(2.) Road from Barraba to Gunnedah:—Mr. Coonan, for Mr. Dangar, asked the Secretary for Mines,—

(1.) With reference to Papers "Road Barraba to Gunnedah," ordered by this House to be printed 4th November, 1879,—Will there be any objection to place upon the Table of this House, and have printed, a copy of the whole of the original document marked No. 5, therein alluded to?

(2.) Are not the words "100,000 alienated," in the 4th paragraph of Mr. Surveyor M'Master's report, meant for "100,000 unalienated," and printed wrongly?

(3.) Is there not more correspondence connected with this road matter not included in this Return in Mines or Works Departments, such as Petition from Barraba residents, asking for the opening of this road, &c.; if so, will the same be produced and printed?

Mr. Baker answered,—

(1.) The original document (No. 5) is the general report of the Road Superintendent for the month of August, 1878, and includes the whole of the roads and bridges in his charge. The extract given respecting the Barraba and Gunnedah Road is complete, and the report contains no other reference to it.

(2.) The words in Mr. Surveyor M'Master's report have been correctly printed—they are "one hundred thousand alienated."

(3.) There are papers of a later date than the printed Return, and with them is a Petition of the residents of Barraba, Bingera, and the Gwydir Districts, asking for a road between Barraba and Gunnedah, the precise route of which they do not indicate. They will be laid upon the Table of the House.

3. COUNTRY TOWNS WATER AND SEWERAGE BILL:—Sir Henry Parkes presented a Bill, intituled "*A Bill to establish a system of Water Supply and Sewerage for certain Towns*,"—which was read a first time. Ordered to be printed, and read a second time on Wednesday, 31st March.

4. PAPERS:—

Sir Henry Parkes laid upon the Table,—Return to an Order made on 3rd February, 1880,—"The Sydney Infirmary."
Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return to an Order made on the 6th May, 1879,—"Armidale Land District—Land Office at Uralla."
Ordered to be printed.

5. **MERRIWA CHURCH AND PRESBYTERY LAND SALE BILL** (*Formal Motion*):—Mr. Coonan moved, pursuant to Notice,—
 (1.) That the Merriwa Church and Presbytery Land Sale Bill be referred to a Select Committee for consideration and report, and that such Committee have power to send for persons and papers.
 (2.) That such Committee consist of Mr. Beyers, Mr. Burns, Mr. Day, Mr. McElhone, Mr. Murphy, Mr. Thompson, Mr. Cameron, Mr. Moses, Mr. Bowman, and the Mover.
 Question put and passed.
6. **BRIDGE OVER THE MYALL RIVER AT BULAHDELAH**:—Mr. Johnston moved, pursuant to Notice,—
 That the reception of the Resolution from the Committee of the Whole on Bridge over the Myall River at Bulahdelah, reported on 20th February, stand an Order of the Day for Friday next.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 14.

Mr. Cohen,	Mr. Fitzpatrick,
Mr. Pilcher,	Mr. Groville,
Mr. W. C. Browne,	<i>Tellers.</i>
Mr. Terry,	Mr. Johnston,
Mr. Jacob,	Mr. Coonan.
Mr. Obarles,	
Mr. Murphy,	
Mr. Bennett,	
Mr. Beyers,	
Mr. Burns,	

Noes, 17.

Sir Henry Parkes,	Mr. Bowman,
Mr. Watson,	Mr. Simson,
Mr. Lackey,	Mr. Garrett,
Mr. Hoskins,	Mr. Cameron,
Mr. Day,	Mr. Hezlet,
Mr. Baker,	<i>Tellers.</i>
Mr. Hungerford,	Mr. Harris,
Mr. T. R. Smith,	Mr. Roseby.
Mr. McCulloch,	
Dr. Renwick,	

And so it passed in the negative.

7. **ADJOURNMENT**:—Mr. Coonan moved, That this House do now adjourn.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 2.

Tellers.
 Mr. Beyers,
 Mr. Coonan.

Noes, 30.

Sir Henry Parkes,	Mr. Roseby,
Mr. Lackey,	Mr. Bowman,
Mr. Watson,	Mr. Murphy,
Mr. Wisdom,	Mr. Barbour,
Mr. Hoskins,	Mr. Terry,
Mr. Burns,	Mr. Greville,
Mr. W. C. Browne,	Mr. Garrett,
Mr. Baker,	Mr. Macintosh,
Mr. J. Davies,	Mr. Johnston,
Mr. Cameron,	Mr. Thompson,
Mr. Bennett,	Mr. Jacob,
Mr. Greenwood,	Mr. Hungerford,
Mr. H. H. Brown,	<i>Tellers.</i>
Mr. Hezlet,	Mr. Day,
Mr. Clarke,	Dr. Renwick.
Mr. Harris,	

And so it passed in the negative.

8. **COMPENSATION TO MISS JOHANNA CONNELLY**:—Mr. Bennett moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1880 a sum not exceeding £215 to compensate Miss Johanna Connelly, of Tamworth, for improvements made on land she conditionally purchased at Tamworth, but subsequently taken from her by the Government.
 Question put and passed.
9. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
 (1.) Adjourned Debate in reference to the Dismissal of Mr. Daniels, Railway Trial-Surveyor;—*until Tuesday next.*
 (2.) Lands Acts further Amendment Bill; consideration in Committee of the Whole of Legislative Council's amendments;—*until Thursday next.*
10. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
 Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.
 The Chairman also reported that the Committee had come to a Resolution.
 Ordered, on motion of the Chairman (*with the concurrence of the House*), That the report be *now* received.
 The Chairman then reported the Resolution, which was read a first time, as follows:—
 (5.) *Resolved*,—That there be granted to Her Majesty for the Services of the year 1880 a sum not exceeding £385,379,—being £308,379 to defray the expenses of the various Departments and Services of the Colony for the month of March, 1880, at the rates which have been sanctioned for 1879, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1880; £70,000 for wages of Railway Employés and Railway Services generally for the month of April, 1880; and £7,000 for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of April, 1880.
 On motion of Mr. Watson, the Resolution was read a second time and agreed to.
11. **WAYS AND MEANS**:—The Order of the Day having been read,—on motion of Mr. Watson, 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,

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

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

- (12.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1880 the sum of £385,379 be granted out of the Consolidated Revenue Fund of New South Wales to defray the expenses of the various Departments and Services of the Colony for the month of March, 1880; for wages of Railway Employés and Railway Services generally, and for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of April, 1880.

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

12. CONSOLIDATED REVENUE FUND BILL (No. 4):—

- (1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of Ways and Means (No. 12), to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1880.

- (2.) Mr. Watson then presented a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1880*,"—which was read a first time.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 69.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 17 MARCH, 1880.

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

QUESTIONS:—

- (1.) Permanent and Volunteer Military Forces:—Mr. Farnell asked the Colonial Secretary,—
- (1.) The number of officers and men of all grades enrolled in the Permanent Artillery Force at the present time?
 - (2.) The entire cost of the corps, including contingencies, rations, cost of uniform, &c., as provided for on the Estimates for the current year?
 - (3.) The average cost to the country per man per annum on the present strength of the corps?
 - (4.) The like information in regard to the Volunteers, including staff and all corps?
 - (5.) The like information in regard to the Naval Brigade?
 - (6.) Have any reports of inspection been made by officers other than those belonging to the Colonial Service within the last seven years; if so, will there be any objection to laying these reports upon the Table of the House?

Sir Henry Parkes answered,—The following information regarding the Military and Volunteer Forces and the Naval Brigade has been supplied by the officers commanding the respective Forces:—

- (1.) 315 of all ranks.
 - (2.) £31,108.
 - (3.) By the estimate the average cost would appear to be £96 12s. 2d.; but allowance being made for annual deductions from pay and general savings re-credited to the public, the actual amount is £94 15s.
 - (4.) The Volunteers number 1,678 of all ranks. Entire cost on Estimates £39,950, including staff. Average cost per man would appear by estimate to be £22 3s. 4d.; but allowance being made for forfeited pay for non-attendance at continuous training and other drills, and for men failing to qualify as efficient, and for general savings re-credited to the public, the actual rate is £20.
 - (5.) The Naval Brigade numbers 328 men. The entire cost on Estimates is £5,817. The average cost per man is £17 4s. 8d.
 - (6.) It does not appear that any such reports have been made regarding the Permanent and Volunteer Military Forces. Four inspections of the Naval Brigade have been made by different Commodores within the time specified; and I will presently lay upon the Table copies of their reports. The following "Note" is appended by the Commandant to his report:—"The difference in cost per head as between the Military and the Naval Volunteers is caused by the staff and expenditure in connection with continuous and other training, provision of horses for artillery, &c."
- (2.) Buildings in the Domain:—Mr. Day, for Mr. Pilcher, asked the Colonial Secretary,—
- (1.) Are the buildings erected in the Domain the property of the Government, or of the persons by whom they were erected?
 - (2.) Will they be allowed to remain to disfigure the Domain, or must they be removed at the close of the Exhibition?
 - (3.) What arrangement as to their removal was made with the parties who erected them at the time of the permission for erection being granted?
 - (4.) Will such parties be compelled to remove them at their own expense, or will the cost of such removal fall upon the Government?
 - (5.) Will the Government at once cause notice calling upon the several parties to remove such erections immediately after the close of the Exhibition?

Sir

Sir Henry Parkes answered,—

(1.) Of the buildings in the Domain, as shown on the official plan (a copy of which I will presently lay upon the Table), the following belong to the Government, viz :—

The Garden Palace,
The Machinery Halls,
The Agricultural Hall,
The Art Gallery,
The Photographic Gallery,
The Police Buildings,
The Buildings at Entrance Gates and Ticket Offices,
The Judges Offices,
The Live Stock Buildings (including pens and ring),
The Public Urinals and Closets.

The other buildings shown on the plan were erected, some by the Commissioners of certain of the participating Countries and Colonies, some by Foreign and Colonial exhibitors, and others by purveyors of refreshments, and are not Government property.

(2.) It is not intended that any buildings, in what is known as the Outer Domain, shall be permanent, and they are to be removed after the close of the Exhibition.

(3.) Permission to occupy was given only for the currency of the Exhibition, after which the proprietors will be required to remove their buildings.

(4 and 5.) With regard to the two last questions, the private proprietors will be required to remove their buildings at their own expense; the date of such removal is not yet fixed.

(3.) Grants for Roads under Trustees :—Mr. W. C. Browne asked the Secretary for Public Works,—What is the cause of the delay in issuing the Annual Grants for Roads under Trustees?

Mr. Lackey answered,—In consequence of changes in the Votes, the printing of the Schedule was delayed. There has been no unnecessary delay in issuing the money, which will be made available in a day or two.

2. PAPERS :—Sir Henry Parkes laid upon the Table,—

(1.) Return showing the number of Electors on the Roll of each Electoral District of New South Wales for 1879-80, also the number of Names on the Electoral Lists for 1880-81.

(2.) Copies of Commodore Reports of Inspections of the Naval Brigade.

Ordered to be printed.

(3.) Official Plan of the Ground and Buildings of the Sydney International Exhibition of 1879.

3. GRASSHOPPER PLAGUE :—Mr. Barbour presented a Petition from Inhabitants of Southern Riverina, stating that they view with serious apprehension the threatened extinction of the pastoral and agricultural interests of Southern Riverina in consequence of the ravages of the insect known as the Grasshopper; and praying that a special enactment may be passed prohibiting the destruction of certain birds and their eggs for a period of three years.
Petition received.

4. IMMIGRATION :—Mr. Gray presented a Petition from Inhabitants of Illawarra, praying that the sum of £75,000 placed on the Estimates for the purposes of Immigration may be withdrawn.
Petition received.

5. CONSOLIDATED REVENUE FUND BILL (No. 4) :—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

Ordered, that the Bill be read a third time at a later hour of the day.

6. POSTPONEMENT :—The Order of the Day No. 2 postponed, to follow after Order No. 8.

7. CONSOLIDATED REVENUE FUND BILL (No. 4) :—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time,—and, on motion of Mr. Watson, *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 17th March, 1880.

8. POSTPONEMENTS :—The following Orders of the Day postponed :—

Nos. 3 and 4, to follow after Order No. 2, as postponed.

No. 5, Electoral Bill; second reading, until Thursday, 25th March.

Nos. 6 and 7, to follow after Order No. 4, as postponed.

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

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

Mr. Lackey (*with the concurrence of the House*) moved, "That," the report be now adopted.

Mr.

Mr. Watson moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the purpose of reconsidering clauses 2 and 4."

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

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

Question then,—That the Bill be recommitted for the purpose of reconsidering clauses 2 and 4,—put and passed.

On motion of Mr. Lackey, 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^d with further amendments.

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

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

10. CHURCH AND SCHOOL LANDS DEDICATION BILL :—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

11. POSTPONEMENTS :—The Orders of the Day Nos. 3, 4, and 6, further postponed until to-morrow.

12. SALE OF INTOXICATING LIQUORS :—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 sale of intoxicating liquors, and for the licensing of certain trades.

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

Resolved,—That it is expedient to bring in a Bill to regulate the sale of intoxicating liquors, and for the licensing of certain trades.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 70.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 18 MARCH, 1880.

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

QUESTIONS:—

- (1.) Post and Telegraph Office, Gunnedah:—Mr. Dangar asked the Secretary for Public Works,—
(1.) What is the cause of the delay in opening the new Post and Telegraph Office at Gunnedah—
lying idle so long for want of the fittings and fencing?
(2.) When will these requirements be completed, and the buildings rendered available for public
use?

Mr. Lackey answered,—

(1.) The fittings are at Gunnedah; and I am informed that the Postmaster has been instructed to
occupy the buildings without delay.

(2.) Tenders will be invited for the fencing as soon as the necessary arrangements can be made.

- (2.) Admission to the Garden Palace of Children attending Public Schools:—Mr. R. B. Smith asked
the Colonial Secretary,—Whether the Government intend to direct that the children attending
the Public Schools in Sydney and the suburbs be admitted to inspect the Exhibition in the Garden
Palace under the guidance of their teachers or other officers—a benefit already accorded to the
children of several Institutions in Sydney?

Mr. Suttor answered,—I think it must be clear to the Honorable Member that the children in Public
Schools cannot be regarded in the same light as the children in the other Institutions who have
been admitted to the Exhibition; but the matter is now under the consideration of the Government.

2. RAILWAY EXTENSION FROM WALLERAWANG TO MUDGE:—Mr. Lackey, pursuant to the require-
ments of the Government Railways Act 22 Victoria No. 19, laid upon the Table of the House (*as
Exhibits only and not to remain as records of the House*), copy of a Plan, Section, and a Book of
Reference of Part No. 1, of the proposed Extension from Wallerawang to Mudgee, commencing
at 104 miles 39 chains at Wallerawang, and terminating at 143 miles 47 chains at the Main
Dividing Range, being a distance of 39 miles and 8 chains.
3. PASTORAL RESERVES:—Mr. Barbour presented a Petition from Residents of Deniliquin, and others,
offering certain suggestions with reference to dealing with Pastoral Reserves; and praying the
House to take the subject into serious consideration.
Petition received.

4. PAPERS:—

Sir Henry Parkes laid upon the Table,—Further Correspondence relative to the appointment of the
Executive Commissioner at the Paris Exhibition.
Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return to an Order made on 20th February, 1880,—“Burial
Grounds in the Gwydir Electorate.”
Ordered to be printed.

5. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were
delivered by Sir Henry Parkes, and read by Mr. Speaker:—

- (1.) Maitland Cattle Driving Act Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 28.

A Bill, intituled “*An Act to amend an Act intituled ‘An Act to prevent Cattle being driven
through the Towns of East and West Maitland except at certain hours’ and to make other provision
in lieu thereof*,”—as finally passed by the Legislative Council and Assembly, having been presented
to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented
to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and
forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 18th March, 1880.

(2.)

(2.) Joadja Creek Railway Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 29.

A Bill, intituled "*An Act to enable the Australian Kerosene Oil and Mineral Company (Limited) to construct a Railway to connect the Joadja Creek Tramway with the Great Southern Railway and for other purposes,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 18th March, 1880.

6. ELECTORAL BILL :—Mr. Hezlet presented a Petition from William Kinnear, Alderman, and Chairman of a Public Meeting of Freeholders, Leaseholders, Householders, and others, Electors of The Clarence, praying the House to pass this Bill as early as possible.
Petition received.

7. CONSOLIDATED REVENUE FUND BILL (No. 4.) :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 17th March, 1880.

JOHN HAY,
President.

8. SPECIAL ADJOURNMENT (*Formal Motion*) :—Sir Henry Parkes moved, pursuant to Notice, That this House, at its rising on Thursday the 25th March, do adjourn until Wednesday, the 31st March.
Question put and passed.

9. TRAMWAYS EXTENSION BILL (*Formal Order of the Day*),—on motion of Mr. Lackey, read a third time, and *passed*.

Mr. Lackey then moved, That the Title of the Bill be "*An Act to authorize the construction and maintenance of Tramways along certain Streets and Highways in the City and Suburbs of Sydney and elsewhere.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the construction and maintenance of Tramways along certain Streets and Highways in the City and Suburbs of Sydney and elsewhere,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 18th March, 1880.

10. APPLICATION OF MR. THOMAS HOLT TO RECLAIM AND PURCHASE LAND AT PYRMONT (*Formal Motion*) :—Mr. Farnell moved, pursuant to Notice,—

(1.) That there be laid upon the Table of this House copies of all papers, documents, minutes, and all other correspondence, relative to an application made by Mr. Thomas Holt, under the ninth section of the "Crown Lands Alienation Act of 1861," for the reclamation and purchase of certain land at Pyrmont.

(2.) In view of the motion of the Honorable Member, Captain Onslow (on the Business Paper for the 6th April next), it is important and necessary that copies of the papers aforesaid should be laid upon the Table as early as possible, in order that they may be printed for the information of Honorable Members of this House.

Question put and passed.

11. POSTPONEMENTS :—The following Orders of the Day postponed :—

(1.) Lands Acts Further Amendment Bill ; consideration in Committee of the Whole of Legislative Council's amendments ;—*until Wednesday next*.

(2.) Orders Nos. 3 and 4, to follow after Order No. 5.

12. METROPOLITAN WATER AND SEWERAGE BILL :—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

Mr. Speaker resumed the Chair ; and the Chairman reported that there was not a Quorum present in the Committee.

Mr. Speaker counted the House, and there being a Quorum present, the Committee resumed.

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

On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 71.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 19 MARCH, 1880.

There being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Barbour, Dr. Bowker, Mr. Burns, Mr. Cameron, Mr. Charles, Mr. Cohen, Mr. Combes, Mr. Copeland, Mr. Greenwood, Mr. Hoskins, Mr. Jacob, Captain Onslow, Sir Henry Parkes, Dr. Renwick, Mr. Simson, Mr. Terry, Mr. Thompson, and Mr. Watson,—

Mr. Speaker adjourned the House at half-past Four o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 72.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 23 MARCH, 1880.

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

CONSOLIDATED REVENUE FUND BILL (No. 4):—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 30.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 22nd March, 1880.

2. QUESTIONS:—

- (1.) Tramways, Water Supply, &c., St. Leonards:—Mr. Farnell asked the Secretary for Public Works,—
- (1.) Have the surveys for Tramways on the North Shore, ordered in accordance with a promise of the Minister for Works to a deputation, been completed?
 - (2.) Is it the intention of the Government to place a sum of money on the Loan Estimates or Additional Estimates for the construction of steam vessels for connecting the North Shore with Sydney?
 - (3.) Will the Minister for Works inquire and ascertain the feasibility of supplying that part of St. Leonards not above the level of the Crown-street reservoir with water?
 - (4.) If it should be found practicable and feasible, will he submit an estimate for the purpose of supplying St. Leonards with water from the source of the Crown-street reservoir?

Mr. Lackey answered,—

(1.) The exploration of the North Shore, to see whether a Tramway could be established there, has been completed, but it is found that a line from the waterside would not be feasible. It is contemplated, however, to make a further examination.

(2.) The question will be decided before the next Estimates are submitted.

(3.) It is quite feasible to supply those parts of St. Leonards not above the level of Crown-street with water from Sydney.

(4.) An estimate will be prepared of the cost without delay.

- (2.) National Park, Port Hacking:—Mr. Beyers asked the Secretary for Lands,—The names of the Trustees for the Recreation Ground at Port Hacking; the amount voted by Parliament for the said ground; the improvements effected, and at what cost?

Mr. Hoskins answered,—The names of the Trustees are,—The Honorable Sir John Robertson, K.C.M.G.; Andrew Hardie McCulloch, M.P.; Walter Bradley; Joseph Graham, J.P.; John Lucas, M.P.; Charles York, J.P.; Charles Moore, F.R.S.; Angus Cameron, M.P.; George Frederick Want; Robert Wisdom, M.P.; Edward Bingham Woodhouse. £2,000, voted in 1879 for improvements in connection with the Park. The Government is not yet advised as to how much of this money has been expended, or of the nature of the expenditure.

(3.)

(3.) Criminal Assaults on Females :—*Mr. Thompson*, for *Mr. W. C. Browne*, asked the Attorney General,—In view of the large increase of criminal assaults on females, and the inadequacy of the punishment provided by statute therefor, is it his intention to bring in an Amending Bill during the present Session of Parliament?

Mr. Wisdom answered,—The subject referred to in the Honorable Member's question has been under my consideration for some time past, but I have not arrived at any determination respecting it.

(4.) New Post and Telegraph Offices at Walgett :—*Mr. Dangar* asked the Secretary for Public Works,—

(1.) When will tenders be again invited for new Post and Telegraph Offices at Walgett, money for which has been voted by Parliament?

(2.) Has the vote lapsed; and if so, will Parliament be asked to re-vote it, and when?

Mr. Lackey answered,—

(1.) Yes, as soon as the money shall have been re-voted. A tender for the work was accepted, but the contractor declining to carry it out, the vote lapsed.

(2.) Yes, on next Estimates.

3. PAPERS :—*Mr. Hoskins* laid upon the Table,—

(1.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria, No. 1.

(2.) Return to an Order made on 1st October, 1878,—“Conditional Purchases of John Robards and Cladius Smith, at Shade's Creek.”

(3.) Return to an Order made on 15th May, 1879,—“Land sold to *Mr. Dines*.”
Ordered to be printed.

4. ARCHIBALD THOMPSON'S TRUST ESTATE BILL :—*Mr. Cohen* presented a Petition from *Thomas Thompson*, praying that leave may be given to bring in a Bill to enable the Trustee of the Will of the late *Archibald Thompson* to invest the personalty in building upon and improving the real estate devised by the said Will.

And *Mr. Cohen* having produced the *Government Gazette* and the *Sydney Morning Herald*, newspaper, containing the notices required by the 59th Standing Order,—
Petition received.

5. ENCOURAGEMENT AND PROMOTION OF NATIVE INDUSTRIES :—*Mr. Buchanan* proceeding to make the Motion standing in his name in reference to this subject,—

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of *Mr. Speaker*, namely,—*Mr. Badgery*, *Mr. Baker*, *Mr. Bcyers*, *Dr. Bowker*, *Mr. Buchanan*, *Mr. Burns*, *Mr. Cameron*, *Mr. Copeland*, *Mr. Hoskins*, *Mr. Hurley (Hartley)*, *Mr. Lackey*, *Mr. Murphy*, *Sir Henry Parkes*, *Mr. Simson*, *Mr. Suttor*, *Mr. Teece*, *Mr. Watson*, and *Mr. Wisdom*,—

Mr. Speaker adjourned the House at twenty minutes before Five o'clock, until To-morrow at Four o'clock

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 73.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 24 MARCH, 1880.

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

QUESTIONS:—

- (1.) New Gaol at Forbes:—*Mr. Dangar*, for *Mr. Coonan*, asked the Colonial Secretary,—Is it the intention of the Government to place any sum of money on the Estimates for the erection of a new Gaol at Forbes?

Sir Henry Parkes answered,—I am not in a position to give a definite answer to this question, to which I gave a similar reply a few days ago. If the question be asked ten days or a fortnight hence, I will state definitely what is the intention of the Government.

- (2.) Railway Trial Survey to the Queensland Border:—*Mr. Dangar* asked the Secretary for Public Works,—Is it intended to direct a trial survey of Railway to be made from the Main Northern Line, *viâ* Inverell and Warialda, to the Queensland Border, or in any other similar direction; if so, the particulars?

Mr. Lackey answered,—The Government have not yet decided what surveys it will be desirable to make with a view to the extension of the Northern Line towards the Queensland Border.

- (3.) Snagging the Upper Barwin River:—*Mr. Dangar* asked the Secretary for Public Works,—

(1.) Is it intended to provide a sum of money to clear and snag the Upper Barwin River from Bourke, *viâ* Brewarrina, to Walgett, so as to make such river navigable to Walgett in most seasons?

(2.) Failing so, is it intended to direct a trial survey of a Railway to be made from Narrabri to Walgett, or to continue the Narrabri extension to Walgett; and if so, when?

Mr. Lackey answered,—The matter referred to in the Honorable Member's question will receive due attention at the hands of the Government. A sum of money has been recommended for snagging the Barwin at the place named; but, pending decision on the question of Railway extension in this direction, nothing definite has been settled.

- (4.) The Old Volunteer Force:—*Mr. Taylor*, for *Mr. Cohen*, asked the Colonial Secretary,—

(1.) Does the Government intend to disband or retain the services of the old Volunteer Force unpaid?

(2.) If to disband them, why are parades still called and the Force allowed to continue on?

(3.) If to retain them, is it intended to render them effective by re-issuing the arms and accoutrements of which they were deprived about November, 1878?

(4.) Is a sum placed on the Estimates for drill purposes of the old Volunteer Force?

(5.) What is the object or utility of Adjutant Spalding calling parades of the old Volunteer Force, which has no arms or accoutrements?

(6.) Does Major Spalding, the Adjutant of the old Volunteer Force, continue to receive any pay or allowance as such; if not, when did it cease?

(7.) Has the new Force attained to the full numerical strength of efficient of all arms (exclusive of recruits) required under the new Regulations; if so, on what date; if otherwise, what number of efficient are wanting to complete respectively each branch of the new Force?

(8.) Is a recruit in the new Force, who has passed his drill examination, entitled to rank as efficient, prior to receiving notification to that effect from the Military authorities?

(9.) Is it not the case that lists signed with several hundreds of names of old Volunteers, offering gratuitous service, were forwarded to the Colonial Secretary's Office some time ago?

(10.) What number of recruits of the new Force is at present at drill in each branch respectively?

Sir

Sir Henry Parkes answered,—

- (1 and 3.) With respect to questions 1 and 3 no definite decision has been arrived at.
 (2.) To enable men with Land Order claims to complete the required service.
 (4.) No.
 (5.) To enable men to complete Land Order service.
 (6.) No; it ceased on the 31st of December, 1878.
 (7.) There is no fixed numerical strength of efficient. The organized corps of the new Volunteer Force are within some 30 of their full strength. Their numbers, as is usual in a Volunteer Force, are made up of men efficient on the 1st of January last; of men who, though fully instructed, did not qualify as efficient on the 1st of January last; of instructed men not long since passed into the ranks; and of recruits undergoing instruction. There are 1,213 in the first category, 156 in the second, 121 in the third, and 188 in the fourth.
 (8.) No Volunteer, whether recruit or not, can rank as efficient except on the 1st of January of some year. If then efficient he gets pay as such, and so receives information of the fact.
 (9.) Two such lists were received in December, 1878, bearing in all 224 signatures.
 (10.) Volunteer Artillery 69; Volunteer Engineers 2; Torpedo Corps 11; Infantry 106.
2. METROPOLITAN WATER AND SEWERAGE BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and *passed*.
 Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to provide for the Water Supply and Sewerage of the City of Sydney and its Suburbs.*"
 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 Water Supply and Sewerage of the City of Sydney and its Suburbs,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 24th March, 1880.
3. ARCHIBALD THOMPSON'S TRUST ESTATE BILL (*Formal Motion*):—
 (1.) *Mr. Burns*, for *Mr. Cohen*, moved, pursuant to Notice, for leave to bring in a Bill to enable the Trustee of the Will of the late Archibald Thompson to invest the personalty in building upon and improving the real estate devised by the said Will.
 Question put and passed.
 (2.) *Mr. Burns* having *presented* this Bill, and produced a certificate of the payment of twenty-five pounds to the credit of the Consolidated Revenue Fund of the Colony, Bill, intituled "*A Bill to enable the Trustee of the Will of the late Archibald Thompson to invest the personalty in building upon and improving the real estate devised by the said Will,*"—read a first time.
4. CHURCH AND SCHOOL LANDS DEDICATION BILL:—The Order of the Day having been read,—
 Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
 Mr. Lackey (*with the concurrence of the House*) moved, "That" the report be *now* adopted.
 Sir Henry Parkes moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the purpose of reconsidering clauses 1 and 4, and the Schedule."
 Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
 Question,—That the words proposed to be inserted in place of the words omitted be there inserted,—put and passed.
 Question then,—That the Bill be recommitted for the purpose of reconsidering clauses 1 and 4, and the Schedule,—put and passed.
 On motion of Sir Henry Parkes, 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 Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.
 Ordered, that the Bill be read a third time to-morrow.
5. LANDS ACTS FURTHER AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Hoskins, 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 progress, and obtained leave to sit again to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 25 MARCH, 1880.

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

QUESTIONS:—

- (1.) Railway from Gunnedah to Narrabri:—Mr. Dangar asked the Secretary for Public Works,—
- (1.) Is the permanent line of Railway (money for which was voted during last Session of Parliament) being marked from Gunnedah to Narrabri; if so, what progress has been made with such, and when likely to be completed, and the plans and book of reference placed before Parliament for approval, and tenders called for this extension?
 - (2.) On which side of the Namoi River does the line go, its distance, probable cost per mile, and what bridges necessary to be constructed?
 - (3.) Where has it been decided or proposed to erect the terminus at Narrabri—at or near the race-course on Narrabri town side, or on the south bank near Cooma-Namoi River bridge?
 - (4.) Is it intended (previous to calling for tenders) to make any further trial survey between Gunnedah and Narrabri, crossing the Namoi River and proceeding down the north side?

Mr. Lackey answered,—

- (1.) The permanent line is being staked, and will probably be completed in three months. Plans can be laid before Parliament in about one month.
 - (2.) On the south side of the Namoi River, the distance being about 60 miles, and the estimated cost £6,166 per mile. Only one important bridge will have to be erected over Cox Creek, at Boggabri.
 - (3.) On the south side of the river, opposite Narrabri.
 - (4.) It is not considered that further trial surveys between Gunnedah and Narrabri are necessary.
- (2.) Post and Telegraph Office, Tamworth:—*Mr. Jacob*, for Mr. Bennett, asked the Colonial Secretary,—
- (1.) When was application made for the additional room to the Post and Telegraph Office at Tamworth; by whom was it made, and upon what grounds?
 - (2.) Was the application granted; if so, when were tenders invited for the work, the name of the person whose tender was accepted, and the time for completion?
 - (3.) Was the building completed within contract time; if not, what was the cause of the delay?
 - (4.) Did the person whose tender was accepted complete the work; if not, for what reason?
 - (5.) What time elapsed after the building had been completed before it was fitted up, and at whose request were the fittings supplied?
 - (6.) Is the additional room now used; if so, for what purpose?
 - (7.) Has the Post and Telegraph Master reported that the present building, as a whole, is not sufficient for the requirement and transaction of the business at Tamworth; if so, when?
 - (8.) Has any offer been made to the Government of a site or sites for Post and Telegraph Buildings at Tamworth; if so, when, and by whom, and were the offers accepted?
 - (9.) Is the whole of the postal and telegraphic business at Tamworth conducted in one and the same room?

Sir Henry Parkes answered,—

- (1.) In March, 1877, by Mr. Hanley Bennett, M.P., on the grounds that the accommodation was insufficient, and to prevent the expense of renting quarters for the Postmaster's family.
- (2.) Yes; and tenders invited for the addition referred to on 24th July, 1877. M. Burke's tender was accepted on 29th July, 1877, the time for completion being 30th November, 1877.
- (3.) No; the cause of delay being contractor's insolvency.
- (4.) Yes, he completed the work.

(5.)

(5.) The fittings have not yet been supplied, but are being arranged for—application for them having been made by Postal Department.

(6.) The additional room is not yet in use, pending completion of the fittings.

(7.) No.

(8.) The following persons offered premises for sale:—Mr. W. G. Cunningham, allotment No. 6 of section A, situated in Peel-street, on the 24th January, 1879; Mr. Samuel Lyons offered premises, in the Insolvent Estate of Mr. Worrell, on the 19th June, 1879; Mr. Hanley Bennett, M.P., submitted an offer of the "Criterion Hotel," situated in Peel-street, on the 3rd November, 1879. None of these offers have been accepted.

(9.) No.

(3.) Travelling Stock Reserve on Warialda Recreation Ground:—Mr. Dangar asked the Secretary for Lands,—Have (or will) any steps been taken to remove Travelling Stock Reserve 355 A off the Warialda Recreation Ground to the north of Deep Creek (as per application and sketch forwarded); and, if so, the result?

Mr. Hoskins answered,—The application and sketch referred to by the Honorable Member have been forwarded to the District Surveyor for report.

(4.) Public School, Wandook:—Mr. Barbour asked the Minister of Justice and Public Instruction,—

(1.) Has the land on which it is intended to build the Wandook Public School, near Deniliquin, been obtained from the Lands Department; if not, what is the reason of the delay?

(2.) Will this School soon be erected, as the premises now used will shortly be required by the owner, and there is no other suitable place near?

Mr. Suttor answered,—

(1.) No. Inquiry is being made in reference to this subject. The land was applied for on the 8th December last.

(2.) Tenders for the School Buildings will be invited as soon as practicable after the land shall have been granted for the purpose.

2. PAPER:—Mr. Suttor laid upon the Table,—Report from the Trustees of the Free Public Library for 1879.

Ordered to be printed.

3. CHURCH AND SCHOOL LANDS DEDICATION BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and passed.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to declare that the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom are vested in the Legislature of this Colony and that from and after the first day of January one thousand eight hundred and eighty-one all such lands and income shall be respectively held and applied for the purposes of Public Instruction only.*"

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 that the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom are vested in the Legislature of this Colony and that from and after the first day of January one thousand eight hundred and eighty-one all such lands and income shall be respectively held and applied for the purposes of Public Instruction only,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 25th March, 1880.

4. THE CIVIL SERVICE (*Formal Motion*):—Mr. Farnell moved, pursuant to Notice,—

(1.) That there be laid upon the Table of this House a Return showing the number of persons employed in the Public Service of the age of sixty-five years and upwards; also their names, salaries, dates of appointment, and the departments in which they are employed.

(2.) A like Return of all persons who have been thirty-five years or upwards in the Public Service.

Question put and passed.

5. ADJOURNMENT:—Sir Henry Parkes moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at ten minutes after Five o'clock, until *Wednesday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 75.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 31 MARCH, 1880.

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

QUESTION:—Road from Barraba to Gunnedah:—*Mr. Barbour*, for Mr. Dangar, asked the Secretary for Mines,—

(1.) The dates of the several instructions given by the Mines, Works, or Survey Departments (see Votes and Proceedings, No. 59, of 27th ultimo, Question No. 4, and reply thereto) calling for reports on the different suggested roads from Barraba to Gunnedah, and to what Surveyor issued, particularly the date of the latest instructions so issued?

(2.) Was District-Surveyor Dewhurst's favourable report upon the road *via* Carroll made previous or subsequent to the date of last instructions for a special report upon the several lines suggested for road Barraba to Bingera?

(3.) Has the District or any other Surveyor reported upon the three suggested roads since they were last instructed; if so, name of Surveyor, and date of inspection?

(4.) Have not three routes been suggested—one "*via* Carroll," one by Burburgate, and an intermediate one; does the reply infer these three routes have been travelled over and reported upon by the District or other Surveyors appointed by him, with a view to deciding the best road; and if so, has the whole length of lines been gone over, or merely parts; and if so, what portions; if not, will instructions issue to make a thorough inspection of all these lines before deciding the one to be surveyed and opened to the public, having in view a travelling stock road and water for public use?

Mr. Baker answered,—

(1.) Instructions were sent from the Surveyor General's Office as follows:—District-Surveyor Dewhurst, 22nd August, 1877, transferred to Surveyor M'Master, 28th August, 1877; District-Surveyor Dewhurst, 29th July, 1878, transferred to Licensed-Surveyor Loder; District-Surveyor Dewhurst, 24th April, 1879; District-Surveyor Dewhurst, 28th June, 1879; and the last instructions to District-Surveyor Dewhurst on 20th November, 1879. On the 8th December, 1879, instructions were issued by me to the Surveyor General, but were not sent to the District-Surveyor, because he had already reported under date 29th November, 1879.

(2.) The report referred to was made subsequent to the latest instruction on the subject sent to Mr. District-Surveyor Dewhurst (namely that of the 20th November, 1879), which was in connection with a previous instruction to him, issued 28th June, 1879, in compliance with a reply given in Parliament to questions asked by Mr. Dangar on 20th June, 1879, relative to road Barraba to Gunnedah, to which questions and the replies thereto Mr. Dewhurst's attention was especially directed, but was prior to my instructions to the Surveyor General of the 8th December last.

(3.) No report has been received from the District Surveyor since 29th November last.

(4.) The three routes named have been suggested. I am not in a position to state that all the lines have been inspected throughout, but will cause an inquiry to be made, and if not already completely inspected, I will cause a complete inspection to be made.

2. IMMIGRATION:—Mr. Macintosh presented a Petition from Martin Guest, Chairman of the Working Men's Defence Association, alleging that the voting of the sum of £75,000 for the purposes of Immigration would be fraught with consequences disastrous to this Colony; and praying the House to take the matter into consideration.
Petition received.

3. WHARFAGE AND TONNAGE RATES BILL:—Mr. Watson presented a Bill, intituled "*A Bill to make better provision for the collection of Wharfage and Tonnage Rates*,"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.

4. POWERS OF LEGISLATIVE COUNCIL DECLARATORY BILL (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, for leave to bring in a Bill to declare the powers of the Legislative Council in respect to Taxation and Appropriation Bills.
Question put and passed.
5. ARCHIBALD THOMPSON'S TRUST ESTATE BILL (*Formal Motion*):—*Mr. Burns*, for *Mr. Cohen*, moved, pursuant to Notice,—
 - (1.) That Archibald Thompson's Trust Estate Bill be referred to a Select Committee for consideration and report.
 - (2.) That such Committee consist of *Mr. Fitzpatrick*, *Mr. Moses*, *Mr. Terry*, *Mr. Garrett*, *Mr. Barbour*, *Mr. Thompson*, *Mr. Burns*, *Mr. Day*, and the Mover.
 Question put and passed.
6. POWERS OF LEGISLATIVE COUNCIL DECLARATORY BILL:—Sir Henry Parkes presented a Bill, intituled "*A Bill to declare the Powers of the Legislative Council in respect to Taxation and Appropriation Bills*,"—which was read a first time.
Ordered to be printed, and read a second time to-morrow.
7. ADJOURNMENT:—*Mr. Fitzpatrick* moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
8. PAPER:—Sir Henry Parkes laid upon the Table,—Further Return to an Address adopted on 6th July, 1877,—"*Immigration*"—Ship "*Norval*."
Ordered to be printed.
9. RAILWAY EXTENSION—NARRANDERA TO HAY:—*Mr. Lackey* moved, pursuant to Notice, That this House approves of the Plans, Sections, and a Book of Reference, together with a Diagram Plan of a proposed extension of the South-western Railway from Narrandera to Hay, laid before the House on the 11th February, 1880, in accordance with the 9th section of the Government Railways Act, 22 Victoria No. 19.
Debate ensued.
Question put and passed.
10. MERRIWA CHURCH AND PRESBYTERY LAND SALE BILL:—*Mr. Cameron*, for *Mr. Coonan*, Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee, for whose consideration and report this Bill was referred on 16th March, 1880; together with a copy of the Bill as agreed to in the Committee.
Ordered to be printed.
Mr. Cameron then moved, That the Bill be read a second time on Friday, 9th April.
Question put and passed.
11. POSTPONEMENTS:—The following Orders of the Day postponed:—
 - (1.) Country Towns Water and Sewerage Bill; second reading;—*until to-morrow*.
 - (2.) Electoral Bill; second reading;—*to follow after Order No. 3*.
12. LANDS ACTS FURTHER AMENDMENT BILL:—The Order of the Day having been read,—*Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the amendments made by the Legislative Council in this Bill.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 1 APRIL, 1880, A.M.

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

The House adjourned at ten minutes after Twelve o'clock a.m., until Four o'clock p.m. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 76.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 1 APRIL, 1880.

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

QUESTIONS:—

- (1.) Narrabri Racecourse:—*Mr. Cameron*, for *Mr. Dangar*, asked the Secretary for Lands,—Has the Surveyor's report been received as to the application for additional land applied for to Narrabri Racecourse; if so, the nature thereof, and will the request be granted; if report not received, will it be expedited?

Mr. Hoskins answered,—It has, from Surveyor Dewhurst; and in the report it is stated that the additional area asked for is valuable for building sites, and is already partly improved. It is further stated that the land could not be fenced without blocking up certain streets. For these reasons it is not proposed to grant the additional area asked for.

- (2.) Warialda Racecourse:—*Mr. Cameron*, for *Mr. Dangar*, asked the Secretary for Public Works,—Have (or will) any steps been taken, or directions given to the Road Superintendent, to remove off Warialda Recreation and Racecourse Ground the main road from Warialda to Moree, as per application and tracing forwarded; and if so, what has been done in the matter?

Mr. Lackey answered,—The Survey Department have been requested, and are no doubt taking the necessary steps. No works are required.

- (3.) Naval Brigade:—*Mr. Jacob* asked the Colonial Secretary,—

- (1.) How many men of the Naval Brigade have been sailors, and how many have been tailors?
 (2.) Can the men of that brigade work the big guns, and have they ever won prizes with them?
 (3.) Is it true that the men, even in working the small guns on the old batteries, cannot hit targets at which they fire?

Sir Henry Parkes answered,—

- (1.) I suppose the Honorable Member has asked his first question on account of the particular day of the month—I mean the question about sailors and tailors. I am informed, however, that a large number of the Naval Brigade have been sailors.
 (2.) I am informed that the men of the Naval Brigade can work the big guns, and that they have won prizes.
 (3.) I am also informed that it is not true that the men even in working the small guns on the old batteries cannot hit targets at which they fire.

- (4.) Bridge over the Yanko, near Jerilderie:—*Mr. Barbour* asked the Secretary for Public Works,—Has a report been received recommending a bridge to be erected over the Yanko, near Jerilderie; if so, will the amount required be placed on the Supplementary Estimates?

Mr. Lackey answered,—If the bridge referred to be that at Uri, it was reported against by the late officer in charge of the district, and the papers are now with his successor for further report. A telegram was sent to expedite report; when received, decision will be communicated.

- (5.) Railway from Narrandera to Jerilderie:—*Mr. Barbour* asked the Secretary for Public Works,—Has a survey party been instructed to proceed with the survey of the Railway line promised from Narrandera to Jerilderie; if not, when is the survey likely to be made?

Mr. Lackey answered,—The route referred to has been surveyed?

- (6.) Overshot Dam at Jerilderie:—*Mr. Barbour* asked the Secretary for Public Works,—Has he obtained a report upon the Overshot Dam required at Jerilderie; if so, when are tenders likely to be called for its construction?

Mr. Lackey answered,—Before reporting on the suitability of an Overshot Dam in the Billabong, at Jerilderie, it will be necessary to obtain an accurate survey of the Billabong, which will be obtained as soon as an officer can be spared for the purpose.

(7.)

- (7.) Westbrook Bridge :—Mr. W. C. Browne asked the Secretary for Public Works,—
- (1.) Was any report received from the Secretary of the Singleton and Cooper's Flat Road Trust that the contractor (Mr. Burnett) was using spotted-gum piles in the erection of the Westbrook Bridge?
 - (2.) Was the complaint referred to Mr. Road-Superintendent Whiteside, and what report did he make in reference to it?
 - (3.) Was Mr. Road-Superintendent Gordon requested to furnish a special report on the conflicting statements of the Trustees and Mr. Whiteside, and with what result?
 - (4.) What further action does he intend to take in this matter?
- Mr. Lackey answered,—
- (1.) There is no record of report having been received until after completion of the bridge.
 - (2.) The report that was received after the completion of the bridge was referred to Mr. Whiteside, who reported that the piles were ironbark.
 - (3.) Yes.
 - (4.) Mr. Gordon's report has been sent for Mr. Whiteside's reply. When it is received action will be taken.
2. ADJOURNMENT :—Mr. Jacob moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
3. COURT-HOUSE, TAREE :—Mr. R. B. Smith presented a Petition from T. W. Dugdale, J.P., Chairman of a Public Meeting of Inhabitants of Taree and surrounding Districts, complaining of the insufficient accommodation afforded by the present Court-house in the Town of Taree ; and praying the House to take the subject into consideration.
Petition received.
4. ELECTORAL BILL :—
- (1.) Mr. Bowman presented a Petition from Electors of the Windsor and Hawkesbury Electorates, alleging that the Electoral Bill now before Parliament, if passed in its present shape, will deal unfairly with the Windsor and Hawkesbury Electorates, it being therein provided that these two Electorates shall be combined, and return only one Member to Parliament, instead of three as at present ; and praying the House to take the case into consideration.
Petition received.
 - (2.) Dr. Bowker presented a Petition from Electors of the Municipality of Wickham, praying that this Municipality may be annexed to the Electorate of Newcastle, and that two Members may be allotted to the amended Electorate.
Petition received.
5. PAPER :—Mr. Lackey laid upon the Table,—Return to an Order made on 9th April, 1879,—“Site for Railway Station, Lithgow Valley.”
Ordered to be printed.
6. LAND LAW (FORFEITED CONDITIONAL PURCHASES) DECLARATORY BILL (*Formal Motion*) :—Mr. Hoskins moved, pursuant to Notice, for leave to bring in a Bill to declare the law in respect to lands forfeited or reverting to Her Majesty by reason of non-compliance with the conditions of purchase by the conditional purchasers thereof.
Question put and passed.
7. MINING ACT AMENDMENT BILL (*Formal Motion*) :—Mr. Baker moved, pursuant to Notice, for leave to bring in a Bill to amend the Act 37 Victoria No. 13, as regards Temporary Commons within proclaimed gold fields.
Question put and passed.
8. SMALL DEBTS ACT FURTHER AMENDMENT BILL (*Formal Motion*) :—Mr. Terry moved, pursuant to Notice, for leave to bring in a Bill to further amend the provisions of the Small Debts Act 10 Victoria No. 10.
Question put and passed.
9. LAND LAW (FORFEITED CONDITIONAL PURCHASES) DECLARATORY BILL :—Mr. Hoskins presented a Bill, intituled “*A Bill to declare the Law in respect to lands forfeited or reverting to Her Majesty by reason of non-compliance with the conditions of purchase by the Conditional Purchasers thereof;*”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
10. MINING ACT AMENDMENT BILL :—Mr. Baker presented a Bill, intituled “*A Bill to amend the Act 37 Victoria No. 13,*”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
11. SMALL DEBTS ACT FURTHER AMENDMENT BILL :—Mr. Terry presented a Bill, intituled “*A Bill to further amend the provisions of the Small Debts Act 10 Victoria No. 10,*”—which was read a first time.
Ordered to be printed, and read a second time on Friday, 9th April.
12. PROPOSED DEVIATION OF RAILWAY EXTENSION—TAMWORTH TO TENTERFIELD THROUGH ARMIDALE :—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plans, Sections, and Books of Reference of a proposed deviation of the Great Northern Railway, Tamworth to Tenterfield through Armidale, laid before the House on the 12th November, 1879, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.
Debate ensued.
Question put and passed.

13. **POWERS OF LEGISLATIVE COUNCIL DECLARATORY BILL**:—The Order of the Day having been read,—
 Sir Henry Parkes moved, That this Bill be no read a second time.
 Debate ensued.
 Mr. Farnell moved, That this Debate be now adjourned.
 Question put.
 The House divided.

Ayes, 6.

Mr. Farnell,
 Mr. Copeland,
 Mr. Beyers,
 Mr W. C. Browne,

Tellers.

Mr. McCulloch,
 Mr. O'Connor.

Noes, 24.

Sir Henry Parkes,
 Mr. Baker,
 Mr. Lackey,
 Mr. Suttor,
 Mr. Watson,
 Mr. Garrett,
 Mr. R. B. Smith,
 Mr. Hoskine,
 Mr. Jacob,
 Mr. Cameron,
 Mr. Greenwood,
 Mr. Murphy,
 Mr. Eckford,

Mr. Roseby,
 Mr. Lucas,
 Mr. Lynch,
 Mr. Hezlet,
 Mr. J. Davies,
 Mr. Dangar,
 Mr. W. Davies,
 Mr. Clarke,
 Mr. Thompson,

Tellers.

Mr. T. R. Smith,
 Mr. Shepherd.

And so it passed in the negative.

Original Question again proposed.

Debate continued.

Mr. R. B. Smith moved, That this Debate be now adjourned.

Question put and passed.

Ordered, that the Debate be adjourned until Wednesday next.

14. **POSTPONEMENTS**:—The following Orders of the Day postponed:—

Government Business,—

Orders Nos. 2 to 6 inclusive, until Wednesday next.

General Business,—

Orders Nos. 1, 2, and 3, until Friday, 16th April.

Orders Nos. 4 and 5, until Friday, 9th April.

15. **ADJOURNMENT**:—Sir Henry Parkes moved, That this House do now adjourn.

Mr. O'Connor (*by consent*) moved, That the Question be amended by the addition of the words "until Tuesday next."

Question,—That the words proposed to be added be there added,—put and passed.

Question,—That this House do now adjourn until Tuesday next,—put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at a quarter after Eleven o'clock, until *Tuesday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 77.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 6 APRIL, 1880.

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

QUESTIONS:—

- (1.) Kirwin's Conditional Purchase at Campbell's Creek:—Mr. Beyers asked the Secretary for Lands,—What is the reason of the delay in annulling the sale of P. and E. Kirwin's conditionally purchased land, situated at Campbell's Creek, Windeyer, in accordance with clause 14 of the Lands Alienation Act of 1861—payable gold having been found thereon, and many miners having been watching for the last five months for the annulling of the sale of the said land?

Mr. Hoskins answered,—The land referred to has been purchased in fee-simple, and it is found that in the deed of grant of the original selection issued in 1873 there was no reservation of a right of re-entry for prospecting or of cancellation for gold mining purposes. There has not been any proposition to annul the sale of the land, which could not legally have been effected under the circumstances, and the state of the case has been fully explained to the several parties who had applied for or obtained authorities to prospect.

- (2.) Water Supply, Hill End and Tambaroora:—Mr. Beyers asked the Secretary for Public Works,—Has Mr. Surveyor Gipps sent in his report respecting Hill End and Tambaroora Water Supply; if so, when is it likely tenders will be invited for the same?

Mr. Watson answered,—Mr. Gipps has sent in his report respecting the Water Supply of Hill End and Tambaroora, but the engineering parts of the question have to be determined in all their details before tenders can be invited for the requisite works. No unnecessary delay will take place.

- (3.) Shipping at Port of Newcastle:—Mr. Farnell asked the Colonial Treasurer,—

(1.) The number of vessels (distinguishing foreign from intercolonial trade) that have visited the Port of Newcastle during the present year, with the total amount of tonnage?

(2.) The same for 1879, 1878, 1877, 1876, 1875, 1874, 1873, 1872, and 1871?

Mr. Watson answered,—The information asked for by the Honorable Member will be supplied at an early date in the form of a Return.

- (4.) Public Accounts of the Colony:—Mr. Greenwood asked the Colonial Treasurer,—

(1.) What was the amount of outstanding Debentures and Funded Stock of the Colony on the 31st December, 1879, and on the 31st March, 1880?

(2.) What amount of interest was annually payable on the same at the respective dates aforesaid?

(3.) What advances to Loan Funds remained to be recovered to the Consolidated Revenue on the 31st of March, and what portion of such advances was on account of Railways, Fortifications, and other public works, &c., respectively?

(4.) Are the funds to which these advances are made charged any interest on account of such advances; and if so, at what rate?

(5.) What was the total cash balance of the Government on the 31st of March, and how much of that was to the credit of the Consolidated Revenue Account, the General and Old Loans Account, and the Trusts Funds Account respectively?

(6.) Of the total Cash Balance to the credit of the Consolidated Revenue Account on the aforesaid date, what amount remained unappropriated by Act of Parliament?

(7.) On the same date, what amount of the last raised Loan remained to be brought to account in the Treasury (if any), and what was the total amount of Loans authorized, but not then negotiated?

Mr.

Mr. Watson answered,—

- (1.) On 31st December, 1879, £14,937,419 9s. 2d.; on 31st March, 1880, £14,917,419 9s. 2d.
- (2.) On 31st December, 1879, £688,481 1s. 8d.; on 31st March, 1880, £687,481 1s. 8d.
- (3.) On 31st March, 1880, £465,437 18s. 7d. It is impossible to say, as advances to the General Loans Account are not made for any specific purpose but for Loan Services generally.
- (4.) No.
- (5.) On 31st March, 1880, £2,788,487 9s. To the credit of the Consolidated Revenue Fund, £1,943,623 9s. 3d. To the credit of the Old Loans Account, £154,768 11s. 1d. To the credit of the General Loans Account, £252,096 17s. 6d. To the credit of the Trust Fund Account, £437,838 5s. 9d. To the credit of the Superannuation Repeal Fund, £160 5s. 5d.
- (6.) Besides the cash balance of £1,943,623 9s. 3d. at the credit of the Consolidated Revenue Fund on the 31st March last, there was also due to it by the General Loans Account, for advances made thereto, the sum of £465,437 18s. 7d., which made on that date a total credit of £2,409,061 7s. 10d. Of this sum £2,121,577 7s. 9d. belonged to 1878 and previous years; £35,007 14s. 2d. to 1879; and £252,476 5s. 11d. to the year 1880. The appropriations by Act of Parliament on account of 1879 and 1880 not yet expended exceed the amounts stated to be at the credit of those years, because in the case of the former the expenditure authorized is in excess of the Revenue; and in the case of the latter, the appropriations under Temporary Supply Bills, which include Road Votes for the whole year, are much larger than the Revenue of the first quarter of the year. Of the £2,121,577 7s. 9d. at the credit of the year 1878 and previous years, there remained unappropriated by Act of Parliament on 31st March last £657,648 5s. 1d., which is, however, chargeable with the balance of the Estimates now before the House, not yet authorized by Act of Parliament, and with the deficiency in the Revenue Account for 1879, as well as with the amount of any further Supplementary Estimates for that and previous years which it may yet be found necessary to submit.
- (7.) None. £8,729,122 18s. 7d.

(5.) Triennial Parliaments Bill:—Mr. Hurley (*Hartley*) asked the Colonial Secretary,—Did the Triennial Parliaments Bill passed by this House receive the Royal Assent, or was it reserved for the signification of Her Majesty's pleasure thereon?

Sir Henry Parkes answered,—The Triennial Parliaments Bill was not reserved; it received the Royal Assent on the 6th of February, 1874.

2. PAPERS:—

Mr. Hoskins laid upon the Table,—Return to an Order made on 18th March, 1880,—“Application of Mr. Thomas Holt to reclaim and purchase land at Pymont.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Statement of Moneys expended in 1879 under the Volunteer Force Regulation Act of 1867.

Ordered to be printed.

3. PUBLIC ROADS ACT AMENDMENT BILL (*Formal Motion*):—Mr. Hurley (*Hartley*), for Mr. Pilcher, moved, pursuant to Notice, for leave to bring in a Bill to amend the Act 4 William IV. No. 11 in certain particulars.

Question put and passed.

4. BUSINESS DAYS:—Mr. Greenwood moved, pursuant to amended Notice,—

(1.) That the Sessional Order which provides that the House meet for the dispatch of business on Tuesday, Wednesday, Thursday, and Friday in each week, be amended by the insertion of the word “and” before Thursday, and by the omission of the words “and Friday,” in the first Sessional Order.

(2.) That the Sessional Order in reference to days for precedence of General Business and relative precedence of General Orders, be amended by the omission of the words “and Friday” in the first line, and the words “that on Fridays” in the third line of the fourth Sessional Order.

Debate ensued.

Motion, by leave, withdrawn.

5. PUBLIC ROADS ACT AMENDMENT BILL:—Mr. Pilcher presented a Bill, intituled “*A Bill to amend an Act intituled ‘An Act for making altering and improving the Roads throughout the Colony of New South Wales and for opening and improving the Streets in the Towns thereof;’*”—which was read a first time.

Ordered to be printed, and read a second time on Friday, 16th April.

6. ASSISTED IMMIGRATION:—Mr. Burns moved, pursuant to Notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the expediency of continuing Assisted Immigration.

(2.) That such Committee consist of Sir Henry Parkes, Mr. Cameron, Mr. Greenwood, Mr. Garrett, Mr. Jacob, Mr. Charles, Mr. Day, Mr. Moses, and the Mover.

Debate ensued.

Question put and passed.

7. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL:—The Order of the Day for the second reading of this Bill postponed until Friday, 23rd April.

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

G. WIGRAM ALLEN,

Speaker.

New South Wales.

No. 78.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 7 APRIL, 1880.

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

QUESTIONS:—

- (1.) Public Parks:—*Mr. Johnston*, for Mr. Taylor, asked the Secretary for Lands,—Is it the intention of the Government to introduce a Bill for the amendment of the Public Parks Act, and for the purpose of making better provision for the regulation and management of Public Parks?

Mr. Hoskins answered,—After the other important measures which have been prepared by the Department of Lands, and are awaiting the sanction of Parliament, such as the Lands Acts Further Amendment Bill, the Forfeited Conditional Purchases Validating Bill, and the Conditional Purchase and other purchases Validating Bill, have been disposed of, the matter will receive due consideration.

- (2.) Platform at Railway Crossing, Harris Estate:—*Mr. Johnston*, for Mr. Taylor, asked the Secretary for Public Works,—Is it the intention of the Government to cause a platform to be erected at the crossing at Harris Estate, between the Parramatta Station and Junction, for the convenience of the large population now residing there?

Mr. Lackey answered,—I will cause inquiry to be made. The question of a platform at this place has not previously been brought under my attention.

- (3.) Parramatta Railway Station:—*Mr. Johnston*, for Mr. Taylor, asked the Secretary for Public Works,—

(1.) Has the attention of the Government been directed to the insufficiency and inferiority of the accommodation for passengers in the waiting rooms at Parramatta Railway Station?

(2.) Is it the intention of the Government to build a new Station-house at the above-named place; if so, when is it likely the work will be commenced?

Mr. Lackey answered,—The new Station Buildings which are to be erected on the up-line side of the Station will provide for any deficiency there may be in waiting-room accommodation. The plans will be completed within three weeks from this date, when the work will be proceeded with.

- (4.) Postal Arrangements, Parramatta:—*Mr. Johnston*, for Mr. Taylor, asked the Colonial Secretary,—

(1.) Have the Government considered the propriety of altering the present postal arrangements, according to which letters posted for Parramatta from Sydney and suburbs bearing only 1d. stamp are charged an additional 2d.; if so, what decision has been arrived at?

(2.) Have the Government taken into consideration the advisability of extending the penny postage to Parramatta?

Sir Henry Parkes answered,—There is no intention at present of extending the penny postage beyond the limits to which it now applies.

- (5.) Saturday Excursion Trains:—*Mr. Johnston*, for Mr. Taylor, asked the Secretary for Public Works,—Will he make some arrangement by which persons travelling by Excursion Trains on Saturdays to Campbelltown, Richmond, and Penrith, may return on the following Mondays by the ordinary trains with their excursion tickets?

Mr. Lackey answered,—The ordinary trains cannot be made use of for this traffic without great inconvenience and over-crowding. Arrangements will, however, be made for special excursion tickets, to be available by the tourists trains which come into Sydney on Monday mornings.

(6.)

- (6.) Bridge over the Namoi River at Walgett :—Mr. Dangar asked the Secretary for Public Works,—
 (1.) Has any tender been accepted for the erection of the bridge over the Namoi River at Walgett, tenders for which were invited ; if so, the name of the successful tenderer ?
 (2.) If not, will fresh tenders be invited ; if so, when, or what steps will be taken in the matter ?
 Mr. Lackey answered,—
 (1.) Yes ; the tender of Frederick Stavely was accepted on the 25th ultimo.
 (2.) Fresh tenders not necessary.
2. PAPER :—Mr. Watson laid upon the Table,—Return showing the Number and Tonnage of Vessels that have visited the Port of Newcastle from January, 1871, to 5th April, 1880.
 Ordered to be printed.
3. PRISON LABOUR, MUDGEE :—Mr. Buchanan presented a Petition from Residents of Mudgee, alleging that for some time past various branches of trade have been carried on in the Gaol at Mudgee, competing with tradesmen outside below the ruling prices ; and praying the House to take steps to check the Gaols of the Colony from competing with free labour.
 Petition received.
4. POWERS OF LEGISLATIVE COUNCIL DECLARATORY BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Sir Henry Parkes, "That this Bill be now read a second time,"—
 And the Question being again proposed,—the House resumed the said adjourned Debate.
 Question put,—That this Bill be now read a second time.
 The House divided.

Ayes, 28.

Sir Henry Parkes,	Mr. Dangar,
Mr. Watson,	Mr. Eckford,
Mr. Suttor,	Mr. Garrett,
Mr. Lackey,	Mr. Shepherd,
Mr. Baker,	Mr. Tecece,
Mr. Hoskins,	Mr. R. B. Smith,
Mr. H. H. Brown,	Dr. Renwick,
Mr. J. Davies,	Mr. Buchanan,
Mr. Hezlet,	Mr. Stephen Brown,
Mr. Greenwood,	Mr. Cameron,
Mr. Thompson,	Mr. Webb,
Mr. Lynch,	<i>Tellers.</i>
Mr. Combes,	Mr. Macintosh,
Mr. Burns,	Mr. Clarke.
Mr. Murphy,	

Noes, 19.

Mr. Fitzpatrick,	Mr. McElhone,
Captain Onslow,	Mr. Beyers,
Mr. O'Connor,	<i>Tellers.</i>
Mr. Harbour,	Mr. Charles,
Mr. W. C. Browne,	Mr. Barton.
Mr. McCulloch,	
Mr. W. Davies,	
Mr. Copeland,	
Dr. Bowker,	
Mr. Taylor,	
Mr. Farnell,	
Mr. Greville,	
Mr. Bowman,	
Mr. Johnston,	
Mr. Hurley (<i>Hartley</i>),	

And so it was resolved in the affirmative.

Bill read a second time.

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

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

5. DUNCAN'S SUPERANNUATION BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the present Collector of Customs (William Augustine Duncan Esquire) to retire upon a Superannuation Allowance,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 7th April, 1880.

JOHN HAY,
 President.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 79.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 8 APRIL, 1880.

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

QUESTIONS:—

- (1.) Railway Rate on Sugar and Flour from Newcastle to Tamworth:—Mr. Greville asked the Secretary for Public Works,—

(1.) What is the rate charged per ton for the carriage of flour by the Railway from Newcastle to Tamworth?

(2.) What is the rate per ton charged for the carriage of sugar per Railway from Newcastle to Tamworth?

(3.) When were these rates reduced, and what were the rates charged previous to such reduction?

Mr. Lackey answered,—

(1.) The rate charged is 18s. 10d. per ton.

(2.) 71s. 10d. per ton.

(3.) The charge for sugar was reduced in September, 1876, from £3 16s. 7d. to £3 11s. 10d. per ton, at which time the charge for flour was 22s. 5d.; the charge for flour was reduced to 17s. 10d. per ton in September, 1877, and increased to the present rate on 1st January last.

- (2.) Salaries of Railway Station-masters:—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—

(1.) What are the returns from the following Stations, viz.:—Redfern, Wagga, Orange, Tamworth, Petersham, Burwood, Parramatta, Goulburn, and Bowenfels, for last year?

(2.) What is the salary paid to each Station-master at the respective Stations named?

Mr. Lackey answered,—

(1.) Redfern, £306,794 9s. 6d.; Wagga Wagga, £81,987 2s. 10d.; Orange, £105,942 9s. 1d.; Tamworth, £78,265; Petersham, £7,685 18s. 8d.; Burwood, £7,834 18s. 1d.; Parramatta, £17,744 5s. 4d.; Goulburn, £51,737 11s. 8d.; Bowenfels, £2,716 9s. 9d.

(2.) Redfern, £250 per annum; Wagga Wagga, £275 per annum; Orange, £250 per annum; Tamworth, £250 per annum; Petersham, £200 per annum; Burwood, £200 per annum; Parramatta, £225 per annum; Goulburn, £200 per annum; Bowenfels, £150 per annum.

- (3.) Cavanagh's Conditional Purchase at Coonabarabran:—Mr. Dangar asked the Secretary for Lands,—What decision has been arrived at in the case of Cavanagh, of Dandry Creek, in the Coonabarabran District, who selected 50 acres, surveyed by Surveyor Chatfield—all his improvements, valued at £200, being cut off. (See Votes and Proceedings, No. 67, 7th February, 1879)?

Mr. Hoskins answered,—The reserve has been modified so as to exclude the selector's improvements.

2. ASSISTED IMMIGRATION:—Mr. Burns (*by consent*) moved, without Notice, That the name of Mr. Barbour be added to the Select Committee now sitting on "Assisted Immigration." Question put and passed.
3. THE CHINESE:—Mr. Macintosh presented a Petition from Martin Guest, Chairman of the Working Men's Defence Association, stating that Petitioners have heard with alarm and regret of the arrival in the Colony of two hundred and sixty Chinamen in one vessel; and praying the House to take the matter into earnest consideration. Petition received.
4. PAPER:—Sir Henry Parkes laid upon the Table,—By-Laws under the Public Vehicles Regulation Act of 1873. Ordered to be printed.

5. **LANDS ACTS FURTHER AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again at a later hour of the day.
6. **LAND LAW (FORFEITED CONDITIONAL PURCHASES) DECLARATORY BILL** :—The Order of the Day having been read,—Mr. Hoskins 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. Hoskins, 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. Hoskins (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Wednesday next.
7. **OBSCENE PUBLICATIONS PREVENTION 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 for more effectually preventing the Sale of Obscene Books Pictures Prints and other Articles*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 8th April, 1880.

JOHN HAY,
President.

OBSCENE PUBLICATIONS PREVENTION BILL.

Schedule of the Amendments referred to in Message of 8th April, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 2, lines 47 and 48. *Omit* "such obscene articles" *insert* "any obscene books papers newspapers or printed matter of any kind whatsoever or any obscene writings prints pictures photographs lithographs drawings or representations."

Page 3. *After* clause 6 *insert* new clause 7, viz. :—

"7. Whenever any articles of the character described in this Act shall be found hawked about or carried in any street or public place for sale or for exhibition distribution or publication for gain it shall be lawful for any police officer above the rank of an ordinary constable forthwith to seize the same and carry them to the nearest police office reporting in writing to the Magistrate there presiding the fact of such seizure And if within seven days thereafter the person having so hawked about or carried the articles or some person claiming to be their owner shall not appear before such Magistrate and demand possession of them or if such person does so appear and demand possession and the Magistrate is satisfied that the articles are of the character described and were hawked about or carried for any of the aforesaid purposes it shall be lawful for him to order them to be destroyed as in the case of articles seized under the first section but if not satisfied that the articles are of the aforesaid character or were hawked about or carried for any of the aforesaid purposes the Magistrate shall order them to be forthwith restored to the claimant."

Examined,—

GEO. THORNTON,
Acting Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

8. **LANDS ACTS FURTHER AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some, disagreed to others, and amended others of the Council's amendments.
Ordered, that the adoption of the report stand an Order of the Day for Wednesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 80.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 9 APRIL, 1880.

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

QUESTIONS :—

- (1.) Public School, Attunga :—Mr. Bennett asked the Minister of Justice and Public Instruction,—
When will tenders be invited for the erection of the Public School at Attunga, on the site granted to the Council of Education, for which school tenders were promised to be gazetted some six weeks past?

Mr. Suttor answered,—Tenders will be called for the erection of the Public School at Attunga when the plans which have now been prepared are approved of by the Council of Education. I am informed the Council did not make any promise that tenders would be invited six weeks ago.

- (2.) William Crowley's Conditional Purchase :—Mr. Dangar asked the Secretary for Lands,—
(1.) Did Surveyor Russell, early in 1874, survey certain lands for auction for William Crowley, of Cobbedah, Tamworth or Bingera District, and on 31st December, 1874, Travelling Stock Reserve 352 proclaimed along the road to Tamworth?
(2.) Did J. F. Bridges, on 4th February, 1875, select 100 acres (one of these measured portions), and on 11th February, 1875, 200 acres (in all 300 acres), who transferred to John Bridges, 2nd July, 1877, and since sold and transferred by Bridges to Crowley, 2nd July, 1878?
(3.) Did Crowley receive notice on 25th June, 1879, that the 300 acres selection was void, as 100 acres encroached upon Travelling Stock Reserve, although by measurement some 20 chains of road were left?
(4.) Has £400 worth of improvements been erected upon this 100 acres, and the residue of the improvements in the way of completion?
(5.) What decision has been arrived at in the case; will the portion of Reserve containing such improvements be cancelled to admit of Crowley getting the land, or will his case be included in the Bill to legalize certain Conditional Purchases?

Mr. Hoskins answered,—

- (1.) The measurements of certain lands for auction were transmitted by Mr. Licensed-Surveyor Russell on 1st December, 1874. Travelling Stock Reserve No 352 was proclaimed on 31st December, 1874.
(2.) Yes.
(3.) Yes.
(4.) It is so-stated.
(5.) The case has been brought before me by report from the Survey Department, dated 8th April, 1880, and will receive due consideration.
- (3.) Reserves for Jerilderie :—Mr. Barbour asked the Secretary for Lands,—Have the Reserves asked for by a deputation from Jerilderie some time ago been made, or will they soon be made, notably,—Reserve for taking firewood for the town and district of Jerilderie; Reserve of land for Recreation Grounds and for Pastoral and Agricultural Show-yards?

Mr. Hoskins answered,—The whole of the matters referred to by the Honorable Member were referred for the report of District-Surveyor Bolton, on receipt of which no delay will take place in determining whether or not the Reserves can be granted.

- (4.) Town of Corree :—Mr. Barbour asked the Secretary for Lands,—Has the land contained within the town and suburbs of Corree, near Jerilderie, been withdrawn from the squatter's lease; if not, will he cause it to be at once withdrawn?

Mr. Hoskins answered,—Yes, by notice of the 11th March, 1852.

(5.)

(5.) Watering-place at Galathera :—Mr. Dangar asked the Secretary for Public Works,—Has (or will) any provision been made, and if so of what nature, for providing a public watering-place for travellers and travelling stock at Galathera, on the main road between Narrabri and Moree?

Mr. Lackey answered,—Tenders have been received for the construction of a tank at Galathera, on the above road, and are now under consideration.

(6.) Arbitration Case—Clark and Guest :—Mr. Dangar asked the Secretary for Lands,—

(1.) Did an arbitration case as to disputed land take place between Mr. Clark and Mr. Guest at Boggabri, and was the arbitration award given in favour of Guest?

(2.) Were some points in the case referred to the Attorney General for his opinion, and what has been his decision thereon?

(3.) What is the cause of delay in officially confirming Guest's right to the land, and when will such be done?

Mr. Hoskins answered,—

(1.) Yes; and the award of the umpire was in favour of Guest.

(2.) Yes; and, in accordance with the Attorney General's opinion, the award was confirmed.

(3.) Guest was informed of the decision by letter of 30th March last.

2. THE CHINESE:—Mr. Macintosh presented a Petition from John Hards, Chairman of a Public Meeting of Citizens of Sydney, stating that they are opposed, for various reasons, to the presence of Chinese in our midst; and praying that a Bill may be brought in dealing with the Chinese question.

And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.

3. PAPER:—Mr. Hoskins laid upon the Table,—Return to an Order made on 10th March, 1880,—“Land purchased by James Cridland at Dubbo.”
Ordered to be printed.

4. ARCHIBALD THOMPSON'S TRUST ESTATE BILL:—Mr. Cohen, as Chairman, brought up the Report from, and laid upon the Table, the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this Bill was referred on 31st March, 1880; together with a copy of the Bill as agreed to in the Committee.

Ordered to be printed.

Mr. Cohen then moved, That the Bill be read a second time on Friday, 16th April.

Question put and passed.

5. MERRIWA CHURCH AND PRESBYTERY LAND SALE BILL:—The Order of the Day for the second reading of this Bill postponed until Friday next.

6. SMALL DEBTS ACT FURTHER AMENDMENT BILL:—The Order of the Day having been read,—
Mr. Terry moved, That this Bill be now read a second time.

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

Question put and passed.

Ordered, that the Debate be adjourned until Friday next.

7. MEDICAL BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Dr. Bowker, “That this Bill be now read a second time,—”

And the Question being again proposed,—the House resumed the said adjourned Debate.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Barbour, Dr. Bowker, Mr. Burns, Mr. Cameron, Mr. Copeland, Mr. W. Davies, Mr. Fitzpatrick, Mr. Hoskins, Mr. Lackey, Mr. Lucas, Mr. Murphy, Mr. O'Connor, Sir Henry Parkes, Dr. Renwick, Mr. Roseby, Mr. R. B. Smith, Mr. Suttor, and Mr. Watson,—

Mr. Speaker adjourned the House at twenty-five minutes before Seven o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 81.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 13 APRIL, 1880.

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

QUESTIONS :—

- (1.) Members of the Police Force as Electors :—Mr. Barbour asked the Colonial Secretary,—
- (1.) Is it usual for members of the Police Force, Superintendents of Police, Clerks of Petty Sessions, and Police Magistrates, to be placed on the Electoral Roll, although the Electoral Act says they are disqualified to vote?
 - (2.) Is he aware that Deniliquin and other districts are treated in this way, and that they are enrolled as freeholders, leaseholders, or residents (but not as Policemen), thereby giving opportunities for personation and other improper voting?
 - (3.) Will steps be taken to expunge all such improperly placed names from the Electoral Lists before they are passed by the Revision Courts shortly to be held throughout the Colony?

Sir Henry Parkes answered,—

- (1.) I cannot say positively what is the practice; but I believe that the names of such functionaries are sometimes placed on the Electoral Lists when the claim is made.
 - (2.) It is reported that the names of members of the Police Force have been included in the Lists of the Deniliquin District.
 - (3.) The Attorney General, being consulted on this point, is of opinion that any member of the Police Force, who possesses the requisite qualification under section 9 of the Electoral Act, is entitled to have his name entered on the Roll of Electors; though by section 12 he is rendered incapable of voting at any election during the time of his continuance in office.
- (2.) Gold Mining on Commons :—Mr. Terry asked the Secretary for Mines,—
- (1.) How many gold fields within the Colony have been converted into temporary commons; where are they situated, and the date of such conversion?
 - (2.) How many applications under the 28th section of the Mining Act, 1874, have been received and authorized to mine for gold under or within any temporary common; will he give the names of the applicants, with the area granted to each?
 - (3.) What is the position of miners under Miners Rights and Leases who have been working on proclaimed gold fields, being at the same time temporary commons, ever since the passing of the Mining Act, 1874, with the sanction and authority of the Mining Department with regard to holdings under such Rights, Leases, or applications for Leases?
 - (4.) Will the Secretary for Mines protect the holders of any mining tenements held under Miners Rights or Leases, where their claims are included within the boundaries of any portion of a temporary common granted by permit under the 28th section of the Mining Act, 1874?
 - (5.) Will the Secretary for Mines cancel any permits under the 28th section of the Mining Act for mining under temporary commons to the extent of where they may include ground held and worked under Miners Rights or Leases previously, although illegally held?

Mr. Baker answered,—I think I shall best answer the questions of the Honorable Member by laying upon the Table of the House a Return, which I will do to-morrow.

- (3.) Trustees for Recreation Grounds :—Mr. Taylor asked the Secretary for Lands,—
- (1.) Are not the usual appointments of Trustees for dedicated Recreation Grounds, as notified in the *Government Gazette*, made in pursuance of the provisions of the "Public Parks Act of 1854"; if not, under what Act are they appointed?
 - (2.) Is it the practice to appoint such Trustees by proclamation of the Governor, or are they appointed in the usual way by the Governor with the advice of the Executive Council?

Mr. Hoskins answered,—

- (1.) Not generally; but in some cases, on application to that effect, Recreation Grounds have been brought under the provisions of the "Public Parks Act of 1854," and Trustees appointed thereunder.
- (2.) In all cases the Trustees are appointed by the Governor and Executive Council, and notified in the *Gazette*.

(4.)

(4.) Permanent Artillery Force :—Mr. Thompson asked the Colonial Secretary,—

(1.) Were the officers of the Permanent Artillery Force, who were sent to Newcastle to suppress the alleged riots at Lambton allowed any sum for travelling expenses?

(2.) If so, will the Colonial Secretary kindly state the sum per diem allowed to each officer, and the total amount he received?

Sir Henry Parkes answered,—The following information has been supplied by the Commandant:—

(1.) They were granted a special subsistence allowance at following rates, viz., 21s. per diem to the officer commanding New South Wales Artillery; 16s. per diem to each other officer when at Newcastle and unprovided with quarters there; and 10s. per diem to each other officer when in camp at Lambton or Raspberry Gully.

(2.) Colonel Roberts, forty-nine days at 21s. per diem, £51 9s.; Major Spalding, twenty-seven days at 16s., and thirty-six at 10s. per diem, £39 12s.; Major Murphy, one day at 16s., and sixty-five at 10s., £38 6s.; Major Airey, three days at 16s., and ninety at 10s., £47 8s.; Captain Murray, twenty-three days at 16s., and fifty-six at 10s., £46 8s.; Captain Mackenzie, twenty-one days at 16s., and thirty-two at 10s., £32 16s.; Lieutenant A. Le Patourel, twenty-six days at 16s., and sixty-six at 10s., £53 16s.; Lieutenant Baynes, eighty-nine days at 10s. per diem, £44 10s.; Lieutenant Airey, one day at 16s., and sixty at 10s., £30 16s.; Lieutenant Bouverie, two days at 16s., and sixty-seven at 10s., £35 2s.; Lieutenant Savage, ten days at 16s., and fifty-two at 10s., £34; Surgeon Bedford, twenty-one days at 16s., and thirty-nine at 10s., £36 6s. Total, £485 9s. In addition to which the sum of £24 9s. 2d. was expended on petty travelling and contingent expenses for the foregoing officers. Total expended, £509 18s. 2d.

(5.) Suppression of Larrikinism :—Mr. W. C. Browne asked the Attorney General,—Is it the intention of the Government during the present Session of Parliament to bring in a Bill for the suppression of Larrikinism?

Mr. Wisdom answered,—The question has been and still is under the consideration of the Government.

(6.) Conditional Purchases Legalizing Bill :—Mr. Burns asked the Secretary for Lands,—Whether the Government intend during the present Session to bring in a Conditional Purchases Legalizing Bill; and if so, when?

Mr. Hoskins answered,—When other important Bills now before Parliament have been disposed of a Legalizing Bill will be introduced.

(7.) Reserves at Gilgandra :—Mr. Barbour, for Mr. Dangar, asked the Secretary for Lands,—Is it intended to survey and subdivide Reserves No. 664 and No. 665, at Gilgandra, proclaimed as a site for a future village, into allotments for sale; if so, when?

Mr. Hoskins answered,—Under a report from the Local Surveyor, it is not deemed expedient at present to subdivide the Reserves referred to into allotments for sale.

2. LAKE MACQUARIE :—Mr. Lackey laid upon the Table (*as Exhibits*) two Plans showing the recent surveys of the entrance to Lake Macquarie, in satisfaction of an Order of this House made on the 4th February last, and stated that no reports had yet been received relating to this matter.
3. RAILWAY STATION, ELGIN-STREET, WEST MAITLAND (*Formal Motion*) :—Mr. Cohen moved, pursuant to Notice, That there be laid upon the Table of this House copies of all tenders received for the erection of the new Railway Station at Elgin-street, West Maitland, together with all minutes, papers, and documents having reference to such tenders.
Question put and passed.
4. LICENSING BILL (*Formal Motion*) :—Sir Henry Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to provide for the establishment of General Licensing Courts, and for the regulation of Licensed Trades.
Question put and passed.
5. RECLAMATION OF LAND FOR PUBLIC PURPOSES (*Formal Motion*) :—Sir Henry Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable the Government to reclaim for Public Purposes certain lands on the shores of Port Jackson and in other localities.
Question put and passed.
6. PAPERS :—Mr. Hoskins laid upon the Table,—
 - (1.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes, in accordance with the 5th section of the Act 25 Victoria No. 1.
 - (2.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.
 - (3.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria No. 1.
 Ordered to be printed.

7. MESSAGES FROM THE GOVERNOR :—The following Messages from His Excellency the Governor were delivered by Sir Henry Parkes, and read by Mr. Speaker :—

(1.) Duncan's Superannuation Bill :—

AUGUSTUS LOFTUS,

Governor.

Message No. 31.

A Bill, intituled "*An Act to enable the present Collector of Customs (William Augustine Duncan Esquire) to retire upon a Superannuation Allowance,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 13th April, 1880.

(2.)

(2.) Licensing Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 32.

In accordance with the provisions contained in the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide for the establishment of General Licensing Courts, and for the regulation of Licensed Trades.

Government House,
Sydney, 13th April, 1880.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

(3.) Reclamation of Land for Public Purposes :—

AUGUSTUS LOFTUS,
Governor.

Message No. 33.

In accordance with the provisions contained in the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to enable the Government to reclaim for Public Purposes certain Lands on the shores of Port Jackson and in other localities.

Government House,
Sydney, 13th April, 1880.

Ordered to be printed, and taken into consideration in Committee of the Whole on the Bill.

8. ADJOURNMENT :—Mr. Copeland moved, That this House do now adjourn.

Debate ensued.

Question put and negatived

9. CHARGES MADE AGAINST MR. JOHN WILLIAMS, CROWN SOLICITOR, BY THE HONORABLE THOMAS HOLT :—Captain Onslow moved, pursuant to Notice, That, in the opinion of this House, the serious charges made against, and the imputation cast on, the character of Mr. John Williams, the Crown Solicitor, by the Honorable Thomas Holt, Member of the Legislative Council, in his letter of the 18th of November, 1879, to the Minister of Justice, are totally unfounded and altogether unjustifiable.

Debate ensued.

Mr. Wisdom moved the Previous Question.

Debate continued.

Previous Question, by leave, withdrawn.

Original Question, by leave, withdrawn.

10. PUBLIC INSTRUCTION BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to make more adequate provision for Public Education*,"—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 April, 1880.

JOHN HAY,
President.

PUBLIC INSTRUCTION BILL.

Schedule of the Amendments referred to in Message of 13th April, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 11, line 54. *After "be" omit remainder of clause, insert "payable to the Teacher in charge of the School or other person appointed by the Minister to receive them and may be recovered by the person so appointed in a summary way before any Justice of the Peace and under Regulations to be made for such purpose shall be remitted to the Colonial Treasurer and shall be paid into the Consolidated Revenue Fund."*

Page 2, clause 12, line 60. *At end of clause add "and may be recovered by such Teacher in a summary way before any Justice of the Peace."*

Page 3, clause 17, line 25. *Omit "less" insert "more."*

Page 4, clause 20, line 17. *Omit "Public."*

Page 4, clause 20, line 17. *After "School" insert "maintained under this Act."*

Page 4, clause 21, line 27. *Omit "one" insert "two."*

Page 5, clause 27, line 2. *After "Schools" insert "and for the higher classes in superior Public Schools."*

Page 5, clause 28, line 14. *After "Schools" omit remainder of clause.*

Page 5, clause 34, line 56. *Omit "five" insert "six."*

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

11. MR. T. M. SLATTERY, LATE PROTHONOTARY :—Mr. Stephen Brown moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all correspondence between the Minister for Justice and Mr. T. M. Slattery, and all minutes whether of the Cabinet or Executive Council, and all minutes of either of their Honors the Judges, and all other letters, papers, or documents, relative to the matter or case which led to the removal of Mr. Slattery from the office of Prothonotary.
Question put and passed.
12. MR. T. M. SLATTERY, LATE CURATOR OF INTESTATE ESTATES :—Mr. Stephen Brown moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all correspondence relative to the application of Mr. T. M. Slattery, the late Curator of Intestate Estates, to be allowed some remuneration for his extra work, labour, and responsibility, in the estate of Abraham Elias, late of London, a deceased minor, including the recommendation of Sir Alfred Stephen, His Honor Mr. Justice Hargrave, Mr. Darley, Q.C., Mr. Driver, M.P., Mr. Maddock, and Mr. Wentworth ; and also all minutes, papers, and documents relative to the said application.
Question put and passed.
13. COMPENSATION TO MISS JOHANNA CONNELLY :—The Order of the Day in reference to this subject postponed until Friday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 82.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 14 APRIL, 1880.

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

VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from Thomas Hungerford, Esquire, resigning his Seat as a Member of the Legislative Assembly for the Electoral District of Northumberland.

Whereupon Sir Henry Parkes moved, That the Seat of Thomas Hungerford, Esquire, Member for the Electoral District of Northumberland, hath become and is now vacant, by reason of the resignation thereof by the said Thomas Hungerford, Esquire.

Question put and passed.

2. QUESTIONS:—

(1.) Post and Telegraph Office, Boggabri:—Mr. Bennett asked the Colonial Secretary,—When will tenders be invited for the erection of the Post and Telegraph Office at Boggabri, which was promised to be gazetted some six weeks past?

Sir Henry Parkes answered,—The plans are now ready, and tenders will shortly be invited for the work.

(2.) Pensions to Civil Servants:—Mr. W. C. Browne asked the Colonial Secretary,—When will the Return relating to Pensions to Civil Servants, adopted by this House on the 25th February last, be laid upon the Table?

Sir Henry Parkes answered,—The Return will be laid upon the Table in the course of a few days.

(3.) Public School, Parramatta North:—Mr. Bennett, for Mr. Taylor, asked the Minister of Justice and Public Instruction,—Has an application been made to the Council of Education for the erection of a Public School at Parramatta North, in lieu of the one now used; if so, what steps have the Council taken to grant the request?

Sir Henry Parkes answered,—The Council has had under consideration for some time past the necessity for changing the position of the Public School at Parramatta North, and has examined several sites proposed as suitable for new school buildings. Very recently the Public School Board has written on the subject, but no formal application has been received.

(4.) Water Supply for Parramatta:—Mr. Bennett, for Mr. Taylor, asked the Colonial Secretary,—Do the Government intend to have a survey made at Parramatta for the purpose of providing that town with water, under their water scheme, from the Nepean?

Sir Henry Parkes answered,—The Government is already in possession of all the information necessary to enable it to carry out this work, which will be proceeded with, without loss of time, when Legislative authority has been granted.

(5.) Parramatta Park:—Mr. Bennett, for Mr. Taylor, asked the Secretary for Lands,—Has the application made by Mr. Taylor for an additional sum to be placed upon the Estimates for 1880 for the improvement of the Public Park at Parramatta been considered; and if so, is it the intention of the Minister to comply with the request?

Mr. Hoskins answered,—There is a sum of £250 on the Estimates-in-Chief for 1880 for the improvement of Parramatta Park. No application has been received from Mr. Taylor for an additional sum for the above purpose.

(6.) Removal of Stone Wall at Police Office, Parramatta:—Mr. Bennett, for Mr. Taylor, asked the Secretary for Public Works,—When is it the intention of the Government to have the stone wall at the Police Office, in the centre of the town of Parramatta, taken down, as promised by the Secretary for Public Works some months back?

Mr. Lackey answered,—This matter has been referred to the Colonial Architect for report.

(7.)

(7.) Police Magistrate for Parramatta, Liverpool, and Ryde :—*Mr. Bennett*, for *Mr. Taylor*, asked the Colonial Secretary,—

(1.) Have the Government considered whether a necessity exists, from the large population and amount of business transacted at Parramatta, Liverpool, and Ryde Police Courts, for the appointment of a Police Magistrate for these districts ?

(2.) If so, is it their intention to make the above appointment subject to the approval of Parliament ?

Sir Henry Parkes answered,—I find that this matter was brought under the notice of my predecessor on the 26th of September, 1878, when circumstances did not appear to justify such an appointment. I may add that, so far as I am concerned, I am averse to the appointment of Police Magistrates except in cases of great necessity.

(8.) Steam-punt at Raymond Terrace :—*Mr. Jacob* asked the Secretary for Public Works,—

(1.) Was the steam-punt for Raymond Terrace constructed after the model of any other Government steam-punt which had been found to answer its purpose ?

(2.) If not, who designed it ?

(3.) When did it commence work at the ferry ?

(4.) Has it had to be removed for alterations ; if so, when, and have the alterations been necessary from faulty design, or from any default or negligence of the contractor ?

(5.) Has the punt been restored to the ferry ; if so when ; if not, when is it likely to be ?

(6.) What did the punt cost, and what has been or will be the cost of the alterations ?

(7.) What is the nature of the alterations ?

Mr. Lackey answered,—

(1.) No ; the other steam-punts were constructed to work with chains. This was constructed to work with wire rope, as being lighter and cheaper.

(2.) The punt was designed in the Roads Office, under the Commissioner's directions, by *Mr. Bullen*.

(3.) About 12th December last.

(4.) Yes ; on the 10th January. The contrivance being new did not work smoothly at first, and there were also defects and omissions on the part of the contractors.

(5.) Not yet ; in a few days. The alterations have been delayed by reason of contractors being in difficulties.

(6.) £960 ; £25 still due. The extras will be about £95.

(7.) Larger and stronger driving wheel ; supplying eccentric plate, which was omitted by contractors ; lengthening flaps ; and supply of other minor omissions.

(9.) Railway Station, Wallerawang :—*Mr. Garrett*, for *Mr. Copeland*, asked the Secretary for Public Works,—

(1.) The number of passengers by rail to and from Wallerawang during 1879 ?

(2.) The number of bales of wool received at that station, and the number of tons of goods received inwards and outwards during the same period ?

Mr. Lackey answered,—

(1.) Number of passengers, 11,615.

(2.) Bales of wool, 8,750 ; tons of goods inwards, 5,499 ; outwards, 2,755.

3. RAILWAY EXTENSION FROM HAY TO MENINDIE OR WILCANNIA :—*Dr. Renwick* presented a Petition from inhabitants of New South Wales, praying the House to take into consideration the desirableness of extending the projected line of Railway from Junee to Hay to Menindie or Wilcannia.

Petition received.

4. PAPER :—*Mr. Baker* laid upon the Table,—Returns relating to the occupation of Temporary Commons by Miners and others.
Ordered to be printed.

5. ADJOURNMENT :—*Mr. McElhone* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. THE CIRCULAR QUAY (*Formal Motion*) :—*Mr. Cohen* moved, pursuant to Notice, That there be laid upon the Table of this House a Return of rent, wharfage, and other dues, and income received or derived from the Circular Quay for the years 1878 and 1879, with the cost of collecting the same, inclusive of commissions, allowances, and outlay of every kind.

Question put and passed.

7. PUBLIC INSTRUCTION BILL :—The Order of the Day having been read,—on motion of *Sir Henry Parkes*, *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 *Sir Henry Parkes*, 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 more adequate provision for Public Education.*"

Legislative Assembly Chamber,

Sydney, 14th April, 1880.

8. LICENSING BILL :—The Order of the Day having been read,—on motion of *Sir Henry Parkes*, *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 establishment of General Licensing Courts, and for the regulation of Licensed Trades.

Mr.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to provide for the establishment of General Licensing Courts, and for the Regulation of Licensed Trades.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

9. RECLAMATION OF LAND FOR PUBLIC PURPOSES:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 Government to reclaim for Public Purposes certain Lands on the shores of Port Jackson and in other localities.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to enable the Government to reclaim for Public Purposes certain Lands on the shores of Port Jackson and in other localities.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

10. FORFEITED PURCHASES DECLARATORY BILL [*Heretofore* LAND LAW (FORFEITED CONDITIONAL PURCHASES) DECLARATORY BILL]:—The Order of the Day having been read,—Mr. Baker moved, "That" this Bill be now read a third time.

Mr. Hoskins moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of clause 1, and the consideration of a new clause to stand clause 2 of the "Bill."

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

Question then,—That the Bill be recommitted for the reconsideration of clause 1, and the consideration of a new clause to stand clause 2 of the Bill,—put and passed.

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

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

11. OBSCENE PUBLICATIONS PREVENTION BILL:—The Order of the day having been read,—on motion of Mr. Wisdom, 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. Wisdom, 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 for more effectually preventing the Sale of Obscene Books Pictures Prints and other Articles.*"

Legislative Assembly Chamber,
Sydney, 14th April, 1880.

12. LANDS ACTS FURTHER AMENDMENT BILL:—The Order of the Day having been read for the adoption of the report from the Committee of the Whole on the Legislative Council's amendments in this Bill,—Mr. Baker moved, "That" the report be now adopted.

Mr. Day moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Council's amendments be recommitted for the reconsideration of the amendment which omits clause 20."

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

The House divided.

Ayes, 20.

Sir Henry Parkes,	Mr. Cameron,
Mr. Watson,	Mr. Hezlet,
Mr. Lackey,	Dr. Renwick,
Mr. Baker,	Mr. Roseby,
Mr. Wisdom,	Mr. Lucas,
Mr. Hoskins,	Mr. J. Davies,
Mr. Farnell,	Mr. Bowman,
Mr. Fitzpatrick,	Tellers.
Mr. Greville,	
Mr. Hurley (<i>Hartley</i>),	Mr. Macintosh,
Mr. Dangar,	Mr. Barton.

Noes, 13.

Captain Onslow,	Tellers.
Mr. McElhone,	
Mr. Bennett,	Mr. Day,
Mr. Badgery,	Mr. Barbour.
Mr. Thompson,	
Mr. McCulloch,	
Mr. Beyers,	
Mr. Murphy,	
Mr. Jacob,	
Mr. W. C. Browne,	
Mr. Terry,	

And so it was resolved in the affirmative.

Question

Question put,—That the report be now adopted.
The House divided.

Ayes, 25.

Sir Henry Parkes,	Mr. Clarke,
Mr. Watson,	Mr. Bowman,
Mr. Wisdom,	Mr. Lucas,
Mr. Hoskins,	Mr. Roseby,
Mr. Lackey,	Dr. Renwick,
Mr. Baker,	Mr. Hezlet,
Mr. Farnell,	Mr. Dangar,
Captain Onslow,	Mr. Garrett,
Mr. Macintosh,	Mr. J. Davies,
Mr. Copeland,	
Mr. Barton,	Tellers.
Mr. Cameron,	Mr. Terry,
Mr. Jacob,	Mr. McCulloch.
Mr. Greville,	

Noes, 10.

Mr. Fitzpatrick,
Mr. Day,
Mr. McElhone,
Mr. Bennett,
Mr. Barbour,
Mr. Murphy,
Mr. Badgery,
Mr. Beyers,
Tellers.
Mr. W. C. Browne,
Mr. Thompson.

And so it was resolved in the affirmative.

Mr. Hoskins then moved, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 4th March, 1880, requesting its concurrence in certain amendments made by the Council in the Lands Acts Further Amendment Bill,—

Agrees to the amendment which omits clause 1.

Agrees to the insertion of new clause 1.

Agrees to the amendments in clause 2.

Disagrees to the amendment which inserts a new clause after clause 3,—because the effect of the proposed clause would be to impose a disability upon future purchasers of Crown Lands, from which existing purchasers are now exempt, and would in a variety of ways expose them to the risk of hardship and loss.

Agrees to the amendments in clause 7.

Agrees to all the amendments in clause 8, to the figures "1861" in line 41, but

Disagrees to the remainder of the last amendment in that clause which omits the words "Provided that the Minister shall have power to close roads provided for in this clause upon giving "three months notice to that effect in the *Gazette*,"—because it is necessary that a power of closing such roads should be reserved.

Agrees to the amendment which omits clause 10.

Agrees to the insertion of a new clause to follow clause 10, but proposes to amend it by omitting the word "No" before "Crown," inserting after "Majesty" the words "or may have been forfeited," omitting "by forfeiture or otherwise," inserting after "shall" the word "not," omitting "conditionally," inserting after "purchased" the words "conditionally or otherwise," inserting after "until" the word "after," and by adding at the end thereof the words "and no improvements effected during the said thirty days on such reverted or forfeited lands shall constitute a title to purchase the same as improved lands Provided that no such land shall revert to the run until after the expiration of thirty days anything in law to the contrary notwithstanding;"—such amendments being considered necessary as consequential upon this proposed change in the law.

Agrees to the first amendment in clause 11.

Agrees to the amendment in line 7 same clause, but proposes to amend it by omitting "ten" and substituting the word "twenty,"—because it is considered inadvisable to lower, in the case of reserved land possessing exceptional value, the relative value of such improvements below the minimum upset price of Crown Lands generally.

Disagrees to the amendment which omits from "conditionally" line 8 to "Act" line 18 in the same clause,—because such improvements have been placed on lands when they were not legally open to sale, and therefore should not confer any right upon the persons by whom such improvements were effected to prevent the land being saleable to other persons under the law, when no longer reserved, subject to such other persons paying the appraised value thereof.

Agrees to the remaining amendment in the clause, but proposes to amend it by inserting the words "or may be" before "sold," omitting "and not otherwise," inserting after "price" the words "and be paid into the Consolidated Revenue"—as consequential on other amendments,—and omitting the words "under the second clause of the Lands Act Amendment Act 1875"—as unnecessary,—and adding after "thereof" the words "or before the first day of July 1876"—as indicating a period at which the Government formally announced that the improvement of reserved lands was prohibited.

Agrees to the amendments in clause 12.

Disagrees to the amendment which omits clause 13,—because it is necessary to give full effect to the intentions of the Legislature in the enactment of the existing laws, and to secure to new purchasers of Crown Land a privilege which it has from a period antecedent to existing legislation been held advisable to extend to them.

Agrees to the insertion of a new clause to follow clause 13.

Agrees to all the amendments in clause 14, except that which inserts in line 7 the words "after the receipt of a report and recommendation from a Board consisting of three such appraisers," which it proposes to amend by omitting the words "a Board consisting of"—as unnecessary.

Agrees to the amendment in clause 15, but proposes to amend it by omitting "excepting," and substituting the word "but," omitting "and in any such case," inserting after "appraisalment" the words "may be at a rate lower than one pound but not lower," and by omitting "shall not be at a lower rate"—as verbal only.

Disagrees to amendment in clause 16,—because it is unnecessary.

Agrees to the amendment in clause 17, but proposes to amend it by omitting after "proprietor" the words "of land"—as unnecessary.

Agrees

Agrees to the amendment which omits clause 20.

Agrees to the amendments in clause 22.

Agrees to the insertion of a new clause to follow clause 22, but proposes to amend it by inserting the word "nineteenth" after "the"—such amendment being in harmony with other exceptions,—and by inserting the words "after the passing of this Act" after "who"—such amendment being necessary to prevent the provisions of this clause being retrospective in their operation,—and by substituting the word "five" for "three"—such amendment being necessary to agree with the term of residence prescribed by this Act,—and by omitting from the end of the said clause the words "unless with the written permission of the Minister to be first had and tendered to the Land Agent along with the application"—as introducing an undesirable exception to the general operation of the clause, and also because it would not be well that the Minister should be invested with the power of deciding upon the eligibility of applicants for Crown Land.

Disagrees to the amendment which inserts a new clause to follow last new clause,—because it is beyond the scope of the measure.

Agrees to all the remaining amendments in the Bill.

*Legislative Assembly Chamber,
Sydney, 14th April, 1880.*

Debate ensued.

Question put and passed.

13. **ELECTORAL BILL**:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.

Debate ensued.

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

Debate ensued.

Question put and passed.

Ordered, that the Debate be adjourned until to-morrow.

14. **TRAMWAYS EXTENSION 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 authorize the construction and maintenance of Tramways along certain Streets and Highways in the City and Suburbs of Sydney and elsewhere,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 14th April, 1880.*

JOHN HAY,
President.

TRAMWAYS EXTENSION BILL.

Schedule of the Amendments referred to in Message of 14th April, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 6, line 50. Omit "regress" insert "egress"

" 2, clause 6, line 51. Omit "the land" insert "any street road highway or thoroughfare proclaimed reserved or dedicated for the use of the public or subject to any public easement"

" 2, clause 6, line 51. Omit "is" insert "are"

" 2, clause 6, line 59. Omit "the streets and other places" insert "such streets roads highways or thoroughfares"

" 3, clause 7, line 1. At commencement of clause insert "Subject to the provisions of the next following section"

" 3, clause 7, lines 2 and 3. Omit "any land not being the site of a proclaimed public street or road" insert "the lands and grounds of any person whomsoever"

" 3, clause 7. After clause 7 insert new clause 8:—

"8. In the construction and for the purposes of any tramway authorized under this Act any necessary deviation may be made and any such tramway may be carried along and over any portion of land intervening between or adjoining any streets roads or lines mentioned in the First or Third Schedules hereto subject however in the case of deviations or extensions passing over any lands not being portions of land which have been granted reserved or dedicated for the purposes of a park racecourse or place of public recreation or other public purpose or which are held by any municipal or other corporation for any such purpose to compensation in respect thereof pursuant to the provision of the Government Railway Act incorporated herewith."

Power to deviate and extend tramways.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 83.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 15 APRIL, 1880.

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

QUESTIONS:—

- (1.) Post and Telegraph Office, Corowa:—Mr. Day asked the Secretary for Public Works,—When will tenders be invited for the erection of the Post and Telegraph Office at Corowa?

Mr. Lackey answered,—Plans for the erection of a Post and Telegraph Office at Corowa have been approved; and tenders would have been invited before this, but it is found that an additional sum of £1,400 will be required. It is proposed to provide for this upon the Additional Estimates.

- (2.) Gold Mining on Commons:—Mr. Terry asked the Secretary for Mines,—

(1.) What is the position of miners under Miners Rights and Leases who have been working on proclaimed gold fields, being at the same time temporary commons, ever since the passing of the Mining Act, 1874, with the sanction and authority of the Mining Department with regard to holdings under such Rights, Leases, or applications for Leases?

(2.) Will the Secretary for Mines protect the holders of any mining tenements held under Miners Rights or Leases, where their claims are included within the boundaries of any portion of a temporary common granted by permit under the 28th section of the Mining Act, 1874?

(3.) Will the Secretary for Mines cancel any permits under the 28th section of the Mining Act for mining under temporary commons to the extent of where they may include ground held and worked under Miners Rights or Leases previously?

Mr. Baker answered,—

(1.) The Crown Law Officers having advised that lands comprised in temporary commons are not Crown Lands, it is assumed that a Miner's Right gives no right to occupy such lands, and a Bill has therefore been introduced with a view of curing such defect. The Mining Department has not knowingly sanctioned any holdings under Miners Right or Lease, or application to lease within temporary commons.

(2.) Applications under the 28th section of the Mining Act, 1874, are notified in the *Government Gazette* and local newspapers, with a view to invite objections, so that the miners may protect their holdings, and are reported upon by officers of the Department before being granted, and where valid objections are made the permit is not granted.

(3.) It is thought it would not be desirable to cancel permits under the 28th section of the Mining Act, 1874, which have been granted after due notice and in the regular course. If in any case it can be shown that a permit has been granted contrary to the provisions of the Act, the matter will be reconsidered.

2. PAPERS:—

Mr. Hoskins laid upon the Table,—Return to an Order made on 9th March, 1880,—“Township at Millie.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Correspondence respecting the acceptance by Her Majesty the Queen of the first Gold, Silver, and Bronze Medals of the International Exhibition held in Sydney.

Ordered to be printed.

3. FORFEITED PURCHASES DECLARATORY BILL (*Formal Order of the Day*),—on motion of Mr. Hoskins, read a third time, and *passed*.

Mr. Hoskins then moved, That the Title of the Bill be "*An Act to declare the Law in respect to Lands forfeited or reverting to Her Majesty by reason of non-compliance with the conditions of purchase by the Conditional Purchasers thereof.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to declare the Law in respect to Lands forfeited or reverting to Her Majesty by reason of non-compliance with the conditions of purchase by the Conditional Purchasers thereof,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 15th April, 1880.*

4. RAILWAY EXTENSION FROM WALLERAWANG TO MUDGEE:—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plan, Section, and a Book of Reference of Part No. 1 of the proposed extension from Wallerawang to Mudgee, commencing at 104 miles 39 chains at Wallerawang, and terminating at 143 miles 47 chains at the Main Dividing Range, being a distance of 39 miles and 8 chains, laid before the House on the 18th March last, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.

Debate ensued.

Question put and passed.

5. ELECTORAL BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Sir Henry Parkes, "That this Bill be now read a second time,"—

And the Question being again proposed,—the House resumed the said adjourned Debate.

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

And Division called for,—

But there being no Tellers on the part of the *Noes*, no Division could be had, and Mr. Speaker declared the Question to have passed in the *affirmative*.

Bill read a second time.

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

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

6. TRAMWAYS EXTENSION BILL:—The Order of the Day having been read,—on motion of Mr. Lackey, 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. Lackey, 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 authorize the construction and maintenance of Tramways along certain Streets and Highways in the City and Suburbs of Sydney and elsewhere.*"

*Legislative Assembly Chamber,
Sydney, 15th April, 1880.*

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 84.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 16 APRIL, 1880.

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

ELECTORATE OF THE CLARENCE:—Mr. Speaker informed the House that upon the passing of the Resolution of the 16th March last declaring the Seat of Thomas Bawden, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Bawden; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Charles Hugh Fawcett, Esquire, to serve as Member for the Electoral District of The Clarence.

2. **PUBLIC INSTRUCTION BILL:**—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 34.

A Bill, intituled "*An Act to make more adequate provision for Public Education,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 16th April, 1880.

3. **QUESTIONS:**—

(1.) **The Chinese:**—Mr. Thompson asked the Colonial Secretary,—In view of the increase of Chinese immigration to these shores, is it the intention of the Head of the Government to introduce a Chinese Bill this Session?

Sir Henry Parkes answered,—This question has not been under the notice of the Government during the present Session?

(2.) **James South's Conditional Purchase:**—Mr. Dangar asked the Secretary for Lands,—

(1.) What decision has been arrived at in the case of James South, Warialda District, additional conditional purchase 320 acres, county Burnett, parish Abercrombie, selected at Warialda 7th March, 1878, surveyed by Surveyor Russell, who left a road 3 chains wide through it?

(2.) Was the selection made on 7th March, 1878, and eight months afterwards, about 11th November, 1878, after South had been residing on the land thirteen months, a reserve made, depriving applicant of all means of getting water, all adjoining blocks for 2 miles round being held by the lessee?

(3.) Was the matter referred to District-Surveyor Greaves on 25th March, 1879, for report; has his report been received, and nature thereof; if not, when is it likely to be? (See Votes and Proceedings, No. 124, 23rd May, 1879.)

Mr. Hoskins answered,—

(1.) The decision arrived at was that a re-survey should be made in such a way that the reserved road should not interfere with the site of a proposed dam, which was duly communicated to South by letter, dated 3rd September, 1879.

(2.) The selection was made in March, 1878, and measured in October of the same year. A reserve was not made depriving the applicant of access to water, but a road crossing the creek was measured through it.

(3.) The matter was referred to Mr. District-Surveyor Greaves, as stated, and a report received from Mr. Finley in June following, suggesting the modification referred to in answer to question No. 1. The re-survey has since been made, and the measurement finally dealt with.

(3.)

(3.) Conveyance of the Permanent Military Force to the Forts :—Mr. Cameron asked the Colonial Treasurer,—

(1.) Have tenders lately been called for the conveyance by steamer of the Permanent Force to the various forts in the harbour?

(2.) If so, the names of the respective tenderers, and the amounts of their tenders?

(3.) Was any fault at any time found by the Military authorities as to the manner in which the contract has been carried out hitherto?

(4.) Is it true that the Colonel commanding the troops has expressed his disapproval of the class of boats to be supplied by the new contractor, as being unsuited for the service?

Mr. Watson answered,—

(1.) Yes; at the request of the Military authorities tenders for the service were called for, and were opened on the 19th ultimo.

(2.) There were three tenderers—Messrs. Halstead, Perdriau, and Byrnes. The terms of the contract required offers to be made under three heads, namely, (a) "Rate per day of 24 hours;" (b) "Rate per trip;" and (c) "Rate per hour, if detained after completing the trip." Mr. Halstead's tender was—Under No. 1, £6 per day of 24 hours, £4 per day of 12 hours; under No. 2, 17s.; and under No. 3, 10s. Mr. Perdriau's tender was—Under No. 1, £3; under No. 2, £1, or 17s. 6d.; under No. 3, 7s. 6d. Mr. Byrnes's tender was—Under No. 1, £3; under No. 2, £1; under No. 3 for the first hour £1, for the second hour 15s., and for every subsequent hour 7s. The Board recommended the acceptance of Mr. Perdriau's tender, as the lowest, which recommendation was approved by the Colonial Treasurer.

(3.) Not that I am aware of.

(4.) Some days after Mr. Perdriau's tender had been accepted, and such acceptance notified to him, Colonel Roberts wrote to the Treasury, stating that from what he gathered he found that one of the persons who had tendered for the service would be unable to carry it out satisfactorily; but there is nothing in this communication to connect an inefficient performance of the service with Mr. Perdriau; and as this gentleman's contract does not commence until the 1st proximo, no proof has yet arisen that the service will be otherwise than satisfactorily performed by him.

4. ADJOURNMENT :—Mr. Day moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. PAPERS :—

Sir Henry Parkes laid upon the Table,—Statement of Accounts of Government Savings Bank, from 1st January to 31st December, 1879.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return to an Order made on 10th March, 1880,—"Hugh Corrigan's Conditional Purchase."

Ordered to be printed.

6. MINERAL SELECTION AT MITCHELL'S CREEK :—Mr. Farnell, for Mr. Macintosh, 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 2nd December, 1879.

Ordered to be printed.

7. MINING ON PRIVATE LANDS BILL :—The Order of the Day for the second reading of this Bill having been read,—Mr. Copeland moved, That the Order of the Day be discharged.

Debate ensued.

Question put and passed.

Ordered, that the Bill be withdrawn.

8. USURY LIMITATION BILL :—The Order of the Day having been read,—Mr. Hurley (*Hartley*) moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

The first clause of the Bill being under consideration, an Honorable Member objected to its further progress, on the ground that the Bill related to trade, and not having originated in a Committee of the whole House, was not properly before the Committee. And, on being appealed to, he (the Chairman) stated his opinion that the objection was fatal to the progress of the Bill. This opinion was dissented from, and therefore the matter was referred to Mr. Speaker for his ruling thereon.

Mr. Speaker sustained the opinion given by the Chairman.

On motion of Mr. Hurley, Mr. Speaker left the Chair, and the Committee resumed.

Mr. Speaker resumed the Chair.

9. DISMISSAL OF MR. DANIELS, RAILWAY TRIAL-SURVEYOR :—The Order of the Day having been read for the adjourned Debate, on the motion of Mr. Hurley (*Hartley*),—

"(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the dismissal of Trial-Surveyor Daniels.

"(2.) That such Committee consist of Mr. Lackey, Mr. Farnell, Mr. Barton, Mr. Driver, Mr. Pilcher, Mr. H. H. Brown, Mr. Cameron, Mr. Lynch, and the Mover,"—

And no Debate taking place,—

Question put and passed.

10. PUBLIC ROADS ACT AMENDMENT BILL:—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Cohen, discharged.
Ordered, that the Bill be withdrawn.
11. ARCHIBALD THOMPSON'S TRUST ESTATE BILL:—The Order of the Day having been read,—Mr. Cohen moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Cohen, 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. Cohen, the report was adopted.
Ordered, that the Bill be read a third time on Wednesday next.
12. MERRIWA CHURCH AND PRESBYTERY LAND SALE BILL:—The Order of the Day having been read,—Mr. Coonan moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Coonan, 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. Coonan, the report was adopted.
Ordered, that the Bill be read a third time on Wednesday next.
13. POSTPONEMENTS:—The following Orders of the Day postponed until Friday next:—
(1.) Small Debts Act further Amendment Bill; adjourned Debate, on the motion of Mr. Terry, "That this Bill be now read a second time."
(2.) Compensation to Miss Johanna Connelly; consideration in Committee of an Address to the Governor.
14. ADJOURNMENT:—Mr. Wisdom moved, That this House do now adjourn.
Mr. Farnell (*by consent*) moved, That the Question be amended by the addition of the words "until Wednesday next."
Question,—That the words proposed to be added be there added,—put and passed.
Question,—That this House do now adjourn until Wednesday next,—put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at five minutes after Nine o'clock, until *Wednesday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 85.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 21 APRIL, 1880.

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

MEMBER SWORN:—Charles Hugh Fawcett, Esquire, having taken and subscribed the Oath, and signed the Roll of the House, took his Seat as Member for the Electoral District of The Clarence.

2. QUESTIONS:—

(1.) Electorate of the Hume:—Mr. Day asked the Colonial Secretary,—What was the cost of the last General Election for a Member to serve in the Legislative Assembly for the Hume District?

Sir Henry Parkes answered,—The cost of the Election in question was £377 3s. 10d.

(2.) Bridge over the Greg Greg River:—Mr. Day asked the Secretary for Public Works,—When will tenders be invited for the erection of a bridge over the Greg Greg River, in the Hume District, the money having been voted some time since for the said bridge?

Mr. Lackey answered,—The only bridge in this vicinity for which money has been voted is over the Tumberumba River, at Tooma, which work is now in progress. The question of a bridge over the Tooma River, below the junction of the Tumberumba, near Greg Greg, is being considered with that of other works in the vicinity, on road from Upper Murray, now on Estimates.

(3.) Biloela and Shaftesbury Reformatories for Girls:—Mr. Copeland asked the Minister of Justice and Public Instruction,—

(1.) The maximum and minimum number of inmates in the Biloela Reformatory for Girls from June, 1877, to June, 1878, and the like information from June, 1878, to June, 1879?

(2.) The number admitted and discharged during each of the above periods?

(3.) The number of matrons and assistants, &c., employed in the establishment, and their salaries during that time?

(4.) The average weekly total cost to the country per inmate during the above periods?

(5.) The total cost of the Shaftesbury Reformatory?

(6.) The present number of inmates?

(7.) The number of matrons, assistants, &c., and the salaries of each?

(8.) The present weekly cost per head of inmates?

Sir Henry Parkes answered,—

(1.) Maximum eleven, minimum six, from June, 1877, to June, 1878; maximum six, minimum three, from June, 1878, to June, 1879.

(2.) Admitted one, discharged eight, in 1877-78; admitted three, discharged four, in 1878-79.

(3.) One matron £129, one assistant, £50 per annum.

(4.) 15s. 1d. in 1877-78, £1 4s. 5d. in 1878-79.

(5.) £8,080 9s. 9d.

(6.) Four.

(7.) One matron superintendent at £129, and one assistant at £50, one gardener (male attendant) at £104.

(8.) £1 17s. 7d. This is increased by the salary of the gardener.

(4.)

(4.) Railway Station, Elgin-street, West Maitland :—Mr. Cohen asked the Secretary for Public Works,—

- (1.) The amount of the lowest tender for the erection of the new Railway Station at Elgin-street, West Maitland ?
- (2.) The total actual cost of the building as completed by the Railway Department ?
- (3.) Is any further expenditure contemplated upon the building ; and if so, to what extent ?

Mr. Lackey answered,—

- (1.) £7,770.
- (2.) The total actual cost of the building, including platform, carriage dock, station office fittings, laying on gas, platform and station lamps, &c., &c., is £8,437 18s. 9d. The value of the extra works and deductions for other items, so as to compare with the lowest tender, is £652 14s. 3d. Total, £7,785 4s. 6d. Amount of lowest tender £7,770, to which is to be added for balance of extra work between that specified and executed, as per tenderer's schedule, together with other items chargeable thereto, £320 7s. 8d. Total, £8,090 7s. 8d.
- (3.) No further expenditure is contemplated upon the building.

(5.) Temporary Common, Uralla :—Mr. Copeland asked the Secretary for Lands,—On what date was the Uralla Temporary Common proclaimed, and at whose instigation ?

Mr. Hoskins answered,—On the 8th February, 1870, on the application of local residents. An extension was gazetted on the 1st October last, on the application of the Honorable Member.

(6.) Long-Tunnel and Bullion Companies, Uralla :—Mr. Copeland asked the Secretary for Mines,—

- (1.) Did the Long-Tunnel Company, Uralla, ever apply for or receive any money from the Government Prospecting Vote ?
- (2.) How much money has the Bullion Company, Uralla, applied for, and how much received up to date ?
- (3.) What is the computed area, as per sketch plan attached to Messrs. Roberts and Cleghorn's application, on behalf of the Bullion Company, for permission to mine under the 28th section of the Mining Act, and the date of same ?
- (4.) What is the date of the Long-Tunnel Company's application under the same section, and the area granted by the Minister ?
- (5.) What is the date of application of the Long-Tunnel Company's original claims under the Mining Board Regulations ?

Mr. Baker answered,—

- (1.) No.
- (2.) The amount of aid promised was £479 10s. ; the amount actually paid up to date is £410 10s.
- (3.) Under Mr. Cleghorn's application, dated 2nd of April, 1880, the area is about 114 acres ; under Mr. Roberts's application of that date, about 230 acres.
- (4.) Only two applications of the Long-Tunnel Company have been granted ; the first was dated 13th January, 1879, the second 23rd August, 1879. The area granted was 73 acres 0 roods 38 perches, and 103 acres, making a total of 176 acres 0 roods 38 perches.
- (5.) Dates of application for water-race—1st May, 1876, and 24th April, 1876, respectively. Date of application for tunnel area—21st April, 1876. Dates of application for extended alluvial claims—21st April, 1876 ; 22nd April, 1876 ; 20th July, 1878 ; and 11th November, 1878. Date of application for a dam—26th August, 1876.

(7.) Passenger Station, Elgin-street, West Maitland :—Mr. Cohen asked the Secretary for Public Works,—

- (1.) With reference to the new Passenger Station at Elgin-street, West Maitland, what is the difference in time allotted to contractors, as per specification, and the time actually taken up in the execution of works ?
- (2.) Has the work been carried out in strict accordance with the plan and original specification ; if not, what is the departure from the original specification, and would such alteration in the manner of carrying out the works increase or reduce the cost on original contract price ?
- (3.) Was the tender of Mr. James Pritchard for the erection of the Station at any time accepted ; and if so, by whose authority cancelled ?

Mr. Lackey answered,—

- (1.) No difference in time.
- (2.) The work has been carried out in strict accordance with specification and plan, with some few exceptions, as follows :—Six stone spandrils to the arches in the arcade replaced with brickwork ; internal work painted instead of being varnished ; platforms covered with asphalt instead of gravel ; cement concrete used for foundations ; additional conveniences provided ; gas mains provided ; station lamps and fittings ; office fittings, &c., &c. Such alterations would increase the cost on original contract price.
- (3.) No.

(8.) Cemetery at Bendemeer :—Mr. Terry asked the Secretary for Lands,—Will he cause the Cemetery at Bendemeer to be immediately surveyed, so that the Trustees may proceed with fencing it in ?

Mr. Hoskins answered,—The application of the Honorable Member for a survey of a Cemetery at Bendemeer is under reference to Mr. District-Surveyor Greaves for information as to the locality of the land—there being no record in the Lands Department of any Cemetery having been granted there.

(9.) Site for Railway Station, Walcha :—Mr. Terry asked the Secretary for Public Works,—Has a site for a Railway Station for the Town of Walcha, on the Northern Line, been determined on ; and if so, where ?

Mr. Lackey answered,—Arrangements have been made for a Station at Walcha at 227 miles on the Great Northern Line.

- (10.) Gaol at Forbes:—*Mr. Taylor*, for *Mr. Coonan*, asked the Colonial Secretary,—Has any amount of money been placed on the Supplementary Estimates for the erection of a new Gaol at Forbes?

Sir Henry Parkes answered,—As yet this matter has not been considered. A decision will probably be arrived at before the Additional Estimates are prepared.

- (11.) Condobolin Run:—*Mr. Taylor*, for *Mr. Coonan*, asked the Secretary for Lands,—
- (1.) Is he aware that the Lessees of Condobolin Run purchased on the 17th of last month about 500 acres of land at Forbes, and that such purchase included a road which has been in use for the last twenty years?
 - (2.) Is he aware that the Lessees of Condobolin Run have stopped all traffic along what is known as the Drafting-yard Road?
 - (3.) If so, what does the Minister intend doing in the matter?

Mr. Hoskins answered,—

- (1.) Yes; 500 acres were, I believe, purchased; but I am not aware that it included such a road as referred to by the Honorable Member.
- (2.) I am not aware.
- (3.) A statement having been received that the road referred to was interfered with, such statement has been referred to the Surveyor for report.

- (12.) Post Office, Coonamble:—*Mr. Taylor*, for *Mr. Coonan*, asked the Secretary for Public Works,—
- (1.) Are the works of the new building of the Coonamble Post Office condemned?
 - (2.) Has a larger site in close proximity been offered free of cost to Government?
 - (3.) Is the present site in close proximity of the district gaol and lock-up, and insufficient ground for the postal service?
 - (4.) Will the Government inquire into this matter?

Mr. Lackey answered,—

- (1.) A portion of the work has been condemned, which the contractor has been directed to take down and re-build.
- (2.) There is a larger piece of ground belonging to the Government on the eastern side of the Court-house, which could have been used for the Post Office; but the Postal Department decided on the present site, upon which the building has been commenced.
- (3.) Yes, and also the other site referred to; but the present site appears to be quite sufficient for postal purposes, being about three quarters of an acre in extent.

- (13.) *Nevin v. Fraser and Anderson*:—*Mr. Taylor*, for *Mr. Coonan*, asked the Secretary for Lands,—
- (1.) On what date was the award in the case *Nevin v. Fraser and Anderson*, respecting value of improvements on a portion of land selected by *John Nevin*, at *Inverell*, from *Mr. Appraiser Blythe*?
 - (2.) What is the cause of delay in complying with an order of this House, made so far back as the 20th January last, for the production of these papers?
 - (3.) What is the cause of delay in complying with an order of this House, made on the same date, for the production of the papers in the case of the dismissal from the Public Service of *Mr. Frederick Thomas Walker*, who conducted the appraisal proceedings in the before-mentioned case?
 - (4.) Will the Secretary for Lands state when these orders will be complied with?

Mr. Hoskins answered,—

- (1.) *Mr. Blythe* forwarded a report in that case on 10th March last for the information of the Minister for Lands, and such report was received in the Lands Department on the 15th March last.
- (2. and 4.) The papers were sent to *Mr. Commissioner Blythe* to conduct an appraisal, and until the reference was completed the papers could not be copied; but there will now be no unnecessary delay in giving effect to the order of the House in respect to them.
- (3.) The papers relating to *Mr. Walker's* dismissal will be embodied in the papers before referred to.

- (14.) Bridge at Manilla:—*Mr. W. C. Browne*, for *Mr. Bowman*, asked the Secretary for Public Works,—Is it his intention to place upon the Supplementary Estimates a sum of money for the construction of a bridge over the river at Manilla; if not, when will he do so?

Mr. Lackey answered,—I have already intimated, in answer to previous questions, that this matter will be considered in the preparation of the Loan Estimates to be shortly laid upon the Table of the House.

- (15.) Fencing Bill:—*Mr. W. C. Browne*, for *Mr. Bowman*, asked the Secretary for Lands,—Does he intend to introduce a Fencing Bill this Session?

Mr. Hoskins answered,—The question as to the desirability of introducing a Fencing Bill has not yet engaged the attention of the Government, but I am afraid that owing to the pressure of other important matters it will not be practicable to introduce such a measure during the present Session.

- (16.) Tanks between the Barwin and Narren Rivers:—*Mr. Dangar* asked the Secretary for Public Works,—

- (1.) Has the Road Superintendent, or other officer, furnished his report as to the best sites for constructing the public tanks or watering places between the Barwin and Narren Rivers?
- (2.) If so, will there be any objection to place a copy of the same upon the Table of the House for printing, together with any other papers connected with this subject not already produced and printed, or will he state the position of the sites determined on?

Mr. Lackey answered,—

- (1.) The Commissioner for Crown Lands has given suggestions as to best sites, which are now being examined by the Road Officer only recently stationed at Walgett.
- (2.) Copies of all the papers will be laid upon the Table of the House when completed, in pursuance of an Order of the House.

3. VOTE OF CREDIT:—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 35.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly that provision be made for defraying the expenses of the various Departments and Services of the Colony for the month of April, 1880; together with provision for other Services of an urgent nature.

Government House,
Sydney, 21st April, 1880.

Ordered to be printed, and referred to the Committee of Supply.

4. MR. SAMUEL WILSON:—Mr. Fitzpatrick presented a Petition from Samuel Wilson, of Derringullen Creek, near Yass, farmer, representing that on the 23rd of September, 1875, he conditionally purchased 98 acres of land in the county of King, parish of Yass, and that after holding the land for three years and three months the selection was forfeited, on the ground that it contained improvements to the value of one pound per acre; and praying for inquiry into the matter.
Petition received.
5. MRS. MARY JONES:—Mr. Farnell presented a Petition from Mary Jones, of Crown-street, Sydney, widow, alleging that she has been deprived by the Government of certain property at Darling Harbour, without receiving compensation for the same; and praying the House to take the case into consideration, with a view to relief.
Petition received.
6. PUBLIC ROADS ACT AMENDMENT BILL, No 2 (*Formal Motion*):—Mr. Pilcher moved, pursuant to Notice, for leave to bring in a Bill to amend the Public Roads Act 4 William IV. No. 11.
Question put and passed.
7. RECREATION RESERVES, ELECTORATE OF THE GWYDIR (*Formal Motion*):—Mr. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing particulars, situation, area, parish, county, &c., of all lands dedicated for recreation, cricket or racecourse purposes, commons, or other public purposes (distinguishing permanent from temporary commons), with date of dedication, and names of Trustees appointed in each case, in the towns or localities of Narrabri, Walgett, Wee Waa, Bingera, Warialda, Morce, Baradine, Yetman, and Mogil Mogil.
Question put and passed.
8. ARCHIBALD THOMPSON'S TRUST ESTATE BILL (*Formal Order of the Day*),—on motion of Mr. Cohen, read a third time, and *passed*.
Mr. Cohen then moved, That the Title of the Bill be "*An Act to enable the Trustee of the Will of the late Archibald Thompson to invest the personalty in building upon and improving the Real Estate devised by the said Will.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Trustee of the Will of the late Archibald Thompson to invest the personalty in building upon and improving the Real Estate devised by the said Will,*"—presents the same to the Legislative Council for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon, together with an attested copy of the Probate of the Will of Archibald Thompson.
Legislative Assembly Chamber,
Sydney, 21st April, 1880.
9. MERRIWA CHURCH AND PRESBYTERY LAND SALE BILL (*Formal Order of the Day*),—on motion of Mr. Burns, read a third time, and *passed*.
Mr. Burns then moved, That the Title of the Bill be "*An Act to enable the Right Reverend James Murray the Reverend Patrick Purcell Ryan and Charles Joseph Gallagher Trustees of certain Land situate in the Village of Merriwa to sell the said Land and to provide for the appropriation of the proceeds thereof.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Right Reverend James Murray the Reverend Patrick Purcell Ryan and Charles Joseph Gallagher Trustees of certain Land situate in the Village of Merriwa to sell the said Land and to provide for the appropriation of the proceeds thereof,*"—presents the same to the Legislative Council for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon, together with certified copies of the Deeds of Grant referred to in the Preamble.
Legislative Assembly Chamber,
Sydney, 21st April, 1880.
10. PUBLIC ROADS ACT AMENDMENT BILL (No. 2.):—Mr. Pilcher presented a Bill, intituled "*A Bill to amend the Public Roads Act 4 William IV. No. 11,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday next.
11. ADJOURNMENT:—Sir Henry Parkes (*by consent*) moved, That this House do now adjourn until Wednesday next.
Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at Five o'clock, until Wednesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 86.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 28 APRIL, 1880.

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 Sir Henry Parkes, and read by Mr. Speaker:—

- (1.) Obscene Publications Prevention Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 36.

A Bill, intituled "*An Act for more effectually preventing the Sale of Obscene Books Pictures Prints and other Articles,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 22nd April, 1880.

- (2.) Tramways Extension Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 37.

A Bill, intituled "*An Act to authorize the construction and maintenance of Tramways along certain Streets and Highways in the City and Suburbs of Sydney and elsewhere,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 28th April, 1880.

2. QUESTIONS:—

- (1.) Railway Rails:—Mr. Greenwood asked the Secretary for Public Works,—When will the Return ordered by the House on the 20th January, with reference to the Railway Rails shipped by the Agent General, be laid upon the Table?

Mr. Lackey answered,—I shall be prepared to-morrow to lay this Return upon the Table.

- (2.) Public Baths at Parramatta:—Mr. Taylor asked the Colonial Secretary,—Will the Government place upon the Additional Estimates the sum of £100 towards the erection of Public Baths at Parramatta, on condition of an equal amount being raised by private contributions or voted by the Borough Council?

Sir Henry Parkes answered,—The Government are of opinion that the erection of Baths in the country towns is a work properly belonging to the Municipality. On one or two occasions contributions have been made by the Government, but in each case it was considered that the Baths were erected for the general public as well as for the residents themselves.

- (3.) Bargo Brush Prisoners:—Mr. Taylor asked the Minister of Justice and Public Instruction,—How long has the case of the prisoners known as the Bargo Brush Men been under the consideration of the Government, and have they been informed more than twice that their case is being taken into consideration; if so, when is it likely that a decision will be arrived at, seeing that they have been imprisoned for seventeen years?

Mr.

Mr. Suttor answered,—During the past two years several Petitions have been received from these prisoners asking for their liberation, but no decision has been arrived at in their cases, nor can I at present say when the question will be determined.

- (4.) Cemeteries on Government Domain, Parramatta :—Mr. Taylor asked the Secretary for Lands,—
- (1.) Have sites been dedicated for cemeteries or general burial grounds on a part of the old Government Domain, Parramatta?
 - (2.) The extent and particulars of such land dedicated in each case, and the date of such dedication?
 - (3.) The names of the Trustees appointed for each place, and the date of their appointment?

Mr. Hoskins answered,—

(1.) Yes.

(2.) An area of 29 acres and 38 perches was dedicated for a General Cemetery 16th July, 1863, and apportioned to the following burial grounds, viz. :—General, 9 acres 3 roods 13 perches; Church of England, 9 acres 2 roods 24 perches; Roman Catholic, 5 acres 8 roods 14 perches, Presbyterian, 2 acres and 32 perches; Wesleyan, 1 acre 1 rood 14 perches; Independents, 1 rood; Jews, 21 perches. Total, 29 acres and 38 perches.

(3.) No Trustees have been nominated, except for the Church of England portion, and these were gazetted 12th December, 1873 :—Messrs. William Goodin, Edward Liscombe Rowling, Cyrus Edgar Fuller, John Yelverton Mills, and George Langley.

- (5.) Road from Parramatta to Kissing Point Road :—Mr. Taylor asked the Secretary for Public Works,—

(1.) Has a Petition been received asking that a road from Parramatta to Kissing Point Road, through the Subiaco Estate, be thrown open for the use of the public, the said road having been in use for a number of years, but now stopped?

(2.) Is it intended to survey and open up this road?

Mr. Lackey answered,—I have made inquiry, but cannot find that any such Petition has been received.

- (6.) Railway Accidents :—Mr. Taylor asked the Secretary for Public Works,—

(1.) Is he aware that the lives of a number of porters and the general public have been lost by falling between trains and platforms?

(2.) Will he give directions to build up all platforms to the level of the floor of Railway carriages, and in future have these so constructed as not to leave a space of more than 10 inches between them and the platforms, and so preclude the possibility of such sad accidents as have frequently occurred?

(3.) Will he direct the removal of such obstructing pillars as exist at Parramatta, Penrith, and other places?

Mr. Lackey answered,—

(1.) I regret to say that some lives (not, however, by any means a large number) have been lost from the cause stated. It is proper to state that the number of these accidents on our lines compare favourably with the number of similar casualties on other lines.

(2.) The engineer informs me that it would be impracticable to construct platforms in the way suggested.

(3.) Directions have already been given in this respect. No pillar or projection is to be constructed within 6 feet of the edge of the platform, which is a condition insisted upon by the Board of Trade in connection with English Railway lines.

- (7.) Volunteer Artillery :—Mr. Greenwood asked the Colonial Secretary,—

(1.) Was a gunner of No. 2 Battery of Volunteer Artillery lately discharged for alleged misconduct?

(2.) By what officer was he discharged, what was the alleged misconduct, and when and where was it committed?

(3.) Did the same gunner lay a charge against Captain Taunton for grossly insulting him?

(4.) If so, has that charge been investigated, and with what result?

Sir Henry Parkes answered,—

(1.) Yes.

(2.) By Lieutenant-Colonel Wilson, Commanding the New South Wales Regiment of Volunteer Artillery, for having stated to that officer, in reply to a question why he had brought a certain matter before the House of Assembly instead of attending the Regimental Office as ordered in the first instance for the proper investigation of the matter, that "he had waited a long time and could not get redress." He also threatened that in case he did not get the redress he wanted he would adopt the same course again—such conduct being prejudicial to the maintenance of discipline and contrary to the procedure laid down in the Volunteer Regulations for the redress of grievances. The offence was committed on the 27th of February last in the Regimental Office.

(3.) Yes.

(4.) The charge was brought under the notice of the proper authorities; and Captain Taunton was called upon for explanation, with the result that, while his action appeared to have been dictated by zeal and by a regard for the best interests of the Regiment, he had nevertheless exceeded his powers.

- (8.) Gaol at Walgett :—Mr. Dangar asked the Colonial Secretary,—Is it intended to provide a sum out of the £25,000 Gaol Vote on the Estimates for a new brick Gaol at Walgett, and will tenders be called for such on the passing of such vote?

Sir Henry Parkes answered,—No part of the Vote named has been appropriated for a Gaol at Walgett; but £2,000 for the work in question is included in the printed Estimates now before Parliament, which amount, however, being insufficient, the further sum of £2,000 has been submitted on the Draft Additional Estimates.

(9.) **Warialda Mechanics Institute**:—Mr. Dangar asked the Minister of Justice and Public Instruction,—

(1.) What is the cause of delay in paying to the Treasurer of the Warialda Mechanics Institute the sum of £83 6s. 3d. (as per explanation forwarded) alleged to be due?

(2.) When will such sum be paid?

Mr. Suttor answered,—

(1.) The application for the money in question appears to have been left at the Colonial Treasury in an incomplete state, and has now been forwarded by me to the Treasurer of the Warialda Mechanics Institute for amendment.

(2.) The amount to which the Institution may be entitled will be paid on the return of the application duly completed.

(10.) **Smith and Dunn's Islands**:—Mr. Cameron asked the Secretary for Lands,—

(1.) Are the Islands known as Smith's and Dunn's, in the Hunter River, the property of the Crown?

(2.) If so, is the Minister aware that certain parties have taken possession, and have issued notices warning others not to trespass thereon?

Mr. Hoskins answered,—They were granted as parts of a grant of 1,100 acres to R. Windeyer in 1842.

(11.) **Samuel Woollan's Conditional Purchase**:—Mr. Copeland, for Mr. Greville, asked the Secretary for Lands,—

(1.) When will the £10 paid by Mr. Samuel Woollan as a deposit on a conditional purchase at Braidwood in November, 1873, be refunded?

(2.) Why was the money not refunded when the conditional purchase was declared void?

(3.) Will the Government allow Mr. Woollan compensation for loss of improvements made on the land selected before the Lands Department cancelled the selection?

Mr. Hoskins answered,—No such purchase can be traced.

3. **ELECTORAL BILL**:—Mr. Farnell presented a Petition from Electors of the Electorate of St. Leonards, praying that provision may be made in the Electoral Bill now before Parliament for the division of this Electorate into two Electorates, each returning one Member to Parliament.
Petition received.

4. **ESTATE OF THE LATE ABRAHAM ELIAS (Formal Motion)**:—Mr. Greenwood, for Mr. Roseby, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence and Petitions from and on behalf of the Residuary Legatees in the will of the late Mrs. Harriet Elias, of Sydney, and from all other persons to the late and present Government *in re* the estate of Abraham Elias, junior, late of London (a deceased minor); together with a financial statement of account sales of the property in the said estate, sold by auction in Sydney in June, 1878, and the disbursement of the proceeds of such sale.
Question put and passed.

5. **POSTPONEMENTS**:—The Orders of the Day of Government Business, Nos. 1 to 7 inclusive, postponed to follow after Notice of Motion No. 8.

6. **VOTE OF CENSURE**:—Mr. Fitzpatrick moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the refusal of the Government to advise His Excellency the Governor to send down a Message recommending that provision be made for carrying out the objects of the Bill to authorize mining on certain private lands, as prayed for in the Address to His Excellency unanimously adopted by the Assembly on the 21st November, 1879, is disrespectful to this House and contrary to Parliamentary usage.

(2.) That the foregoing Resolution be embodied in an Address to His Excellency the Governor.

Debate ensued.

Question put.

The House divided.

Ayes, 9.
Mr. Greville,
Mr. Cohen,
Mr. Fitzpatrick,
Mr. Copeland,
Mr. Murphy,
Mr. Shepherd,
Mr. Bennett,
Tellers.
Mr. Day,
Mr. Hurley (*Hartley*).

Noes, 35.
Sir Henry Parkes,
Mr. Watson,
Mr. Wisdom,
Mr. Suttor,
Mr. Luckey,
Mr. Baker,
Mr. Lucas,
Mr. Hoskins,
Mr. Simson,
Mr. Cameron,
Mr. J. Davies,
Dr. Renwick,
Mr. Teece,
Mr. Greenwood,
Mr. Garrett,
Mr. Merriman,
Mr. Jacob,
Mr. Dillon,
Mr. W. Davies,
Mr. McCulloch,
Mr. Farnell,
Mr. Fawcett,
Mr. Badgery,
Mr. Moses,
Mr. Dangar,
Mr. McElhono,
Mr. Lynch,
Mr. Harris,
Mr. Beyers,
Mr. Eckford,
Mr. Clarke,
Mr. Webb,
Mr. Terry,
Tellers.
Mr. Thompson,
Mr. Roseby.

And so it passed in the negative.

7. **PAPERS**:—
Sir Henry Parkes laid upon the Table,—

(1.) By-laws of the Municipal District of Lismore.

(2.) Amended By-laws of the Borough of Camperdown, under the Municipalities and Nuisances Prevention Acts.

(3.) By-laws of the Municipal District of Hamilton.

(4.) By-law under the Public Vehicles Regulation Act of 1873.

(5.) Report for 1879 of the Inspector General of the Insane.

Ordered to be printed.

Mr.

Mr. Watson laid upon the Table,—

- (1.) Return to an Order made on 25th February, 1880,—“Pensions to Civil Servants.”
- (2.) Trust Moneys Deposit Accounts, from 1st April, 1879, to 31st March, 1880.

Ordered to be printed.

Mr. Wisdom laid upon the Table,—Further Papers respecting the case Attorney General *v.* Holt and others—Land at Pymont.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—

- (1.) Return (*in completion*) to an Order made on 1st May, 1877,—“Reclamation of Land, Port Jackson.”
- (2.) Further Return to an Order made on 22nd February, 1876,—“Alienated Crown Lands, Port Jackson.”

Ordered to be printed.

Mr. Suttor laid upon the Table,—

- (1.) Return to an Address adopted on 13th April, 1880,—“Mr. T. M. Slattery, late Prothonotary.”
- (2.) Report of the Council of Education upon the condition of the Public Schools for 1879.
- (3.) Report of the Council of Education upon the condition of the Certified Denominational Schools for 1879.

Ordered to be printed.

8. ELECTORAL BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.
9. POSTPONEMENTS:—The following Orders of the Day postponed until Wednesday next:—
 - (1.) Powers of Legislative Council Declaratory Bill; to be further considered in Committee.
 - (2.) Wharfage and Tonnage Rates Bill; second reading.
10. MINING ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. Baker moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Baker, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Baker, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 87.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 29 APRIL, 1880.

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

QUESTIONS:—

- (1.) Planting Trees in the Borough of Parramatta:—Mr. Taylor asked the Secretary for Public Works,—Has the £100 voted by Parliament for the planting of trees in the Borough of Parramatta been placed to the credit of the Borough Council for that purpose; if not, will he cause the amount to be paid to the Borough Council to enable them to carry out the work?

Mr. Lackey answered,—The Treasury Department was asked by letter of 10th September last from the Department of Lands (under which the money was voted), to place the money to the credit of the Borough Council of Parramatta.

- (2.) Letter Receiver on Redfern Railway Platform:—Mr. Taylor asked the Secretary for Public Works,—Will he direct that a small post-box be placed in a conspicuous place upon the Redfern Railway platform for the reception of letters intended to be dispatched by the night mail trains, such letters to be collected by the mail guards ten minutes before the departure of the trains?

Mr. Lackey answered,—Letters can now be posted in the boxes attached to the mail vans up to the time for starting the trains; and the Postal Department represents that this arrangement meets all requirements.

- (3.) Nepean Water Scheme:—Mr. Garrett, for Mr. Stephen Brown, asked the Secretary for Public Works,—Is it a fact that any portion of the work connected with the Nepean Water Scheme has been let without public competition having been invited; if so, what is the nature and extent of such work?

Mr. Lackey answered,—A small portion, being about 2 miles in length, of the open canal, near the Cataract Tunnel, has been let to a gang of working miners and quarrymen. These men were the lowest tenderers for the open canal portion of the Cataract Tunnel Contract, which, however, could not be given to them, as they were not the lowest tenderers for the work taken as a whole; but as their price had been the lowest for open canal work, and was besides reasonable, a short length of canal similar to that included in the Tunnel Contract was let to them, as it was thought desirable, by way of experiment, to give working men a chance of work which did not require much capital. It will be seen, therefore, from the foregoing that the price for this class of work had been fixed by public competition, and was the lowest for canal work.

- (4.) Recreation Reserve at Onebygamba:—Mr. Jacob asked the Secretary for Lands,—

(1.) Regarding an application from the inhabitants of Onebygamba for a recreation reserve there, made in December of last year,—Has a determination been arrived at concerning it; and if so, what is its nature?

(2.) If the application has not yet been dealt with, when is it probable that it will be?

Mr. Hoskins answered,—The papers in this matter are under reference to the Colonial Secretary's Department, in respect to a point which requires to be dealt with therein. So soon as they are returned the case shall have my immediate attention.

- (5.) Site for School of Arts at Onebygamba :—Mr. Jacob asked the Secretary for Lands,—
- (1.) With reference to an application made to him in January last for an exchange of site for a School of Arts at Onebygamba, because of that already granted being covered with water at high tides,—Has a Surveyor been instructed to report upon a site proposed by the inhabitants; and if so, has a report been received, and when was it?
 - (2.) If a report has been furnished, is it favourable to the land recommended; and if it is favourable, when is the exchange likely to be effected?
 - (3.) Will he adopt such a course as to lead to a speedy granting of the application referred to, the people interested being very anxious concerning the matter?

Mr. Hoskins answered,—

- (1.) Yes; the Surveyor's report was received on the 18th of March last.
 - (2.) The report in itself is favourable to the proposed exchange; but pending receipt of a report thereon from the Survey Office, where it is now under consideration, I am not in a position to say whether it will be adopted.
 - (3.) The immediate attention of the Surveyor General will be invited to the matter.
- (6.) Railway from Narrandera to Jerilderie :—Mr. Barbour asked the Secretary for Public Works,—
- Is the survey of the Jerilderie Railway, referred to in answer to Question 5 in Votes and Proceedings of 1st. April, by way of Urana; if so, will he cause a survey to be made from Narrandera to Jerilderie by way of Yanko Creek, and take whatever steps may be necessary to ascertain which route will best secure the trade south of the Murrumbidgee River?

Mr. Lackey answered,—The survey referred to is by way of Urana. The question whether a survey will be made by way of Yanko will receive consideration, as will also the best route for securing the trade south of the Murrumbidgee River.

- (7.) Main Road between Glen Innes and Maryland :—Mr. Dillon asked the Secretary for Public Works,—

- (1.) On what date was the main road between Glen Innes and Maryland classified as a first-class road?
- (2.) What amount of money has been expended annually on the road between these two places from the grant of £50 a mile since the date of its being so classed, not including any special grants?

Mr. Lackey answered,—

- (1.) The road in question was made a first-class road in 1875, and from Armidale to Maryland proclaimed a main road in 1876.
 - (2.) The expenditure from grant of £50 a mile has been,—in 1875, £4,894; 1876, £1,304; 1877, £2,147; 1878, £4,373; 1879, £1,971. Since 1876 the largest proportion of votes have been expended on the worst portion of the whole road—that is, from Armidale to Glen Innes—which is the usual practice, the rule being to expend amounts so as to make good the worst and most important parts, keeping remainder of road from becoming impassable.
2. SUSPENSION OF STANDING ORDERS (*Formal Motion*):—Mr. Watson moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intitled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the year 1880," 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 are come to by the said Committees respectively.
- Question put and passed.

3. HUNTER RIVER OYSTER-BEDS (*Formal Motion*):—Mr. W. C. Browne moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all correspondence, papers, minutes, and documents relating to the lease of the Hunter River Oyster-beds to Mr. Gibbons; and also with regard to action lately brought by Mr. Gibbons against Mr. James Campbell, before the Newcastle Bench, for larceny.
- Question put and passed.

4. ENDOWMENT OF AGRICULTURAL SOCIETIES (*Formal Motion*):—Mr. Barbour moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the amount of money paid as subsidy to each of the Agricultural Societies in New South Wales, also showing the amount of subscriptions, &c., of the various Societies upon which the subsidy was calculated for 1879.
- Question put and passed.

5. POSTPONEMENTS :—The Orders of the Day Nos. 1, 2, and 3 of Government Business postponed, to follow after Order No. 5.

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

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again. The Chairman also reported that the Committee had come to a Resolution.

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

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

(6.) *Resolved*,—That there be granted to Her Majesty for the Services of the year 1880 a sum not exceeding £445,379,—being £308,379 to defray the expenses of the various Departments and Services of the Colony for the month of April, 1880, at the rates which have been sanctioned for 1879, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1880; £70,000 for wages of Railway Employés and Railway Services generally for the month of May, 1880; £7,000 for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of May, 1880; and £60,000 to meet the cost of land resumed under the "Macquarie-street Land Resumption Act" (43 Vic. No. 9) pending other provision being made.

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

7. **WAYS AND MEANS** :—The Order of the Day having been read,—on motion of Mr. Watson, 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 :—

(13.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1880, the sum of £445,379 be granted out of the Consolidated Revenue Fund of New South Wales to defray the expenses of the various Departments and Services of the Colony for the month of April, 1880; for wages of Railway Employés and Railway Services generally; for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of May, 1880; and to meet the cost of land resumed under the "Macquarie-street Land Resumption Act" (43 Vic. No. 9) pending other provision being made.

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

8. **CONSOLIDATED REVENUE FUND BILL (No. 5)** :—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of Ways and Means (No. 13), to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880.

(2.) Mr. Watson then presented a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—which was read a first time.

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

(3.) Bill read a second time (after debate).

On motion of Mr. Watson, 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. Watson, 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. Watson, *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*."

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 29th April, 1880.*

9. **POSTPONEMENT** :—The Order of the Day No. 1 of Government Business further postponed, to follow after Order No. 2.

10. **MINING ACT AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Suttor 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. Baker, *passed*.

Mr. Baker then moved, That the Title of the Bill be "*An Act to amend the Act 37 Victoria No. 13*."

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Act 37 Victoria No. 13*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 29th April, 1880.*

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

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

12. **CONSOLIDATED REVENUE FUND BILL (No. 5)** :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney 29th April, 1880.*

JOHN HAY,
President.

13. LICENSING BILL:—Sir Henry Parkes presented a Bill, intituled "*A Bill to provide for the establishment of General Licensing Courts and for the regulation of Licensed Trades,*"—which was read a first time.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 88.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 30 APRIL, 1880.

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

QUESTIONS:—

- (1.) Exhibition of Running Beers:—*Mr. Bennett*, for *Mr. Pilcher*, asked the Colonial Secretary,—
- (1.) What date was fixed by the Commission for running beers to be sent in to the Exhibition for the purpose of being judged?
 - (2.) Was such date altered; and if so, by whose authority?
 - (3.) Did any of the exhibitors object to such alteration?
 - (4.) Did some of the brewers protest that they were unable to send their beers for competition on the altered date, they having made arrangements for the date as originally notified?
 - (5.) Were all the running beers that were sent in for competition on or before the date originally fixed submitted to the judges, or were some of those sent in on that date not shown to the judges; and if so, to what breweries did they belong?
 - (6.) What breweries competed?
 - (7.) Have any of the competitors complained of or appealed against the decision; and if so, upon what grounds?

Sir Henry Parkes answered,—The following information has been supplied by the Executive Commissioner:—

- (1.) On Wednesday, 19th November, 1879, the Wine Committee issued circulars through the Secretary to the Commission, "That the requisite notice be sent forthwith to parties desiring to exhibit running beers to send them in at once, and that the necessary intimation be given to the judges." On 8th December following the same Committee requested that exhibitors and judges should be notified by letter and advertisement that the judging of running beers could not take place till on or after the 20th December. The majority of the exhibitors and judges being perplexed at the inconsistency of these two notifications, signified their intention to the Executive Commissioner of withdrawing their exhibits from competition, and protested strongly against the change made by the Wine Committee.
- (2.) After consultation a date was fixed upon for judging running beers, and circulars were sent to all parties interested.
- (3.) Yes; Cobb & Co.
- (4.) Yes; but only one firm—Cobb & Co.,—who were informed that if not convenient to send in their beer at the same date as that agreed on by nine out of the ten exhibitors of running ales, it could be sent in and judged afterwards on its merits.
- (5.) All beers entered for competition were submitted to the judges, and I will presently lay upon the Table the awards made as published in the "Official Award Book."
- (6.) The following brewers competed for the Running Beer Prize:—Messrs. J. Marshall, Tooth, Fitzgerald & Prendergast, Toohey, Burrows & Gleeson, Prendergast Wood & Co., Milne & Co., Latham & Co., Thomas Aitken, Cobb & Co.
- (7.) *Mr. Kingdon*, of Messrs. Cobb and Co., who kept a restaurant or café on the grounds of the Exhibition, for which he refused to pay rent, did not appeal, but wrote a minatory letter of complaint to the Committee of Appeals on the subject of Messrs. Cobb and Co.'s beer.

(2)

(2.) Non-actinic Printing Process :—Mr. Macintosh asked the Colonial Secretary,—

- (1.) Did the Patentees of the non-actinic process of printing and writing, on request of the Secretary of the Garden Palace, supply him with specimens, in order that they should be tested at the Government Printing Office; and when so tested to be returned to the Patentees?
- (2.) Were such specimens returned to the Patentees, as stipulated; if not, from what cause?
- (3.) Did the Patentees make a request in writing to the Secretary of the Garden Palace that a committee of qualified persons to examine and test their process of printing and writing should be appointed, and that they, the Patentees, should be present during such test?
- (4.) Was the presence of the Patentees objected to; if so, in how many other cases did the judges or examiners object to the presence of an exhibitor during the time his exhibit was being examined or tested?
- (5.) How many exhibits were in the Garden Palace claiming to be non-actinic?
- (6.) What are the number and names of the persons appointed judges of the class "Stationery"?

Sir Henry Parkes answered,—The following information has been supplied by the Executive Commissioner:—

- (1.) At the instance of Mr. Garlick, a specimen of the non-actinic process was sent by the Secretary of the Commission to the Government Printer, with a request that the invention be tested, with a view if possible of making use of it for tickets of admission.
- (2.) The specimen was tested, but not returned, as it had been mislaid by Mr. Sharkey, the principal photographer.
- (3.) Mr. Garlick, by letter dated 26th September, 1879, addressed to the Commissioners, made the request referred to, which could not be complied with; but he was promised that his exhibit should be sent like any other for the report of the judges appointed in his class.
- (4.) Every arrangement was made by the judges for testing Mr. Garlick's process, but the experts objected to his presence, not desiring to expose their methods. In no instance was an exhibitor present when chemical tests were made in other classes by experts.
- (5.) Mr. Garlick's was the only specimen of a "non-actinic" process exhibited.
- (6.) The number is five, viz.:—Messrs. Thos. T. Wilton, Thomas Richards, Hugh George, E. Gell, H. Groth.

(3.) Road from Round Hill to Tuggeranong :—Mr. Thompson asked the Secretary for Mines,—Did he receive a Petition praying for the survey of a road from Round Hill towards Tuggeranong, in the district of Queanbeyan; and does he intend to comply with the prayer of the Petition?

Mr. Baker answered,—The Petition has been received, as also a report upon it from the District Surveyor, which will be speedily dealt with.

(4.) Water Tank on Road between Inverell and Warialda :—Mr. Dangar asked the Secretary for Public Works,—Will steps be taken to provide for and construct a public tank or watering-place for the use of the public on the road between Inverell and Warialda, a distance of 40 miles; if so, when?

Mr. Lackey answered,—The papers in this case are now with the local Roads Officer in reference to reserve and site of proposed tank.

(5.) Commissioners of Crown Lands :—Mr. Barbour asked the Secretary for Mines,—

- (1.) How many Commissioners of Crown Lands are there in the Government Service, what are their duties, and where are they stationed?
- (2.) Have they separate staffs of clerks, &c., and what were the expenses of each establishment, including Commissioner's salary, travelling expenses, and forage allowances for the year 1879?

Mr. Baker answered,—

(1.) Nine; they are stationed at Wilcannia, Dubbo, Casino, Wentworth, Murrumburrah, Bombala, Albury, Armidale, and Bourke. Their duties are to act as appraisers for the Government in determining the fair annual pastoral value of runs upon the expiration of any term of lease; also in appraising afresh the value of runs during the currency of leases, should the value become diminished by withdrawal of area, and to furnish detailed accounts of area withdrawn from lease by sale or otherwise. They are also employed in appraising the grazing capabilities of runs, in order to determine whether extensions of lease should be granted. They are required to furnish local information and to report generally concerning the definition and adjustment of boundaries of runs. They also report upon tenders for new runs, and are charged generally with the interests of the Government in the several pastoral districts allotted to them.

(2.) Each Commissioner has a camp-keeper; five have office assistants, and two have field assistants. There are no allowances for forage, and the total expenses for 1879 were:—Wilcannia, £774 17s. 8d.; Dubbo, £977 10s.; Casino, £721 5s.; Wentworth, £905; Murrumburrah, £790 13s. 3d.; Bombala, £806 5s.; Albury, £1,011; Armidale, £1,107; Bourke, £862.

(6.) Land Appraisers :—Mr. Barbour asked the Secretary for Lands,—

(1.) Is he aware that the appraisers of land under application for improvement purchases continue to value those picked portions of the superior land at about 20 per cent. under the minimum auction price?

(2.) Is it his intention to dispense with the old appraisers as such, and try new men, with a view to a greater uniformity in values?

Mr. Hoskins answered,—

(1.) Land applied for in virtue of improvements has, at a rough estimate, been appraised at an average price of from 20s. 6d. to 21s. per acre. I may inform the Honorable Member that in July last I caused a circular letter to be sent to the appraisers calling their attention to the fact that the minimum upset price of country land offered at auction had been raised to 25s. per acre, and that although the minimum price of that class of land applied for in virtue of improvements had not been repealed, yet in determining the value to be paid for land so applied for they should be guided by the consideration of the increased upset price fixed for auction land.

(2.) If the Lands Act Further Amendment Bill now before Parliament becomes law, a fresh mode of appraisement will be instituted. (7.)

(7.) The Volunteer Force :—Mr. Coonan asked the Colonial Secretary,—

- (1.) What is the number of men required to complete the new Volunteer Force of all arms respectively?
- (2.) Does instruction in the Manual and Platoon Exercises go on as heretofore in the old Volunteer Force since their arms and accoutrements were called in?
- (3.) Are either recruits undergoing instruction or instructed members of the new Volunteer Force, who have not received pay as efficient on the 1st January in any year, required or permitted to attend the Easter Encampment of that year?

Sir Henry Parkes answered,—The following information has been supplied by the Commandant :—

- (1.) The 1st, 2nd, and 3rd Regiments and the Maitland Corps of Infantry are complete. The deficiencies are—In the Volunteer Artillery 12, the Engineers 4, the Torpedo Corps 12, the Band 1, and the Newcastle Infantry 2; such deficiencies being caused by the striking of men off the rolls for non-attendance at continuous training and recruit drill, by resignations, and the like, except in the case of the Torpedo Corps, which has not yet been within three of its full strength. Large numbers of men are, however, waiting to be taken on as vacancies occur.
- (2.) No; there being as a rule neither officers nor non-commissioned officers in the old corps, and instruction being therefore impracticable.
- (3.) Recruits undergoing instruction, and instructed Volunteers, are permitted and required to attend the Easter Encampments. The only exception is in the case of such recruits as may not have passed through the first stage of recruit drill, and are therefore not sufficiently instructed to take their places in the ranks.

(8.) Bridge over Obley Creek :—Mr. Coonan asked the Secretary for Public Works,—

- (1.) When will tenders be called for construction of bridge over creek at Obley, for which £1,500 was voted on the last Estimates?
- (2.) What has been the cause of the delay?

Mr. Lackey answered,—No money has yet been voted for this work; the amount referred to is on the Estimates of the present year.

(9.) Lock-up at Condobolin :—Mr. Coonan asked the Secretary for Public Works,—

- (1.) When will tenders be called for erection of Lock-up at Condobolin, for which money was voted on last Estimates?
- (2.) What has been the cause of delay?

Mr. Lackey answered,—

- (1.) Tenders will be invited without delay.
- (2.) The delay has been caused by the papers relating to the work having been inadvertently mislaid.

(10.) Railway Platform, Lawson :—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—

- (1.) Will he give instructions to lay the new platform at Lawson in blue metal and tar, and so present a clean, durable, and economical surface for the same?
- (2.) Will he give instructions also to make a gradual approach to the Trustees Road on the northern side of the station leading to the Waterfalls?

Mr. Lackey answered,—

- (1.) It is intended to asphalt this platform as soon as the bank forming the western end of it is consolidated.
- (2.) It has been reported that there is no public necessity for a road on the northern side of this platform; but further inquiry is being made.

(11.) Widow of the late Constable Bowen :—Mr. Dillon asked the Colonial Secretary,—Do the Government intend to make any provision for the Widow of the late Constable Bowen, in addition to what she has received and is now receiving from the Police Reward Fund?

Sir Henry Parkes answered,—I think the Government will ask the Parliament to grant some small gratuity to this lady.

2. CONSOLIDATED REVENUE FUND BILL (No. 5) :—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker :—

AUGUSTUS LOFTUS,
Governor.

Message No. 38.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 30 April, 1880.

3. MR. DANIELS, RAILWAY TRIAL-SURVEYOR (*Formal Motion*) :—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence in reference to the dismissal of Trial-Surveyor Daniels from the Department of Engineer-in-Chief for Railways.

Question put and passed.

4. LICENSED-SURVEYOR CHRISTIE (*Formal Motion*) :—Mr. Coonan, for Mr. Bowman, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all minutes, reports, telegrams, and correspondence between Licensed-Surveyor W. Bede Christie, District-Surveyor Greaves, the Surveyor General, and the Minister for Lands, with reference to,—

- (1.) Plans and accounts representing £638 13s. 10d. transmitted by Mr. Christie in May, June, July, and August, 1875, which were lost for several months after passing through the District Survey Office at Armidale.
- (2.)

(2.) Stoppage of payment of certain accounts due to Mr. Christie in April and May, 1876, in which an embargo on payment was removed within twelve hours after Mr. Christie petitioned His Excellency the Governor to appoint a nominal defendant in an action he was about to bring for recovery.

(3.) Correspondence and a tracing, which Mr. Christie has reported to be falsified, in reference to certain surveys on the Wellington Vale Run.

(4.) Mr. Christie's recent removal from charge of the District of Glen Innes.
Question put and passed.

5. PAPER:—Mr. Suttor laid upon the Table,—Return to an Address adopted on 13th April, 1880,—“Mr. T. M. Slattery, late Curator of Intestate Estates.”
Ordered to be printed.
6. SYDNEY CITY AND SUBURBAN TRAMWAY AND OMNIBUS COMPANY'S BILL:—The Order of the Day for the second reading of this Bill having been read,—Mr. Cameron moved, That the Order of the Day be “discharged.”
Mr. Farnell moved, That the Question be amended by the omission of the word “discharged,” with a view to the insertion in its place of the words “postponed until this day three weeks.”
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 38.

Sir Henry Parkes,	Mr. Garrett,
Mr. Watson,	Mr. Cohen,
Mr. Lucas,	Mr. Harris,
Mr. Hoskins,	Mr. Thompson,
Mr. Lackey,	Mr. Dangar,
Mr. Wisdom,	Mr. Johnston,
Mr. Suttor,	Mr. Beyers,
Mr. Baker,	Dr. Bowker,
Mr. J. Davies,	Mr. Jacob,
Mr. Taylor,	Mr. Murphy,
Mr. Cameron,	Mr. Charles,
Mr. Teece,	Mr. Dillon,
Mr. Macintosh,	Mr. W. C. Browne,
Mr. Buchanan,	Mr. Lynch,
Mr. O'Connor,	Mr. Barbour,
Mr. Terry,	Mr. Coonan,
Mr. Greenwood,	
Mr. Merriman,	<i>Tellers.</i>
Mr. Greville,	Mr. Day,
Mr. Copeland,	Dr. Renwick.

Noes, 3.

Mr. Farnell,
Tellers.
Mr. Bennett,
Mr. Hurley (*Hartley*).

And so it was resolved in the affirmative.

Original Question,—That the Order of the Day be discharged,—put and passed.
Ordered, that the Bill be withdrawn.

7. SMALL DEBTS ACT FURTHER AMENDMENT BILL:—The Order of the Day for the adjourned Debate on the motion for the second reading of this Bill postponed until Friday next.
8. COMPENSATION TO MISS JOHANNA CONNELLY:—The Order of the Day having been read,—on motion of Mr. Bennett, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1880 a sum not exceeding £215 to compensate Miss Johanna Connelly, of Tamworth, for improvements made on land she conditionally purchased at Tamworth, but subsequently taken from her by the Government.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman (*with the concurrence of the House*), that the report be *now* received.
The Chairman then reported the Resolution, which was read a first time, as follows:—
Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Supplementary Estimates for 1880 a sum not exceeding £125 to compensate Miss Johanna Connelly, of Tamworth, for improvements made on land she conditionally purchased at Tamworth, but subsequently taken from her by the Government.
On motion of Mr. Bennett, the Resolution was read a second time, and agreed to.
9. PUBLIC ROADS ACT AMENDMENT BILL (No. 2.):—The Order of the Day for the second reading of this Bill postponed until Friday next.
10. PROPOSED CENSURE ON THE MINISTER FOR LANDS:—Mr. Coonan moved, pursuant to Notice, That the conduct of the Honorable the Minister for Lands, when interviewing Members of this House who accompany their constituents in reference to the administration of the Land Laws of the Colony, is highly censurable.
Debate ensued.
Question put,—
And Division called for,—
But there being no Tellers on the part of the *Ayes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *negative*.

The House adjourned at two minutes after Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 89.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 4 MAY, 1880.

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

ELECTORATE OF NORTHUMBERLAND:—Mr. Speaker informed the House that, upon the passing of the Resolution of the 14th April last, declaring the Seat of Thomas Hungerford, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Hungerford; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Ninian Melville, junior, to serve as Member for the Electoral District of Northumberland.

2. **MEMBER SWORN:**—Ninian Melville, junior, Esquire, having taken and subscribed the Oath, and signed the Roll of the House, took his Seat as Member for the Electoral District of Northumberland.

3. **QUESTIONS:**—

(1) **Free Railway Passes to Hospital Patients:**—Mr. Dangar asked the Colonial Secretary,—Will there be any objection to state the decision arrived at as to the application to allow patients from Narrabri and other Hospitals free passes per Railway to reach Liverpool and other Asylums? Sir Henry Parkes answered,—Some arrangement will be made by which passes will be issued in cases of real necessity—such as are alluded to in this question.

(2) **Main Western Road, at Lawson:**—Mr. Hurley (*Hartley*) asked the Secretary for Public Works,—

(1.) When will the road party taken off the repair of the Main Western Road at Lawson several months ago to make the paths for the Trustees at Wentworth Falls be restored to complete its work at that place?

(2.) Was the repair of the road left off in its most critical part, and only about a hundred yards from Lawson Station?

(3.) Will he give instructions to carry on to completion at once the repair of this main road, and connect the same with Numantia on the one hand, and Wentworth Falls and Katoomba on the other?

Mr. Lackey answered,—

(1.) As soon as the repairs at Black Log Hollow are complete.

(2.) No; the repairs at Lawson ceased about 100 yards from the Railway Station, between which points the road is not dangerous.

(3.) Instructions have been issued to repair the road between Numantia and Lawson as far as funds for road will admit.

(3.) **Travelling Stock Reserve on Road from Baradine to Rocky Glen:**—Mr. Dangar asked the Secretary for Mines,—Has a Travelling Stock Reserve been gazetted, or will such be done, on the existing track through Crown Lands from Baradine to Rocky Glen; if so, the particulars and extent of such?

Mr. Baker answered,—Yes; by reserves 1,587, 941, and 1,588, of a uniform width of 20 chains.

(4.) **Road from Gunning to Queanbeyan:**—Mr. Thompson asked the Secretary for Public Works,—

(1.) Has he, in accordance with his promise, caused specifications for the work on the road from Gunning to Queanbeyan to be sent to Gundaroo for inspection by intending contractors?

(2.) If not, will he cause specifications to be sent at once to the Court-house, Gundaroo, it being in the centre of the work?

Mr. Lackey answered,—Specifications for these works have been this day forwarded to Gundaroo.

(5.) **Road from Gunning to Narrawa:**—Mr. Bennett, for Mr. Fitzpatrick, asked the Secretary for Mines,—When will the road from Gunning to Narrawa be marked out?

Mr. Baker answered,—The Surveyor has been instructed to lay out the road in question, and reports that he is about to proceed to the locality; the survey will therefore be carried out in a few weeks time.

(6.)

(6.) Road from Gunning to Gullen, *via* Garunda:—*Mr. Bennett*, for *Mr. Fitzpatrick*, asked the Secretary for Mines,—When will the road from Gunning to Gullen, *via* Gurrunda, be marked out, the survey of which was promised by the end of March?

Mr. Baker answered,—The survey of the part of the road from Goulburn, *via* Gurrunda, Biala, and Meroo towards Yass (probably the road here alluded to) has been delayed through urgent and unforeseen work which the Surveyor had to carry out in the Braidwood District, and which was retarded by bad weather. The Surveyor now reports, on being recently reminded, that he is about to proceed to the locality of the road in question, the survey of which will be carried out without further delay.

4. PAPERS:—

Sir Henry Parkes laid upon the Table,—Official Awards, Sydney International Exhibition, 1879.

Mr. Watson laid upon the Table,—

(1.) Return to an Order made on 14th April, 1880,—“The Circular Quay.”

(2.) Return showing the distribution of Blankets for the Aborigines during the year 1880; date of dispatch, and number sent to each District.

Ordered to be printed.

Mr. Lackey laid upon the Table,—

(1.) Return to an Order made on 25th February, 1880,—“Tolls levied at Public Ferries on Northern Rivers.”

(2.) Return to an Order made on 20th January, 1880,—“Railway Rails.”

Ordered to be printed.

5. KENNEDY'S AND HICKS'S LAND PURCHASES AT BULLI (*Formal Motion*):—*Mr. Farnell* moved, pursuant to Notice, That there be laid upon the Table of this House copies of all documents, papers, plans, correspondence, and certificates of title issued to *James Kennedy* for 160 acres of land, and *James Hicks*, relative to certain land situated at Bulli, in the District of Illawarra.
Question put and passed.

6. LEAVE OF ABSENCE TO JUDGES OF THE SUPREME COURT.—APPOINTMENT OF AN ADDITIONAL JUDGE (*Formal Motion*):—*Mr. Buchanan* moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—

(1.) Copies of all correspondence between the Attorney General, the Minister for Justice, or any other Minister, and the Chief Justice, or any other Judge of the Supreme Court, as to leave of absence, since the 1st January, 1879, to present date, with copies of any medical certificates accompanying the same.

(2.) Copies of all correspondence between the Attorney General, or the Minister for Justice, or any other Minister, and the Chief Justice, or any other Judge of the Supreme Court, as to the appointment of a fifth Judge, or any other additional Judge of the Supreme Court, since the 1st of January, 1879, to the present date.

Question put and passed.

7. ARCHIBALD THOMPSON'S TRUST ESTATE BILL:—*Mr. Speaker* reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled “*An Act to enable the Trustee of the Will of the late Archibald Thompson to invest the personalty in building upon and improving the Real Estate devised by the said Will*,”—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 4th May, 1880.

JOHN HAY,
President.

8. AFFILIATED COLLEGES:—*Mr. Buchanan* moved, pursuant to Notice,—

(1.) That, in the opinion of this House, all State Aid to what are known as the Affiliated Colleges should be withdrawn, at a date to be fixed by law, and that the Government should introduce a Bill as soon as practicable to carry out this Resolution.

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

Debate ensued.

Question put.

The House divided.

Ayes, 7.

Mr. Greenwood,
Dr. Renwick,
Mr. Moses,
Mr. Melville,
Mr. Bennett,
Tellers.
Mr. Buchanan,
Mr. Hurley (Hartley).

Noes, 29.

Sir Henry Parkes,
Mr. Watson,
Mr. Lackey,
Mr. Wisdom,
Mr. Suttor,
Mr. Baker,
Mr. Farnell,
Mr. Cohen,
Mr. Beyers,
Mr. Fawcett,
Mr. Day,
Mr. McCulloch,
Mr. W. C. Browne,
Mr. Thompson,
Mr. Stephen Brown,
Dr. Bowker,
Mr. Garrett,
Mr. Terry,
Mr. Merriman,
Mr. Dillon,
Mr. Jacob,
Mr. Barton,
Mr. Burns,
Mr. Teace,
Mr. O'Connor,
Mr. Cameron,
Mr. J. Davies,
Tellers.
Mr. Charles,
Mr. Macintosh.

And so it passed in the negative.

9. SAVINGS BANK OF NEW SOUTH WALES:—Mr. Hurley (*Hartley*) moved, pursuant to *amended* Notice, That, in the opinion of this House, no person holding a seat at the Board of any Bank, or acting in the capacity of Auditor of any Bank, should be hereafter appointed or allowed to hold a seat as a Trustee in the Savings Bank of New South Wales.—
Question put and passed.
10. MEDICAL BILL:—Dr. Bowker moved, pursuant to Notice, That the Order of the Day for the second reading of the Medical Bill, which lapsed by reason of the House being counted out on Friday, 9th April, be restored to the Paper, and stand an Order of the Day for Friday week.
Question put and passed.
11. PETITION OF MRS. MARY JONES:—Mr. Farnell moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the Petition of Mrs. Mary Jones, respecting certain property at Darling Harbour, presented on 21st April, 1880.
(2.) That such Committee consist of Mr. Barbour, Mr. Burns, Mr. Day, Mr. Garrett, Mr. Hoskins, Mr. Hurley (*Hartley*), Mr. Jacob, Mr. Murphy, Mr. Thompson, and the Mover.
Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 90.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 MAY, 1880.

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

QUESTIONS:—

(1.) Attorney General *v.* Holt:—

(1.) Captain Onslow asked the Colonial Secretary,—Whether at any time prior to the commencement of the late Equity Suit, Attorney General *v.* Holt, or during its continuance, he (the Member for Camden) has held any conversation or communication with him directly or indirectly on the subject; and if so, what was the tenor of such communication or conversation?

Sir Henry Parkes answered,—No.

(2.) Captain Onslow asked the Colonial Treasurer,—Whether at any time prior to the commencement of the late Equity Suit, Attorney General *v.* Holt, or during its continuance, he (the Member for Camden) has held any conversation or communication with him directly or indirectly on the subject; and if so, what was the tenor of such communication or conversation?

Mr. Watson answered,—The Honorable and gallant Member neither communicated to me directly nor indirectly on the matter referred to.

(3.) Captain Onslow asked the Attorney General,—Whether at any time prior to the commencement of the late Equity Suit, Attorney General *v.* Holt, or during its continuance, he (the Member for Camden) has held any conversation or communication with him directly or indirectly on the subject; and if so, what was the tenor of such communication or conversation?

Mr. Wisdom answered,—No.

(4.) Captain Onslow asked the Secretary for Mines,—Whether at any time prior to the commencement of the late Equity Suit, Attorney General *v.* Holt, or during its continuance, he (the Member for Camden) has held any conversation or communication with him directly or indirectly on the subject; and if so, what was the tenor of such communication or conversation?

Mr. Baker answered,—I have never held any conversation with the Honorable Member on the subject mentioned above, either before or since the commencement of the late Equity Suit.

(5.) Captain Onslow asked the Secretary for Public Works,—Whether at any time prior to the commencement of the late Equity Suit, Attorney General *v.* Holt, or during its continuance, he (the Member for Camden) has held any conversation or communication with him directly or indirectly on the subject; and if so, what was the tenor of such communication or conversation?

Mr. Lackey answered,—I have had no communication with the Honorable Member at any time respecting the Equity Suit referred to.

(6.) Captain Onslow asked the Minister of Justice and Public Instruction,—Whether at any time prior to the commencement of the late Equity Suit, Attorney General *v.* Holt, or during its continuance, he (the Member for Camden) has held any conversation or communication with him directly or indirectly on the subject; and if so, what was the tenor of such communication or conversation?

Mr. Suttor answered,—No.

(2.) Reserve Pamphlets:—Mr. Dangar asked the Secretary for Lands,—

(1.) When will the Reserve Pamphlets of the different districts revised to date be ready for sale to the public?

(2.) Is it a fact that the Surveyors cannot find out anything about Reserves in many cases without reference to the Survey Office?

(3.) Will the Pamphlets be revised quarterly, showing all the reservations and revocations?

Mr.

Mr. Hoskins answered,—

- (1.) Several Reserve Pamphlets have been printed, and are now ready for sale; the remainder will be published as speedily as possible.
 - (2.) No; all the Surveyors employed by the Department are informed of new reservations and revocations.
 - (3.) Quarterly lists will be published after the issue of the present edition, showing the cancellation by the number of the reserve.
- (3.) Post and Telegraph Office, Blayney :—*Mr. Day*, for *Mr. Lynch*, asked the Secretary for Public Works,—Has a contract been accepted for the Post and Telegraph Office at Blayney; if so, what is the cause of the delay in commencing the building?

Mr. Lackey answered,—Tenders for this work have been accepted on two occasions, but the parties in each case declined to proceed with their contract; fresh tenders will be invited at once.

- (4.) Timber Licenses :—*Mr. Day*, for *Mr. Barbour*, asked the Secretary for Mines,—
- (1.) Referring to quarterly list of Timber Licenses (*Gazette*, page 1872),—Is he aware that only two licenses are returned from Deniliquin, when hundreds of post and rail splitters and teamsters removing are working on Crown Lands within this extensive district?
 - (2.) Are the station owners required by law to take out licenses for each workman employed by them, whether splitting or removing timber from Crown Lands for fencing in their purchased lands?
 - (3.) Is it a fact that the station owners never take out timber licenses for fencing in their purchased lands; if so, will he take steps to correct this, and largely supplement the revenue in every district in the Colony?

Mr. Baker answered,—

- (1.) It is true that only two licenses were returned as issued by the Crown Lands Agent at Deniliquin during the quarter ending 31st December, 1879; but I have now issued instructions that a searching inquiry be made into the number of persons cutting and removing timber in that district, with a view to ascertain whether such persons are holders of licenses.
 - (2.) Under 20th clause of Occupation Act of 1861, lessees of Crown Lands for pastoral purposes either in the settled or unsettled districts are permitted to cut and use such timber and material for building and other purposes as may be required by them as tenants of their several lands.
 - (3.) I cannot say that lessees of runs never take out timber licenses for fencing in their purchased land, but it is possible that in some cases they do not do so. I will cause inquiry to be made into the matter.
- (5.) Appraisers of Runs :—*Mr. Day*, for *Mr. Barbour*, asked the Secretary for Mines,—
- (1.) In how many valuations of runs made during the first three months of the present year was the Government Appraiser nominated by the Lessee, and thus to serve two masters?
 - (2.) In how many cases did the Crown Lessee appoint another appraiser?
 - (3.) In how many cases did the two appraisers disagree, and the umpire decide the valuation?
 - (4.) What is the per centage of increase in the new valuations over the last valuations?

Mr. Baker answered,—

- (1.) In seventy-nine cases the Government Appraiser acted as sole appraiser. In fifty-two of these his appointment was concurred in by lessees, and in twenty-seven cases the lessees failed to appoint an appraiser within the prescribed time.
 - (2.) In six cases.
 - (3.) In one case.
 - (4.) The amount of rent fixed by appraisements during the first three months of the present year is £2,627; the former rent of the runs appraised having been £3,068, whilst the area withdrawn from those runs between the dates of the two appraisements was 199,142 acres.
- (6.) Tank at Court-house, Pilliga :—*Mr. Dangar* asked the Minister of Justice and Public Instruction,—Is it intended to construct a cemented tank at Pilliga for use of Court-house and Police Barracks; and if so, when will tenders be invited for such?

Mr. Suttor answered,—Yes; a tender has been obtained for constructing a brick and cement tank at this place, but the price asked being excessive it was declined. A fresh tender will be procured.

- (7.) Roads in Government Domain, Parramatta :—*Mr. Taylor* asked the Secretary for Mines,—Did he receive a Petition from the Residents of ground purchased from the Government in the Parramatta Government Domain, asking for the repair of the roads leading to their properties, no amount having ever been expended by the Government upon the same?

Mr. Baker answered,—The Petition was received in this Department and forwarded to the Works Department on the 28th ultimo, and I am informed by that office that it has been referred to the local Road Officer for report.

- (8.) Post and Telegraph Office, Parramatta :—*Mr. Taylor* asked the Colonial Secretary,—Will he say why the Telegraph and Post Office at Parramatta has not been opened long ere this; and also when is it the intention of the Government to open it?

Sir Henry Parkes answered,—The Post and Telegraph Office was completed on the 22nd of last month; but application having been made for certain alterations to the fittings the building cannot be opened until these are effected, which will be about the end of the present month.

- (9.) Road from Church-street to Railway Station, Parramatta :—*Mr. Taylor* asked the Secretary for Public Works,—Was any application made to the Government asking that the road or street leading from Church-street to the Railway Station at Parramatta be proclaimed a public street, and placed under the charge of the Borough Council, and that the street should be called Pye-street?

Mr. Lackey answered,—An application was made that the land forming the approach to the Railway Station should be dedicated as a public street, and placed in charge of the Municipal Council. The Crown Law Officers, however, having advised that land taken for Railway purposes could only be dealt with or disposed of under the provisions of the Railway Act no further action was taken in the matter.

(10.) Letter Receiver on Redfern Railway Platform :—Mr. Taylor asked the Secretary for Public Works,—

(1.) In reference to his reply to Question of Thursday last,—Is he aware that no Mail-van comes alongside Redfern platform until about 20 minutes before its departure, and that the erection of the desired box would be a great convenience to parties not able to wait till that time, and too late to post at the General Post Office?

(2.) Will he therefore sanction erection of a small box in a conspicuous position, as desired?

Mr. Lackey answered,—

(1.) Yes.

(2.) There is some objection to complying with the request contained in question 2; but the matter is now under consideration, with a view to afford further facilities to persons wishing to post late letters by the evening mail trains.

(11.) Planting Trees in the Borough of Parramatta :—Mr. Taylor asked the Colonial Treasurer,—

Has the £100 voted by Parliament for the planting of trees in the Borough of Parramatta been placed to the credit of the Borough Council for that purpose; if not, will he cause the above amount to be paid to their credit to enable them to carry out the work?

Mr. Watson answered,—This matter is within the Department of the Secretary for Lands, to whom application should have been made in the first instance to have the money placed to the credit of the Borough Council.

(12.) Police Barracks, Parramatta :—Mr. Taylor asked the Colonial Secretary,—

(1.) Has the Colonial Secretary been made aware that fifty-two persons are compelled to reside in the Police Barracks at Parramatta, in which there is not sufficient accommodation for more than a third of that number, and that in consequence of the over-crowded and unhealthy condition of these buildings some of the inmates are suffering serious illness?

(2.) Has the Colonial Secretary been informed that during the past week five persons have been conveyed on stretchers through the town of Parramatta to the local hospital, suffering from typhoid fever in its worst form, caused, it is believed, by the over-crowding of the Police Barracks and the drainage from the Government establishments?

(3.) Will the Colonial Secretary cause inquiries to be immediately made into both these matters, with a view to such action being taken to protect the health of the townspeople of Parramatta as the Government may deem to be necessary?

Sir Henry Parkes answered,—

(1.) I am informed by the Inspector General of Police that none of the Police are compelled to reside in the Barracks at Parramatta, though some of the married constables are permitted to occupy free quarters in the building. It appears that some of the rooms were over-crowded, owing to one of the men improperly having an adult family therein.

(2.) I am informed that cases of typhoid fever have occurred at the Police Barracks, and that patients have been removed to the local infirmary.

(3.) The Inspector General of Police brought the matter under the notice of the Government Medical Adviser on the 23rd ultimo, when the local Government Medical Officer was instructed to visit the premises and report. He having done so, an officer of the Colonial Architect's Department at once inspected the premises, with a view to sanitary improvements, and further action is being taken.

(13.) Cricket Association Ground :—Mr. W. C. Browne asked the Secretary for Lands,—

(1.) Was there any condition imposed on the New South Wales Cricketing Association when the Government granted the land at Moore Park, and the subsidy was given for its improvement; if so, what?

(2.) Is the Government aware of the reason of the refusal by the Association to allow ladies to play lawn tennis on the tennis ground when not interfering with the game of cricket?

(3.) If not, will he cause inquiry to be made, and take the necessary steps to have the lawn tennis ground thrown open to ladies?

Mr. Hoskins answered,—

(1.) The conditions with respect to the use of the land at Moore Park are set forth in the deed of grant to the Trustees, a copy of which, with other correspondence on the subject, was, on the motion of the Honorable Member, laid upon the Table of the House on the 23rd May last, and subsequently printed.

(2.) The Government is not aware of such refusal, and the Under Secretary for Lands, who is the Official Trustee of the ground, informs me that no application of the kind on behalf of any ladies has been received by or referred to him.

(3.) It does not appear to me, in terms of the condition specified in the grant to the Trustees, that the Government has any power to interfere.

(14.) Bridge over the Gwydir River at Bundarra :—Mr. Terry asked the Secretary for Public Works,—Is it true that the piers for the bridge over the Gwydir River at Bundarra have gone to Manilla; if so, what action will be taken in the matter?

Mr. Lackey answered,—No; they have just arrived at Newcastle, and arrangements have been made to send them on to Bundarra.

2. PAPERS :—

Mr. Baker laid upon the Table,—Copy of a Notice published in the *Government Gazette* extending the provisions of the 14th section of the Diseases in Sheep Acts Amendment Act of 1878 to the Sheep District of Cooma.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return to an Order made on 29th April, 1880,—“Endowment of Agricultural Societies.”

Ordered to be printed.

3. VOLUNTEER LAND ORDERS BILL (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, for leave to bring in a Bill to authorize the issue in certain specified cases of certificates to members of the Volunteer Force entitling them to grants of land under the Act 31 Victoria No. 5. Question put and passed.
4. CENSUS BILL (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make provision for taking the Census, and for obtaining certain Agricultural and Pastoral Statistics in 1881. Question put and passed.
5. OYSTER LEASES VALIDATION BILL:—Mr. Hoskins moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to validate certain Leases of Oyster-beds purporting to have been granted under the 'Oyster-beds Act of 1868.' Debate ensued. Question put. The House divided.

Ayes, 28.

Sir Henry Parkes,	Mr. McCulloch,
Mr. Watson,	Mr. Bennett,
Mr. Lackey,	Mr. Copland,
Mr. Baker,	Mr. J. Davies,
Mr. Suttor,	Mr. Clarke,
Mr. Hoskins,	Mr. H. H. Brown,
Mr. Wisdom,	Mr. Pilcher,
Mr. Cohen,	Mr. Fawcett,
Mr. Badgery,	Captain Onslow,
Mr. Greenwood,	Mr. Cameron,
Dr. Renwick,	Mr. Stephen Brown,
Mr. Murphy,	<i>Tellers.</i>
Mr. Thompson,	Mr. Shepherd,
Mr. Macintosh,	Mr. O'Connor.
Mr. Terry,	

Noes, 8.

Mr. Farnell,
Mr. Jacob,
Mr. Burns,
Mr. Melville,
Mr. Garrett,
Mr. Greville,
<i>Tellers.</i>
Mr. Charles,
Mr. Moses.

And so it was resolved in the affirmative.

6. LANDS ACTS FURTHER AMENDMENT 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 14th April, 1880, in reference to the Lands Acts Further Amendment Bill,—

Insists upon its amendment which proposes to insert a new clause to follow clause 3 of the Bill, but proposes to amend the said clause by the substitution in line 8 thereof of the words "fourteen days" for the words "two months," and by the omission therefrom of the proviso.

Does not insist upon its amendment which proposes the omission of clause 13, but proposes to amend the said clause by the omission therefrom of all the words from the commencement thereof to the word "And" inclusive in line 6,—In which amendments the Council requests the concurrence of the Legislative Assembly.

Does not insist upon the other of such amendments disagreed to by the Assembly.

And agrees to the Assembly's amendments upon the Council's amendments in the said Bill.

*Legislative Council Chamber,
Sydney, 5th May, 1880.*

JOHN HAY,
President.

Ordered, that this Message be taken into consideration in Committee of the Whole to-morrow.

7. ELECTORAL BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

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

G. WIGRAM ALLEN,
Speaker

New South Wales.

No. 91.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 6 MAY, 1880.

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

QUESTIONS:—

- (1.) Land Agency Districts in Electorate of the Gwydir:—Mr. Dangar asked the Secretary for Lands,—When is it intended to gazette Moree as a separate Land Agency District, and to modify the boundaries of the present existing Districts of Bingera and Inverell?

Mr. Hoskins answered,—As soon as the necessary books can be prepared. Every effort is being made to complete the revision of the boundaries, which necessitates a very considerable amount of work in the Lands and Survey Offices.

- (2.) Walgett Hospital:—Mr. Dangar asked the Secretary for Lands,—When will the appointment of Messrs. Rose, Nelson, and Vaughan, as Trustees for land dedicated for Walgett Hospital, be gazetted?

Mr. Hoskins answered,—Immediately after the formal dedication of the land, which is now being proceeded with.

- (3.) Main Street in Brewarrina:—Mr. Garrett asked the Secretary for Public Works,—

- (1.) Has he received any application to repair the main street in Brewarrina?
 (2.) Is he aware that in consequence of the late heavy rains the street has been rendered impassable?
 (3.) Does he intend taking steps to remedy this evil; and if so, when?

Mr. Lackey answered,—

- (1.) Yes.
 (2.) No.
 (3.) The owner of an allotment of land has stopped the natural flow of water and diverted the drainage. The Government has declined to carry out expensive works to remedy an evil which can be prevented by the removal of an embankment by one of those most interested.

- (4.) Sale of Church and School Lands at Bunnerong Creek:—Mr. Copeland asked the Secretary for Lands,—

- (1.) Does he intend to sell the 30 acres of Church and School Lands situated at Bunnerong Creek, parish of Botany, and advertised for sale on the 26th instant, in one lot?
 (2.) Is he aware that this parcel of land was ten years ago cut up and surveyed in building allotments and submitted for sale, but withdrawn by the Department as it was about being offered?
 (3.) At whose instance is this land being brought to auction?
 (4.) Is he aware that an adjoining estate of 100 acres has been sold at about £70 per acre within the last six months, while the upset price of this land is fixed at £20?

Mr. Hoskins answered,—

- (1.) Yes.
 (2.) I am not aware; but this portion of land was advertised for sale in one lot on the 16th March, 1877, and withdrawn on day of intended sale.
 (3.) On the demand of Mr. York (who has purchased the adjoining land from Mr. Hill) for the fulfilment of a promise made by Sir Hercules Robinson to Mr. Hill that the land should be brought to auction, and my opinion that such a promise came within the intention of the 4th section of the Bill dealing with the Church and School Estate.
 (4.) I am not aware. The upset price was determined on a special report of value from a salaried Surveyor.

(5.)

- (5.) Government Land Sales:—Mr. Copeland asked the Secretary for Lands,—
- (1.) How many acres of country lands have been sold by auction at 25s. per acre since the upset price was raised to that price?
 - (2.) Has he given instructions recently to offer land at the reduced price of £1?
- Mr. Hoskins answered,—
- (1.) 1,251,767 acres.
 - (2.) Yes; in some instances recently instructions have been given to offer land at £1 per acre.
- (6.) Sale of Land at Narrabri:—Mr. Bennett asked the Secretary for Lands,—
- (1.) Has allotment 5 of section 13, town of Narrabri, been sold; if so, when, and to whom?
 - (2.) When was the balance money paid, and by whom, and to whom was such paid?
 - (3.) How many times was the said allotment, with other allotments, notified for auction sale in the *Government Gazette*?
 - (4.) Was the purchase of the said allotment forfeited for non-payment of the balance of the purchase money; if so, when?
 - (5.) Have the deeds for the said allotment been issued; if so, when, and to whom?
- Mr. Hoskins answered,—
- (1.) Yes; on 24th November, 1862, to T. G. G. Dangar, and inadvertently, on 29th October, 1869, to P. Malone.
 - (2.) Balance of purchase money was paid by Mr. Dangar on 16th February, 1864, to the Treasury by special authority of the Minister (Sir John Robertson)—it being then overdue. On second sale balance purchase money was paid by Malone, within the three months prescribed by law, to the Land Agent.
 - (3.) Seven times, viz:—25th October, 1861; 2nd August, 1861; 24th November, 1862; 17th November, 1863; 24th September, 1866; 10th November, 1868; and 29th October, 1869.
 - (4.) Yes; Mr. Dangar's purchase became forfeited on 25th February, 1863, for non-payment of purchase money within the prescribed time, but he was allowed to complete the purchase, as stated in answer to No. 2, because the letter enclosing the purchase money was delayed en route, and the money was not received in time.
 - (5.) Yes; to Mr. Dangar on 31st December, 1862; to Mr. Malone, 13th July, 1870.
- (7.) Immigration of Coal Miners:—Mr. Melville asked the Colonial Secretary,—
- (1.) Is it the intention of the Government to allow the Australian Agricultural and Coal Mining Company, or any of the other Coal Mining Companies, to avail themselves of the present Immigration Regulations for the purpose of introducing miners into the northern districts?
 - (2.) Will the Government cause instructions to be forwarded to the Agent General to prevent such being done?
- Sir Henry Parkes answered,—
- (1.) Neither the Australian Agricultural Company nor any other Company has made any application to the Government for the introduction of miners under the Immigration Regulations.
 - (2.) Instructions were given to the Agent General some months ago not to encourage the immigration of coal miners.
- (8.) Recreation Reserve, Wallsend and Plattsburg:—Mr. Melville asked the Colonial Secretary,—
- Have the Government arrived at any decision with reference to the reserve for recreation and pleasure grounds applied for by the Wallsend and Plattsburg Councils?
- Sir Henry Parkes answered,—The application for this recreation reserve will be considered and decided with the other applications for similar purposes.
- (9.) Approaches to Goondiwindi Bridge:—Mr. Dangar asked the Secretary for Public Works,—
- When will compensation be given to the owner of the land which has been taken for approaches to the Goondiwindi Bridge, now nearly completed?
- Mr. Lackey answered,—Steps are now being taken to arrive at amount of compensation which should be paid in this case.

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

Debate ensued.

Question put and negatived.

3. ASSISTED IMMIGRATION:—Mr. Burns (*by consent*) moved, without Notice, That the following Message be carried to the Legislative Council:—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee on "Assisted Immigration," and the Committee being desirous to examine the Honorable George Henry Cox and the Honorable Edward David Stuart Ogilvie, Members of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Members to attend and be examined by the said Committee on such day and days as shall be arranged between them and the said Committee.

*Legislative Assembly Chamber,
Sydney, 6th May, 1880.*

Question put and passed.

4. FORFEITED PURCHASES DECLARATORY 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 declare the Law in respect to Lands forfeited or reverting to Her Majesty by reason of non-compliance with the conditions of purchase by the Conditional Purchasers thereof*,"—with the amendments indicated by the accompanying Schedule, including an amendment in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 6th May, 1880.*

JOHN HAY,
President.

FORFEITED

FORFEITED PURCHASES DECLARATORY BILL.

Schedule of the Amendments referred to in Message of 6th May, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, Title, line 1. *Omit* "to declare the law in respect to" *insert* "respecting"
 " Preamble, line 1. *Omit* "held" *insert* "supposed by successive Governments"
 " clause 1, line 16. *Omit* "and" *insert* "or"
 " clause 1, line 18. *Omit* "declared"
 " clause 1, line 20. *Omit* "in any Court" *insert* "with the purpose to raise or to decide the
 " question of title in any Court or by means of arbitration"
 " clause 2, lines 23 and 24. *Omit* "Declaratory"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

5. POSTPONEMENTS:—The Orders of the Day Nos. 1 and 2 of Government Business postponed, to follow after Order No. 3.

6. CENSUS BILL:—

(1.) The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 provision for taking the Census, and for obtaining certain Agricultural and Pastoral Statistics in 1881.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to make provision for taking the Census, and for obtaining certain Agricultural and Pastoral Statistics in 1881.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

(2.) Sir Henry Parkes then *presented* a Bill, intituled "*A Bill to make provision for taking the Census and for obtaining certain Agricultural and Pastoral Statistics in the year 1881*,"—which was read a first time.

Ordered to be printed, and read a second time on Thursday, 20th May.

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

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

8. ASSISTED IMMIGRATION:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 6th instant, requesting leave for the Honorable George Henry Cox and the Honorable Edward David Stuart Ogilvie, Members of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly on "Assisted Immigration," the Council acquaints the Assembly that leave has been granted to its said Members to attend and be examined by the said Committee, if they think fit.

Legislative Council Chamber,
Sydney, 6th May, 1880.JOHN HAY,
President.

9. POSTPONEMENTS:—The following Orders of the Day postponed:—

(1.) Licensing Bill; second reading;—*until Thursday next*.(2.) Oyster Leases Validation Bill; consideration in Committee of the Whole of the expediency of bringing in the Bill;—*until Wednesday next*.

10. LANDS ACTS FURTHER AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Hoskins, 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 5th May relative to the amendments made in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's new clause 4 as amended, and to the Council's amendment in clause 13 of the Bill.

Mr. Hoskins moved, That the report be "now" adopted.

Mr. Farnell moved, That the Question be amended by the omission of the word "now," with a view to the addition at the end of the words "on Wednesday next."

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

The House divided.

Ayes, 18.

Sir Henry Parkes,	Mr. R. B. Smith,
Mr. Luckey,	Mr. Garrett,
Mr. Watson,	Mr. Harris,
Mr. Suttor,	Mr. Fawcett,
Mr. Baker,	Mr. Wisdom,
Mr. Hoskins,	Mr. Cameron,
Mr. J. Davies,	
Mr. Stephen Brown,	<i>Tellers.</i>
Mr. Murphy,	Mr. Day,
Mr. Beyers,	Mr. Charles.

Noes 4.

Mr. Farnell,
Mr. Burns,*Tellers.*Mr. McElhone,
Mr. Dillon.

And so it was resolved in the affirmative.

And

And the House continuing to sit till after Midnight,—

FRIDAY, 7 MAY, 1880. A.M.

Question,—That the report be now adopted,—put and passed.

Ordered, on motion of Mr. Hoskins, 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 5th May, 1880, in reference to the Lands Acts Further Amendment Bill,—

Does not insist upon its disagreement to the Council's amendment which proposes to insert a new clause to follow clause 3; and agrees to the said clause in the amended form proposed by the Council.

Agrees to the Council's amendment in clause 13.

*Legislative Assembly Chamber,
Sydney, 7th May, 1880, A.M.*

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 92.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 7 MAY, 1880.

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

QUESTIONS :—

- (1.) Court-house, Warialda :—Mr. Dangar asked the Minister for Justice,—Is it intended to provide a sum of money for the erection of a new brick Court-house at Warialda, suited for District Court and Quarter Sessions purposes, on the present site of the Warialda Police Barracks, and to convert the old Warialda Court-house into Police Quarters (so much needed), erecting new stabling thereon?

Mr. Suttor answered,—I have received a report from the Colonial Architect, in which he states it appears that the Court-house at Warialda is too small for District Court and Quarter Sessions purposes, and that it may be necessary to erect a new Court-house; but whether it would be desirable to convert the old Court-house into Police Barracks he is not prepared to say. However, the matter will be considered and decided upon in a few days.

- (2.) Flour conveyed by Rail to and from Tamworth and Newcastle :—Mr. Bennett, for Mr. Greville, asked the Secretary for Public Works,—

- (1.) The tonnage of the flour conveyed by rail from Newcastle to Tamworth during the year 1879?
(2.) The tonnage of the flour conveyed by rail from Tamworth to Newcastle during the year 1879?

Mr. Lackey answered,—

- (1.) 50 tons.
(2.) 349 tons.

- (3.) Cemetery at Coonabarabran :—Mr. Dangar asked the Secretary for Lands,—

(1.) The particulars, position, and area of any land granted for Cemetery at Coonabarabran, denoting that granted for a general burial ground and the portions to each denomination, and if the land in each case has been dedicated?

(2.) Have Trustees been appointed for the general or any portion granted to the several denominations; if so, the names, and when gazetted?

Mr Hoskins answered,—

(1.) An area of 5 acres at Coonabarabran, parish of Coonabarabran, county of Gowen, was dedicated for General Cemetery on the 4th May, 1864. The Cemetery was, however, measured as containing 8 acres, subdivided as follows :—Church of England, 2 acres 2 roods; Roman Catholic, 1 acre 2 roods; Presbyterian, 2 roods 10 perches; Wesleyan, 1 rood 15 perches; Independent, 10 perches; Jews, 5 perches; General Burial Ground, 3 acres.

(2.) Trustees have not been appointed for any portion of the Cemetery.

- (4.) Paddington Recreation Ground :—Mr. Macintosh asked the Secretary for Lands,—Having reference to Questions asked on 18th September, 1878, and 21st March, 1879,—When is it probable the Paddington Recreation Ground will be re-visited by a Surveyor, and the boundaries determined?

Mr. Hoskins answered,—The matter is still under reference to the Survey Department. It appears that six different Surveyors have reported on the question, and it will take some time and consideration to arrive at a definite decision.

- (5.) Willoughby Falls Reserve :—Mr. Macintosh asked the Secretary for Lands,—Having reference to Questions put on the 18th September, 1878, and 21st March, 1879, upon the alleged encroachments of the Cooper family upon the Willoughby Falls Reserve,—When will the promises then conveyed in the replies to those questions be carried out, and the boundaries well defined upon the ground?

Mr.

Mr. Hoskins answered,—The case was not supposed to be urgent. It will involve considerable loss of valuable services to investigate it; however, immediate attention will be called to the instructions which were issued some months since for the investigation.

- (6.) Planting Trees in the Borough of Parramatta :—*Mr. Bennett*, for *Mr. Taylor*, asked the Secretary for Lands,—Has the £100 voted by Parliament for the planting of trees in the Borough of Parramatta been placed to the credit of the Borough Council for that purpose; if not, will he cause the above amount to be paid to their credit to enable them to carry out the work?

Mr. Hoskins answered,—The amount has already been paid to the credit of the Council.

- (7.) Connection of Great Northern Railway with Sydney :—*Mr. Badgery* asked the Secretary for Public Works,—Whether it is his intention to make provision on the Estimates during the present Session for the amount necessary for the construction of a line of Railway to connect the Great Northern Line with Sydney?

Mr. Lackey answered,—This will depend upon the progress made with the surveys; if they are sufficiently advanced to admit of the route being determined, and an estimate made of its cost, provision will be made for the same on the next Loan Estimate.

- (8.) Holidays to Railway Employés :—*Mr. O'Connor*, for *Mr. Cohen*, asked the Secretary for Public Works,—

(1.) Are the officials on the Great Northern Line of Railway allowed to remain off duty on proclaimed and other public holidays, the same as the officials on the Great Southern and Western Lines?

(2.) If such is not the case, will he give instructions to have the officials on all the lines placed upon the same footing with regard to these privileges?

Mr. Lackey answered,—They are allowed off duty if their services can be spared; otherwise they are allowed a day in lieu of the holiday proclaimed. No distinction is made in this respect between the officials of the Northern and those of the Southern and Western Lines.

- (9.) Hunter River Oyster-beds :—*Mr. Jacob* asked the Secretary for Lands,—Will he lay upon the Table of this House before the second reading of the Bill to validate certain Leases of Oyster-beds purporting to have been granted under the "Oyster-beds Act of 1868," a copy of the lease or any writing given to the lessee (*Mr. Gibbins*) of the Hunter River Oyster-bed, and of the map or plan of the said bed?

Mr. Hoskins answered,—*Mr. Gibbins* has no written lease, nor are the beds as held by him specially defined by a map; but I will lay upon the Table the copy of the letter apprising him of the acceptance of his tender.

- (10.) Road between Inverell and Vegetable Creek :—*Mr. Dillon* asked the Secretary for Public Works,—When will steps be taken to put in proper repair the direct road between Inverell and Vegetable Creek?

Mr. Lackey answered,—There is a dispute about the direction of this road, and a difference of opinion as to its necessity, as there are already two good alternative routes. Until the question is decided no works can be done.

2. PAPER :—*Mr. Suttor* laid upon the Table,—Return to an Order made on 29th January, 1880,—“Convictions under Nuisances Prevention Act and Public Vehicles Regulation Act.”
Ordered to be printed.

3. MANURE SUPPLIED TO THE HONORABLE GEOFFREY EAGAR FROM THE ABATTOIR, GLEBE ISLAND (*Formal Motion*) :—*Mr. Bennett*, for *Mr. McElhone*, moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing,—

(1.) The number of days that a person named Williams, a carpenter at Glebe Island, lately deceased, was employed with a horse and cart, owned by the Government, in carting soil and manure from Glebe Island to the private residence of the Hon. Geoffrey Eagar, Under Secretary to the Treasury.

(2.) The amounts paid by the Hon. G. Eagar to the Government for the services of Williams and the horse and cart, and the date or dates when such payment or payments were made.

(3.) The number of loads or tons of sheep manure carted to the Railway Station, Sydney, or other places, from Glebe Island, for the Hon. G. Eagar, Under Secretary to the Treasury; and the cost of gathering, bagging, and carting the same per ton or load, and specifying whether the same was put in bags belonging to the Government; and dates when each load was sent.

(4.) The price per ton or load paid for the said sheep manure by the Hon. G. Eagar, and the dates when payments were made by the Hon. G. Eagar for the same.

Question put and passed.

4. ADJOURNMENT :—*Mr. Hurley (Hartley)* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. PAPERS :—

Mr. Watson laid upon the Table,—Return to an Order made on 7th May, 1880,—“Manure supplied to the Honorable Geoffrey Eagar from the Abattoir, Glebe Island.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Amended By-laws of the Borough of Paddington.

Ordered to be printed.

6. SMALL DEBTS ACT AMENDMENT BILL :—The Order of the Day having been read for the adjourned Debate, on the motion of *Mr. Terry*, “That this Bill be now read a second time,”—And the Question being again proposed,—

Debate ensued.

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

Bill read a second time.

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

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment. Mr. Terry (*with the concurrence of the House*) moved, "That" the report be *now* adopted. Mr. Jacob moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of clause 3."

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

Question then,—That the Bill be recommitted for the reconsideration of clause 3,—put and passed. On motion of Mr. Terry, 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^d, with further amendments. On motion of Mr. Terry (*with the concurrence of the House*), the report was adopted.

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

7. PUBLIC ROADS ACT AMENDMENT BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read, and no action taken thereon, it dropped.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 93.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 11 MAY, 1880.

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

ARCHIBALD THOMPSON'S TRUST ESTATE BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 39.

A Bill, intituled "*An Act to enable the Trustee of the Will of the late Archibald Thompson to invest the personalty in building upon and improving the Real Estate devised by the said Will*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 7th May, 1880.

2. QUESTIONS:—

(1.) Connection of Great Northern Railway with Sydney:—Mr. Burns asked the Secretary for Public Works,—

(1.) What are the surveys already completed for the line between the Great Northern Railway and Sydney, and the routes of all other surveys authorized?

(2.) When is it probable the Government will be able to select the route for this line?

Mr. Lackey answered,—

(1.) The following surveys have been completed, with deviations on each route:—

(a) From Parramatta to a point on the Hawkesbury River, a few miles below Wiseman's Ferry; thence to St. Albans and Wollombi to a junction with the Northern Line at Allandale.

(b) From Mulgrave to a crossing of the Hawkesbury River, immediately below the confluence of the Colo River; thence by the general direction of the Bulga Road to Singleton.

(c) From Parramatta to a point on the Lower Hawkesbury, near Pent's Ferry; thence, *via* Brisbane Water to Lake Macquarie, to a junction with the Northern Railway. This survey is still in progress.

(2.) The route for the Northern Connecting Line cannot be selected until the last-mentioned survey has been completed.

(2.) Court of Petty Sessions at Boggabilla:—Mr. Dangar asked the Minister of Justice,—Has any (and if so what) decision been arrived at in reference to the application for a Court of Petty Sessions at Boggabilla?

Mr. Suttor answered,—From inquiries which have been made upon the subject, it appears that the population in the vicinity of Boggabilla is exceedingly scanty, and judging from the small number of Police cases the establishment of Petty Sessions at that place would hardly be justified at present.

(3.) Lock-up and Constable's Residence at Stockton:—Mr. Cameron asked the Secretary for Public Works,—

(1.) What is the cause of the delay in erecting the lock-up and constable's residence at Stockton, for which the money was voted some time ago?

(2.) Is the Minister aware that the constable's residence is almost uninhabitable; and if so, will he take the necessary steps to have the new premises erected at once?

Mr. Lackey answered,—

(1.) This work is delayed waiting settlement of site.

(2.) I am not aware that the constable's residence is uninhabitable, nor have I received any complaint upon this matter.

(4.)

- (4.) The Old Volunteer Force:—Mr. Macintosh asked the Colonial Secretary,—
- (1.) What are the names of the members of the old Volunteer Force to whom Land Orders were issued during the year 1879 and subsequently, and dates when issued?
 - (2.) What is the number of commissioned and non-commissioned officers respectively at present in the old Volunteer Force?
- Sir Henry Parkes answered,—
- (1.) I will presently lay upon the Table a Return supplied by the Commandant, giving the desired particulars.
 - (2.) I am informed that out of a complement of 164 officers 22 remain, 3 of whom have practically tendered their resignations. But of the number of non-commissioned officers on the roll no return can be obtained, there being no fewer than 30 corps out of 43 without a responsible officer, and the Force in general being disorganized.
- (5.) Travelling Stock Road from Boggy Creek:—Mr. Dangar asked the Secretary for Lands,—
- (1.) Does a Travelling Stock Road, 30 chains wide, exist from Boggy Creek, joining the Main Thalaba Creek Road, 3 miles below Gordon's, at Millie, at a place called the Three-mile Point, on the Lower Water?
 - (2.) Is such road fenced off, or about to be, and are the public thus prevented from using it; and if so, will steps be taken to open and proclaim such for public use, and remove such obstructions?
- Mr. Hoskins answered,—
- (1.) There is a reserve 25 chains wide on the road referred to.
 - (2.) It will take some little time to procure the information asked for; but instructions have been issued for an inspection, and report to be made.
- (6.) James Tutt's Conditional Purchase:—Mr. Dangar asked the Secretary for Lands,—
- (1.) Was a communication made to James Tutt, of Glen Innes, by the Lands Department, under date 2nd April, 1878, C.S. No. 77, 2,100, granting permission to Tutt to re-apply for measured portion 312, of 40 acres, parish of Fletcher, county of Gough; and did Tutt apply for said portion on 23rd May, 1878?
 - (2.) Did Mr. Licensed-Surveyor Schemmel measure in November, 1879, portions 358 and 359, in satisfaction of Tutt's application, holding the original instructions thereon; and has Tutt improved and resided on the land?
 - (3.) What decision has been arrived at in the matter, or what is the true state of Tutt's application?
- Mr. Hoskins answered,—
- (1.) A communication was made as stated, and the applicant has made a fresh selection, but he has therein indicated a portion in the parish of Blair (not Fletcher), which is already held by the Commercial Bank, and his re-selection has consequently been also cancelled.
 - (2.) The portions referred to were measured for additional selections made by the applicant, who appears to have resided upon and improved the original.
 - (3.) The case has been referred to the Survey Department for further report. It seems probable that the error of the applicant as to the parish has led to the difficulty, and that it will admit of being removed.
- (7.) Destitute Children's Asylum, Randwick:—Mr. Cohen asked the Colonial Secretary,—
- (1.) Whether the Select Committee on the Randwick Asylum is continuing or has concluded its inquiries?
 - (2.) If not, what is the reason, and when are its labours likely to terminate?
- Sir Henry Parkes answered,—This Committee has not met for some little time past, but the portion of the inquiry relating to Randwick Asylum I consider as practically finished. I am not aware that any other member of the Committee requires, and I do not myself require, any further evidence upon this branch of the subject. But with reference to the boarding-out system, which is another branch of the inquiry, I am desirous of obtaining further evidence; and we have found difficulty in obtaining information upon this point. The inquiry will, however, be concluded before the end of the Session.
- (8.) Railway to Cooma:—Mr. Murphy asked the Secretary for Public Works,—Is it the intention of the Government to make provision on the next Loan Estimates for the construction of the Railway to Cooma?
- Mr. Lackey answered,—The report of the Engineer-in-Chief for Railways of the line to Cooma has only recently been received. It is hoped that a decision will be arrived at within a few days as to the practicability of dealing with this question during the present Session of Parliament.
- (9.) Roads in Electorate of Northumberland:—Mr. Melville asked the Secretary for Mines,—
- (1.) Why is the road from Wallsend to the new Cemetery not opened, as promised to the Deputation who waited upon him about it; and when is aforesaid road likely to be opened?
 - (2.) When will the road be opened from Wallsend to Lake Macquarie?
 - (3.) When is the road from the main Maitland Road through the new Cemetery, to what is known as the Sand-hole, to be opened?
- Mr. Baker answered,—
- (1.) No application has been received for a road from Wallsend to the new Cemetery.
 - (2.) If that part of the road, Newcastle to Lake Macquarie, within Mrs. Warner's land, is meant, formal opening took place on 27th February, 1880. [*Vide Gazette*, folio 998.]
 - (3.) A road has been provided along and within the south-east boundary of the Cemetery; it is believed that the water-hole to which access is desired is beyond the limits of this road, and is within the ballast-yard of the Railway; if this be the case, application to the Railway Department by the persons interested for permission to use a road through the land is necessary.
- (10.) Railway Trial Survey from Raglan to Mudgee:—Mr. Combes asked the Secretary for Public Works,—Is it the intention of the Government to have a trial survey made from Raglan to Mudgee over the line of country indicated by Mr. John Bligh Suttor to Mr. Surveyor Hogg?
- Mr. Lackey answered,—It is not contemplated at present to make a trial survey of the route indicated in the Honorable Member's question. (11.)

- (11.) Postal Communication between Inverell and Vegetable Creek :—Mr. Dillon asked the Colonial Secretary,—Is it the intention of the Government to establish a direct Mail between Inverell and Vegetable Creek ?

Sir Henry Parkes answered,—The present communication between Inverell and Vegetable Creek is by way of Wellingrove, and no representation has been made that any change is necessary.

- (12.) Post Office at Brodie's Plains :—Mr. Dillon asked the Colonial Secretary,—Is it the intention of the Government to establish a Post Office at Brodie's Plains ?

Sir Henry Parkes answered,—A Receiving Office will be established at Brodie's Plains, which can be converted into a Post Office hereafter, should the business require it.

- (13.) Whaling Road, St. Leonards :—Mr. Greenwood asked the Secretary for Mines,—

- (1.) Is the Government aware that Whaling Road (St. Leonards East) has been stopped at one end by a land owner, who claims to have purchased it ?
- (2.) Will the Government inquire into his right, and if such exists give him compensation, so that the street or road will be opened, as promised ?

Mr. Baker answered,—

- (1.) Yes, it is understood that a portion of the road in question has been obstructed.
- (2.) The matter is now under the consideration of the Government.

- (14.) Railway Locomotives and Tramway Motors :—Mr. J. Davies asked the Secretary for Public Works,—

- (1.) What is the rough cost of repairs to Nos. 10, 48, 70, 71, 95, 97, and 105 locomotive engines per mile since they have been running ?
- (2.) Does the Government intend, now that Parliament has sanctioned the construction of a number of tramway lines, to call for tenders in the Colony for the motors ?
- (3.) Does the Government intend to have all the cars required for the tram lines manufactured in the Colony, or only a portion ?

Mr. Lackey answered,—

- (1.) This information would take some considerable time and labour to prepare, as it would necessitate the dissection of the whole of the accounts and wages sheets for several years. Probably the Honorable Member, in view of the expense that would have to be incurred in obtaining it, will not press for the information.
- (2.) Tenders will be invited in the Colony for the construction of more than half of the motors required, but some will have to be imported at once, to admit of the lines of tramway being worked directly they are completed.
- (3.) The whole of the tram-cars required will be manufactured in the Colony, wheels, springs, &c., excepted.

- (15.) Sydney Infirmery :—Mr. Dillon asked the Colonial Secretary,—

- (1.) In what proportion or to what amount does the Government contribute or intend to contribute to the cost of the erection of the new Infirmery buildings in Macquarie-street ?
- (2.) Is it a fact that such contribution is made or is to be made on the understanding that the total cost of the buildings shall not exceed £45,000 ?
- (3.) What sum, if not the above sum, has been indicated to the Government as the estimated cost of the buildings ?
- (4.) Was it not a condition in the competition for designs for the proposed buildings that those designs only should be eligible under which the cost of the buildings, including all charges connected with their erection and completion, should not exceed £45,000 ; or what was the condition as to cost ?
- (5.) Does such condition apply to the designs now in course or process of execution ; if not, why not ?
- (6.) In what proportion or to what amount is the Government prepared to contribute in the event of the cost of the buildings exceeding £45,000, or such other sum as has been indicated to the Government ?

Sir Henry Parkes answered,—

- (1.) In accordance with the arrangement entered into between the Government and the Board of Directors of the Sydney Infirmery, the Government contributes £25,000 and the Institution provides £20,000.
- (2.) There is no such understanding.
- (3.) The estimated cost has not yet been submitted to the Board of Directors by the Architect.
- (4.) The condition for the competitive designs was as stated.
- (5.) This condition does not apply to the designs now in process of preparation, because the Directors have adopted a design and plan which is a modification of the prize plans, and have altered the material for the building and made other changes in the general arrangements since the original competition so as to render the proposed Hospital better adapted to the purpose of a Central City Hospital for acute diseases and accidents.
- (6.) As no definite information exists as to the costs, and as the plans have not as yet been laid before the Government, no reply can be given to this question.

- (16.) Railway Locomotives and Tramway Motors :—Mr. O'Connor asked the Secretary for Public Works,—

- (1.) Is it true that there is a number of locomotives required by the Government in addition to those already tendered for in the Colony ?
- (2.) Have any of the Colonial firms been invited to send in tenders for the same under similar conditions to those already being manufactured in the Colony ?
- (3.) When do the Government intend purchasing more motors for the tramways, and is it their intention to invite tenders for the same in the Colony ?
- (4.) When do the Government intend calling for tenders for pumping engines, &c., involved in carrying out their water-works scheme ; and will the Government stipulate that the same be manufactured in the Colony ?

Mr.

Mr. Lackey answered,—

(1.) Yes.

(2.) No; but the firm known as Mort's Dock and Engineering Company submitted an offer to construct eighteen or more of the goods engines required at the price at which other Colonial firms were manufacturing similar locomotives. As, however, since the acceptance of the tenders of the Colonial manufacturers the English prices had fallen considerably the Government did not consider it desirable to accept the offer.

(3.) Additional motors have already been ordered to be delivered in the Colony in August next, so as to admit of those lines of tramways which will be completed by that time being opened for traffic. It is the intention of the Government to invite tenders in the Colony for the manufacture of more than half of the motors required.

(4.) Tenders will shortly be invited for pumping engines, for which Colonial manufacturers will have an opportunity of tendering.

- (17.) Sewage of Government Establishments at Parramatta:—Mr. Taylor asked the Colonial Secretary,—Is it the intention of the Government to cause immediate inquiries to be made into the system of sewerage at present prevailing in connection with the Government Institutions at Parramatta, which, by reason of the large quantities of the foulest sewage it deposits daily along the river banks, has, it is believed by many, caused diphtheria and typhoid fever to spread amongst the residents of that township?

Sir Henry Parkes answered,—Yes; and arrangements will be made which will not permit of sewage from the Government establishments at Parramatta entering the Parramatta River, or any creek or watercourse leading to it.

3. ADJOURNMENT:—Captain Onslow moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

4. PAPERS:—

Mr. Hoskins laid upon the Table,—

(1.) Letter from the Under Secretary for Lands to Mr. F. J. Gibbins, apprising him of acceptance of his tender for lease of Oyster-beds in the Hunter River.

(2.) Return to an Address adopted on 20th January, 1880,—“Improvements on Land selected at Inverell by John Nevin.”

Ordered to be printed.

Mr. Watson laid upon the Table,—General Abstract of Bank Liabilities and Assets for the Quarter ended 31st March, 1880.

Ordered to be printed.

Mr. Lackey laid upon the Table,—

(1.) Return to an Order made on 11th December, 1879,—“Railway Goods-shed, Moss Vale.”

(2.) Return to an Order made on 13th April, 1880,—“Railway Station, Elgin-street, West Maitland.”

(3.) Return to an Order made on 30th April, 1880,—“Mr. Daniels, Railway Trial-Surveyor.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return showing the names of Members of the Old Volunteer Force to whom Land Orders were issued during the year 1879, and subsequently, and the dates when issued.

Ordered to be printed.

5. WATER SUPPLY, DENILIQUIN:—Mr. Barbour presented a Petition from the Mayor and Aldermen of the Municipal Council of Deniliquin, representing that no suitable provision has been made for supplying the residents of Deniliquin with water; and praying that the matter may receive favourable and immediate consideration.

Petition received.

6. KATOOMBA FALLS:—

(1.) Mr. Hurley (*Hartley*) presented a Petition from Citizens of Sydney and others, alleging that the land in the immediate neighbourhood of Katoomba Falls has recently been taken up, and that it is desirable that it should be resumed by the Government and set aside as a Public Recreation Reserve; and praying the House to take the matter into favourable consideration.

(2.) Mr. Macintosh presented a similar Petition.

Petitions received.

7. SMALL DEBTS ACT AMENDMENT BILL (*Formal Order of the Day*),—on motion of Mr. Terry, read a third time, and *passed*.

Mr. Terry then moved, That the Title of the Bill be “*An Act to further amend the provisions of the ‘Small Debts Act’ 10 Victoria No. 10.*”

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 further amend the provisions of the ‘Small Debts Act’ 10 Victoria No. 10.*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 11th May, 1880.

8. DEDICATION OF CROWN LANDS FOR RELIGIOUS PURPOSES:—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That, in the opinion of this House, Crown Lands should not be granted gratuitously as sites for public worship or for any religious purpose whatever.

Debate ensued.

Question put.

The House divided.

Ayes, 16.

Mr. Farnell,	Mr. Dillon,
Mr. Cameron,	Dr. Renwick,
Mr. Teece,	Mr. Badgery,
Mr. Johnston,	Mr. Terry,
Mr. Harris,	Mr. Barbour,
Mr. Bennett,	<i>Tellers,</i>
Mr. McCulloch,	Mr. Greville,
Mr. Greenwood,	Mr. Hurley (<i>Hartley</i>).
Mr. Burns,	

Noes, 14.

Mr. Baker,	Mr. Beyers,
Mr. Watson,	Mr. Jacob,
Sir Henry Parkes,	Mr. Charles,
Mr. Wisdom,	Mr. Fawcett,
Mr. Hoskins,	<i>Tellers,</i>
Mr. Suttor,	Mr. Macintosh,
Mr. Lackey,	Mr. W. C. Browne.
Mr. Day,	

And so it was resolved in the affirmative.

9. KATOOMBA FALLS:—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, letters, plans, petitions, &c., &c., with reference to certain land claimed by Mr. J. H. Neale and Mr. J. B. North, at Katoomba; as also copies of the original plans, showing the road surveyed by Mr. Licensed-Surveyor Pitt from the Railway Station towards Katoomba Waterfalls, and all reports of Mr. Licensed-Surveyor Deering and Mr. Licensed-Surveyor Liddell, with their plans, and the reports of all other officers of the Survey Office in reference to the disputed matter.
Question put and passed.
10. MINERAL SELECTION AT MITCHELL'S CREEK:—Mr. Macintosh moved, pursuant to Notice, That the Report of the Select Committee on Mineral Selection at Mitchell's Creek, brought up on Friday, 16th April, be adopted.
Debate ensued.
Mr. Copeland moved, That this Debate be now adjourned.
Question put and passed.
Ordered, that the Debate be adjourned until Friday, 21st May.

The House adjourned at Nine o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 94.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 12 MAY, 1880.

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

QUESTIONS:—

- (1.) Sydney University Endowment:—*Mr. Taylor*, for *Mr. Greville*, asked the Colonial Secretary,—
(1.) In making provision for Primary and Secondary Education, has the Government recognized the fact that no increase has been made in the University Endowment since its foundation?
(2.) Has any application to that effect been made by the Senate?
(3.) If so, will he state what are the intentions of the Government?

Mr. Suttor answered,—

- (1.) The Government is aware that the University has received no increase to its endowment since its foundation.
(2.) An application was made by the Senate of the University asking Government to bring in a Bill to extend their powers, at the same time to increase their endowment.
(3.) The Government has had the matter under consideration, and has arrived at the conclusion that it is not possible to deal with the question this Session.
(2.) Parramatta Hospital:—*Mr. Taylor* asked the Colonial Secretary,—Will he give instructions that the building required at the Parramatta District Hospital, such as an operating room, &c., which is very much required, may be proceeded with without delay?
Sir Henry Parkes answered,—A sum of £1,500 is provided on the Estimates of the Colonial Architect for alterations and additions to the Hospital, including two rooms for surgical operations. The work will be carried out as soon as the money is voted.

- (3.) Sydney Water Supply:—*Mr. Taylor* asked the Secretary for Public Works,—
(1.) What are the names of the contracting parties and sureties for the 2 miles of open canal near the Cataract Tunnel?
(2.) The total amount of the said contract, and the price per cubic yard?

Mr. Lackey answered,—

- (1.) Messrs. Nash and Bruce, who represent a party of working miners. The question as to who shall be accepted as sureties has not yet been settled.
(2.) The work has not been let for a lump sum, but at a schedule rate of 3s. 6d. per cubic yard.
(4.) Manly Beach Wharf:—*Mr. Taylor* asked the Secretary for Mines,—Referring to my question and answer thereto on 9th April, 1879, respecting the special lease granted to the Port Jackson Steam Company for the exclusive use of the Manly Beach Wharf,—Will the Government at the termination of the present lease throw open such wharf for the use of the public?
Mr. Baker answered,—The lease now in force will not expire till November, 1881, and it is impossible for me to say now what the Government of that day will then do in the matter.

- (5.) Public School, Crown-street:—*Mr. J. Davies* asked the Colonial Secretary,—When will the new Public School in Crown-street, Surry Hills, be opened for the use and convenience of the 1,200 children that are now being taught in the temporary buildings?

Sir Henry Parkes answered,—I understand that this school will be opened for the reception of pupils on Monday fortnight.

- (6.) Gaol at Forbes:—*Mr. Bennett*, for *Mr. Coonan*, asked the Colonial Secretary,—Is it the intention of the Government to place a sum of money on the Supplementary Estimates for the erection of a new Gaol at Forbes?

Sir Henry Parkes answered,—I have already stated that when Additional Estimates are prepared the expediency of placing a sum upon them for that purpose will be considered.

(7.)

- (7.) Lock-up at Condobolin:—*Mr. Bennett*, for *Mr. Coonan*, asked the Secretary for Public Works,—What is the delay in not calling for tenders for erection of Lock-up at Condobolin, for which money was voted on last Estimates?
- Mr. Lackey* answered,—Tenders for this work will be invited in an early issue of the *Government Gazette*.
- (8.) Court-house and Lock-up at Coonamble:—*Mr. Bennett*, for *Mr. Coonan*, asked the Secretary for Public Works,—When will the Government call for tenders for the additions to the Court-house and Lock-up at Coonamble?
- Mr. Lackey* answered,—Plans have been approved of for these additions, and a sum provided for them on Estimates for 1880. The work can be proceeded with when the money is voted.
- (9.) Bridges on Road Dubbo to Coonamble:—*Mr. Bennett*, for *Mr. Coonan*, asked the Secretary for Public Works,—Is it the intention of the Government to place any money on the Estimates for the erection of a Bridge over the Coabaggie Creek Road, Dubbo to Coonamble?
- Mr. Lackey* answered,—Provision has been made for this bridge in the item of £2,000 now on Estimates-in-Chief for Bridges on Road Dubbo to Coonamble.
- (10.) Immigration of Coal Miners:—*Mr. Melville* asked the Colonial Secretary,—Have the Government any objection to lay upon the Table of this House a copy of instructions sent to the Agent General, or any of the Immigration Agents in the United Kingdom or elsewhere, concerning the immigration of coal miners or persons to be employed in coal mining pursuits in New South Wales?
- Sir Henry Parkes* answered,—There will be no objection to laying a copy of this letter of instructions upon the Table; but I am half inclined to think that I was incorrectly informed, and that the letter refers to iron-workers and not to coal miners; but the papers shall be laid upon the Table.
- (11.) Public School at Tingha:—*Mr. Dillon* asked the Minister of Justice,—
- (1.) Is he aware that the Public School at Tingha has been closed for want of a teacher during the last three months?
 - (2.) If such is the case, when will a teacher be appointed?
- Mr. Suttor* answered,—
- (1.) The school was closed on the 1st March last.
 - (2.) A teacher was appointed on 13th April; but from circumstances over which he had no control he was unable to proceed to Tingha. He is, however, now on his way to that place.
- (12.) Railway Trial Survey from Wollombi, *viâ* Broke, to Singleton:—*Mr. W. C. Browne* asked the Secretary for Public Works,—Is it the intention of the Government to cause a Railway trial survey to be made from Wollombi, *viâ* Broke, to Singleton, in accordance with the request recently made to him by a large deputation from the Northern Districts?
- Mr. Lackey* answered,—Instructions have been given for this survey to be made.
2. DISCOVERY OF THE BARRINGTON GOLD FIELD:—*Mr. Copeland*, 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 11th November, 1879; together with Appendix.
Ordered to be printed.
3. PAPERS:—*Mr. Hoskins* laid upon the Table,—
- (1.) Abstract of Crown Lands reserved from sale until surveyed for the Preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.
 - (2.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria No. 1.
 - (3.) Return to an Order made on 22nd February, 1878,—“Lands Purchased and applied for to be Purchased.”
- Ordered to be printed.
4. CROWN LANDS PURCHASES VALIDATION BILL (*Formal Motion*):—*Mr. Hoskins* moved, pursuant to Notice, for leave to bring in a Bill to legalise certain Conditional and other Purchases of Crown Land.
Question put and passed.
5. EXECUTIVE COUNCILLORS (FUNCTIONS SUBSTITUTION) BILL (*Formal Motion*):—*Sir Henry Parkes* moved, pursuant to Notice, for leave to bring in a Bill to enable the Governor, with the advice of the Executive Council, to make certain arrangements for the administration of the Departments of Government.
Question put and passed.
6. PUBLIC GATE ON ROAD FROM COLLECTOR TO BREADALBANE RAILWAY STATION (*Formal Motion*):—*Mr. Badgery* moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters, minutes, petitions, and other documents, having reference to the erection of a public gate on the road from Collector to Breadalbane Railway Station.
Question put and passed.
7. IMPRISONMENT FOR DEBT ABOLITION BILL (*Formal Motion*):—*Mr. Buchanan* moved, pursuant to Notice, for leave to bring in a Bill to abolish Imprisonment for Debt.
Question put and passed.
8. CROWN LANDS PURCHASES VALIDATION BILL:—*Mr. Hoskins* presented a Bill, intituled “*A Bill to legalise certain Conditional and other Purchases of Crown Land*,”—which was read a first time.
Ordered to be printed, and read a second time on Thursday, 20th May.
9. IMPRISONMENT FOR DEBT ABOLITION BILL:—*Mr. Buchanan* presented a Bill, intituled “*A Bill to abolish Imprisonment for Debt*,”—which was read a first time.
Ordered to be printed, and read a second time on Tuesday, 8th June.

10. EXECUTIVE COUNCILLORS (FUNCTIONS SUBSTITUTION) BILL:—Sir Henry Parkes presented a Bill, intituled “*A Bill to enable the Governor with the advice of the Executive Council to make certain arrangements for the administration of the Departments of Government,*”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
11. FORFEITED PURCHASES DECLARATORY BILL:—The Order of the Day having been read,—on motion of Mr. Hoskins, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some, disagreed to others, and amended others of the Council’s amendments. On motion of Mr. Hoskins (*with the concurrence of the House*), the report was adopted.
12. SYDNEY CORPORATION ACT AMENDMENT BILL (No. 3):—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 ‘Sydney Corporation Act of 1879’ in certain particulars,*”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 12th May, 1880.*

JOHN HAY,
President.

SYDNEY CORPORATION ACT AMENDMENT BILL (No. 3.)

Schedule of the Amendments referred to in Message of 12th May, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, clause 2, lines 13 and 14. *Omit* “whether as to the amount of the assessment as confirmed
“or altered by such Judge or”
“ clause 2, line 15. *Omit* “so” insert “as”
“ clause 2, line 15. *After* “altered” insert “by such Judge”
Page 2, clause 2, lines 7 to 9. *Omit* “And such appeal shall be in the nature of a re-hearing of
“the assessment originally appealed from”
“ clause 2, line 12. *After* “him” omit remainder of clause.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

13. ELECTORAL BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow.

The House adjourned at Twelve o’clock (midnight), until To-morrow at Four o’clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 95.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 13 MAY, 1880.

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

QUESTIONS:—

- (1.) Bridge over the Hunter River at Muswellbrook:—*Mr. Bennett*, for *Mr. McElhone*, asked the Secretary for Public Works,—

- (1.) Did the original plan and specification of the bridge over the river at Muswellbrook show that the iron cylinders had to be sunk 30 feet below the river bed?
(2.) If so, are the piles or cylinders only being sunk 18 feet below the river bed?
(3.) Were any alterations made in the original plan and specifications of the bridge over the Hunter River at Muswellbrook; if so, of what nature, and were they so made before or after *Mr. Burnett's* tender was accepted, and had the public opportunities of knowing of the alterations in plans, &c., of above bridge?
(4.) Were a number of 4-feet 6-inch cylinders imported from England for erecting the piers of this bridge, and have they been delivered at the site of the bridge, and will they all be used in its erection; if not, how many will be left out, and by whose authority?

Mr. Lackey answered,—

- (1.) No; the centre cylinders were to have been sunk 15 feet.
(2.) The cylinders, though the same length as in original drawing, are only 13 feet in the ground, 5 to 9 feet being in solid slate. The river bed being uneven is slightly deeper than shown on drawing, and has been deepened by partial scour.
(3.) No alterations have been made except those necessitated by the strata passed through. The cylinders of land piers have each been sunk 12 feet deeper than shown on drawing to reach the same strata.
(4.) All the cylinders imported from England have been used, and also eight additional cylinders cast in the Colony. Four more than were used were sent up to meet contingencies and prevent delay; they will be utilized elsewhere. As is usual, any difference in quantities will be added to or deducted from final payment at schedule rates.
- (2.) Railway Under-bridge between Parramatta Junction and Parramatta:—*Mr. Beyers*, for *Mr. McCulloch*, asked the Secretary for Public Works,—When will the under-bridge crossing of the Western Road and the Great Western Railway between Parramatta Junction and Parramatta for which the necessary money was voted last year be commenced?

Mr. Lackey answered,—I am not aware that money has been voted for this work; but I may say that it was proposed to construct an under-bridge in lieu of the level crossing, as the estimate of the cost seemed to show that an under-bridge would be more economical. On detailed plans, however, being prepared the estimate was found to be considerably exceeded, and as the tenders received confirmed the increased price, which was in excess of the cost of maintaining the level crossing, it was decided to postpone for the present the construction of the work.

- (3.) Prison Clothing:—*Mr. Beyers*, for *Mr. McCulloch*, asked the Colonial Treasurer,—Is it the intention of the Government to cause Colonial Tweeds to be used in the prisons and other Government institutions, in order to compare them in durability and cheapness with the imported cloth hitherto used?

Mr. Watson answered,—Yes; and steps have already been taken for the purpose of carrying out the object indicated by the Honorable Member.

(4.)

- (4.) Road from Boggy Creek to Millie :—Mr. Dangar asked the Secretary for Mines,—Have instructions been issued, and if so to what Surveyor, to mark and open up to public use the track so many years in use known as the Postman's, from Boggy Creek to Millie; if not, will such be done?

Mr. Baker answered,—An application for the opening of a road from Boggy Creek to Millie has very recently been sent to the District Surveyor for report.

- (5.) Travelling Stock Reserve on Road from Yetman to Barraba :—Mr. Dangar asked the Secretary for Lands,—

(1.) Does a travelling stock reserve exist on the road from Yetman to Barraba, *via* Coolatai, half-a-mile wide on the right hand side of the road supposed to be Reserve No. 352*b*?

(2.) Is it a fact that about 10 miles from Yetman on the said road the lessees of the runs have erected a paling fence close to the road, in fact within 3 feet of it, running at least 1½ miles, and thus debarring stock from having the benefit of the half-mile they are entitled to?

(3.) Will steps be taken, if such is the case, to cause this obstruction to be removed?

Mr. Hoskins answered,—

(1.) Yes.

(2.) I am not aware.

(3.) Inquiry will be made, and the necessary steps taken to remove any obstruction to the passage of stock that may be found to exist.

- (6.) Railway Accidents :—Mr. Taylor asked the Secretary for Public Works,—

(1.) Is he aware that about a fortnight since a female fell between the train and platform at Burwood with such serious injuries to herself as necessitated her instant removal to the Infirmary?

(2.) Is he aware that only on last Saturday morning an intending passenger by the Tourist Train fell between the train and platform at Parramatta?

(3.) Has his attention been called to the case of a man falling between train and platform at Parramatta only on Monday night last?

(4.) Will he ascertain what engineering difficulties exist in the construction of carriages and platforms so as not to leave a space of more than 2 inches, and so preclude the possibility of so many sad accidents as have occurred?

Mr. Lackey answered,—

(1.) Yes; this person stepped from the carriage when the train was in motion, and fell on to the line through the space between the carriages where they are coupled. No alteration in the design of the Station platform could have prevented this.

(2.) Yes; this accident occurred in a somewhat similar manner. The person who fell was trying to get into a carriage when the train was in motion and rolled on to the line in the same way as that described in previous case. The Station platform, however close it might have been to the carriages, could not have prevented the accident.

(3.) Yes; but the man in question did not fall between the train and platform, but fell on to the line after the train had passed; he also was trying to get into a carriage when the train was in motion. No improvement in carriage step or platform would have prevented this accident.

(4.) The Engineer for Existing Lines states that it is impracticable to leave a space of only 2 inches between carriages and platforms, owing to the variation in the width of the carriages as well as the engines; but independent of this it would be dangerous, he adds, to bring the carriages so near to the platform, as too little space would be left to allow for oscillation when running at speed. I may add that, even as now constructed, the space between a carriage and a platform is not sufficient to admit of persons falling through. It is within the space between two carriages and the platform that persons fall, and this in a great measure can be provided against by using what is known as continuous carriage platforms, the introduction of which on our Railways is now under consideration.

- (7.) Road from Seaham to Clarence Town :—Mr. Jacob asked the Secretary for Public Works,—With reference to a grant of £100 to make safe a dangerous part of the road from Seaham to Clarence Town, on the east side of the Williams River, which, by letter from the Department of 29th November last, it was said would be available in January of this year, and my communication of 9th February last past, stating that nothing had been done towards effecting the much required work (which letter has up to now been unanswered and apparently unattended to),—When is it likely that the repairs will be carried out, as the danger keeps increasing?

Mr. Lackey answered,—The letter of the 9th February last, above referred to, was acted on, but by an oversight not replied to. The Road Superintendent was instructed on 3rd March to carry out the necessary works. If they have not been commenced, it is owing to his having been so much engaged at the Newcastle end of his district to meet demands for employment there. He has been telegraphed to this day to lose no more time over the matter.

- (8.) Long Tunnel Mining Company :—Mr. Bennett asked the Secretary for Mines,—

(1.) Was the advertisement which appeared in the *Uralla Times* newspaper on the 5th and 12th November, 1879, and signed by E. A. Baker, giving notice that one G. Hardie, Manager of the Long Tunnel Company, had applied for permission to mine under roads, &c., &c., authorized by the Honorable the Secretary for Mines?

(2.) Did the term &c., &c., refer to a surveyed block of land of 103 acres in extent, upon which certain parties were mining and residing?

(3.) If the term &c., &c., did apply to the said block of 103 acres, will the Honorable the Secretary for Mines explain why the parties occupying portions of the said block of 103 acres were not more definitely and fully informed of the said G. Hardie's application?

(4.) Is it usual for the Department of Mines to publish legal notices with reference to applications for mineral land, where large interests are at stake, by describing them under the indefinite term &c., &c.?

(5.) What competent person (if any) inspected and reported on the above application, and when did such inspection take place, as required by the regulations under the Mining Act, previous to permission to mine being granted?

Mr.

Mr. Baker answered,—

- (1.) The notice, the heading of which contains the words referred to, was authorized by the Secretary for Mines.
 - (2.) The term &c., &c., is merely used in the heading of notices, some of which include numerous applications under the 28th section. The description of the land appears in the body of the notice.
 - (3.) The notice referred to does not apply to the 103 acres.
 - (4.) The words referred to occur simply in the heading of the notice, not in portion describing the land applied for.
 - (5.) The application to mine under the 103 acres was reported upon by Mr. Warden Buchanan prior to permission being granted.
- (9.) Band in Hyde Park :—Mr. Hurley (*Hartley*) asked the Colonial Secretary,—When is it his intention to cause effect to be given in regard to a Resolution passed by this House some considerable time since in regard to the Bands performing in Hyde Park on afternoons or evenings during each week?

Sir Henry Parkes answered,—It will be recollected that in answering some question similar to this I explained that the Volunteer Band cannot be called upon to play in the Domain unless we remunerate them, because they are private persons. The Government are not prepared to remunerate them for this service, and we are not in a position to require them to perform unless we do. With regard to the Artillery Band, their playing in the Domain was interrupted by the erection of the Exhibition Building. In a short time they will resume their performances.

2. RAILWAY EXTENSION—GUNNEDAH TO NEAR NARRABRI :—Pursuant to the requirements of the Government Railway Act 22 Victoria No. 19, Mr. Lackey laid upon the Table (*as Exhibits only, and not to remain as records of the House*) the Plan and Section and Book of Reference of the proposed Extension from Gunnedah to a point opposite to the Town of Narrabri, being a length of 55 miles and 66 chains.

3. PAPERS :—Sir Henry Parkes laid upon the Table,—

(1.) Report of the Royal Commission appointed to inquire into and report upon the state and prospect of the Fisheries of this Colony, together with the Minutes of Evidence and Appendices.

Ordered to be printed.

(2.) Copy of a letter, dated 27th December, 1877, from the Colonial Secretary to the Agent General for the Colony respecting the immigration of Engineers or Moulders or any workers in any branch of the iron trade.

Sir Henry Parkes moved, That the document be printed.

Debate ensued.

Question put and passed.

4. SYDNEY CORPORATION ACT AMENDMENT BILL (No. 3) :—The Order of the Day having been read,—On motion of Sir Henry Parkes, 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. Wisdom, 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 'Sydney Corporation Act of 1879' in certain particulars.*"

*Legislative Assembly Chamber,
Sydney, 13th May, 1880.*

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

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

6. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

- (1.) Betting Houses Suppression Act Amendment Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the 'Betting Houses Suppression Act of 1876,'*"—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 May, 1880.*

JOHN HAY,
President.

BETTING HOUSES SUPPRESSION ACT AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 13th May, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 2. Omit clause 2.

Pages 1 and 2, clause 3. Omit clause 3, insert the following new clause :—"The words 'valuable thing' in the principal Act shall include any promise verbal or in writing conditional or absolute to pay or give any valuable thing."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

(2.)

(2.) Merriwa Church and Presbytery Land Sale Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Right Reverend James Murray the Reverend Patrick Purcell Ryan and Charles Joseph Gallagher Trustees of certain Land situate in the Village of Merriwa to sell the said Land and to provide for the appropriation of the proceeds thereof*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 13th May, 1880.

JOHN HAY,
President.

(3.) Mining Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to amend the Act 37 Victoria No. 13*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 13th May, 1880.

JOHN HAY,
President.

7. WHARFAGE AND TONNAGE RATES BILL:—The Order of the Day having been read,—Mr. Watson 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. Watson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.]

And the Committee continuing to sit till after Midnight,—

FRIDAY, 14 MAY, 1880, A.M.

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

8. LICENSING BILL:—The Order of the Day for the second reading of this Bill postponed until Thursday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 96.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 14 MAY, 1880.

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

QUESTIONS :—

(1.) Timber Licenses :—Mr. Barbour asked the Secretary for Mines,—

(1.) Is it the duty of every Forest Ranger, within his particular district, to see that all posts and rails cut and removed from Crown Lands for fencing purchased land, whether belonging to squatters or selectors, are procured by persons holding timber licenses?

(2.) How long is it since Forest-Ranger Condell was appointed to the Deniliquin District?

(3.) Have any timber licenses been paid for by or for the workmen employed procuring timber from Crown Lands for fencing in the many thousands of acres of purchased land on the runs of Derrulaman, Curnallo, Aratulla, and Barratta, since Condell was placed in charge of this district?

Mr. Baker answered,—

(1.) Yes; it is the duty of Forest Rangers to see that all posts and rails cut and removed from Crown Lands for fencing purchased land, whether belonging to squatters or selectors, are procured by persons holding timber licenses.

(2.) 1st October, 1876.

(3.) The workmen's names not being given by the Honorable Member, it cannot be stated whether they held licenses or not.

(2.) Mining Leases at Hill End :—Mr. Beyers asked the Secretary for Mines,—

(1.) How many leases have Messrs. Fairfax and Molyneaux at Hill End?

(2.) How many do each of them hold individually?

(3.) How much labour does Mr. Fairfax expend on his holdings, and how much on each separately?

(4.) How much labour does Mr. Molyneaux expend on his holdings, and how much on each separately?

(5.) Has Mr. Collins any leases on Hill End adjoining No. 1,320, and under what conditions: is he holding the same without labour as required by the Act?

(6.) What land do Mulholland and Dixon hold at Hill End, and have they expended the labour as required by this Act?

Mr. Baker answered,—

(1.) Only one jointly.

(2.) Mr. Fairfax one lease, Mr. Molyneaux none.

(3.) The labour conditions of Mr. Fairfax's lease (No. 154) are—Four men to be employed from 26th August, 1878. No complaint has been received *re* non-observance of the labour conditions.

(4.) Mr. Molyneaux does not hold any leases.

(5.) If No. 1,320 refers to the application made by Mr. Beattie on the 25th August, 1879, Mr. Collins does not hold any lease adjoining the land comprised therein; but he holds a lease of 2 roods and 10 perches adjoining portion 1,204, a part of which is comprised in Mr. Beattie's application.

(6.) They hold no leases jointly. Mr. Mulholland holds one lease, Mr. Dixon holds two leases. No complaint has been made against them of non-observance of the labour conditions.

(3.) Charles Hams's Conditional Purchase :—Mr. Dangar asked the Secretary for Lands,—

(1.) Was a selection taken up by Charles Hams on or about 1st May, 1879, at Boggy Creek, in the Narrabri district; if so, extent?

(2.) Was such selection on a reserve; if so, particulars of the reserve, and was the deposit money returned to Hams, and when?

Mr. Hoskins answered,—

(1.) Yes; 320 acres.

(2.) The selection was reported by the Surveyor to interfere with Reserve No. 402, notified on the 30th October, 1869. The selection was declared void at the request of the selector's agent, and an order for refund of his deposit forwarded on the 31st January, 1880. (4.)

(4.) Compensation to Arthur Colless and Jane Flockhart:—Mr. Dangar asked the Secretary for Lands,—

(1.) Is it intended to compensate Arthur Colless, of Come-by-Chance, Namoi River, and Jane Flockhart, of Wee-Waa, for land taken from them for newly proclaimed road from Narrabri to Walgett, laid out by Mr. Staff-Surveyor M'Master?

(2.) Have applications been received at the Lands Department from these parties for compensation; how have they been disposed of, and when are they likely to be paid?

Mr. Hoskins answered,—

(1.) Until applications for compensation have been reported upon by the Surveyor General, and the report considered, I am not in a position to state the intention of the Government?

(2.) Applications for compensation have been received and forwarded to the District Surveyor for report.

(5.) Ferry at Raymond Terrace:—Mr. Jacob asked the Secretary for Public Works,—

(1.) How many men are employed at the ferry at Raymond Terrace?

(2.) What pay do they respectively get?

(3.) Are they supposed to assist each other in working the ferry?

(4.) More especially as now and lately that the steam punt has been laid up, and a cumbersome punt worked by hand, ought not the three men to help each other in working the punt?

Mr. Lackey answered,—

(1.) Three.

(2.) Engineer 10s. per diem; two men at £8 per month each.

(3.) Yes.

(4.) Certainly. Instructions have been given to that effect.

(6.) Bundarra Bridge:—Mr. Terry asked the Secretary for Public Works,—Have tenders been called for erection of Bundarra bridge?

Mr. Lackey answered,—Not recently, but tenders will be invited in a few days.

2. PAPERS:—

Mr. Hoskins laid upon the Table,—Return to an Order made on 1st April, 1879,—“Selections of Woods and Kelly on Reserve on the Billybongevil Run.” Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Regulations under the Public Instruction Act of 1880. Ordered to be printed.

3. FORFEITED PURCHASES DECLARATORY BILL:—Ordered, on motion of Mr. Hoskins, 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 6th May, 1880, requesting its concurrence in certain amendments made by the Council in the Forfeited Purchases Declaratory Bill,—

Disagrees to the amendment in the Title of the Bill,—Because the words omitted are correctly descriptive of the purport of the Bill, which the substituted word would not be, and because to alter the Title as proposed would be to take the Bill beyond the order of leave given by the Legislative Assembly upon the introduction of the measure.

Agrees to the amendment in the Preamble, but proposes to amend it by reinserting “held” and omitting “supposed.”—Because the practice of allowing forfeited conditional purchases to be again conditionally purchased has rested not upon a mere supposition but upon deliberate conviction, supported by authority, that it was in accordance with law.

Agrees to the amendments in clause 1, lines 16 and 18.

Disagrees to that part of the amendment in clause 1, line 20, which omits “in any Court,”—Because it is undesirable that any titles should be left unsettled as to which actual litigation has not been entered upon.

Agrees to the remainder of the amendment, but proposes to amend it by omitting “to raise or to decide,” inserting the words “of deciding” in lieu thereof, and omitting “in any Court or by means of arbitration,” for the same reason, and also because questions as to the legality of re-selected purchases are not of a character to become the subject of arbitration.

Disagrees to the amendment in clause 2,—Because it is not consonant with the Title.

*Legislative Assembly Chamber,
Sydney, 14th May, 1880.*

4. MRS. SARAH ROBINSON:—Mr. Macintosh presented a Petition from Sarah Robinson, widow of the late Edward Robinson, of Petersham, representing that her late husband was employed in the Railway Department, and was killed while in the execution of his public duties, and that by his death she and her children are left in necessitous circumstances; and praying the House to take her case into consideration, with a view to relief. Petition received.

5. OYSTER LEASES VALIDATION BILL:—Dr. Bowker presented a Petition from Residents in and around the Lower Hunter River District, against the passing of this Bill. Petition received.

6. ADJOURNMENT:—Mr. Beyers moved, That this House do now adjourn. Question put. And Division called for,— But there being no Tellers on the part of the *Ayes*, no Division could be had,—and Mr. Speaker declared the Question to have passed in the *negative*.

7. MEDICAL BILL:—Mr. Greville presented a Petition from Richard Sadleir, R.N., praying that Schedule II. of this Bill may be amended in certain respects. Petition received.

8. CLAIM OF JOHN O'BRIEN TO LAND AT PRINCE ALFRED GULLY, TYGONG GOLD FIELD (*Formal Motion*) :—Mr. H. H. Brown moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, minutes, and other documents, having reference to the claim of one John O'Brien to certain land for gold mining purposes at Prince Alfred Gully, Tygong Gold Field, near Grenfell.

Question put and passed.

9. MEDICAL BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Dr. Bowker, "That this Bill be now read a second time,"—And the Question being again proposed,—the House resumed the said adjourned Debate.

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. Barbour, Mr. Bennett, Mr. Beyers, Mr. W. C. Browne, Mr. Burns, Mr. Cameron, Mr. Day, Mr. Greville, Mr. Hoskins, Mr. Lucas, Mr. Melville, Mr. O'Connor, Sir Henry Parkes, Dr. Renwick, Mr. Roseby, Mr. Suttor, Mr. Terry, Mr. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at twenty-seven minutes after Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 97.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 18 MAY, 1880.

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

QUESTIONS:—

- (1.) Coroners Inquests:—Mr. Macintosh asked the Minister of Justice,—Would the Government have objection to the publication in the *Gazette* prior to the 31st March in each year of a tabulated statement setting forth the names, ages, nativity, locality where death occurred, cause of death, value of property possessed of, or other remarks, of all persons on whom Inquests or a Magisterial inquiry were held during the previous year, ending 31st December; if not, will the Government be pleased to give orders for this to be carried out in future?

Mr. Suttor answered,—There will be no objection to publication in the *Government Gazette* in each year, so far as may be practicable, of a tabulated statement of the nature indicated, and the requisite steps will be taken shortly for that purpose.

- (2.) Sites for Religious Purposes:—Mr. Hurley (*Hartley*) asked the Secretary for Lands,—How many applications are at the present time in the hands of the Government for grants of Crown Lands as sites for public worship, or for any religious purpose whatever, and the particulars of such applications?

Mr. Hoskins answered,—The number of applications at present in the Department is 96, classified as follows:—Church of England, 47; Roman Catholic, 15; Presbyterian, 12; Wesleyan, 17; Primitive Methodist, 2; Lutheran, 1; Union Church, 2. These applications are for sites for church and ministers residences. It has been the practice to allot in the proportion of 1 acre for church, and half-an-acre for minister's residence. In the case, however, of sites for Union Churches, it has been the custom to reserve 1 acre only for church site. Particulars as to locality cannot be furnished at present, as a large number of the applications are in the hands of the local Surveyors.

- (3.) Writs of *Ca. Sa.*:—Mr. Coonan, for Mr. Cohen, asked the Attorney General,—

(1.) The number of applications for writs of *ca. sa.* to the Judges of the Metropolitan District Court during each of the years 1875, 1876, 1877, 1878, 1879, and the number of such applications granted and refused respectively?

(2.) The number of cases in each of the same years in which the judgments have been satisfied, wholly or partially, after the granting of such writs against the judgment debtors?

Mr. Wisdom answered,—The answer to this question is a very lengthy one, and I will lay it upon the Table in the shape of a Return after the questions have been asked.

- (4.) Public Schools at Oakhampton and Mount View:—Mr. Burns asked the Colonial Secretary,—

(1.) What steps have been taken, or are intended to be taken, in reference to the erection of a Public School at Oakhampton?

(2.) The like information in relation to the School at Mount View, in the District of Pokolbin?

Sir Henry Parkes answered,—

(1.) I am informed that plans and specifications of the proposed Public School Buildings at Oakhampton have been prepared, and that tenders will be invited when the site has been secured. It appears that a slight difficulty has arisen with regard to the site; but the matter will probably be arranged shortly.

(2.) Tenders are about to be procured for the proposed Public School Buildings at Mount View.

- (5.) Police Quarters at Millie:—Mr. Thompson, for Mr. Dangar, asked the Colonial Secretary,—

(1.) Will a sum of money be provided out of General Vote to erect Police Quarters at Millie, between Narrabri and Moree?

(2.) When is it intended to place Police at this place?

(3.) Will constables be stationed at Collarenebri, on the Barwin River, between Walgett and Mogil Mogil, and a Police Station formed there?

Sir Henry Parkes answered,—

(1.) Money will be available for the erection of a Station at Millie when the establishment thereof is approved.

(2.) The matter will be considered as soon as the village is surveyed and laid out to allow of a site being selected.

(3.) The necessity for forming a Police Station at Collarenebri is under consideration. (6.)

(6.) Police Barracks at Gadooga:—*Mr. Thompson*, for *Mr. Dangar*, asked the Secretary for Public Works,—

(1.) Is it a fact that the contractor for the erection of the new Police Barracks at Gadooga has not commenced the work, though his contract has been accepted six months, and the work to be completed in five months?

(2.) Is it true that his sureties have not yet signed the bond; if so, for what cause, and what steps are intended to be taken in the matter?

Mr. Lackey answered,—

(1.) This work is being carried out under the Police Department direct. The Inspector General informs me that the contractor has forwarded a telegram to the effect that he is proceeding with the work as rapidly as possible. He has been delayed owing to the flooded state of the country.

(2.) No sureties have been required for the work.

(7.) Oyster Culture and Fishing:—*Mr. Garrett* asked the Colonial Secretary,—Whether the Government, in view of the recommendations of the Fisheries Commission, intend to introduce a more comprehensive measure than that submitted to deal with the question of Oyster Culture and Fishing?

Sir Henry Parkes answered,—In view of all the circumstances affecting this question, the Government have decided to bring in a general Bill.

(8.) Sewage of Government Establishments at Parramatta:—*Mr. Taylor* asked the Colonial Secretary,—

(1.) Did a report from *Dr. Alleyne*, Government Medical Officer, endorse the statements which have recently appeared in letters to the *Sydney Morning Herald* that the defective system of sewerage in connection with the Government Institutions at Parramatta has probably caused the spread of typhoid fever and diphtheria in that township?

(2.) If *Dr. Alleyne's* report is to that effect, will the Government, in view of the fact that a number of persons have died from diphtheria and typhoid fever in Parramatta during the past three weeks, and that those diseases are still extending, cause a competent engineer to examine without delay the river from *Lennox Bridge* in Church-street, Parramatta, to *Subiaco Convent*, with a view to ascertain whether it is possible to so deepen the river between those points, or otherwise deal with its present conformation, as to cause the sewage from the Government institutions to be swept away by the tides?

(3.) In the event of an engineer's report being favourable to the adoption of this method of disposing of the sewage from the Government Institutions at Parramatta, will the Government cause a sufficient sum of money to be placed on the Estimates to admit of such a plan being carried into effect?

Sir Henry Parkes answered,—

(1.) In the opinion of the Government Medical Adviser, the want of arrangements for drainage at the Police Barracks at Parramatta was probably an important element in the recent outbreak of sickness in those buildings.

(2 and 3.) *Dr. Alleyne's* report is unfavourable to the adoption of any method of disposing of the sewage whereby it can be conveyed into the Parramatta River, or into any watercourse leading into it. I may add, that no time will be lost in dealing with the whole case.

(9.) Railway from Grafton to New England:—*Mr. Fawcett* asked the Secretary for Public Works,—

(1.) Has he received a letter, dated 2nd March, 1880, signed *Thomas Page*, Honorary Secretary of the Clarence and New England Railway League, inviting his attention to a Petition forwarded to him on the 23rd of September last, in reference to the subject of a Railway from Grafton to New England?

(2.) Has he replied to the letter referred to; if not, will he do so?

Mr. Lackey answered,—

(1.) Such a letter has been received.

(2.) No reply has been given. The question referred to involves a matter of Railway policy which the Government have not yet decided upon. When a decision shall have been arrived at, it will be duly communicated to the writer.

(10.) Lights at Ferry Stairs, Dyke Railway Crossing, and Bullock Island:—*Mr. Melville* asked the Secretary for Public Works,—When will the application for lights to be placed at the Ferry Stairs, Dyke Railway Crossing, and Bullock Island Bridge, be complied with?

Mr. Lackey answered,—I hope to be in a position to arrive at a decision in this matter at an early date.

(11.) Site for Hospital, Coonamble:—*Mr. Coonan* asked the Colonial Secretary,—Has any application been made by the residents of the town of Coonamble for a site for the erection of an Hospital; if so, what has been the result of such application?

Sir Henry Parkes answered,—I understand that an application has been received by the Secretary for Lands for a site for an Hospital at Coonamble; but that, as the land comes within the Permanent Common, it will be necessary to obtain the sanction of Parliament to the resumption of that part of the Common which is required for the Hospital.

(12.) Approaches to Wahgunyah Bridge:—*Mr. Day* asked the Secretary for Public Works,—

(1.) Considering the large amount of traffic on the road between Corowa and the Wahgunyah Bridge,—Is it the intention of the Government to put the approaches in proper order this winter?

(2.) Is there any reason why this most important work has not been carried out before now?

Mr. Lackey answered,—

(1.) Such was the intention, but questions as to compensation and also as to purchase of bridge have delayed the work.

(2.) The only reason is the large compensation demanded. It is thought, however, that the difficulties will now be removed, in which case the work will be proceeded with without further delay.

2. PAPERS :—

Sir Henry Parkes laid upon the Table,—Report on the Lighting, Heating, and Ventilation of School Buildings in Great Britain, the Continent of Europe, and America,—by Edward Combes, C.M.G., M.P.

Ordered to be printed.

Mr. Wisdom laid upon the Table,—

(1.) Applications for Writs of *ca. sa.* to the Judges of the Metropolitan District Court.

(2.) Return to an Address adopted on 4th May, 1880,—“Leave of Absence to Judges of the Supreme Court.—Appointment of an Additional Judge.”

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return (*in part*) to an Order made on 25th March, 1880,—“The Civil Service.”

Ordered to be printed.

3. ELECTORAL BILL :—Mr. Fawcett presented a Petition from James Stocks, Mayor of Lismore, on behalf of the Electors of that portion of the Clarence Electorate called the District of Lismore, in Public Meeting assembled, in favour of the passing of this Bill.
Petition received.

4. MR. AUSTIN FORREST WILSHIRE :—Mr. Farnell presented a Petition from Austin Forrest Wilshire, alleging that he had an interest in a Tannery established in Sydney by his father, and that by the Act 13 Victoria No. 42 all Tanneries were removed beyond the limits of the City of Sydney, by which removal he suffered loss ; and praying the House to take his case into consideration, with a view to relief.
Petition received.

5. LAND PURCHASED BY CHARLES COOMBES AT PORT MACQUARIE (*Formal Motion*) :—Mr. H. H. Brown moved, pursuant to Notice, That there be laid upon the Table of this House copies of all documents, correspondence, and minutes, having reference to the land purchased by Charles Coombes at Port Macquarie on 13th November, 1878, 80/3,510 Aln.
Question put and passed.

6. COMMISSION OF THE PEACE :—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That, in the opinion of this House, it is highly desirable that the Government should at once take steps to remove all persons from the Commission of the Peace, with a view of ensuring the safe administration of the law in future, and only appointing or re-appointing persons who by education and intelligence are fitted to perform the duties of a Magistrate.

Debate ensued.

Question put.

The House divided.

Ayes, 5.

Mr. Shepherd,
Mr. McCulloch,
Mr. W. C. Browne,

Tellers,

Mr. Hurley (*Hartley*),
Mr. Coonan.

Noes, 31.

Sir Henry Parkes,
Mr. Combes,
Mr. Fitzpatrick,
Mr. Baker,
Mr. Hoskins,
Mr. Wisdom,
Mr. Lackey,
Mr. Watson,
Mr. Charles,
Mr. Taylor,
Mr. Melville,
Dr. Renwick,
Mr. Garrett,
Mr. Fawcett,
Mr. Barbour,
Mr. Cameron,
Mr. Harris,

Mr. Burns,
Mr. J. Davies,
Mr. Bennett,
Mr. Suttor,
Mr. Macintosh,
Mr. Merriman,
Mr. Murphy,
Mr. Teece,
Mr. Badgery,
Mr. Thompson,
Mr. Beyers,
Mr. Lucas,

Tellers,

Mr. Day,
Mr. Terry.

And so it passed in the negative.

7. SECRET BILLS OF SALE ACT AMENDMENT BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “*An Act to amend the Act 19 Victoria No. 2 relating to Secret Bills of Sale of Chattel Property*,”—with the amendments indicated by the accompanying Schedule, including an amendment in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 18th May, 1880.

JOHN HAY,
President.

SECRET BILLS OF SALE [ACT AMENDMENT] BILL.

Schedule of Amendments referred to in Message of 18th May, 1880.

JOHN J. CALVERT,

Clerk of the Parliaments.

- Page 1, Title, line 1. *Omit* “Act 19 Victoria No. 2” *insert* “law”
 „ Preamble, line 3. *After* “requires” *insert* “with certain other enactments”
 „ clause 1, line 8. *Omit* “referred to in the first section” *insert* “within the meaning”
 „ clause 1, line 9. *Omit* “unless” *insert* “hereafter executed which shall not be”
 „ clause 1, lines 10 and 11. *Omit* “shall except as against such person making or giving the
 “same” *insert* “and every Bill of Sale within the meaning of the said Act now existing
 “and not already filed or recorded which shall not be filed or recorded within three
 “months after the passing of this Act shall”
 „ clause 1, lines 11 and 12. *Omit* “to all intents and purposes whatsoever” *insert* “and
 “every mortgage of chattel property hereafter shall be by deed and be deemed a Bill of
 “Sale within this Act”

Page

Page 1, clause 2, lines 14 and 15. *Omit* "(unless the same be in contravention of the second section of the said recited Act and save as is hereinafter mentioned)" *insert* "from the time of such filing or recording"

" 2, clause 2, lines 1 and 2. *Omit* "judgment creditors all assignees or trustees in insolvency or bankruptcy or under any deed or deeds for the benefit of creditors and all other"

" 2, clause 2, lines 3 to 5. *Omit* "and shall not be affected by or be subject to the provisions contained in the fifty-fifth section of the Act fifth Victoria number seventeen" *insert* "Any enactment at present in force notwithstanding and no such Bill of Sale shall be valid for any purpose until filed or recorded"

" 2, clause 2, lines 7 to 9. *Omit* "shall not have been subsequently satisfied or shall not be otherwise affected under the provisions of the said Act fifth Victoria number seventeen except as herein contained" *insert* "that every defeasance condition or trust affecting it shall appear therein or on the same paper or parchment"

" 2, clause 2, line 10. *Omit* "so filed or recorded as aforesaid"

" 2, clause 2. After clause 2 *insert* the following new clauses:—

" 3. Every Bill of Sale hereafter executed shall be attested by a solicitor of the Supreme Court in actual practice or a Justice of the Peace who shall in such attestation state that before execution of the instrument he explained the effect thereof to the grantor who in the witness's belief understood the same.

" 4. The filing or recording of a Bill of Sale under this or the recited Act shall be deemed a registration thereof within the meaning of this and the next section and every registration shall be renewed at the expiration of every twelve months thereafter or within ten days next following by the filing of an affidavit stating the date of the Bill of Sale the names residences and occupations of the parties thereto as mentioned therein the date of its registration or renewed (or last renewed) registration the amount due or claimed to be due on the instrument and that it is still a subsisting security for that sum.

" 5. If more than the period limited by the last section shall in any case elapse after the registration or renewed registration of a Bill of Sale without a renewal or further renewal of its registration as the case may be such Bill of Sale shall thereupon become absolutely void Provided that no renewal shall in any case be necessary by reason only of a transfer or assignment of the instrument.

" 6. Where two or more Bills of Sale of the same chattels or some of them shall have been executed by the grantor to the same or some other grantee every such instrument shall take effect as to such chattels according to priority not of date but in the time of filing or recording of the same.

" 7. If any grantor in a Bill of Sale shall after execution of the instrument by him execute without the written consent of the grantee any Bill of Sale of the same chattels or any of them to any other person with intent to defraud any person such grantor shall be deemed guilty of a misdemeanour and be liable to imprisonment with or without hard labour for any period not exceeding three years with or without a fine not exceeding one hundred pounds in addition thereto.

" 8. No Bill of Sale executed after the passing of this Act duly filed or recorded as provided by the recited Act and of which the registration shall where necessary be annually renewed as required by this Act shall be affected by the thirty-second section of the Act of one thousand eight hundred and forty-six commonly called the Small Debts Act (tenth Victoria number ten) or any provision therein.

" 9. Nothing in this Act shall as against any assignee under the 'Insolvent Act of 1841' or the Acts amending the same be taken to render valid any Bill of Sale made without valuable consideration or having the effect of preferring any then existing creditor to another."

Page 2, clause 3, line 13. *Omit* "Amendment Act of 1879" *insert* "of 1880."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

8. CLAIM OF ANNE JANE COX FOR LOSS OF HER CONDITIONAL PURCHASE:—Mr. Coonan moved, pursuant to Notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the claim of Anne Jane Cox for loss of her Conditional Purchase.

(2.) That such Committee consist of Mr. Barbour, Mr. Day, Mr. Terry, Mr. Hoskins, Mr. Murphy, Mr. H. H. Brown, Mr. Garrett, Mr. Jacob, Mr. Thompson, and the Mover.

Debate ensued.

Question put and passed.

9. BETTING HOUSES SUPPRESSION ACT AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Terry, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Terry, 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 'Betting Houses Suppression Act of 1876.'"

Legislative Assembly Chamber,
Sydney, 18th May, 1880.

Bills of Sale how to be attested.

Recording of Bills of Sale to be yearly renewed.

Consequence of neglect.

As to priority among grantees.

Punishment for fraud in executing subsequent grants.

Reference to Small Debts Act s. 32.

Saving of sections 7 and 8 of Insolvent Act.

10. **POSTPONEMENTS** :—The Orders of the Day Nos. 1 and 2 of Government Business postponed until to-morrow.
11. **SUPPLY** :—The Order of the Day having been read,—on motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.
-

And the Committee continuing to sit till after Midnight.—

WEDNESDAY, 19 MAY, 1880, A.M.

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

The House adjourned at twenty-three minutes after Twelve o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 98.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 MAY, 1880.

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

QUESTIONS:—

- (1.) Government Land Sale at East Maitland:—Mr. Badgery asked the Secretary for Lands,—

- (1.) When was the last sale of Government town or suburban lands held at East Maitland?
 (2.) How much was sold, and at what price?
 (3.) What was then the upset price per acre?

Mr. Hoskins answered,—

(1.) The last sale held at East Maitland was on the 21st May, 1879, of 19 allotments in the Village of Mulbring; total area sold, 9 acres 9 roods 23 perches, ranging from £8, the upset price, to £11 12s. per acre. But the last sale held at East Maitland of land situated in that town was on the 4th April, 1879.

(2.) One suburban allotment (part of the Church and School Estate) containing 2 roods 22 perches, at £2 11s.

(3.) £4 per acre.

- (2.) John Byron:—*Mr. Cameron*, for Mr. Macintosh, asked the Colonial Secretary,—Has consideration been given to the humble Petition of John Byron, presented to this House on 11th March, 1879; if so, is it the intention of the Government to accede to the prayer of the Petition?

Sir Henry Parkes answered,—The Petition of Mr. John Byron, referred to by the Honorable Member, relates to matters which (as the Government is advised) cannot be decided in his favour without a breach of the law.

- (3.) Public School Teacher, Singleton:—Mr. W. C. Browne asked the Colonial Secretary,—Has any (and if so what) report been received in reference to the alleged charge of cruelty recently preferred against the Public School Teacher at Singleton in this House?

Sir Henry Parkes answered,—I find that a report has been received from Mr. Inspector Bradley, from which it appears that the teacher indicated in the letter of complaint was in no way concerned in the punishment of the children referred to, and is therefore wholly exempt from blame in the matter. The teacher intended to be alluded to is a young lady, and in respect to her the Inspector reports that the charges made as to brutal conduct and excessive severity in the corporal punishment of her pupils have not been substantiated. With regard to the injury said to have been inflicted on one of the pupils with a slate early in 1879, it is found that an accident occurred, for which no one was to blame. In the other cases of punishment, it has been ascertained that the slight marks were on the children's arms, and were caused by the application of the cane by the young lady referred to, but that the chastisement was neither brutal nor very excessive. She has, however, been cautioned against the indiscreet use of the cane.

- (4.) Resumption of Land at Forbes:—*Mr. Beyers*, for Mr. Coonan, asked the Secretary for Lands,—Has a letter been received from the Municipal Council, Forbes, in reference to the resumption of lots 10 and 11 section 59 in the Town of Forbes; if so, what has been done in the matter?

Mr. Hoskins answered,—The letter was received in the Department yesterday, and is now under consideration.

- (5.) Land Sale, Village of Delegate:—Mr. Murphy asked the Secretary for Lands,—When will the land in the Village of Delegate be brought to auction sale?

Mr. Hoskins answered,—On 30th June next, at Bombala.

(6.)

- (6.) Site for Lunatic Asylum at East Maitland :—Mr. Badgery asked the Colonial Secretary,—
 (1.) Has a piece of land been reserved by the Government as a site for a Lunatic Asylum at East Maitland?
 (2.) Has such site been inspected and approved of by Dr. Manning?
 (3.) Will any provision be made during the present Session for the erection of such Asylum?

Sir Henry Parkes answered,—

- (1.) A piece of land was set apart near East Maitland for Reformatory and Lunatic Asylum in 1867.
 (2.) The site was inspected by Dr. Manning in 1877, and an opinion expressed that though in some respects suitable a better might be found.
 (3.) There is no present intention of erecting any Asylum on this site.

- (7.) Widow of the late George Gore :—Mr. W. C. Browne asked the Secretary for Public Works,—
 Is it the intention of the Government to make any (and if so what) provision on the Additional Estimates for 1880 for the Widow of George Gore, late fireman on the Great Northern Railway, who was killed on Thursday last while in the discharge of his duty?

Mr. Lackey answered,—Inquiry is now being made with a view to ascertain whether the case is one in which a gratuity should be recommended, and the amount thereof.

2. SITE FOR RAILWAY PASSENGER STATION, ALBURY :—Mr. Lackey presented a Petition from Property-holders, Ratepayers, and Residents of Albury, representing that the site chosen by the Government for this Station is more eligible than the site proposed to be substituted for it; and praying that the present site may be adhered to.
 Petition received.

3. SUSPENSION OF STANDING ORDERS (*Formal Motion*) :—Mr. Watson moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intitled "A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880," 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 are come to by the said Committees respectively.
 Question put and passed.

4. ADJOURNMENT :—Mr. Jacob moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.

5. VOTE OF CREDIT :—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker :—

AUGUSTUS LOFTUS,
Governor.

Message No. 40.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly that provision be made for defraying the expenses of the various Departments and Services of the Colony for the month of May, 1880; together with provision for other Services.

*Government House,
 Sydney, 19th May, 1880.*

Ordered to be printed, and referred to the Committee of Supply.

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

And the Committee continuing to sit till after Midnight,—

THURSDAY, 20 MAY, 1880, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
 Ordered, that the adoption of the report stand an Order of the Day for This Day.

The House adjourned at a quarter after Six o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 99.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 MAY, 1880.

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

QUESTIONS:—

- (1.) Mining Accidents at Hill End:—*Mr. Beyers*, for *Mr. McCulloch*, asked the Secretary for Mines,—

- (1.) Are a large number of accidents occurring at Hill End by the use of dynamite without proper precautions?
 (2.) When did the Mining Inspector last inspect the mines at Hill End?
 (3.) Will he instruct the Inspector to make a thorough inspection of all the mines now being worked at Hill End, and to report as to the safety of the workings?

Mr. Baker answered,—

- (1.) No; the last accident by the use of dynamite occurred on the 8th of August last.
 (2.) In January last.
 (3.) Yes; the Inspector is now on his way to Hill End for that purpose.

- (2.) Road from Gunning to Queanbeyan:—*Mr. Thompson* asked the Secretary for Public Works,—

- (1.) Is he aware the only piece of road between Gunning and Queanbeyan not cleared of timber and stumps lies between Fairfield and Yass River Bridges, a distance of about 2½ miles?
 (2.) Is he aware that this piece of road is dangerous from that cause, as the mail travels this piece of road in the dark?
 (3.) Will the Minister issue instructions at once to have this 2½ miles of road cleared of all stumps, trees, and timber?

Mr. Lackey answered,—

- (1 and 2.) I am not aware.
 (3.) Instructions will be issued to the local Roads Officer, if he has not already arranged for the clearing.

- (3.) Grants of Land for Religious Purposes:—*Mr. Barbour*, for *Mr. McCulloch*, asked the Secretary for Lands,—Referring to the recent Resolution of this House, to the effect that no future grants of lands shall be made for religious purposes,—What is intended to be done with those applications for grants which have passed Parliament, and those for which promises have been made by the Government?

Mr. Hoskins answered,—In those cases which have passed Parliament deeds of grant will be issued, and in no others, such course evidently being in accordance with the terms of the Resolution recently passed by the Assembly, and referred to by the Honorable Member.

- (4.) Council of Education:—*Mr. Barbour*, for *Mr. McCulloch*, asked the Colonial Secretary,—Do the Government intend to take any steps to recognize the services of the late Council of Education?

Sir Henry Parkes answered,—The members of the late Council of Education have already received the thanks of the Government, through the instrumentality of His Excellency the Governor, with the advice of the Executive Council.

- (5.) Steam-punt at Raymond Terrace:—*Mr. Jacob* asked the Secretary for Public Works,—With reference to his answer of 14th of last month, to the effect that the steam-punt belonging to the Ferry at Raymond Terrace would be restored there in a few days,—Is the punt back, and again at work; if not, when may the inhabitants expect it?

Mr. Lackey answered,—The punt is not yet at work, but is almost ready, and will be at work shortly. It is impossible to say exactly what day.

(6.)

- (6.) Public School at Hanging Rock :—Mr. Copeland asked the Colonial Secretary,—
- (1.) When will tenders be called for erection of Public School at Hanging Rock?
 - (2.) Is the Minister for Education aware that the building at present in use is not nearly large enough to provide sitting room for the children attending, and in consequence some children are compelled to travel to Nundle to school?
 - (3.) Was not the erection of this school approved of nearly two years ago?
- Sir Henry Parkes answered,—
- (1.) I understand that the calling for tenders has been delayed by reason that the site is not yet secured ; but it is hoped that this difficulty will speedily be removed.
 - (2.) I believe not. A statement to that effect was made, but, as it seems, on insufficient grounds; the building, 14 by 20 feet, affording accommodation for thirty-five pupils, while the average attendance for the past four months was under thirty-two.
 - (3.) No.
- (7.) Public School at Hanging Rock :—Mr. Copeland asked the Secretary for Lands,—
- (1.) When will the grant of land for Public School at Hanging Rock be issued?
 - (2.) Is he aware that the delay in issuing this grant has been the principal cause of delay in the erection of this school for nearly two years?
- Mr. Hoskins answered,—The dedication of the land referred to was completed on the 21st ultimo. The issue of the deed is only delayed pending settlement of a question which has arisen as to the issue of grants under the "Public Instruction Act of 1880."
- (8.) Judge Meymott :—Mr. Greenwood asked the Attorney General,—Is it the intention of the Government to suspend Judge Meymott pending investigation into the grave charges brought against him by the Member for Tenterfield?
- Mr. Wisdom answered,—The subject of the Honorable Member's question is now under the consideration of the Government. The precise course to be adopted has not yet been determined.
- (9.) Katoomba Falls :—Mr. Greenwood asked the Secretary for Lands,—What decision has been given in regard to the matter brought before the House by Petition respecting the Katoomba Waterfall?
- Mr. Hoskins answered,—It has been decided that Mr. Neale is entitled to a measurement in accordance with the description contained in his application under Volunteer Land Order. Mr. Neale has given a way of access through this land and his adjoining property to a site from which the Falls can be seen to advantage.
- (10.) Grants of Land for Religious Purposes :—Mr. Greenwood asked the Secretary for Lands,—What action does he intend to take in regard to the Resolution of this House to the effect that public lands should not be granted gratuitously as Sites for Public Worship in future?
- Mr. Hoskins answered,—Instructions have been given by me that no further deeds are to issue for lands applied for for religious purposes, except in cases where abstracts of dedications of such lands have been laid before and passed Parliament.
2. PAPER :—Mr. Lackey laid upon the Table,—Road Trust Accounts for the half-years ended 30th June and 31st December, 1879.
Ordered to be printed.
3. LICENSING BILL :—
- (1.) Dr. Renwick presented a Petition from J. B. Olliffe, Chairman of the Licensed Victuallers Association of New South Wales, praying that certain sections of this Bill may be amended.
Petition received.
 - (2.) Sir Henry Parkes presented a Petition from Joseph Oram, Chairman of the Wesleyan Conference for New South Wales and Queensland, approving generally of the Bill ; and praying that it may be amended in certain particulars.
Petition received.
4. ELECTORAL BILL :—The Order of the Day having been read for the adoption of the report from the Committee of the Whole on this Bill,—Mr. Watson moved, "That" the report be now adopted.
- Sir Henry Parkes moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted" for the reconsideration of clauses 1, 3, 9, 10, 11, 13, and 14."
- Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
- Mr. Garrett moved, That the proposed amendment be amended by the addition thereto of the figures "33."
- Question,—That the figures proposed to be added be so added,—put and passed.
- Mr. Stephen Brown moved, That the proposed amendment be further amended by the addition of the words "and for the consideration of two new clauses."
- Question proposed,—That the words proposed to be added be so added.
Debate ensued.
- Question,—That the words proposed to be added be so added,—put and passed.
- Question then,—That the Bill be recommitted for the reconsideration of clauses 1, 3, 9, 10, 11, 13, 14, and 33, and for the consideration of two new clauses,—put and passed.
- On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
- Mr. Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again at a later hour of the day.

5. CENSUS BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 41.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly that provision be made for defraying the expenses connected with the Bill for taking the Census, and for obtaining certain Agricultural and Pastoral Statistics in the year 1881, and for other purposes.

Government House,
Sydney, 20th May, 1880.

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

6. STAMP DUTIES BILL (No. 2):—Sir Henry Parkes moved,—
(1.) That a Committee be appointed to inspect the Journals of the Legislative Council with relation to any proceedings upon the Stamp Duties Bill (No. 2), and to make Report thereof to the House.
(2.) That such Committee consist of Mr. Stephen Brown, Mr. Burns, Mr. Garrett, Mr. Greenwood, Mr. Wisdom, and the Mover.
Question put and passed.

And the Committee retired to inspect the Journals of the Legislative Council accordingly.

Sir Henry Parkes reported from the Committee appointed to inspect the Journals of the Legislative Council with relation to any proceedings upon the Stamp Duties Bill (No. 2), and to make Report thereof to the House,—That they had inspected the said Journals accordingly, and had found the following entry:—

“ WEDNESDAY, 19 MAY, 1880.”

- “ 3. STAMP DUTIES BILL (No 2):—Upon the Order of the Day being read,—the President left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
“ The Chairman having reported the Bill with an amendment,—
“ Mr. Darley moved, That the Report of this Bill from the Committee of the whole Council stand an Order of the Day for this day three months.
“ Debate ensued.
“ Question put and passed.”

Parliamentary Reading Room,
Sydney, 20th May, 1880.

HENRY PARKES,
Chairman.

And the same having been read by the Clerk, by direction of Mr. Speaker,—
Sir Henry Parkes moved, That the Report be now received.
Question put and passed.

7. ELECTORAL BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill. Mr. Speaker resumed the Chair; and the Chairman reported the Bill 2^o, with further amendments. Sir Henry Parkes moved, That the adoption of the report stand an Order of the Day for Wednesday next.
Debate ensued.
Question put and passed.
8. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 21 MAY, 1880, 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:—

(7.) Resolved,—That there be granted to Her Majesty for the Services of the year 1880 a sum not exceeding £385,379,—being £308,379 to defray the expenses of the various Departments and Services of the Colony for the month of May, 1880, at the rates which have been sanctioned for 1879, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1880; £70,000 for wages of Railway Employés and Railway Services generally for the month of June, 1880; and £7,000 for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of June, 1880.

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

9. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Watson, 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

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

(14.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Services of the year 1880, the sum of £385,379 be granted out of the Consolidated Revenue Fund of New South Wales to defray the expenses of the various Departments and Services of the Colony for the month of May, 1880; for wages of Railway Employés and Railway Services generally; and for wages of Employés in the Department of Harbours and Rivers, and other Services for the month of June, 1880.

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

10. CONSOLIDATED REVENUE FUND BILL (No. 6) :—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of Ways and Means (No. 14), to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880.

(2.) Mr. Watson then *presented* a Bill, intituled "*A Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—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. Watson, 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. Watson, 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. Watson, *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*."

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 21st May, A.M., 1880.*

11. ADJOURNMENT :—Sir Henry Parkes (*by consent*) moved, That this House do now adjourn until Tuesday next.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at twenty-five minutes after Twelve o'clock A.M., until *Tuesday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 100.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 MAY, 1880.

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. Watson, and read by Mr. Speaker:—

- (1.) Merriwa Church and Presbytery Land Sale Bill:—

AUGUSTUS LOFTUS,

Message No. 42.

Governor.

A Bill, intituled "*An Act to enable the Right Reverend James Murray the Reverend Patrick Purcell Ryan and Charles Joseph Gallagher Trustees of certain Land situate in the Village of Merriwa to sell the said Land and to provide for the appropriation of the proceeds thereof*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 20th May, 1880.

- (2.) Mining Act Amendment Bill:—

AUGUSTUS LOFTUS,

Message No. 43.

Governor.

A Bill, intituled "*An Act to amend the Act 37 Victoria No. 13*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 20th May, 1880.

- (3.) Sydney Corporation Act Amendment Bill (No. 3):—

AUGUSTUS LOFTUS,

Message No. 44.

Governor.

A Bill, intituled "*An Act to amend the Sydney Corporation Act of 1879 in certain particulars*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 20th May, 1880.

- (4.) Lands Acts Further Amendment Bill:—

AUGUSTUS LOFTUS,

Message No. 45.

Governor.

A Bill, intituled "*An Act further to amend the Lands Acts of 1861 and the Act of 1875*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th May, 1880.

2. QUESTIONS:—

(1.) Splitting Timber on Commons:—Mr. Thompson asked the Secretary for Lands,—

(1.) Is he aware that the Trustees of the Pitt Town Common are allowing men to split, for sale in Sydney, billet wood off the Common at 10s. per month per man?

(2.) That the Trustees of the Wilberforce Common are doing the same thing at 5s. per month per man?

(3.) Will he take the necessary steps to prevent billet wood being split on said Commons?

Mr. Hoskins answered,—I am not aware, but deeds have issued of these Commons conveying certain rights to Trustees (Act 11 Vic. No. 13 of 1847.) Whether splitting wood for the Sydney market is amongst those rights is a question on which I propose to obtain the advice of the Crown Law Officers.

(2.) Underground Tank for Walgett Court-house:—Mr. Dangar asked the Secretary for Public Works,—Is it intended to give directions to the contractor for new Walgett Court-house to construct an underground tank for the supply of water for those buildings, or to provide for such in any other way?

Mr. Lackey answered,—An underground tank will be provided for the use of the Court-house at Walgett when the building is completed.

(3.) Joseph Agrees' Conditional Purchase:—Mr. Dangar asked the Secretary for Lands,—

(1.) What decision has been arrived at with reference to the conditional purchase of Joseph Agrees, 640 acres, taken up at Narrabri 4th July, 1878, No. 78/58 C.S. No. 6,121, and forwarded to Surveyor for report 12th November, 1878, such report not having been received up to 4th March, 1879?

(2.) Has the Surveyor's report yet been received; if so, the nature thereof; if not, when is it likely to be?

Mr. Hoskins answered,—

(1.) The selection was declared void at the request of the applicant's agent on the 22nd September, 1879.

(2.) The report was received on the 13th May, 1879. It was to the effect that the land could not be measured as applied for by reason of a prior selection, and it was also found to encroach on Water Reserve No. 402, notified 12th October, 1869, and Travelling Stock Reserve, No. 766, notified 24th February, 1877.

(4.) Railway Bridge between Parramatta Junction and Duck Creek:—Mr. Taylor asked the Secretary for Public Works,—

(1.) How many years has it taken to effect the present alterations to the Railway Bridge between the Parramatta Junction and Duck Creek?

(2.) The cost of such alterations, not including the original cost of the bridge?

(3.) Within what reasonable time is it likely the work at this bridge will be completed?

Mr. Lackey answered,—

(1.) The abutments to the new bridge referred to took nine months and eleven days to complete; they were finished on 25th October, 1879. The superstructure was commenced on the 16th April last, and will be completed in a fortnight from this date, in all not quite twelve months.

(2.) The cost of alterations has been £3,455. There was no bridge there originally.

(3.) The whole work, including excavation of the embankment to form the water-way underneath the bridge, will be completed in six weeks.

3. MRS. MARY ANN ORR:—Mr. Barbour presented a Petition from Mary Ann Orr, of Browsi, Deniliquin, representing that she conditionally purchased land at Deniliquin, and expended a large sum of money thereon, and that such purchase was declared void on the ground that the land formed part of a reserve; and praying the House to take her case into consideration, with a view to relief. Petition received.

4. MRS. MARY ANNE SMITH:—Mr. Barbour presented a Petition from Mary Anne Smith, widow of Thomas Smith, late of Hay, alleging that her late husband conditionally purchased certain land at Hay, and erected buildings and fencing on the said land to the value of £600; and that such purchase was declared void on the ground that the land formed part of a temporary common; and praying the House to take her case into consideration, with a view to relief. Petition received.

5. PAPERS:—

Mr. Hoskins laid upon the Table,—Return to an Address adopted on 29th April, 1880,—“Hunter River Oyster-beds.”

Ordered to be printed.

Mr. Suttor laid upon the Table,—

(1.) Return to an Order made on 23rd April, 1880,—“Estate of the late Abraham Elias.”

(2.) Supplementary and Final Report of the Council of Education on the Schools under the Council.

Ordered to be printed.

6. ADJOURNMENT:—Mr. Jacob moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Consolidated Revenue Fund Bill (No. 6):—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled “An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,”—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 25th May, 1880.JOHN HAY,
President.

(2.)

(2.) Metropolitan Water and Sewerage Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the Water Supply and Sewerage of the City of Sydney and its Suburbs*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 25th May, 1880.

JOHN HAY,
President.

METROPOLITAN WATER AND SEWERAGE BILL.

Schedule of the Amendments referred to in Message of 25th May, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 2, clause 1, line 3. Omit "deprivation of Land or other"
 ,, 2, clause 2, line 15. After "say" insert "'Catchment area'—The drainage area of the streams
 " and other sources of water supply included within boundaries to be proclaimed under
 " this Act for the purpose of providing water for any water district"
 ,, 2, clause 2, lines 41 and 42. Omit "'Watershed'—The watershed or drainage area included
 " within the boundaries set forth in any Proclamation under this Act"
 ,, 3, clause 3, line 8. After "said" insert "last mentioned"
 ,, 3, clause 3, lines 9 and 10. Omit "and not by or upon the Minister"
 ,, 5, clause 13, lines 2 and 3. Omit "The first Monday in the month of July in the year one
 " thousand eight hundred and eighty" insert "a day to be appointed by the Governor
 " and published in the Gazette."
 ,, 5, clause 13, line 9. Omit "Metropolitan."
 ,, 5, clause 13, line 10. Omit "Monday" insert "day and month."
 ,, 6, clause 26, line 52. Omit "the" insert "any catchment."
 ,, 6, clause 26, line 53. Omit "of any watershed."
 ,, 6, clause 26, line 53. Omit "to be."
 ,, 6, clause 26, line 54. Omit "as hereinafter provided" insert "under this Act."
 ,, 6, clause 27, line 57. Omit "watershed or drainage" insert "catchment."
 ,, 6, clause 27, lines 57 and 58. Omit "of the streams and other waters and sources of supply
 " comprised in" insert "for the purposes of carrying out."
 ,, 6, clause 27, line 60. Omit "also" insert "shall in like manner define."
 ,, 7, clause 27, line 1. After "construct" omit "the."
 ,, 7, clause 27, line 3. After "the" insert "catchment area of any water district and the"
 ,, 7, clause 32, line 41. After "Council" omit remainder of clause.
 ,, 7, clause 33, line 48. Omit "by law."
 ,, 7, clause 33, line 49. Omit "made."
 ,, 7, clause 33, line 49. Omit "performed" insert "commenced."
 ,, 9, clause 38, line 56. After "Board" insert "for prescribing the forms of all notices under
 " this Act."
 ,, 10, clause 40, line 51. Omit "nor in any other case whatsoever."
 ,, 10, clause 40, line 54. After "owner" insert "or claimant."
 ,, 12, clause 51, line 46. After "purpose" omit remainder of clause.
 ,, 15, clause 68, line 10. Omit "leaden or other."
 ,, 20. After clause 92 insert the following new clause :—

" Subject to the provisions of this Act the Board may exercise any of the powers in this Part contained for the construction of Sewerage works for any Sewerage District and for the purposes of carrying out the provisions of this Act (that is to say) :—

General powers
of Board in
respect to
Sewerage Works.

" (1.) They may enter upon any lands and take levels of the same and set out such parts thereof as they shall think necessary and dig break and trench the soil of such lands and remove or use all earth stone mines minerals trees or other things dug or obtained out of or from the same

" (2.) They may enter upon take and hold such land as they may from time to time deem necessary for the construction maintenance repair or improvement of any authorized works

" (3.) They may from time to time construct and maintain alter or remove such engines buildings and other Sewerage works of what kind soever upon the lands authorized to be taken by them as they shall think proper for the sewerage of any such District

" (4.) They may from time to time divert and impound the water from any such streams as they may think fit and alter the courses of the same

" (5.) They may enter upon any Crown or private lands streets roads or thoroughfares and construct or lay or place therein any drains or pipes and may repair alter or remove the same and may enter upon any such lands streets roads or thoroughfares for the purpose of repairing any sewers drains or other works being their property or under their control

" Provided that the Board shall make full compensation for all damage or injury committed by them in the exercise of such powers And such compensation shall in every case where the Board cannot agree with the claimant be ascertained and the case in other respects shall be dealt with under the provisions hereinafter contained."

Page 21, clause 96. Omit clause 96.

Page 22, clause 105. Omit clause 105, insert the following new clause :—

" All sewerage rates and sums due to the Board under this Part shall be paid by and be recoverable from the owner of the premises or the occupier or person draining his premises into any sewer of the Board and all rates shall be paid in advance by equal payments on the first day

Rates to be
recoverable from
either landlord
or tenant.

" of

Rates to be paid
half-yearly in
advance.

Recovery.

House to be
purified on certi-
ficate of two
medical practi-
tioners.

Nothing in this
Act to exempt
any person from
prosecution &c.
for a nuisance.

Moiety of penal-
ties to be paid to
informers.

" of January and the first day of July in each year and the first payment shall be made at the time
" when the owner or occupier of any such premises shall become liable to pay such rates and charges
" and all such rates and charges may be enforced and recovered in respect of any premises in the
" City of Sydney or in any Municipality situate within one hundred and fifty feet from any sewer or
" drain belonging to the Board and whether there be any communicating drain between such pre-
" mises and any sewer or drain belonging to the Board or not And if any person refuse or
" neglect to pay on demand to the Board any rate charge or sum due to the Board under this Part
" the Board may recover the same with costs or may order a warrant under the hand of their
" President or Vice-President in the form contained in the Fourth Schedule hereto to be from time
" to time issued to some constable or other person named therein to levy such rate charge or sum
" by distress and sale of the goods and chattels of the person occupying the premises in respect of
" which such rate charge or sum is due at the time when the warrant of distress is executed and
" in case no sufficient goods and chattels of such occupier be found on the premises to satisfy such
" distress the owner of the premises or if he be absent from the colony his agent shall be liable for
" such rate charge or sum and the same may be recovered from him."

Page 23, clause 107, line 36. At end of clause *add* " And if any such house privy or cesspool be
" built rebuilt or constructed within any such district without such notice or approval the
" offender shall forfeit a sum not exceeding *twenty pounds*."

" 23. After clause 108 *insert* the following new clause :—

" If upon the certificate of any two duly qualified medical practitioners it appear to the
" Board that any house or part thereof or the premises occupied in connection therewith within the
" limits of any Sewerage District is in such a filthy or unwholesome condition that the health of
" any person is or may be liable to be affected or endangered thereby and that the whitewashing
" cleansing or purifying of any house or part thereof or the premises occupied in connection there-
" with would tend to prevent or check infectious or contagious disease the said Board shall give
" notice in writing to the owner or occupier of such house or part thereof or the premises
" occupied in connection therewith to whitewash cleanse or purify the same as the case may
" require and if the person to whom notice is so given shall fail to comply therewith within such
" time as shall be specified in the said notice he shall be liable to a penalty not exceeding *ten*
" *shillings* for every day during which he continues to make default and the said Board shall if
" they shall think fit cause such house building or part thereof or the premises occupied in connec-
" tion therewith to be whitewashed cleansed or purified and for such purpose shall have power to
" enter the same and the expense incurred by them in so doing shall be paid by the owner or
" occupier in default and be recoverable from such owner or occupier before any two Justices in a
" summary way in case such owner or occupier upon being summoned before any such Justices as
" aforesaid shall neglect or refuse to pay the same."

Page 24, after clause 114, *insert* the following new clause :—

" Nothing in this Act shall be construed to render lawful any act matter or thing what-
" soever which but for this Act would be deemed to be a nuisance nor to exempt any person from
" any liability prosecution or punishment to which he would have been otherwise subject in respect
" thereof."

Page 24, clause 115, line 42. *Omit* " Lands for Public Purposes Acquisition Act" *insert* " Statute
" Law under which lands are authorized to be taken for public purposes."

" 24, clause 115, line 42. *After* " And" *insert* " for the purposes aforesaid."

" 24, clause 116, line 51. *After* " Act" *insert* " or."

" 27, clause 127, line 9. *After* " Act" *insert* " not being injury caused by the permanent taking
" of land."

" 28, clause 132, lines 8 and 9. *Omit* " watershed or water or sewerage area" *insert* " catchment
" area or water or sewerage district."

" 30, clause 136, line 15. *Omit* " or disapprove."

" 30, clause 137, line 37. *Omit* " or disapprove."

" 30, clause 137, line 53, at end of clause *add* " Provided always that nothing in this or the
" next preceding section contained shall extend to prevent the carrying out and comple-
" tion in pursuance of the two hundred and fourteenth section of the 'Sydney Corpora-
" tion Act of 1859' of any transfer of the sewerage and waterworks therein referred to
" before the reception of any such report by Parliament if the Governor shall consider
" that such earlier transfer would be to the public interest."

" 33, clause 143, lines 34 and 35. *Omit* " One half of any penalty recovered under this Act
" or any by law thereunder shall be paid to the informer and."

" 33. *After* clause 143 *insert* the following new clause :—

" One-half of any penalty recovered under this Act or any by-law thereunder shall be
" paid to the informer."

" 33, clause 144, line 46. *Omit* " a."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into considera-
tion on Thursday next.

8. ENDOWMENT OF MUNICIPALITIES :—Mr. Cohen moved, pursuant to Notice, That this House will,
on Friday next, resolve itself into a Committee of the Whole to consider an Address to the
Governor, praying that His Excellency will be pleased to cause provision to be made on the
Additional Estimates for 1880 for payment to all the Municipal Bodies of the Colony of a sum
equal to the amount of rates received by each of such Municipal Bodies during the Municipal
year ending 4th February, 1879.

Debate ensued.

Motion, by leave, withdrawn.

9. CLAIM OF MR. JAMES GLASS TO LAND AT MILLER'S CREEK:—Mr. Bennett moved, pursuant to Notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the claims of Mr. James Glass to certain land situated at Miller's Creek, Liverpool Plains, in virtue of improvements put on the said land.

(2.) That such Committee consist of Mr. Hoskins, Mr. Barbour, Mr. Beyers, Mr. Lynch, Mr. Day, Mr. Johnston, Mr. Copeland, Mr. Murphy, and the Mover.

Debate ensued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only seventeen Members present, exclusive of Mr. Speaker, namely,—Mr. Bennett, Mr. Beyers, Mr. Cameron, Mr. Cohen, Mr. Day, Mr. Dillon, Mr. Farnell, Mr. Hoskins, Mr. Johnston, Mr. Lackey, Mr. Macintosh, Mr. McElhone, Mr. Murphy, Mr. Suttor, Mr. Terry, Mr. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at twenty-five minutes after Eight o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 101.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 26 MAY, 1880.

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

QUESTIONS:—

- (1.) Railway Passengers to Parramatta on 24th May:—Mr. Taylor asked the Secretary for Public Works,—The number of tickets issued on Monday, the 24th, from Redfern Station, Ashfield, Newtown, Burwood, Homebush, Rookwood, and the Junction to Parramatta by Railway?

Mr. Lackey answered,—	1st class.	2nd class.	Total.
Redfern	556	2,460	3,016
Newtown	28	188	216
Petersham	25	65	90
Ashfield	16	48	64
Burwood	24	98	122
Homebush	6	26	32
Rookwood	7	72	79
Parramatta Junction... ..	6	64	70
Total	668	3,021	3,689

- (2.) Land Sale, Village of Dalgetty:—Mr. Murphy asked the Secretary for Lands,—Not having received reply to my letter of 25th March last on the subject, will the Minister inform me whether it is his intention to bring to auction sale the land in the Village of Dalgetty, near Buckley's Crossing, Snowy River?

Mr. Hoskins answered,—Yes, as soon as the town and suburban boundaries are notified. The papers have been referred to District-Surveyor Betts for this purpose.

- (3.) Roads under Maitland District Council:—Mr. Burns asked the Secretary for Public Works,—When the grants last voted for the roads under the control of the Maitland District Council will be issued?

Mr. Lackey answered,—As soon as satisfactory vouchers in adjustment of Votes of 1879 have been received. As yet no accounts have been furnished for that year.

- (4.) Furniture for Howlong Court-house:—Mr. Day asked the Minister for Justice,—Has any communication been received from the Inhabitants or Magistrates of Howlong with respect to furnishing the Howlong Court-house; and is it the intention of the Minister to send the necessary furniture; if so, when?

Mr. Suttor answered,—Yes, from the Magistrates of Howlong; and the requisite steps will be taken at once to cause the necessary furniture to be forwarded as soon as practicable to that place.

- (5.) Tumberumba Court-house:—Mr. Day asked the Minister for Justice,—Is he aware of the dangerous and dilapidated state of the Tumberumba Court-house, and have any steps been taken to put this building in a proper state of repair; if not, will he give instructions at once to have the work done?

Mr. Suttor answered,—Yes, a communication has been received calling attention to the dilapidated condition of this Court-house. Tenders have been accepted for pressing temporary repairs.

(6.)

(6.) Mr. James Roberts :—Mr. McElhone asked the Secretary for Public Works,—

- (1.) Is a person named Roberts employed in the Tramway Department, either permanently or temporarily, as Superintendent, or in any other capacity ; if so, in what capacity, and at what salary ?
- (2.) Was this Mr. Roberts ever employed in the Electric Telegraph Department ; if so, was he dismissed by a former Government ?
- (3.) Was he employed as Telegraph Master at Yass, and was he compelled to resign or allowed to resign ?
- (4.) Do the Government intend to keep this Mr. Roberts in Government employment ?

Mr. Lackey answered,—

- (1.) Mr. James Roberts was appointed clerk and accountant in the Tramway Office in August last. He had previously been employed in the Crown Lands Office for four years. Having been tried in the management of the traffic for some time, he was recently made Superintendent, still, however, performing the duties of accountant. The salary for the combined duties is £300 a year.
- (2.) Mr. Roberts was employed in the Telegraph Department from 1863 to 1875, when he resigned.
- (3.) Yes ; he was not compelled to resign ; he resigned voluntarily, and his resignation was accepted after an inquiry. He was immediately thereafter appointed to the Lands Department, where he remained till appointed to the Tramway Office.
- (4.) Mr. Roberts has been in the Government Service for sixteen years. I am not aware of any reason for dispensing with his services.

2. PAPER :—Mr. Hoskins laid upon the Table,—Abstract of Crown Lands authorized to be dedicated to Public Purposes, in accordance with the 5th section of the Act 25 Victoria No. 1.
Ordered to be printed.
3. FINES INFLICTED ON GAOL WARDERS (*Formal Motion*) :—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House,—
 - (1.) A Return showing the amount of fines inflicted on Warders of the various Gaols of the Colony from 1st January, 1870, to 1st January, 1880.
 - (2.) Also the manner in which such fines have been disposed of during the above period.
 Question put and passed.
4. PUBLIC ROADS ACT AMENDMENT BILL, No. 2 (*Formal Motion*) :—Mr. Farnell, for Mr. Pilcher, moved, pursuant to Notice, That the Order of the Day for the second reading of the Public Roads Act Amendment Bill (No. 2), which dropped on Friday, 7th May, be restored to the Paper, and stand an Order of the Day for Friday next.
Question put and passed.
5. LAND LAW :—Mr. Farnell presented a Petition from Conditional Purchasers of Urana, alleging that the present system of compelling selectors to pay interest on the balance of money due to the Crown on conditional purchases has proved to be oppressive ; and praying that the Land Law may be amended so as to give Petitioners relief.
Petition received.
6. ADJOURNMENT :—Mr. Greville moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
7. ELECTORAL BILL :—Mr. J. Davies presented a Petition from Richard Sadleir, R.N., suggesting certain amendments in this Bill ; and praying the House to take the matter into consideration.
Petition received.
8. SUPPLY :—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 27 MAY, 1880; A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 102.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 MAY, 1880.

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

QUESTIONS:—

- (1.) Warialda Gaol:—Mr. Dangar asked the Colonial Secretary,—Is it intended to erect a brick or stone wall around Warialda Gaol, in lieu of iron or wood, as originally intended?

Sir Henry Parkes answered,—I understand that the present contract for additions to this Gaol provides for a galvanized iron fence. A stone or brick wall would no doubt be better, but would be more expensive. The contractor will be asked to state what addition in price he would require for substituting either of those materials for iron.

- (2.) Phillip Newman's Conditional Purchase:—Mr. Dangar asked the Secretary for Lands,—What decision has been arrived at in the case of Phillip Newman, Myall Creek, Bingera, conditional purchase No. 77-47, 55 acres, situated near Warialda Road, on which improvements have been erected and surveyed by Licensed-Surveyor Loxton, and upon which the necessary report has been received, and on the 18th March, 1879, was being dealt with in the Charting Branch?

Mr. Hoskins answered,—The selection was declared void on the 10th February, 1879, on the report of Mr. Licensed-Surveyor Loxton that the land applied for formed part of a reserve for Travelling Stock, No. 352, notified in December, 1874, of which the selector was then duly apprised.

- (3.) Robertson v. Day:—Mr. Day asked the Secretary for Lands,—

(1.) In the Privy Council appeal case Robertson v. Day, was Robertson's application made for the 640 acres of land on the Bingegong Run, or for land on the Yarrabee Run, or did the application embrace land on both these runs?

(2.) How many acres of land did Robertson take up under the 31st clause of the Land Act of 1875 on the Bingegong Run previous to the end of September, 1876, and what is the number of the portion, county, and parish?

(3.) The like information with respect to the Yarrabee Run?

(4.) Who were the lessees of these runs in September, 1876?

Mr. Hoskins answered,—

(1.) A. Robertson & Brothers application was for 516 acres on Yarrabee Run.

(2.) Nil.

(3.) Robertson Brothers applied for 640 acres on Yarrabee Run on the 8th September, 1875, but the application was withdrawn on the 6th October, 1876, as the land had been sold to the applicants at auction on the 3th March and 6th September, 1876, respectively.

(4.) Yarrabee Run was transferred from John Peter to Angus Robertson, Duncan Robertson, junior, and David Sheriff Robertson, on the 27th September, 1876. Bingegong Run—John Peter was lessee in September, 1876.

- (4.) The Volunteer Force:—Mr. Eckford, for Mr. McElhone, asked the Colonial Secretary,—

(1.) The number of persons other than officers who have joined the Volunteer Force under the new Regulations to the present date?

(2.) The number who have been dismissed?

(3.) The number who have resigned?

(4.) The number now remaining upon the roll?

Sir Henry Parkes answered,—The following information has been supplied by the Commandant:—

(1.) 2,418.

(2.) 16 have been discharged for misconduct, 13 for disability, 419 for continued absence without leave from recruit and other drills, 85 for absence without leave from continuous training. These discharges have been chiefly confined to recruits, a certain proportion of whom, as is usual, have either displayed a want of zeal or found themselves unprepared to sacrifice the time at drill necessary to fit them for the ranks.

(3.) 284.

(4.) 1,601. Corps being practically complete.

(5.)

(5.) Mr. James Roberts :—*Mr. Eckford*, for Mr. McElhone, asked the Colonial Secretary,—

- (1.) Was a person named Roberts employed at any time in the Electric Telegraph Department?
- (2.) If so, was he ever dismissed from the Public Service; and if not, was he compelled to or allowed to resign his office of Telegraph Station Master at Yass?
- (3.) What was the nature of the charges made against this Mr. Roberts?

Sir Henry Parkes answered,—

- (1.) Yes.
- (2.) Mr. Roberts was allowed to resign in consequence of some charges made against him.
- (3.) As the Honorable Member who has placed the question upon the paper has intimated his intention to move for the papers, the nature of the charges will best be disclosed when the papers are laid before Parliament.

(6.) Post and Telegraph Office, Waratah :—Mr. Melville asked the Secretary for Public Works,—

- (1.) Was any time stipulated in the contract for the Post and Telegraph Office at Waratah for completion of same?
- (2.) Will the Government take the necessary steps to cause the contractors to proceed with the aforesaid contract?
- (3.) Is the Minister aware that a great portion of the lamp and store room at Waratah Station is destroyed by white ants?
- (4.) Will the Government cause the aforesaid lamp and store room to be taken down, and proper accommodation provided for the traffic and general public; if so, when?

Mr. Lackey answered,—

- (1.) Yes; six months from 31st December, 1879; but the site was not decided until the end of February.
- (2.) The contractor has been instructed to hasten the work.
- (3 and 4.) The Engineer for Existing Lines states he is not aware that this is the case, but he has directed a careful inspection to be made at once.

(7.) Railway Freight on Cornsacks and Woolpacks to Murrumburrah :—*Mr. Eckford*, for Mr. McElhone, asked the Secretary for Public Works,—

- (1.) Is the ordinary Railway freight on bales of new woolpacks and cornsacks from Sydney to Murrumburrah £3 8s. 3d. per ton?
- (2.) Is it true that Messrs. Montefiore and Messrs. Fraser & Co. sent by rail, on the 28th April last, five bales of woolpacks and cornsacks, weighing 34 cwt., consigned to Watson Brothers, Murrumburrah, at the rate of £1 per ton?
- (3.) Why was this concession made to Watson Brothers; and are the Government prepared to carry the same class of goods for other firms at the same rate of freight?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) Five bales were sent by the firms named on the 28th April last, consigned as cornsacks and bags; no mention was made of woolpacks, for the carriage of which no reduction is made. As regards cornsacks, consignees who are millers are allowed to have as many carried (as returned empties) as they send down filled. The charge for empty cornsacks from Sydney to Murrumburrah is £1 per ton.
- (3.) This concession is not alone made to Watson Brothers, but to Boylson, of Bathurst, and to Hayes, of Goulburn, and will be extended to all consignees under like circumstances.

(8.) Prison Labour in Mudgee Gaol :—Mr. Buchanan asked the Colonial Secretary,—Has there been anything done in reference to the Petition signed by 1,500 of the Mudgee people, complaining of the injury they suffer through the labour of the prisoners in the Mudgee Gaol coming into competition with their own?

Sir Henry Parkes answered,—I think the Government has received more than one petition from Mudgee on this subject, and something has been done so far as to call for reports upon these petitions, but nothing further at present. I may state, however, that the whole question is one of great difficulty. On the one hand, the Government is required not to keep prisoners in idleness, and on the other, the various classes of society engaged in trade object to their doing any kind of work that comes in competition with them.

2. PAPERS :—

Mr. Baker laid upon the Table,—Return to an Order made on 12th May, 1880,—“Public Gate on Road from Collector to Breadalbane Railway Station.”

Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Return showing the classification and proposed distribution for 1880 of the Vote on the Estimates for Subordinate Roads under Trustees.
- (2.) Return showing the classification and proposed distribution for 1880 of the Vote on the Estimates for Subordinate Roads under Officers of the Roads Department.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Amended By-law of the Municipal District of Inverell.

Ordered to be printed.

3. LICENSING BILL :—The following Petitions in favour of the passing of this Bill were presented by the Members named :—

- (1.) By Mr. Taylor. From the Minister and others of St. Barnabas Church.
- (2.) By Mr. O'Connor. From the Ministers and Members of the Sacred Heart Church, Darlinghurst.
- (3.) By Mr. Hezlot. From the Minister, Members, and others of the Wesleyan Church, Woollahra.
- (4.) By Mr. McIlville. From the Officers and Members of the “Australia's Hope” Degree Temple, Sydney.

(5.)

- (5.) By Mr. Bennett. From the Particular Baptists Church.
 (6.) By Dr. Renwick. From the Minister, Members, and others of the Mariners Church, Sydney.
 (7.) By Mr. Eckford. From Members and others of the Presbyterian Church, Balmain.
 (8.) By Mr. Hezlet. From the Ministers, Deacons, and others of the Congregational Church, Ocean-street, Woollahra.
 (9.) By Mr. Melville. From Members of the Young Men's Christian Association of Sydney.
 (10.) By Mr. Cohen. From Officers and Members of the Pioneer Lodge No. 1 Independent Order of Good Templars.
 (11.) By Mr. Jacob. From the Minister and Members of the Congregational Church, Pitt-street, Sydney.
 (12.) By Mr. Day. From Magistrates of the City of Sydney.
 (13.) By Mr. Burns. From Students of Camden College.
 (14.) By Mr. Dangar. From Members and others of the Baptist Church, Balmain.
 (15.) By Mr. Dillon. From Members and others of the Congregational Church, Liverpool and Sussex Streets.
 (16.) By Mr. Fawcett. From the Ministers and People of the Primitive Methodist Church, Kent-street.
 (17.) By Mr. Thompson. From the Members and Friends of the "Gladstone" Lodge No. 80 Independent Order of Good Templars.
 (18.) By Mr. J. Davies. From the Minister, Members, and others of the Congregational Church, Bourke-street.
 (19.) By Mr. J. Davies. From Officers, Members, and others of the Wesleyan Church, Bourke-street.
 (20.) By Mr. Greenwood. From Officers and Members of New South Wales Alliance for the Suppression of Intemperance.
 (21.) By Mr. Hurley (*Hartley*). From Members and others of the Wesleyan Church, Balmain.
 (22.) By Mr. Hurley (*Hartley*). From U. W. Carpenter, Chairman of a Public Meeting of Citizens of Sydney.

Petitions received.

4. THE CASE OF JOHN SPARKS (*Formal Motion*):—Mr. Cohen moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of the Depositions taken before the Casino Bench on or about the 27th January, 1878, in the case of John Sparks, charged by one Donald Campbell, Manager of the Woolawoolagan Run, with illegally driving cattle.
 Question put and passed.
5. LICENSING BILL:—Dr. Renwick presented a Petition from the Vice-Presidents and Treasurer, on behalf of the Members, of the City and Provincial Licensed Victuallers Association, protesting against certain clauses in this Bill; and praying the House to take their case and the several matters referred to in their Petition into favourable consideration, with a view to relief.
 Petition received.
6. ELECTORAL BILL:—The Order of the Day having been read for the adoption of the report 2^o from the Committee of the Whole on this Bill,—Mr. Watson moved, "That" the report be now adopted. Mr. Moses moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of that portion of Schedule A relating to the number of Members allotted to the Electorate of The Hawkesbury."
 Question proposed,—That the words proposed to be omitted stand part of the Question.
 Debate ensued.
 Question put,—That the words proposed to be omitted stand part of the Question.
 The House divided.

Ayes, 26.

Sir Henry Parkes,	Dr. Renwick,
Mr. Watson,	Mr. J. Davies,
Mr. Suttor,	Dr. Bowker,
Mr. Lackey,	Mr. Shepherd,
Mr. Fawcett,	Mr. Barbour,
Mr. Baker,	Mr. Dillon,
Mr. Hoskins,	Mr. Teece,
Mr. Bekford,	Mr. Buchanan,
Mr. Greenwood,	Mr. Cameron,
Mr. Garrett,	Mr. Wisdom,
Mr. Greville,	
Mr. Clarke,	<i>Tellers,</i>
Mr. W. Davies,	Mr. Hezlet,
Mr. Dangar,	Mr. Macintosh.

Noes, 16.

Mr. Fitzpatrick,	<i>Tellers,</i>
Mr. Johnston,	
Mr. Cohen,	Mr. Moses,
Mr. Jacob,	Mr. Thompson.
Mr. O'Connor,	
Mr. Taylor,	
Mr. Stephen Brown,	
Mr. Melville,	
Mr. R. B. Smith,	
Mr. Hurley (<i>Hartley</i>),	
Mr. Murphy,	
Mr. Merriman,	
Mr. Terry,	
Mr. Bennett,	

And so it was resolved in the affirmative.

Original Question again stated,—That the report be now adopted.

Debate ensued.

Question put and passed.

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

7. POSTPONEMENTS:—The following Orders of the Day of Government Business postponed,—
 No. 2, until Wednesday next.
 Nos. 3 and 4, to follow after Order No. 5.
8. METROPOLITAN WATER AND SEWERAGE BILL:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Sir Henry Parkes, 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 Water Supply and Sewerage of the City of Sydney and its Suburbs.*"

*Legislative Assembly Chamber,
Sydney, 27th May, 1880.*

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 28 MAY, 1880, A.M.

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

10. SPECIAL ADJOURNMENT:—Sir Henry Parkes (*by consent*) moved, without Notice, That this House at its rising This Day do adjourn until Wednesday next.
Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 103.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 28 MAY, 1880.

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

QUESTIONS :—

- (1.) Immigration :—Mr. Melville asked the Colonial Secretary,—

- (1.) When was the amount voted in 1879 for Immigration expended, and on what date was the final payment made out of such Vote?
- (2.) How many immigrants were brought out with aforesaid amount, and dates of arrival?
- (3.) What was the classification of such immigrants?
- (4.) How many immigrants have arrived this year?
- (5.) For how many immigrants have passages been paid this year, and out of what Vote have such passages been paid?

Sir Henry Parkes answered,—

- (1.) Part of this amount was expended to cover advances made in London in 1878, and the balance to cover advances made in 1879. The final payment from Vote of 1879 was made on 8th January, 1880.
- (2 and 3.) 5,731 immigrants arrived in 1879. I will presently lay upon the Table a Return showing dates of arrival and classification.
- (4.) 1,200.
- (5.) From information available to date, cost of passage has been paid for 1,200 out of Vote for Immigration under monthly Supply Bills.

- (2.) Public Reserves for Eastern Suburbs :—Mr. J. Davies, for Dr. Renwick, asked the Colonial Secretary,—

- (1.) Has the Government considered a Petition from residents of the Eastern Suburbs of the Metropolis, presented to the Honorable the Colonial Secretary on 21st April last, praying that 66 acres of land at Nelson's Bay, known as Bronte, be purchased for the purposes of a Public Reserve; also a Petition to the Honorable the Secretary for Lands from freeholders and householders of the Municipality of Waverley, presented as above, asking the Minister to obtain the consent and co-operation of his Colleagues to reclaim for the Crown Nelson and Bronte Beaches, within the Municipality of Waverley?
- (2.) Is it the intention of the Government to comply with the prayers of these Petitions?

Sir Henry Parkes answered,—This matter has been under consideration, but no decision is yet arrived at.

- (3.) The Volunteer Force :—Mr. Macintosh asked the Colonial Secretary,—

- (1.) What was the amount appropriated for the Volunteer Force for the year 1879, and on what number of men was such amount based?
- (2.) What was the amount paid to the members of that Force for the service of 1879?
- (3.) Has any member of the Force received extra pay for the services rendered during 1879 beyond that appropriated to each member?
- (4.) What was the amount of fines recovered from members of the Force, and to what account have they been credited?
- (5.) What balance of the amount appropriated for the year 1879 remains unused?

Sir

Sir Henry Parkes answered,—The following information has been supplied by the Commandant:—
 (1.) £38,170, for 1,792 officers, non-commissioned officers, and men. This amount does not include the votes for Public School Cadet Corps, £550; Rifle Association, £500; and gratuities to widows of Volunteers, £187.

(2.) £19,423 16s. 9d.

(3.) A special allowance has been granted, which in a few cases is in excess of the annual rates of pay, in order to secure the attendance of Volunteers on certain special ceremonial occasions, and at the same time to avoid interference with the regular instruction drills.

(4.) £10 5s., which has been credited to the Public Account.

(5.) £16,009 10s. 9d.

(4.) The Case of John Sparks :—Mr. Cohen asked the Minister for Justice,—

(1.) Was a man named John Sparks brought before the Casino Bench on or about the 27th of January, 1878, charged with illegally driving the cattle of one Donald Campbell, of the Woolawoolagan Run, and fined £30, with the alternative of three months imprisonment; and was the said fine paid?

(2.) Did the said John Sparks subsequently apply unsuccessfully to the Supreme Court for a prohibition in the case, and is he now a confine in the debtors prison, Darlinghurst Gaol, for the non-payment of the costs to the other side in the said application?

(3.) How long has the said John Sparks been in the debtors prison; what was the amount of costs endorsed on the writ on failure of payment of which he was arrested; has he means to pay the said costs; and if not, how long will he remain incarcerated?

Mr Suttor answered,—

(1.) Yes; there were three fines of £10 each, with professional costs and costs of Court, imposed on John Sparks by the Casino Bench upon the 31st December, 1878, and in default of immediate payment he was to serve six months in Grafton Gaol. The fines and costs were paid on the same day by Sparks.

(2.) Yes.

(3.) Sparks has been in the debtors prison since the 7th of November last, and the amount endorsed on the Writ of Attachment under which he was arrested is £66 11s. 8d., and his estate was sequestrated on the 12th November, 1879, on his own petition. I cannot say how long he will remain incarcerated.

(5.) Public School, Narrabri :—Mr. Dangar asked the Colonial Secretary,—

(1.) Is it a fact that there are over 150 children attending the Narrabri Public School, the School being only large enough for 70, such proving of very great inconvenience to the public?

(2.) Will steps be at once taken to afford larger and the necessary accommodation?

Sir Henry Parkes answered,—

(1.) Prior to the passing of the Public Instruction Act the average attendance was 94, for which number sufficient accommodation was provided; since that time the attendance is reported by the teacher to have risen to 126.

(2.) Steps will at once be taken to ascertain what further accommodation is now necessary.

(6.) Bingera Gold Field Reserve :—Mr. Dangar asked the Secretary for Mines,—

(1.) What action is it intended to take with reference to Mr. Geological-Surveyor Young's report as to the cancellation of portions of Bingera Gold Field Reserve, there being no farming land in the neighbourhood, and many people wishing to procure some?

(2.) What land did he recommend to be withdrawn from the Gold Field near the town; if any, will it be brought to auction, and when?

Mr. Baker answered,—

(1.) The report was forwarded to the Lands Department some time since, with a recommendation that a portion of the reserve from sale be thrown open to conditional purchase.

(2.) The land recommended to be withdrawn from the reserve No. 381 was about 4,200 acres, situated chiefly on the north side of the Gwydir River, and near the town.

2. MESSAGES FROM THE GOVERNOR :—The following Messages from His Excellency the Governor were delivered by Sir Henry Parkes, and read by Mr. Speaker :—

(1.) Consolidated Revenue Fund Bill (No. 6) :—

AUGUSTUS LOFTUS,

Message No. 46.

Governor.

A Bill, intituled "An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Services of the Year 1880,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, his Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
 Sydney, 28th May, 1880.

(2.) Betting Houses Suppression Act Amendment Bill :—

AUGUSTUS LOFTUS,

Message No. 47.

Governor.

A Bill, intituled "An Act to amend the 'Betting Houses Suppression Act of 1876,'"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
 Sydney, 28th May, 1880.

3. PAPERS:—Sir Henry Parkes laid upon the Table,—
 (1.) Reports of the Government Analyst on certain deleterious ingredients in the manufacture of Sweetmeats and Hair Dyes.
 (2.) Report of Inspector of Public Charities for 1879.
 (3.) Return showing the number and classification of Immigrants arrived in 1879.
 Ordered to be printed.
4. EVIDENCE BEFORE COMMISSIONERS UNDER GREAT SEAL (*Formal Motion*):—Mr. Wisdom moved, pursuant to Notice, for leave to bring in a Bill to regulate the taking of Evidence by Commissioners under the Great Seal.
 Question put and passed.
5. PUBLIC ROADS ACT AMENDMENT BILL (No. 2):—The Order of the Day having been read,—Mr. Pilcher moved, That this Bill be now read a second time.
 Debate ensued.
 Mr. Stephen Brown moved, That this Debate be now adjourned.
 Question put and passed.
 Ordered, that the Debate be adjourned until Friday next.
6. POSTPONEMENTS:—The following Orders of the Day postponed:—
 (1.) Mineral Selection at Mitchell's Creek; resumption of adjourned Debate;—*until Friday, 11th June.*
 (2.) Secret Bills of Sale Act Amendment Bill; consideration in Committee of the Whole of the Legislative Council's amendments;—*until Friday next.*
7. ELECTORAL BILL:—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a third time.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 34.

Sir Henry Parkes,	Mr. Teece,
Mr. Wisdom,	Mr. Pilcher,
Mr. Lackey,	Mr. Eckford,
Mr. Watson,	Mr. Fawcett,
Mr. Hoskiss,	Mr. Roseby,
Mr. Baker,	Mr. H. H. Brown,
Mr. Charles,	Mr. Burns,
Mr. Day,	Mr. Dangar,
Mr. Radgery,	Dr. Bowker,
Mr. T. R. Smith,	Mr. Garrett,
Mr. McCulloch,	Mr. Combes,
Mr. Terry,	Mr. Thompson,
Mr. Murphy,	Mr. Stephen Brown,
Mr. W. Davies,	Mr. Jacob,
Mr. Barbour,	<i>Tellers,</i>
Mr. Cameron,	Dr. Renwick,
Mr. J. Davies,	Mr. Greenwood.
Mr. Macintosh,	

Noes, 7.

Captain Onslow,
Mr. Melville,
Mr. Merriman,
Mr. Beyers,
Mr. Bennett,
<i>Tellers,</i>
Mr. Buchanan,
Mr. O'Connor.

And so it was resolved in the affirmative.

Bill read a third time,—and, on motion of Sir Henry Parkes, *passed.*

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to provide more effectually for the Representation of the People in the Legislative Assembly.*"

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 more effectually for the Representation of the People in the Legislative Assembly,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
 Sydney, 28th May, 1880.*

The House adjourned at twenty-one minutes after Eight o'clock, until *Wednesday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 104.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 2 JUNE, 1880.

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

QUESTIONS :—

- (1.) Road from Barraba to Gunnedah:—Mr. Dangar asked the Secretary for Mines,—
- (1.) Referring to Votes and Proceedings of 31st March, 1880, No. 75, and to the questions and replies thereto,—Did he, as therein promised, direct a complete inspection of the three suggested routes from Barraba to Gunnedah; and if so, to what officer, and has his report on such been received; if not, will it be expedited?
 - (2.) If so, will there be any objection to place a copy of the report upon the Table of this House for printing?
 - (3.) When is it likely the shortest, best, and most practicable road between these places, having in view a travelling stock route, will be surveyed and proclaimed for public use; and is such likely to be done before the approaching wool season?
- Mr. Baker answered,—
- (1.) Inspection of the three routes has been made by the District Surveyor. A short time since he reported on the only part of the three routes that remained to be inspected, viz., a short length *viâ* Connor's Gap, which he declares to be impracticable.
 - (2.) No; a copy will be laid upon the Table of the House at once.
 - (3.) The question as to the best and most practicable road is now under consideration, and shall be dealt with as speedily as possible. The question as to additional reservation for the purposes of travelling stock route will now be considered.
- (2.) Hugh Barnes's Conditional Purchase:—Mr. Dangar asked the Secretary for Lands,—
- (1.) Did Hugh Barnes select at Narrabri about 18th December, 1879, 40 acres on Molly Bun, portion 39 (a measured portion by Licensed Surveyor Evans), the same being vacant according to the land map of the district—the adjoining blocks on both sides having also been surveyed and taken up by the lessee of the run, and on one of which is his woolshed?
 - (2.) Did Barnes erect improvements and clear the ground, and three months afterwards receive notice his conditional purchase was on reserve 1,273?
 - (3.) Has the Forest Ranger reported and recommended the revocation of 2,000 acres of this reserve, containing no timber but decayed myall, and upon which area Barnes's 40 acres is situated?
 - (4.) What decision has been arrived at in Barnes's case; will so much of the reserve be cancelled as to admit of his getting the land; or his case, with others, included in Bill to legalise certain Conditional Purchases?
- Mr. Hoskins answered,—
- (1.) Hugh Barnes did select on the 18th December, 1879, portion 29, parish of Mollee.
 - (2.) The applicant is reported to have resided upon the land and improved it; but the selection was declared void on the 3rd March, 1880, as being almost wholly within reserve No. 1,273, notified on the 6th September, 1878.
 - (3.) The Forest Ranger has reported the trespass.
 - (4.) The selection was, as already stated, declared void on the 3rd March last.
- (3.) The Old Volunteer Force:—Mr. Cohen asked the Colonial Secretary,—
- (1.) Has a Petition been received from a considerable number of the old Volunteer Force offering to continue as active members of a purely Volunteer Force without payment?
 - (2.) Has any answer been given to the Petitioners?
 - (3.) Is it the intention of the Government to accept their services?
- Sir Henry Parkes answered,—Such a Petition has been received. No answer has been given, and as yet the matter has not been considered; but it will be dealt with in a short time.

(4.)

(4.) Sale of Land at Watson's Bay:—*Mr. Barbour*, for *Mr. Hurley (Hartley)*, asked the Secretary for Lands,—

(1.) Have the Government disposed of any land with water frontage at Watson's Bay within the last seven years?

(2.) If so, to whom was it sold, and what area, and at what price?

Mr. Hoskins answered,—

(1.) No; but the undermentioned areas, below high-water mark, have been alienated under the 9th section of the Crown Lands Alienation Act of 1861 to the owners of properties which were originally sold with frontage to the harbour.

(2.) 2 roods 37 perches, to *Sir G. W. Allen*; 2 roods, 36 perches to *Sir G. W. Allen*; 1 rood 5 perches, to *Sir John Robertson*. The price being £5 in each case.

2. PAPERS:—

Mr. Baker laid upon the Table,—Further Return to an Order made on 6th May, 1879,—“Road from Barraba to Gunnedah.”

Ordered to be printed.

Mr. Wisdom laid upon the Table,—Further Return to an Address adopted on 4th May, 1880,—“Leave of Absence to Judges of the Supreme Court.—Appointment of an Additional Judge.”

Ordered to be printed.

Mr. Hoskins laid upon the Table,—

(1.) Return to an Order made on 21st April, 1880,—“Recreation Reserves, Electorate of The Gwydir.”

(2.) Return to an Order made on 11th March, 1879,—“William Constable's Conditional Purchases.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

(1.) Amended By-laws of the Borough of Orange, under the Municipalities Act of 1867, and the Nuisances Prevention Act of 1875.

(2.) Amended By-laws of the Municipal District of Leichhardt.

(3.) Further Return to an Address adopted on 6th July, 1877,—“Immigration,”—Ship “Clyde.”

Ordered to be printed.

3. EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL BILL:—*Mr. Wisdom* presented a Bill, intituled “A Bill to regulate the taking of Evidence by Commissioners under the Great Seal,”—which was read a first time.

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

4. LICENSING BILL:—*Mr. J. Davies* presented the following Petitions in favour of the passing of this Bill:—

(1.) From *D. M'Beath*, Chairman of a Public Meeting of Inhabitants of Paddington.

(2.) From *Thomas L. Nicholson*, Chairman of a Public Meeting of Members of the Independent Order of Good Templars under the jurisdiction of the Right Worthy Grand Lodge of the World. Petitions received.

5. PAPER:—*Mr. Speaker* laid upon the Table,—Copy of a Minute of the Governor and Executive Council authorizing the transfer of a sum from one head of Service to another,—transmitted to the Legislative Assembly under the directions contained in the 18th section of the Audit Act of 1870.

Ordered to be printed.

6. EQUITY BRANCH OF THE SUPREME COURT (*Formal Motion*):—*Mr. Farnell* moved, pursuant to Notice, That the Return to Address “Leave of Absence to Judges of the Supreme Court—Appointment of an Additional Judge,” laid upon the Table on 18th May, be referred to the Select Committee now sitting on “Equity Branch of the Supreme Court.”

Question put and passed.

7. LICENSING BILL:—The Order of the Day having been read,—*Sir Henry Parkes* moved, That this Bill be now read a second time.

Debate ensued.

Dr. Renwick moved, That this Debate be now adjourned.

Question put and passed.

Ordered, that the Debate be adjourned until to-morrow.

8. SMALL DEBTS ACT AMENDMENT BILL:—*Mr. Speaker* reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “An Act to further amend the provisions of the Small Debts Act 10 Victoria No. 10,”—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 June, 1880.*

*JOHN HAY,
President.*

SMALL DEBTS ACT AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 2nd June, 1880.

JOHN J. CALVERT,

Clerk of the Parliaments.

Page 1, clause 1, line 15. After “aforesaid” omit remainder of clause.

„ 2, clause 3, line 7. Omit “Courts of Petty Sessions” insert “The Governor with the advice of the Executive Council.”

Page 2, clause 3, line 8. *Omit* "their respective" *insert* "the several."

" 2, clause 3, lines 9 to 12. *Omit* "so that they are not inconsistent therewith and on any such rules being approved by Her Majesty's Attorney General for the time being which approval shall be expressed on the original of such rules and signed by him they" *insert* "and to repeal any existing rules therein and such rules so framed."

" 2, clause 3, line 14. *Omit* "until amended or annulled in like manner."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 105.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 3 JUNE, 1880.

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

QUESTIONS:—

- (1.) Business of the Supreme Court:—*Mr. Jacob*, for *Mr. Buchanan*, asked the Attorney General,—
(1.) Have the sittings for the trial of cases at *nisi prius* closed?
(2.) How many cases remain untried in the Banco and Jury Courts?
(3.) Is it the intention of the Government to adopt any measures by which the remaining cases may be tried without any delay?

Mr. Wisdom answered,—

- (1.) Yes.
(2.) Sixteen in Banco Court, and seventeen in Jury Court.
(3.) The Government intend to ask the House to consent to provision being made by which it is hoped that no arrears will remain after the next sitting for the trial of causes.
(2.) Wharf-wall at Circular Quay:—*Mr. Bennett*, for *Mr. Barbour*, asked the Secretary for Public Works,—Is it the intention of the Government to erect a Sea-wall on the east side of the Circular Quay; if so, will tenders be called for its construction?

Mr. Lackey answered,—It is the intention of the Government to erect a small portion of Wharf-wall, such a work being a necessary part of the general scheme for the improvement of the Quay. The contractors for the other portions of the work have been asked to give a price for this particular part, as it is subsidiary to their contract.

- (3.) Border Duties Convention between South Australia and New South Wales:—*Mr. Cohen* asked the Colonial Secretary,—

- (1.) Has the Government terminated the Border Duties Convention between South Australia and this Colony?
(2.) Will he lay upon the Table of this House copies of all correspondence, documents, and minutes, having relation to the termination of the Convention?

Sir Henry Parkes answered,—

- (1.) It is the fact that the Convention that hitherto existed between South Australia and this Colony has terminated.
(2.) There will be no objection to lay the papers upon the Table.

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

Debate ensued.

Question put and negatived.

3. CHURCH AND SCHOOL LANDS DEDICATION 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 declare that the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom are vested in the Legislature of this Colony and that from and after the first day of January one thousand eight hundred and eighty-one all such lands and income shall be respectively held and applied for the purposes of Public Instruction only,"—with the amendments indicated by the accompanying Schedule, including amendments in the Title, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 3rd June, 1880.

JOHN HAY,
President.
CHURCH

CHURCH AND SCHOOL LANDS DEDICATION BILL.

*Schedule of the Amendments referred to in Message of 3rd June, 1880.*JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, Title, line 1. *Omit "that"*
 „ 1, Title, line 3. *Omit "are"*
 „ 1, Title, line 6. *Omit "one" insert "six"*
 „ 3, Preamble, line 56. *Omit "according"*
 „ 4, Preamble, line 8. *After "of" omit "the"*
 „ 4, Preamble, line 16. *Omit "for the future" insert "after the thirty-first day of December in the year 1885."*
 „ 4, Preamble, line 17. *After "income" insert "thereafter"*
 „ 4, Preamble, line 17. *Omit "unsold residue of the"*
 „ 4, Preamble, lines 18 and 19. *Omit "after the year one thousand eight hundred and eighty"*
 „ 4, Preamble, line 20. *Omit "Education" insert "Instruction"*
 „ 4, clause 1, line 27. *Omit "79" insert "80"*
 „ 4, clause 1, line 37. *At end of clause add "and the expression 'Church and School Lands' is used as equivalent in meaning to 'Clergy and School Lands.'"*

Pages 5 and 6, clause 5. *Omit clause 5 insert the following new clause:—*

"5. During the interval between the date of the passing of this Act and the thirty-first day of December in the year one thousand eight hundred and eighty-five the whole of the annual income derived from the land described in the said Schedule (whether from leases or by way of rent or from investments or otherwise howsoever) together with the annual income derived from any investments of the proceeds of sales or leases of the Clergy and School or Orphan School Lands made before the passing of this Act shall be applied in the following manner:—

"(1.) A sum equal to the whole amount distributed during the year one thousand eight hundred and seventy-nine among the religious denominations of the Church of England—The Roman Catholic Church—The Presbyterian Church of Scotland—and the Wesleyan Methodists—shall continue to be distributed out of such income as aforesaid among such denominations during the said interval and shall be paid in the same manner and according to the same proportions as in the said last-mentioned year.

"(2.) The whole residue of the income remaining after such distribution shall during the like interval be paid annually to the Colonial Treasurer to be applied by him in the manner and for the purposes expressed by the section next following."

Page 6, clause 6. *Omit clause 6, insert the following new clause:—*

"6. On and after the first day of January in the year one thousand eight hundred and eighty-six the appropriation of any portion of such income as aforesaid shall cease. And thereafter the whole income derived from the lands described in the said schedule (whether from leases or by way of rent or from investments or otherwise howsoever) as well as the whole income derived from any investments of the proceeds of sales or leases of the Clergy and School or Orphan School Lands made before the passing of this Act or hereafter to be made shall be paid to the Colonial Treasurer and be by him carried to the credit of an account to be called 'the Public Instruction Endowment Account' and shall be applied in aid of the Public Schools of the Colony and in support of the State system of Public Instruction and for no other purpose whatsoever."

Page 6, clause 7, line 21. *Omit "Public Education" insert "this Act."*

„ 7, clause 14, line 46. *Omit "Government."*

„ 8, clause 16, line 13. *Omit "Government."*

„ 8. *After clause 17 insert the following new clause:—*

"18. Notwithstanding anything in this Act contained the Crown shall have and may enforce all remedies by way of information of intrusion filed by the Attorney General or by summary proceedings under any statute at the instance of any Commissioner of Crown Lands or other person to be authorized by the Minister in respect to any encroachment intrusion or trespass upon any land under the operation of this Act. Provided that all sums awarded for damage upon judgment for the Crown on any such information as well as the whole amount of every penalty recovered under section forty-four of the 'Lands Acts Amendment Act 1875' or any other enactment shall be paid over to the Colonial Treasurer and shall be by him carried to the credit of the 'Public Instruction Endowment Account.'"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

4. EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL BILL:—The following Message from His Excellency the Governor was delivered by Mr. Wisdom, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 48.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the Legislative Assembly that provision be made for defraying the expenses connected with the Bill to regulate the taking of Evidence by Commissioners under the Great Seal, and for other purposes.

Government House,
Sydney, 3rd June, 1880.

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

Disposal of income for 1880-1885.

Application of income after 31st December 1885 to be wholly for Public Instruction.

Crown's remedy for trespass by writ of intrusion or summary procedure not to be prejudiced.

5. MEMBERS OF PARLIAMENT AS AGENTS FOR CONTRACTORS :—Mr. Cameron presented a Petition from David Elphinstone, President of the Builders and Contractors Association, complaining, on behalf of the Association, of Members of Parliament acting as agents for contractors in examining plans, taking out quantities, and in general using their influence, as Members, for the benefit of their clients; and praying the House to take the matter into consideration.
Petition received.
6. PAPER :—Mr. Suttor laid upon the Table,—Report from the Trustees of the Australian Muscum for 1879.
Ordered to be printed.
7. EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL BILL :—The Order of the Day having been read,—Mr. Wisdom 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. Wisdom, 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. Wisdom, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
8. LICENSING BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Sir Henry Parkes, "That this Bill be now read a second time,"—
And the Question being again proposed,—the House resumed the said adjourned Debate.
Question,—That this Bill be now read a second time,—put and passed.
Bill read a second time.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Wednesday next.
9. FORFEITED PURCHASES DECLARATORY 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 14th May, 1880, in reference to the Forfeited Purchases Declaratory Bill, does not insist upon its amendments disagreed to by the Assembly, and agrees to the Assembly's amendments upon the Council's amendments in this Bill.
Legislative Council Chamber,
Sydney, 3rd June, 1880.
JOHN HAY,
President.
10. POSTPONEMENTS :—The Orders of the Day Nos. 3 and 4 of Government Business postponed, to follow after No. 5.
11. CENSUS BILL :—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Tuesday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 106.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 4 JUNE, 1880.

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

QUESTIONS:—

- (1.) Tramways, Water Supply, &c., St. Leonards:—Mr. Farnell asked the Secretary for Public Works,—

(1.) Referring to answers given to my questions on 23rd March last with respect to supplying those parts of St. Leonards not above the level of Crown-street with water from Sydney,—Will he have the goodness to state whether the estimate of cost, promised to be prepared without delay, has yet been furnished?

(2.) Is it the intention of the Government to carry out the necessary works for supplying St. Leonards with water forthwith?

(3.) Has any further examination of the North Shore taken place with a view to the construction there of a system of tramways, similar to that authorized for Sydney and suburbs; and if so, with what results?

(4.) Is it the intention of the Government to place a sum of money on the Additional Estimates of Expenditure for this year for the purpose of putting the Lane Cove Road, from near old Toll-bar, North Willoughby, to Pierce's Corner (now in an almost impassable condition), in a fit state for the growing traffic of the district?

(5.) Have the Government decided upon a site for the erection of a Post and Telegraph Office for St. Leonards, the funds for which were voted three or four years ago; and if so, when will tenders be called for the building?

(6.) Is it the intention of the Government to place a sum of money on the Additional Estimates of Expenditure for the present year to provide Steam Punts for the North Shore, as promised by the Minister for Works?

Mr. Lackey answered,—

(1.) The cost of laying a pipe across the harbour so as to supply those parts of St. Leonards not above Crown-street with water would be about £3,500, but this sum does not include any reticulation of St. Leonards itself.

(2.) It is the intention of the Government to carry out these works.

(3.) The further examination has not yet been made. As soon, however, as a Surveyor can be spared, he will be employed on this service.

(4.) It is not intended to make further provision for this road on the Additional Estimates, as it is already heavily subsidised.

(5.) The several Municipal Councils on the North Shore have recommended the site where the watch-house now stands, and a portion of the land adjoining, which, they say, has been promised as a site for a Town Hall. As this will involve the removal of the watch-house, and negotiations with the St. Leonards Council, some difficulty arises in coming to a decision in the matter, particularly as other eligible sites are offered, but the prices demanded are considered excessive.

(6.) This matter is under the consideration of the Government; but it is not likely that the sum required to provide Steam Punts will be included in the Additional Estimates.

- (2.) Court of Petty Sessions, St. Leonards:—Mr. Farnell asked the Colonial Secretary,—

(1.) Is it the intention of the Government to make provision during the present Session for the establishment of a Court of Petty Sessions at St. Leonards, as the residents of that place are put to great inconvenience in having to bring their cases to Sydney?

(2.) Is it the intention of the Government to make provision in their scheme for providing recreation grounds for the public to purchase that commanding piece of land at Blue's Point, St. Leonards, known as Mount Strumley, for the use of the inhabitants of North Shore, and for the benefit of the citizens of Sydney generally?

Sir

Sir Henry Parkes answered,—

(1.) There is no immediate intention of establishing a Court of Petty Sessions at St. Leonards.

(2.) With regard to the ground known as Mount Strumley, I do not think it has been brought under the notice of the Government; but in the plan for securing recreation grounds for the suburbs of Sydney, St. Leonards will be included.

(3.) Elocution Master under Public Instruction Act:—*Mr. O'Connor*, for Mr. Coonan, asked the Colonial Secretary,—Is it the intention of the Government to appoint an Elocution Master under the new Education Act?

Sir Henry Parkes answered,—As soon as other matters of pressing importance are disposed of this will be considered.

(4.) Post Office in William-street:—*Mr. J. Davies* asked the Colonial Secretary,—Has the Government decided to call for tenders for new Post Office in William-street?

Sir Henry Parkes answered,—I learn from my Colleague, the Postmaster-General, that there is no immediate intention of calling for tenders for a new building in William-street.

(5.) Widening Pitt-street:—*Mr. J. Davies* asked the Colonial Secretary,—What decision has the Government arrived at with reference to the widening of Pitt-street?

Sir Henry Parkes answered,—This question really means, not widening Pitt-street, but whether the Government will make an alteration in the design of the new Post Office by placing it back from the line of the street a certain number of feet; and the Government, seeing that they have no guarantee that private persons would place their buildings back from the street, do not think they would be justified in altering the plan of the new building.

2. LICENSING BILL:—*Mr. J. Davies* presented a Petition from Residents of the Police District of Cooma in favour of the passing of this Bill.
Petition received.

3. EQUITY BRANCH OF THE SUPREME COURT (*Formal Motion*):—*Mr. Farnell (by consent)* moved, without Notice, That the Further Return to an Address "Leave of Absence to Judges of the Supreme Court—Appointment of an Additional Judge," laid upon the Table of this House on 2nd June, 1880, be referred to the Select Committee now Sitting on "Equity Branch of the Supreme Court."
Question put and passed.

4. FREDERICK SOMERS'S TENDER FOR A RUN NEAR CORRAGABAL CREEK (*Formal Motion*):—*Mr. Murphy* moved, pursuant to Notice, That there be laid upon the Table of this House copy of the tender of Frederick Somers, dated January, 1876, for a Run of Crown Lands near Corragabal Creek, in the district of Lachlan; also copies of all minutes, papers, documents, and correspondence in connection with the said tender.
Question put and passed.

5. EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL BILL (*Formal Order of the Day*),—on motion of *Mr. Wisdom*, read a third time, and passed.

Mr. Wisdom then moved, That the Title of the Bill be "*An Act to regulate the taking of Evidence by Commissioners under the Great Seal.*"

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 taking of Evidence by Commissioners under the Great Seal,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 4th June, 1880.*

6. PAPER:—*Sir Henry Parkes* laid upon the Table the Blue Book for 1879.
Ordered to be printed.

7. POSTPONEMENTS:—The following Orders of the Day postponed:—

(1.) Public Roads Act Amendment Bill (No. 2); resumption of adjourned Debate on the motion for the second reading of this Bill;—*until Friday, 18th June.*

(2.) Secret Bills of Sale Act Amendment Bill; consideration in Committee of the Whole of the Legislative Council's amendments;—*until Friday next.*

8. SMALL DEBTS ACT AMENDMENT BILL:—The Order of the Day having been read,—on motion of *Mr. Terry*, *Mr. Speaker* left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill:

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of *Mr. Terry*, 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 further amend the provisions of the 'Small Debts Act' 10 Victoria No. 10.*"

*Legislative Assembly Chamber,
Sydney, 4th June, 1880.*

9. PRISON LABOUR, MUDGEES GAOL:—Mr. Buchanan moved, pursuant to Notice,—
- (1.) That, in the opinion of this House, the Petition signed by over 1,300 of the residents of Mudgee, and presented to this House, complaining of the serious injury to various classes of tradesmen through the extensive manufacture and sale of different articles by the prisoners confined in the gaol of Mudgee, should be taken into consideration by the Government, and some means adopted to prevent this prison labour coming into injurious competition with the mechanics and labourers of Mudgee, who depend upon their labour for the support of themselves and families.
- (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
- Debate ensued.
- Motion, by leave, withdrawn.

The House adjourned at ten minutes after Five o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 107.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 8 JUNE, 1880.

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

QUESTIONS:—

(1.) Regulations under Public Instruction Act:—Mr. Jacob asked the Colonial Secretary,—As it may be some time before new Regulations are made and published under the “Public Instruction Act of 1880,”—Will he give Teachers directions that, notwithstanding No. 72 of the Regulations of 4th May last, no pupil in a Public School is to be required to receive “general religious instruction” any more than “special religious instruction,” if his parents or guardians object to such instruction being imparted,—the right to object to both classes of instruction being given by section 18 of the Act aforesaid, whereas Regulation 74 only provides for objections to “special religious instruction”?

Sir Henry Parkes answered,—Attention was called to the 18th section of the Act by a circular letter dated the 1st of May, the day on which the law came into force. Though the Teachers must be aware that the Regulations cannot override the law, it is intended that their attention shall be again called to the matter.

(2.) Road from Walgett to Coonamble:—Mr. Dangar asked the Secretary for Mines,—

(1.) Is he aware the road Walgett to Coonamble, *via* Nugil, is again impassable, and likely to be for the next four months, on account of an interminable swamp existing between Walgett and Nugil?

(2.) Has a new road been surveyed and pegged, by order of the Survey Department, between these places by Surveyor Tritton, which is considered the shortest and cheapest way of avoiding the difficulty existing, and being only 65 miles from Walgett to Coonamble, *via* Boolarova?

(3.) Has, or will, immediate steps be taken to open up this new road for public use, so that the mail coaches hereafter may travel it?

(4.) Does a yearly grant exist for this road, or will it be scheduled in 1881, or when completed?

Mr. Baker answered,—

(1.) I am not aware.

(2.) Yes; survey of the road was commenced by Mr. Surveyor Tritton in April, continued in May, and probably has been completed.

(3.) When plans of survey have been received, proclamation under 4 William IV will follow.

(4.) No annual provision is made for this road at present.

(3.) The Old Volunteer Force:—*Mr. W. C. Browne*, for Mr. Pilcher, asked the Colonial Secretary,—

(1.) What number of non-commissioned officers of the old Volunteer Force were included in the last quarterly returns sent in for 1879?

(2.) Was the old Volunteer Force (having nineteen commissioned officers) allowed to become disorganized?

(3.) Have the Military authorities taken, or do they intend to take, steps to remove the present alleged disorganization of the old Volunteer Force, and utilize it again?

(4.) Did the Commandant certify the possession of a competent knowledge of the manual and platoon exercises (as required by the certificate of efficiency under the Volunteer Act and Regulations) by those members of the old Volunteer Force who received Land Orders in 1879 and subsequently, but who could have received no instruction in those exercises since the arms and accoutrements were called in about November, 1878?

Sir Henry Parkes answered,—The following information has been supplied by the Commandant:—

(1.) Sixty-six.

(2.) Of necessity it became so, by reason of the transfer of most of its officers and many of its non-commissioned officers to the new Force, as also through the want of any financial provision for its instruction, training, exercise, clothing, and equipment; it being in contemplation only to maintain a Volunteer Force on the basis (as to numbers, organization, discipline, and efficiency) recommended by Sir William Jervis and Colonel Scratchley.

(3.) No financial provision has been made for such a purpose.

(4.) Yes; the men having qualified themselves as efficient as far as was practicable under existing circumstances.

(4.)

- (4.) Town Common, Corree :—Mr. Barbour asked the Secretary for Mines,—
- (1.) Is he aware that the Crown Lessee of Corree Run, near Jerilderie, keeps a flock of sheep for the purpose of eating off all the grass on the Town Common of Corree?
 - (2.) Will he cause the Crown Lands Ranger to inquire into this matter, and warn off all trespassers?
- Mr. Baker answered,—
- (1.) No report to that effect has reached the Department.
 - (2.) Yes; the Crown Lands Bailiff has been instructed to warn off all trespassers, and if the warning does not have the desired effect, further steps will be taken.
- (5.) Support of Insolvent Debtors in Gaol :—Mr. Buchanan asked the Colonial Secretary,—
- (1.) Does the imprisoning creditor or the Government pay for the support of an insolvent debtor in gaol?
 - (2.) If the Government pays for the support of insolvent debtors in gaol, what is the cost per week of each debtor?
- Sir Henry Parkes answered,—
- (1.) If the debtor is not in a position to keep himself he is supported by the Government.
 - (2.) 12s. 3d. (twelve shillings and three pence) per week.
- (6.) Gold Leases in Copeland Division of the Hunter and Macleay Mining District :—Mr. Copeland asked the Secretary for Mines,—Will he lay a Return upon the Table showing,—
- (1.) How many gold leases were applied for in the Copeland Division of the Hunter and Macleay Mining District, embracing Copeland, the Bowman, Cobark, and Herripit, during the years 1877, 1878, 1879, and the first quarter of 1880, respectively, and the number not yet granted?
 - (2.) The number of men agreed to be employed in each of such leases?
 - (3.) The number of such leases cancelled during the above periods, and the cause of cancellation?
 - (4.) What means (if any) are taken to enforce the labour conditions after such leases are granted?
 - (5.) The supposed area of auriferous country comprised in the above district, and the approximate population?
 - (6.) The number of miners rights issued, and the amount of lease, rent, and survey fees received during each of the above periods?
- Mr. Baker answered,—I will lay upon the Table of the House the Return required by the Honorable Member with as little delay as practicable.
- (7.) Widow of the late George Gore :—Mr. W. C. Browne asked the Secretary for Public Works,—Has he decided to place an amount on the Additional Estimates for the Widow of the late fireman, George Gore, who was killed while in the execution of his duty on the Great Northern Railway?
- Mr. Lackey answered,—An amount has been placed on the Additional Estimates of this year as a gratuity to the Widow of the late George Gore.
- (8.) Railway Platform between Breeza and Gunnedah :—Mr. W. C. Browne asked the Secretary for Public Works,—What is the cause of delay in proceeding with the erection of a platform and siding between Breeza and Gunnedah, which was long since ordered to be carried out by the Commissioner for Railways?
- Mr. Lackey answered,—The question of site has somewhat delayed this matter, but the work is now being proceeded with.
2. LICENSING BILL :—Mr. Taylor presented a Petition from the Ministers and Deacons of the Congregational Church, Parramatta, in favour of the passing of this Bill.
Petition received.
3. DISTRICT COURT JUDGE MEYMOTT :—Mr. Buchanan presented a Petition from Jurymen and others in the District of Gunnedah, complaining of the conduct of District Court Judge Meymott; and praying the House to inquire into the allegations contained in the Petition.
And the same having been read at length by the Clerk, by direction of Mr. Speaker,—
Petition received.
4. ADJOURNMENT :—Mr. Barbour moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. THE CASE OF "GUNNING" (*Formal Motion*) :—Mr. O'Connor moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, papers, and minutes, which have passed between the Government and Mr. Benjamin Lee, Police Magistrate of Bathurst, with reference to the case of Gunning, who applied for relief to Mr. Lee.
Question put and passed.
6. ANIMALS PROTECTION BILL (*Formal Motion*) :—Mr. Cameron moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to secure the protection of Birds and Animals.
Question put and passed.
7. SUPREME COURT TEMPORARY JUDGE ACT CONTINUATION BILL (*Formal Motion*) :—Mr. Wisdom moved, pursuant to Notice, for leave to bring in a Bill to continue certain provisions of the 'Supreme Court Temporary Judge Act of 1879' for a further period of one year.
Question put and passed.
8. PAPER :—Sir Henry Parkes laid upon the Table,—By-Laws of the Municipal District of Hay.
Ordered to be printed.
9. SUPREME COURT TEMPORARY JUDGE ACT CONTINUATION BILL :—Mr. Wisdom presented a Bill, intitled "A Bill to continue certain provisions of the 'Supreme Court Temporary Judge Act of 1879' for a further period of one year,"—which was read a first time.
Ordered to be printed, and read a second time on Thursday next.

10. **LICENSING BILL**:—Mr. Barbour presented a Petition from Licensed Victuallers, Householders, and Inhabitants of Deniliquin, praying that this Bill may be amended in certain particulars.
Petition received.
11. **CHINESE IMMIGRATION**:—Mr. Cameron moved, pursuant to Notice, That, in the opinion of this House, the Government should, "as soon as practicable," bring in a Bill having for its object the restriction of Chinese Immigration.
Debate ensued.
Mr. Melville moved, That the Question be amended, by the omission of the words "as soon as practicable," with a view to the insertion in their place of the words "this Session."
Question proposed,—That the words proposed to be omitted stand part of the Question.
Debate continued.
Question,—That the words proposed to be omitted stand part of the Question,—put and passed.
Original Question put and negatived.
12. **COMPENSATION TO REPRESENTATIVES OF THE LATE W. SIMONS**:—Mr. Tece moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Additional Estimates for the present year a sum not exceeding £66, to be paid to the legal representatives of the late W. Simons as compensation for a portion of land in the City of Goulburn taken for Railway purposes.
Question put and passed.
13. **IMPRISONMENT FOR DEBT ABOLITION BILL**:—The Order of the Day for the second reading of this Bill postponed until Tuesday next.
14. **CENSUS BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
15. **SUPPLY**:—The Order of the Day for the resumption of the Committee of Supply having been read,—Sir Henry Parkes moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Motion, by leave, withdrawn.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 108.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 9 JUNE, 1880.

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

QUESTIONS:—

- (1.) Family of the late Mr. Everington:—Mr. Taylor asked the Secretary for Public Works,—Is it the intention of the Government to place on the Supplementary Estimates for 1880 a sum of money to compensate the Widow and Children (who are left destitute) of the late Mr. Everington, a porter on the Great Western Railway, who lost his life at Wellington on the 1st of the present month while in the performance of his duties as porter?

Mr. Lackey answered,—Yes.

- (2.) Roads in the Old Domain, Parramatta:—Mr. Taylor asked the Secretary for Mines,—
(1.) Has he received the report of the Parramatta District Road Inspector with reference to the Petition of the purchasers of the Government land in the Old Domain, asking for a small sum of money to be expended upon the roads leading to their residences?
(2.) If so, will he cause the amount recommended to be expended upon the said roads at once, it being impossible to travel over them?

Mr. Baker answered,—

- (1.) Yes.
(2.) A small sum will be at once expended on their repair.

- (3.) Court-house, Parramatta:—Mr. Taylor asked the Minister of Justice,—
(1.) Has any representation been made to the Government by His Honor Judge Dowling, or any other person, relative to the disrepair and want of accommodation at the Parramatta Court-house?
(2.) If so, what was the nature of the communication, when was it made, and have any steps been taken in consequence?

Mr. Suttor answered,—

- (1.) Yes, a communication has been received from Mr. District Court Judge Dowling upon the subject.
(2.) It points out the unsuitableness of the building for the purposes required, and suggests certain improvements by which better accommodation may be provided; is dated 27th May, 1880, and was lately forwarded to the Public Works Department for inquiry and report, after which the requisite steps will be taken in the matter.

- (4.) Post Office, Parramatta:—Mr. Taylor asked the Colonial Secretary,—
(1.) Is he aware that the Post Office at Parramatta is closed to the public every evening at 6 o'clock, and the mails do not arrive until 6:15, which causes great inconvenience?
(2.) Will he give instructions for the Post Office to be kept open until 6:30 every evening, to enable persons to receive their letters?

Sir Henry Parkes answered,—I find that the Honorable Member wrote to the Postmaster General on the 7th instant, asking that the arrangement suggested in question No. 2 might be adopted, and that a reply was sent this morning informing him that before the receipt of his letter arrangements were made for the delivery of letters from the Parramatta Post Office up to half-past six o'clock p.m.

- (5.) Bridge over Parramatta River, near Queen's Wharf:—Mr. Taylor asked the Secretary for Public Works,—Is it the intention of the Government to place upon the Supplementary Estimates for 1880 a further sum of money for the purpose of building a Traffic Bridge over the Parramatta River, near the Queen's Wharf, the amount already voted by Parliament not being sufficient for such purpose?

Mr. Lackey answered,—This, with other large items of expenditure, is now under consideration by the Cabinet.

(6.)

(6.) New Dam over Parramatta River:—Mr. Taylor asked the Secretary for Public Works,—Will he give instructions for a small amount of money to be expended upon the new Dam being erected over the Parramatta River, near the King's School, by having iron rails placed upon the same to prevent accidents or loss of life in crossing the same?

Mr. Lackey answered,—A report on the additions suggested by the Honorable Member will be obtained from the officer in charge of the works at the Parramatta Dam.

(7.) Overshot Dam, Jerilderie:—Mr. Barbour asked the Secretary for Public Works,—

(1.) Has he received a report from the officer instructed to report upon the overshot dam, promised to a Deputation from Jerilderie some months ago?

(2.) Is he aware that Mr. Dooner, Road Inspector, can give information as to what is required, and will he place a small sum on the Supplementary Estimates to be expended under Mr. Dooner's superintendence of the work, so that the dam may be got ready to catch the winter rains so as to supply this township with water before the summer sets in?

Mr. Lackey answered,—

(1.) The final report has not yet been received.

(2.) The papers are now with Mr. Dooner for the necessary information, until receipt of which no determination can be arrived at. A telegram has been this day sent to Mr. Dooner, urging immediate action.

(8.) Branch Railway—Narrandera to Jerilderie:—Mr. Barbour asked the Secretary for Public Works,—

(1.) Has a survey yet been made of the Branch Railway (Narrandera to Jerilderie), by way of the Yanko Creek, as promised to a Deputation from Jerilderie that waited upon him some months ago?

(2.) Is he aware that to make a line by way of Urana to Jerilderie would be taking it over two sides of a triangle, through a good deal of scrubby land comparatively unoccupied, and that by way of the Yanko it would be along the base of the triangle, and through rich country thickly populated?

Mr. Lackey answered,—

(1.) The survey named has not yet been made.

(2.) A line by way of Urana to Jerilderie would no doubt be longer than if taken direct to Jerilderie; but the former survey was made by way of Urana for the purpose of giving accommodation to that district as well as to Jerilderie.

(9.) Support of Insolvent Debtors in Gaol:—Mr. Buchanan asked the Colonial Secretary,—As the cost of keeping an insolvent debtor in gaol is 12s. 3d. per week, which is paid by the Government,—Will the Colonial Secretary release immediately any insolvent debtors who may be at present in gaol, and pay them only 6s. 1½d. per week, and allow the other 6s. 1½d. to go to the liquidation of the debt, the non-payment of which was the cause of their imprisonment?

Sir Henry Parkes answered,—I have great respect for the Honorable and learned Member, which is only exceeded by my desire to do whatever he desires me to do; but I do not understand this question.

(10.) Matrimonial Causes Act Amendment Bill:—Mr. Buchanan asked the Colonial Secretary,—What has been the fate of the Matrimonial Causes Act Amendment Bill, reserved and sent Home for the Assent of Her Majesty the Queen some eight months ago?

Sir Henry Parkes answered,—I have not heard anything about the fate of the Matrimonial Causes Act Amendment Bill. No despatch on the subject has reached me, and I cannot answer for the fate of the measure; but, so far as my recollection serves, no accident has happened to any of the mails which may have conveyed it to England.

2. CENSUS BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and passed.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to make provision for taking the Census and for obtaining certain Agricultural and Pastoral Statistics in the year 1881.*"

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 provision for taking the Census and for obtaining certain Agricultural and Pastoral Statistics in the year 1881,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 9th June, 1880.

3. POSTPONEMENTS:—The Orders of the Day Nos. 1, 2, 3, 4, and 6 postponed, to follow after Order No. 8.

4. CROWN LANDS PURCHASES VALIDATION BILL:—The Order of the Day having been read,—Mr. Hoskins 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. Hoskins, 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. Hoskins (*with the concurrence of the House*), the report was adopted.

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

5. **WHARFAGE AND TONNAGE RATES BILL**:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Mr. Watson (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
6. **SUPPLY**:—The Order of the Day for the resumption of the Committee of Supply having been read,—Sir Henry Parkes moved, "That" Mr. Speaker do now leave the Chair.
Mr. Buchanan moved, pursuant to *Contingent Notice*, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "in the opinion of this House our fiscal policy should be framed so as to levy duties on imported goods that can be manufactured in the country for the purpose of promoting, encouraging, and protecting our native industries."
Question proposed,—That the words proposed to be omitted stand part of the Question.
Debate ensued.
Question put,—That the words proposed to be omitted stand part of the Question.
The House divided.

Ayes, 35.

Sir Henry Parkes,	Dr. Renwick,
Mr. Lackey,	Mr. Fawcett,
Mr. Watson,	Mr. Garrett,
Mr. Suttor,	Mr. Eckford,
Mr. Baker,	Mr. Dangar,
Mr. Hoskins,	Mr. Greenwood,
Mr. Burns,	Captain Onslow,
Mr. Wisdom,	Mr. Hurley (<i>Hartley</i>),
Mr. J. Davies,	Mr. Hezlet,
Mr. Cameron,	Mr. Clarke,
Mr. Macintosh,	Mr. Murphy,
Mr. Lynch,	Mr. Jacob,
Mr. Gray,	Mr. Beyers,
Mr. Fitzpatrick,	Mr. McCulloch,
Mr. Cohen,	<i>Tellers.</i>
Mr. Harris,	
Mr. Copeland,	Mr. Day,
Mr. Bowman,	Mr. O'Connor.
Mr. Merriman,	

Noes, 5.

Mr. Roseby,
Mr. W. C. Browne,
Mr. Barbour,
<i>Tellers.</i>
Mr. Buchanan,
Mr. Melville.

And so it was resolved in the affirmative.

Original Question,—That Mr. Speaker do now leave the Chair,—put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 10 JUNE, 1880, A.M.

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

7. **COUNTRY TOWNS WATER AND SEWERAGE BILL**:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Sir Henry Parkes, the report was adopted.
Ordered, that the Bill be read a third time this day.

The House adjourned at ten minutes after Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 109.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 10 JUNE, 1880.

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

QUESTIONS:—

- (1.) Railway from Junee to Narrandera:—*Mr. Bennett*, for *Mr. McElhone*, asked the Secretary for Public Works,—

(1.) Has any report been made to him in reference to the Junee and Narrandera Railway Line being ballasted for miles together with nothing but sand, and without any stone ballast?

(2.) If so, will he make immediate inquiry in reference to the truth of the report, and punish the parties concerned if the report is found to be true?

Mr. Lackey answered,—Fine gravel or coarse sand ballast has been used temporarily for packing the sleepers to enable the contractors to reach their depôt of stone ballast. The arrangement with the contractors is that 5 inches of clean stone ballast is to be placed upon the formation, then 5 inches of fine gravel or coarse sand is to be put on, and the road lifted $2\frac{1}{2}$ inches, making $7\frac{1}{2}$ inches of mixed stone and fine gravel under the sleepers, instead of 6 inches of stone, as described in the specification. This mixture of ballast has been tested during wet weather, and has given every satisfaction to the officers in charge. The road will afterwards be boxed up with stone ballast.

- (2.) Tanks on Road between the Barwin and Narren Rivers:—*Mr. Dangar* asked the Secretary for Public Works,—

(1.) When will the rest of the correspondence, together with Commissioner's, Road Superintendent's, and Land Inspector's reports, &c., as promised, be laid upon the Table of the House, respecting tanks between the Barwin and Narren Rivers?

(2.) Have the sites been definitely fixed, and by whom; if so, the position of such on Cumborah Springs and Lanillo Roads, and the number of tanks intended to be constructed on each of these roads, and when will tenders be invited for the construction of same?

(3.) Has a Travelling Tank Inspector been appointed for the Darling and Barwin Districts; if so, name, residence, and nature of the duties allotted to him?

Mr. Lackey answered,—

(1.) In a few days.

(2.) Yes, by the Road Superintendent. It is not considered desirable to make public the sites until necessary precautions have been taken about reserves. Tenders will be invited in about a fortnight.

(3.) Yes; *Mr. Gilliat* has been appointed Inspector of Tanks, &c.; his head quarters are at present at Hay. His duties are to see that all tanks, &c., that have been completed are kept in repair; that the lessees observe the conditions of their leases, and that caretakers perform their duties.

- (3.) Stone Cube Sets for Tramways:—*Mr. Cameron* asked the Secretary for Public Works,—

(1.) By whom, and at what rate, were the 30,000 blue stone cube sets for tramway purposes tendered for?

(2.) What was the time specified in which the contract was to be finally completed?

(3.) Who are the successful tenderers, the amount of their tender, and the time allowed for final completion?

Mr. Lackey answered,—

(1.) They were tendered for by twenty-one different tenderers, at rates varying from 29s. per ton to £2 12s. 6d. per ton.

(2.) Eight months.

(3.) The lowest tenderer, whose offer was accepted, found that he had made a serious mistake in estimating the weight of the stone—having calculated 100 cubes to the ton instead of an average of 125—and he asks to be relieved from the contract on this ground, and on the ground that there

was

was a combination amongst the Melbourne quarrymen to make the ton 100 cubes only. The Government have consented to this request on condition that the contractor supplies 2,000 tons at contract price within four weeks. This was considered to be a sufficient penalty to exact; it represents a loss of about £500. The tender of Leggatt and Co. to supply the balance of stone required (28,000 tons), at 32s. per ton, has been accepted. The stone is considered to be superior to Melbourne stone, and is to be obtained from Kiama. The time allowed for final completion of contract is eight months.

- (4.) The Garden Palace:—Mr. W. C. Browne asked the Secretary for Public Works,—Is it the intention of the Government (as reported in last Saturday's issue of the *Sydney Mail*) to allow the Garden Palace to be used for the storage of wool arriving by train, or is it proposed to let the building by tender for this purpose?

Mr. Lackey answered,—No such proposal has been made to or considered by the Government.

- (5.) Volunteer Land Orders Bill:—Mr. Beyers asked the Colonial Secretary,—When will he introduce the Volunteer Land Orders Bill, for which leave was obtained on 5th May?

Sir Henry Parkes answered,—This afternoon.

2. ASSISTED IMMIGRATION:—Mr. Burns (*by consent*) moved, without Notice, That leave be granted to the Select Committee now sitting on "Assisted Immigration" to make a visit of inspection to the ship "Camperdown," lately arrived in Port Jackson with immigrants.
Question put and passed.

3. METROPOLITAN WATER AND SEWERAGE BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 49.

A Bill, intituled "*An Act to provide for the Water Supply and Sewerage of the City of Sydney and Suburbs*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 10th June, 1880.

4. VOLUNTEER LAND ORDERS BILL:—Sir Henry Parkes presented a Bill, intituled "*A Bill to authorize the issue in certain specified cases of Certificates to Members of the Volunteer Force entitling them to Grants of Land under the Act 31 Victoria No. 5*,"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.

5. DISMISSAL OF MR. DANIELS, RAILWAY TRIAL SURVEYOR:—Mr. Hurley (*Hartley*), *by consent*, moved, without Notice, That the Return to an Order "Mr. Daniels, Railway Trial Surveyor," laid upon the Table of this House on 11th May, 1880, be referred to the Select Committee now sitting on "Dismissal of Mr. Daniels, Railway Trial Surveyor."
Question put and passed.

6. BUTCHERS SHOPS:—Mr. O'Connor presented a Petition from Citizens of Sydney, praying the House to pass a law enforcing the closing of Butchers Shops from Saturday night to Monday morning.
Petition received.

7. CROWN LANDS PURCHASES VALIDATION BILL (*Formal Order of the Day*),—on motion of Mr. Hoskins, read a third time, and *passed*.

Mr. Hoskins then moved, That the Title of the Bill be "*An Act to legalize certain Conditional and other Purchases of Crown Land*."

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 legalise certain Conditional and other Purchases of Crown Land*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 10th June, 1880.

8. WHARFAGE AND TONNAGE RATES BILL (*Formal Order of the Day*),—on motion of Mr. Watson, read a third time, and *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to make better provision for the collection of Wharfage and Tonnage Rates*."

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to make better provision for the collection of Wharfage and Tonnage Rates*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 10th June, 1880.

9. COUNTRY TOWNS WATER AND SEWERAGE BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and *passed*.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to establish a system of Water Supply and Sewerage for certain Towns*."

Question put and passed.

Ordered

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to establish a system of Water Supply and Sewerage for certain Towns*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 10th June, 1880.*

10. RAILWAY EXTENSION—GUNNEDAH TO NEAR NARRABRI:—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plan and Section and Book of Reference of a proposed Extension from Gunnedah to a point opposite to the Town of Narrabri, being a length of 55 miles 66 chains,—laid before the House on the 13th May, 1880, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.
Debate ensued.
Question put and passed.
11. SUPREME COURT TEMPORARY JUDGE ACT CONTINUATION BILL:—The Order of the Day having been read,—Mr. Wisdom 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. Wisdom, 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. Wisdom, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
12. CHURCH AND SCHOOL LANDS DEDICATION BILL:—
(1.) The Order of the Day for the consideration in Committee of the Whole of the Legislative Council's amendments in this Bill read,—and, on motion of Sir Henry Parkes, discharged.
Ordered, on motion of Sir Henry Parkes, that the Bill be laid aside.
(2.) Sir Henry Parkes moved, That the Resolution from the Committee of the Whole agreed to on the 17th December, 1879, and on which the Church and School Lands Dedication Bill had been founded, be now read.
Question put and passed,—
And the said Resolution (*as recorded in Votes and Proceedings No. 30, entry 12*) read by the Clerk, by direction of Mr. Speaker.
13. EXECUTIVE COUNCILLORS (FUNCTIONS SUBSTITUTION) BILL:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
14. CHURCH AND SCHOOL LANDS DEDICATION BILL (No. 2):—Sir Henry Parkes presented a Bill, intituled "*A Bill to declare the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom vested in the Legislature of this Colony and that from and after the first day of January one thousand eight hundred and eighty-two all such lands and income shall be respectively held and applied for the purposes of Public Instruction only*,"—which was read a first time.
Ordered to be printed, and read a second time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 110.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 11 JUNE, 1880.

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

QUESTIONS :—

- (1.) "Marine Parade" and "Steyne," Double Bay :—Mr. Macintosh asked the Secretary for Lands,—Have the Government come to a decision in reference to the restoration of the "Marine Parade" and the "Steyne" at Double Bay to the free use of the public, in accordance with the proclaimed plan shown at the time the village lots were offered for sale and sold by the Crown?

Mr. Hoskins answered,—The Crown Law Officers are of opinion that the Crown is not in a position to compel the persons claiming under the original grantees to give this portion of the "Marine Parade" to the public.

- (2.) Sale of Crown Lands :—Mr. Cohen asked the Secretary for Lands,—

(1.) The total quantity of land submitted for sale by auction under the authority of the late Minister for Lands at 25s. per acre, and the quantity sold at that price?

(2.) The like information with respect to lands submitted under the authority of the present Minister for Lands?

(3.) The quantity of land submitted for sale by auction at 20s. per acre under the authority of the present Minister for Lands, after having been submitted at 25s. per acre; and also the quantity sold at 20s. after having been so submitted at 25s. per acre?

Mr. Hoskins answered,—I will lay upon the Table directly a statement showing the information required by the Honorable Member, under the different headings in which he has asked for the same.

- (3.) Bingera Gold Field Reserve :—Mr. Dangar asked the Secretary for Lands,—With reference to my questions and replies furnished by the Secretary for Mines on 28th ultimo as to the recommendations of Mr. Geological Surveyor Young, as to cancellation of portions of Bingera Gold Field Reserve (No. 381), and that the papers had been sent to the Lands Department for action,—What steps are intended to be taken in the matter, and when is it likely the land therein mentioned will be thrown open for conditional purchase, or be submitted to auction, and will due notice be given?

Mr. Hoskins answered,—The portion of the Gold Field Reserve referred to has been cancelled, but the land is within Reserve No. 381, which it is not desirable to cancel in the public interest. After the Census of 1881 the question will be reconsidered.

- (4.) Railway Engines :—Mr. O'Connor asked the Secretary for Public Works,—

(1.) What are the prices of the various kinds of engines which are being constructed by Vale and the Atlas Company?

(2.) What are the prices charged by the English firms for the engines last tendered for, and now in course of construction?

Mr. Lackey answered,—

(1.) Goods engines, £3,475, £3,483, and £3,575, North Line; passenger engines, £3,343.

(2.) £2,490, free on board, London, to which has to be added freight, insurance, cartage, and cost of putting together in the Colony.

- (5.) School at Wandook :—Mr. Barbour asked the Colonial Secretary,—When will tenders be called for the new School at Wandook, near Deniliquin, the surveys having been made some time ago?

Sir Henry Parkes answered,—I understand that the delay in calling for tenders has arisen from some difficulty about obtaining a site, which, I understand, is now settled, and they will be called for.

- (6.) Temora Gold Field :—Mr. Buchanan asked the Secretary for Mines,—Is it the intention of the Government to send a Warden to Temora Gold Field?

Mr. Baker answered,—A Warden already visits the Gold Field periodically, and he will be instructed to make more frequent visits, if necessary.

(7.)

(7.) District Court Judge Meymott:—Mr. Buchanan asked the Attorney General,—Has Judge Meymott been suspended, or is it the intention of the Attorney General to suspend him while the present investigation into his conduct is proceeding?

Mr. Wisdom answered,—Judge Meymott has not been suspended; but it was intimated to him that it would be desirable, pending the decision of the Governor-in-Council upon the charges made against him, that he should obtain leave of absence. Judge Meymott has accordingly applied for leave of absence, which will be granted him, so that he will perform no judicial functions during the time his case is under consideration.

(8.) Wages of Railway Employés:—Mr. T. R. Smith asked the Secretary for Public Works,—

(1.) Is it true that a number of the Railway employés have not yet received the increases due to them, according to the classification sheet issued by the Commissioner for Railways; if so, what are their names, and will he cause the increases due to be paid to the employés entitled to same?

(2.) Is it a fact that even up to the present time a number of the Railway employés have not yet been classified in accordance with a minute of the late Minister for Works (Mr. Sutherland); if so, what are their names, salaries, and duties?

Mr. Lackey answered,—I am not aware that this is the case; inquiry is being made.

(9.) Wages of Railway Guards:—Mr. T. R. Smith asked the Secretary for Public Works,—Has a Petition been received by the Minister, or Commissioner for Railways, from Railway Guards employed on Great Southern, Western, and Richmond Railways, asking for a higher rate of wages, and also to have the number of their working hours reduced; if so, date of receipt of such Petition, and what action (if any) has been taken in the matter?

Mr. Lackey answered,—No Petition of the kind has been received by me, nor by the Commissioner for Railways.

(10.) The late Railway Guard Eve:—Mr. T. R. Smith asked the Secretary for Public Works,—

(1.) Is it a fact that Guard Eve, who was killed at Lithgow a few days since, was on duty from 6 a.m. till 11 p.m.?

(2.) Is it usual for guards to be employed such long hours; if so, will he cause this to be remedied, by giving orders for their working hours to be reduced?

Mr. Lackey answered,—

(1.) No; Guard Eve was killed on the 2nd June, on which day he was on duty for six and a half hours. For the week ending 8th May he worked five hours daily; for the week ending 15th May, seven and a half hours daily; for the week ending 22nd May, nine hours daily; and for the week ending 29th May, five hours daily.

(2.) The guards are not worked unusually long hours. In exceptional cases, when a train is detained on the road by a breakdown of the engine, &c., the hours for any particular day may be long, but as a rule the guards are not over-worked.

(11.) Widow of the late Railway Guard Eve:—Mr. T. R. Smith asked the Secretary for Public Works,—Will he cause a sum of money to be placed on the Additional Estimates for 1880 for the Widow of the late Guard Eve, who was killed at Lithgow whilst in the execution of his duty?

Mr. Lackey answered,—Provision will be made for the Widow of the late Guard Eve, and, if practicable, on the Additional Estimates for 1880; but certainly in the following Estimates.

(12.) Pay of Railway Employés when unable to work:—Mr. T. R. Smith asked the Secretary for Public Works,—Is it true that some of the Railway employés are not allowed full pay when unable to work in consequence of injuries accidentally received whilst in the execution of their duties; if so, will he give instructions for full pay to be allowed them when so absent?

Mr. Lackey answered,—In cases where the accident has occurred without being contributed to in any way by the carelessness of the sufferer, full pay is allowed; in ordinary cases half pay is allowed; but in cases where the accident has occurred through a breach of the rules, no remuneration during absence is granted. I see no reason for departing from this practice.

(13.) Public School at Moonbi:—Mr. Bennett asked the Colonial Secretary,—When will tenders be invited for the erection of a Public School at Moonbi, district of Tamworth?

Sir Henry Parkes answered,—As in the case referred to in the question asked by the Honorable Member for the Murray, the difficulty has been in obtaining a site for this School; but I understand that difficulty is also at an end, and the erection of the School will proceed.

2. ADDITIONAL ESTIMATES FOR 1880.—FURTHER SUPPLEMENTARY ESTIMATES FOR 1879 AND PREVIOUS YEARS.—ADDITIONAL ESTIMATE ON ACCOUNT OF SERVICES PROPOSED TO BE DEFRAYED OUT OF THE SURPLUS REVENUE ACCOUNT.—ESTIMATE ON ACCOUNT OF PUBLIC WORKS FOR 1880 PROPOSED TO BE PROVIDED FOR BY LOAN:—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 50.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends to the consideration of the Legislative Assembly the accompanying Additional Estimates of the Expenditure of the Government for the year 1880; together with further Supplementary Estimates for 1879 and previous years, Additional Estimate on account of Services proposed to be defrayed out of the Surplus Revenue Account, and Estimate on account of Public Works for the year 1880 proposed to be provided for by Loan.

Government House,
Sydney, 11th June, 1880.

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

3. PAPERS:—

Mr. Hoskins laid upon the Table,—

- (1.) Return showing the total quantity of land submitted for sale, and the quantity sold, at 25s. per acre, under the authority of the present and the late Minister for Lands.
- (2.) Abstract of Crown Lands reserved from sale until surveyed for the Preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.
- (3.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria No. 1.
- (4.) Return to an Order made on 4th May, 1880,—“Kennedy's and Hicks's Land Purchases at Bulli.”
- (5.) Return to an Order made on 11th May, 1880,—“Katoomba Falls.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Abstract Return of Agriculture for the year ended 31st March, 1880, and Decennial Return.

Ordered to be printed.

4. ADJOURNMENT:—Mr. Macintosh moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. DEODORIZATION OF SEWAGE MATTER (*Formal Motion*):—Mr. Farnell moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, documents, and reports of any Board or Boards relative to the deodorization of human excreta and other offensive matter, which have been submitted for the consideration of the Government by any person or persons whatever.

Question put and passed.

6. PASTURES AND STOCK PROTECTION BILL (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, for leave to bring in a Bill to protect the Pastures and Live Stock of the Colony from depredations of certain noxious animals.

Question put and passed.

7. EXECUTIVE COUNCILLORS (FUNCTIONS SUBSTITUTION) BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and passed.

Sir Henry Parkes then moved, That the Title of the Bill be “*An Act to enable the Governor with the advice of the Executive Council to make certain arrangements for the Administration of the Departments of Government.*”

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled “*An Act to enable the Governor with the advice of the Executive Council to make certain arrangements for the Administration of the Departments of Government,*”—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 11th June, 1880.*

8. PASTURES AND STOCK PROTECTION BILL:—Sir Henry Parkes presented a Bill, intituled “*A Bill to protect the Pastures and Live Stock of the Colony from the depredations of certain noxious animals,*”—which was read a first time.

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

9. POSTPONEMENT:—The Order of the Day in reference to Mineral Selection at Mitchell's Creek postponed until Friday next.

10. SECRET BILLS OF SALE ACT AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Stephen Brown, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some, disagreed to others, and amended others of the Council's amendments.

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

11. ANIMALS PROTECTION BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. Cameron, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to secure the protection of Birds and Animals.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to secure the protection of Birds and other Animals.

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

(2.) Mr. Cameron presented a Bill, intituled “*A Bill to secure the protection of Birds and other Animals,*”—which was read a first time.

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

12. COMPENSATION TO REPRESENTATIVES OF THE LATE W. SIMONS :—The Order of the Day having been read,—on motion of Mr. Teece, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Additional Estimates for the present year a sum not exceeding £66, to be paid to the legal representatives of the late W. Simons as compensation for a portion of land in the City of Goulburn taken for Railway purposes. Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed upon the Additional Estimates for the present year a sum not exceeding £66, to be paid to the legal representatives of the late W. Simons as compensation for a portion of land in the City of Goulburn taken for Railway purposes.

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

13. GOLD MINING LEASES REGULATIONS :—Mr. Copeland moved, pursuant to Notice, That, in the opinion of this House, the Regulations relating to gold-mining leases should be amended so as to give effect as far as practicable to the following suggestions :—

(1.) To reduce the time allowed for making application for a lease from ten days to five days after taking possession thereof.

(2.) If the land applied for shall on survey be found to include within its boundaries any portion of land exempted from occupation under the Mining Act, 1874, or any portion of land in the legal occupation of some other person, the Surveyor shall excise such portions of land from the tenement so applied for; and such survey shall provide a right-of-way through such surveyed tenement to the portions of land so exempted or pre-occupied; and the application for the unexempted or unoccupied portions of Crown Land shall not be deemed invalid by virtue of such excisions.

(3.) Upon any person lodging a complaint with the Warden that the labour conditions contained in such lease are being systematically evaded, the Warden shall appoint a place and time for holding an inquiry in open Court into the truth of such complaint; but no such inquiry shall be held until fourteen days notice shall have been given to the lessee, and to the person lodging such complaint, of his intention to hold such inquiry; nor shall such inquiry be held unless such person shall at the time of lodging such complaint have deposited the sum of five pounds for the purpose of defraying all expenses so far as the same will extend which the lessee shall incur by reason of such complaint; and if there be no such expenses incurred, or if after payment thereof there shall remain a balance, the Clerk with whom such money shall have been deposited shall refund the whole of such sum or the balance thereof to the said depositor; and for all the purposes of such inquiry the procedure shall be the same as one appertaining to an objection to the granting of a lease.

(4.) If the Governor shall, after due consideration of the evidence transmitted by the Warden, decide to cancel such lease, then the person having lodged such complaint shall be entitled to be considered the first applicant for a lease of such land, and for the purposes of such application shall be deemed to have been in possession of the said land from the time such cancellation of such lease shall have appeared in the *Government Gazette*. Provided such person shall within fourteen days thereafter comply with section 7 of the Regulations relating thereto.

(5.) On application to the Minister, and obtaining his consent thereto, any two or more adjoining leases may be held and worked as one mine, provided that the aggregate amount of labour shall be employed on or in connection with such mine in accordance with the labour conditions contained in such leases.

Debate ensued.

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

Debate continued.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only eighteen Members present, exclusive of Mr. Speaker, namely,—Mr. Baker, Mr. Barbour, Mr. Bennett, Mr. Beyers, Mr. W. C. Browne, Mr. Cameron, Mr. Copeland, Mr. Hoskins, Mr. Lackey, Mr. McCulloch, Mr. Murphy, Mr. O'Connor, Mr. Shepherd, Mr. R. B. Smith, Mr. Suttor, Mr. Terry, Mr. Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at seventeen minutes after Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 111.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 15 JUNE, 1880.

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

QUESTIONS:—

- (1.) Police Quarters at Coonabarabran:—Mr. Dangar asked the Colonial Secretary,—Referring to question and reply, Votes and Proceedings, No. 59, 27th February, 1880, respecting new Police Barracks or Quarters for the Police at Coonabarabran,—Has any further decision been arrived at, and will provision be made on the Additional Estimates, or otherwise, to provide such necessary accommodation?

Sir Henry Parkes answered,—No further decision has been arrived at; but the matter will engage immediate attention.

- (2.) Public School at Wellington:—Mr. Taylor asked the Colonial Secretary,—
(1.) Is he aware there are 300 children attending the Public School at Wellington, and about 100 of these children are compelled to remain during school hours in a barn or shed in the yard, there not being sufficient room in the schoolroom?
(2.) Has the attention of the Minister for Education been drawn to the inadequate accommodation at present provided at this school; and if so, is it in contemplation to remedy the state of things complained of?

Sir Henry Parkes answered,—

- (1.) It appears that the school accommodation is not up to the necessities of the case, there being 244 pupils in average attendance, while the accommodation is up to 236, including the use, not of a "barn or shed," but of an unsuitable building.

- (2.) Yes; and provision is now making for extended accommodation.

- (3.) Assaults at Pymont:—Mr. Taylor asked the Colonial Secretary,—Has his attention been drawn to the many cases of brutal assaults at Pymont after dark, and what steps will be taken to punish the offenders and protect the public?

Sir Henry Parkes answered,—I find that only one case of assault has been reported to the Police as occurring at Pymont during the past twelve months. In that case the parties were proceeded against and sentenced to a month's imprisonment.

- (4.) Letter Receiver at Redfern Railway Platform:—Mr. Taylor asked the Secretary for Public Works,—Referring to former questions on the subject,—When will the small Mail-box be placed in a conspicuous position upon the Redfern platform, and so relieve the station officials from the care of letters constantly left with them for late posting?

Mr. Lackey answered,—This Mail-box has been on the Redfern platform for some days.

- (5.) Road from Hoskingtown towards Balallaba:—Mr. Thompson asked the Secretary for Mines,—
(1.) Has he received any report upon the application for a road from Hoskingtown towards Balallaba?
(2.) What is the nature of that report, and what action does he purpose taking thereon?

Mr. Baker answered,—

- (1.) Yes.

- (2.) Instructions have been given to the Surveyor to lay out the road.

- (6.) Road from Round Hill towards Tuggeranong:—Mr. Thompson asked the Secretary for Mines,—
(1.) Are there any objections to the opening of the road from the Round Hill towards Tuggeranong?
(2.) If so, what are they, and by whom were they made?

Mr.

Mr. Baker answered,—

(1.) Yes.

(2.) The objections are—1st. That the necessity for the road is not such as to warrant expenditure on survey, &c. 2nd. That injury would be done to private property by opening the road referred to. The objections are contained in the report of the District Surveyor.

(7.) F. M. Cross's Conditional Purchase on Bokirah Creek :—Mr. Dangar asked the Secretary for Lands,—

(1.) Did F. M. Cross select 600 acres, parish of Hammond, county Narren, Walgett District, on Bokirah Creek, near Gadooga, about 26th February, 1877, measured by Surveyor Folkes?

(2.) Did Cross, considering his conditional purchase correct, improve the same considerably, and after so doing receive notice his selection was on water reserve No. 118; and on tracing forwarded by the Department portions encroaching were cancelled in three parcels, marked A, B, and C—in all 258 acres—and deposit refunded?

(3.) Did Cross protest, and since water reserve 118 revoked, and water reserve 483 notified in lieu thereof (portion on tracing marked A about 155 acres), being cancelled; and has Mr. District-Surveyor Dalgleish recommended the cancellation of the other two portions, marked B and C; and has Cross again applied for such, and have all these portions returned to his selection, paying back the refund money and other expenses, and to have his conditional purchase defined as surveyed by Licensed-Surveyor Folkes?

(4.) What decision has been arrived at in the matter?

Mr. Hoskins answered,—

(1.) Yes.

(2 and 3.) The applicant is reported to have erected yards of the value of £30 on the 600 acres; but he has considerable improvements on an adjoining portion of 40 acres, which is not in question. The selection has not been cancelled, but reduced in area by the exclusion of about 258 acres, which encroached on reserved land, deposit on which was refunded. The reserve having been cancelled, the selector was advised on 18th February last that it was open to him to obtain the excised area by re-selecting it.

(4.) No further decision is required. The case awaits the action of the applicant.

(8.) Railway Guards :—Mr. Thompson asked the Secretary for Public Works,—

(1.) Was a Petition received about six months ago from the Railway guards on the Southern and Western Lines praying to be classified in the same way and on the same scale as the drivers?

(2.) Has it received consideration; and if so, what is his decision thereon?

Mr. Lackey answered,—

(1.) On inquiry, it appears that a Petition to this effect is in the hands of the Traffic Inspector.

(2.) It has not received any consideration by me, as it has not been presented; but I may say at once that Railway guards cannot be paid at the same rate as drivers.

* 2. LICENSING BILL :—The following Petitions, in favour of the passing of this Bill, were presented by the Members named :—

(1.) By Mr. Fawcett. From Members and Friends of the Independent Order of Good Templars under the jurisdiction of the Right Worthy Grand Lodge of the World, and others residing at Rocky Mouth, Maclean, and other parts of the Lower Clarence.

(2.) By Mr. Roseby. From Members and Friends of the Independent Order of Good Templars under the jurisdiction of the Right Worthy Grand Lodge of the World, and others in Public Meeting assembled at Public Hall, Pyrmont.

(3.) By Mr. Clarke. From Ministers and Elders of the Presbyterian Church of New South Wales.

(4.) By Mr. Roseby. From Members and Friends of the Independent Order of Good Templars under the jurisdiction of the Right Worthy Grand Lodge of the World, and others residing at Milton.

Petitions received.

3. PAPERS :—

Mr. Baker laid upon the Table,—Return to an Order made on 4th June, 1880,—“Frederick Somers's Tender for a Run near Corragabal Creek.”
Ordered to be printed.

Mr. Lackey laid upon the Table,—Correspondence respecting increased depth of water on the Bar at the entrance to Newcastle Harbour.
Ordered to be printed.

Mr. Hoskins laid upon the Table,—Regulations under the Lands Acts Further Amendment Act 1880.
Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Report on the University of Sydney for 1879.
Ordered to be printed.

4. ALIENATION OF CROWN LANDS :—Mr. Barbour moved, pursuant to Notice, That, in the opinion of this House, the present system of alienating the Public Estate is not conducive to the general welfare of the community.

Debate ensued.

Motion, by leave, withdrawn.

5. MR. GEORGE RICHARD DIBBS :—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all correspondence between Mr. John Shepherd, M.P., and any Minister of the Crown, or the Sheriff, or any other officer of the Government, in reference to the arrest of George Richard Dibbs.

Question put and passed.

6. CLAIM OF JOHN O'BRIEN :—*Mr. J. Davies*, for Mr. H. H. Brown, moved, pursuant to Notice,—
 (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the claim of one John O'Brien for loss of land held for gold-mining purposes.
 (2.) That such Committee consist of Mr. Baker, Mr. Garrett, Mr. Tecce, Mr. J. Davies, Mr. Lynch, Mr. Day, Mr. Hurley (*Hartley*), Mr. Barbour, Mr. Jacob, and the Mover.
 Debate ensued.
 Question put and passed.
7. THE CASE OF PATRICK AND MICHAEL GRIFFIN :—Mr. Badgery moved, pursuant to Notice, That the Resolution of this House passed on the 10th June, 1879, adopting the Report from the Select Committee in the case of Patrick and Michael Griffin, be rescinded.
 Debate ensued.
 Mr. Greville moved, That this Debate be now adjourned.
 Question put and passed.
 Ordered, that the Debate be adjourned until Tuesday next.
8. DISCOVERY OF THE BARRINGTON GOLD FIELD :—Mr. Copeland moved, pursuant to Notice, That the Report from the Select Committee on the "Discovery of the Barrington Gold Field," brought up on the 12th May, 1880, be now adopted.
 Debate ensued.
 Question put and passed.
9. IMPRISONMENT FOR DEBT ABOLITION BILL :—The Order of the Day having been read,—Mr. Buchanan moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and negatived.
10. POSTPONEMENTS :—The Orders of the Day Nos. 1 and 2 of Government Business postponed, to follow after Order No. 4.
11. SUPREME COURT TEMPORARY JUDGE ACT CONTINUATION BILL :—The Order of the Day for the third reading of this Bill read,—and, on motion of Mr. Wisdom, discharged.
 Ordered, that the Bill be withdrawn.
12. CHURCH AND SCHOOL LANDS DEDICATION BILL (No. 2) :—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.
 On motion of Sir Henry Parkes, Mr. Speaker left the Chair; and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments, including an amendment in the Title.
 On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.
 Ordered, that the Bill be read a third time to-morrow.
13. VOLUNTEER LAND ORDERS BILL :—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed.
 Bill read a second time.
 On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
 Ordered, that the adoption of the report stand an Order of the Day for to-morrow

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 JUNE, 1880.

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

QUESTIONS:—

- (1.) Tanks between the Barwon and Narren Rivers:—Mr. Dangar asked the Secretary for Public Works,—Is it intended to make provision in 1881 Estimates for constructing Public Tanks on the 60-mile track between the Barwon and Narren Rivers, and on the road known as Bagot's, from Bagot's Station on the Moonee to Hill's Narren Station?

Mr. Lackey answered,—The lines of tanks asked for between the Barwon and the Narren Rivers have been so numerous—no less than four routes, two of which are provided for,—that it has been determined to have a full inquiry as to the necessity for so many before further provision is asked for.

- (2.) Site for Township of New Millie:—Mr. Dangar asked the Secretary for Lands,—

(1.) Has a Petition been received objecting to the site of the proposed New Millie Township, as laid out 5 miles from Old Millie by the District Surveyor, on road Narrabri to Moree; and has any reply been furnished to the said Petition, and to what effect?

(2.) Is it intended to confirm this newly surveyed township (upon which there is no water), or for the present to abandon such site?

(3.) If intended to abandon, will a site for a village reserve on Waterloo Creek, in the immediate vicinity of where the proposed Railway line to Queensland crosses the creek be reserved, with a view to the same being ultimately measured and formed into a township?

Mr. Hoskins answered,—

(1.) A Petition has been received, but a reply has not been forwarded, as a decision has not yet been arrived at.

(2.) Not decided.

(3.) The site suggested is reserved, but until the route for the Railway is definitely fixed it is considered inadvisable to prepare a design for the township. The question will be referred to the Secretary for Works for early consideration.

- (3.) Mr. D. J. Newton:—Mr. Jacob asked the Attorney General,—Does he intend to put D. J. Newton on his trial, who was committed recently at the Water Police Court for forgery, in default of the appearance of Mr. Justice Windeyer as witness, whose signature was alleged to have been forged?

Mr. Wisdom answered,—If the Honorable Member by his question means whether Newton will be tried without Mr. Justice Windeyer being called as a witness, I beg to state that Mr. Justice Windeyer will be required to attend as a witness. He was not examined at the Police Court, because a *prima facie* case was made without his attendance; but if the case is tried, Mr. Justice Windeyer will be required to attend.

- (4.) The Case of Herbert Alcorn:—Mr. Cameron asked the Minister of Justice,—

(1.) Is he aware that a young man named Herbert Alcorn was arrested at his father's residence (the landlord of an hotel in Singleton) on the 3rd June last, on a charge of stealing from the person the sum of £3 10s., by Senior-Sergeant Webb, and that no warrant was produced at the time of such arrest?

(2.) Is it usual for Police officers to arrest persons under such circumstances without a warrant?

(3.) Is the Minister aware that the person who gave the said Herbert Alcorn into custody was intoxicated at the time, and on giving his evidence the following day was ordered to be imprisoned for three days, being then in an unfit state to give evidence?

(4.) Will he cause inquiry to be made in the matter disclosed by the foregoing questions?

Sir

Sir Henry Parkes answered,—

(1, 2, and 3.) I have received a telegram from the Police Magistrate, Singleton, in reference to the Honorable Member's questions, from which it appears that Herbert Alcorn was given in charge to Senior-Sergeant Webb at his father's residence for the offence stated, and that prosecutor went to the lock-up and signed the charge-book, which, I am informed, is the usual course. Prosecutor is said to have been sober at the time he gave Alcorn in charge; but when the case was called on for hearing it had to be adjourned in consequence of the prosecutor being in an unfit state to give evidence, and he was subsequently arrested for being drunk and fined £1, in default imprisonment for 48 hours, and he suffered the imprisonment.

(4.) I will cause further inquiry to be made in reference to the charge made against Alcorn.

(5.) Iron Cove Bridge:—*Mr. Cameron* asked the Secretary for Public Works,—

(1.) Will he state when the erection of the ironwork for the completion of the Iron Cove Bridge will be commenced?

(2.) Is it the intention of the Government to carry out the work by day labour, or by contract?

(3.) Is it the intention of the Government to carry out this work as soon as possible, in conformity with Resolution of this House?

Mr. Lackey answered,—

(1.) With as little delay as possible. Some of the cylinders are already sunk.

(2.) The plant being all provided, the work will be carried out the same as at the Parramatta Bridge.

(3.) It has been carried out as rapidly as possible, and will be completed nearly within the contract time.

(6.) Members of Parliament as Contractors Agents:—*Mr. Cameron* asked the Secretary for Public Works,—

(1.) Is he aware that certain Members of Parliament act as contractors agents?

(2.) Is he aware that when these Parliamentary agents wish to see plans and specifications, builders and contractors who wait personally at the Works Department are kept waiting, and are excluded till these agents have finished their business?

(3.) Will the Minister take such action as will prevent such a state of affairs in the future?

Mr. Lackey answered,—

(1.) Yes.

(2.) I am not aware that this is the case.

(3.) Yes, if found to be necessary.

(7.) Members of Parliament as Contractors Agents:—*Mr. Cameron* asked the Secretary for Public Works,—Is it his intention to take any steps to grant the prayer of the Petition of the Builders and Contractors Association, presented to this House, asking that steps may be taken to prevent Members of Parliament acting as agents for contractors, on condition that they are paid a certain amount of money if they succeed in obtaining certain departmental information?

Mr. Lackey answered,—Action has already been taken to prevent Members of Parliament receiving information for contractors.

(8.) Parramatta District Hospital:—*Mr. Taylor* asked the Colonial Secretary,—Will he cause an additional grant of £100 to be placed on the Estimates for the present year in aid of Parramatta District Hospital, upon the usual conditions?

Sir Henry Parkes answered,—This matter will be attended to when other Estimates are prepared.

(9.) Sewage of Government Establishments, Parramatta:—*Mr. Taylor* asked the Colonial Secretary,—With reference to my previous questions and requests respecting the removal of the abominable nuisance at Lennox Bridge, in the centre of the town of Parramatta, caused by the drainage from the Government establishments of that town,—What steps will be taken to carry off the offensive and dangerous matter to deep water?

Sir Henry Parkes answered,—Plans will be prepared and tenders invited for the necessary work with as little delay as possible.

(10.) Sewer through Hospital and Government Land, Parramatta:—*Mr. Taylor* asked the Colonial Secretary,—

(1.) Has he received any report respecting the nuisance from the sewer running through the Hospital and Government land at Parramatta into the fresh water the townspeople are compelled to use?

(2.) If so, will the Government contribute one-half of the cost of the abatement of such nuisance, provided the local Borough Council provide the other half?

Sir Henry Parkes answered,—Yes; provision has been made on the Estimates for connecting the river with the sewer below the dam.

(11.) Bridges over Tarrion Creek and Bogan River:—*Mr. Melville*, for *Mr. Coonan*, asked the Secretary for Public Works,—Is it the intention of the Government to place any sums of money on the Additional Estimates for the purpose of constructing bridges over the Tarrion Creek and Bogan River, Gongolgon?

Mr. Lackey answered,—This matter is under consideration.

(12.) Stone Cube Sets for Tramways:—*Mr. Barbour* asked the Secretary for Public Works,—

(1.) Amongst the tenders for 30,000 tons cube sets, is there one tender at £1 10s. 11d., and another at £1 11s. 9d. per ton; if so, why are these passed over and a higher tender than either accepted?

(2.) Would it not be advisable to give two or three of the lowest tenderers the 30,000 tons between them, so as to get the quantity supplied in time, and also to give an opportunity of testing the quality of the various materials?

(3.)

(3.) If this cannot be done, will fresh tenders be called for, intimating the intention of the Department to favour stone brought from certain localities?

Mr. Lackey answered,—

(1.) Yes, there were tenders at the prices stated; they were passed over because the tender to supply Kiama stone, which is considered superior to the Melbourne stone, was the more eligible offer.

(2.) The Kiama stone being considered to be superior to any other offered, it was not deemed desirable to divide the contract, more especially as there was no reason for doubting that the contractors could supply in time the quantity of stone required.

(3.) The tenders have been considered and dealt with on their merits. The implication that certain localities have been favoured is answered by the fact that in the first instance a tender to supply Melbourne stone was accepted.

(13.) Bridge over the Namoi River at Manilla:—Mr. Bowman asked the Secretary for Public Works,—Is it a fact that no provision has been made on any Estimate for the construction of a bridge over the Namoi at Manilla; if not, is it the intention of the Government to provide for this very necessary work on any further Estimate during the present Session?

Mr. Lackey answered,—No provision has yet been made, but the matter is under the consideration of the Government.

(14.) Turner v. Walsh:—Mr. Lynch, for Mr. Coonan, asked the Secretary for Lands,—Is the Government now supplying funds to carry on the Appeal to the Privy Council in the case of Turner v. Walsh, lately tried in the Supreme Court, in which a verdict was given for the defendant?

Mr. Baker answered,—Yes.

2. PAPER:—Mr. Hoskins laid upon the Table,—Abstract of Crown Lands authorized to be dedicated for Public Recreation, in accordance with the 5th section of the Act 25 Victoria No. 1.
Ordered to be printed.

3. MR. GEORGE DAY, THE YOUNGER:—Mr. Farnell presented a Petition from George Day, the younger, of the parish of Hovell, on the Yanko Creek, in county of Urana, selector, representing that in the month of October, 1876, he conditionally purchased certain land on the Yarrabee Run, of which the Messrs. Robertson were the lessees, and expended a large sum of money in the improvement of the said land, and that in consequence of a judgment of Her Majesty's Privy Council he was obliged to give up the possession of the said land; and praying the House to take such steps in reference to his case as to the House may seem meet,—
And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.

4. ELECTORAL BILL:—Mr. Lynch presented a Petition from certain Citizens of Sydney, praying the House to reject this Bill rather than agree to the provision which requires Candidates to deposit with Returning Officers the sum of forty pounds.
Petition received.

5. COMPLETION OF TOWN HALL, SYDNEY (*Formal Motion*):—Sir Henry Parkes moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to enable the Municipal Council of Sydney to raise by debentures the sum of seventy-five thousand pounds for the completion of the Town Hall.
Question put and passed.

6. CHURCH AND SCHOOL LANDS DEDICATION BILL, No. 2 (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and passed.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to declare the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom vested in the Legislature of this Colony and that from and after the thirty-first day of December one thousand eight hundred and eighty-two all such lands and income shall be respectively held and applied for the purposes of Public Instruction only.*"
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 entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom vested in the Legislature of this Colony and that from and after the thirty-first day of December one thousand eight hundred and eighty-two all such lands and income shall be respectively held and applied for the purposes of Public Instruction only,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 16th June, 1880.

7. VOLUNTEER LAND ORDERS BILL:—The Order of the Day having been read for the adoption of the report from the Committee of the Whole on this Bill,—Sir Henry Parkes moved, "That" the report be now adopted.

Debate ensued.

Mr. Cohen moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the reconsideration of the Schedule, with a view of adding thereto the name of the late Assistant Surgeon John Pierce."

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

Debate continued.

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

The

The House divided.

Ayes, 33.

Sir Henry Parkes,	Mr. Cameron,
Mr. Watson,	Mr. J. Davies,
Mr. Suttor,	Dr. Renwick,
Mr. Lackey,	Mr. Roseby,
Mr. McCulloch,	Mr. Greenwood,
Mr. Baker,	Mr. Fawcett,
Mr. Hoskins,	Mr. Gray,
Mr. Lucas,	Mr. Teece,
Mr. Garrett,	Mr. Hezlet,
Mr. W. Davies,	Mr. Clarke,
Mr. Stephen Brown,	Mr. Murphy,
Mr. Hurley (<i>Hartley</i>),	Mr. Thompson,
Mr. Melville,	Mr. Dangar,
Mr. Beyers,	
Mr. Merriman,	<i>Tellers,</i>
Mr. Barrbour,	Mr. Day,
Mr. Macintosh,	Mr. Lynch.
Mr. Wisdom,	

Noes, 13.

Mr. Fitzpatrick,
Mr. Cohen,
Mr. O'Connor,
Mr. Farnell,
Mr. Pilcher,
Mr. Burns,
Mr. Copeland,
Mr. W. C. Browne,
Mr. Terry,
Dr. Bowker,
Mr. Bowman,
<i>Tellers,</i>
Mr. Bennett,
Mr. Shepherd.

And so it was resolved in the affirmative.

Original Question,—That the report be now adopted,—put and passed.

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

8. EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL 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 taking of Evidence by Commissioners under the Great Seal,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 16th June, 1880.*

JOHN HAY,
President.

EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL BILL.

Schedule of the Amendments referred to in Message of 16th June, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 1, line 3. *Omit* "so summoned" *insert* "appearing as a witness whether so summoned or appearing without summons"

" 2, clause 1, line 4. At the end of clause *add* "And every such Commissioner shall in the exercise of his duty as such Commissioner have the same protection and immunity as a Judge of the Supreme Court. And any witness appearing before any such Commissioner shall have the same protection and be subject to the same liabilities in any civil or criminal proceedings as a witness giving evidence in any case tried in the Supreme Court"

" 2, clause 2, line 7. *Omit* "shall not" *insert* "without reasonable excuse shall fail to"

" 2. *After* clause 3 *insert* the following new clause:—

"4. If in any Letters Patent as aforesaid to be issued after the passing of this Act it shall be declared that all or any specified sections of this Act shall not be applicable for the purposes of the inquiry delegated by such Letters Patent then all such sections or such specified sections (as the case may be) shall with respect to such inquiry be taken to be wholly inoperative."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

9. POSTPONEMENTS:—The Orders of the Day Nos. 3 to 6 inclusive postponed, to follow after Order No. 8.

10. SUPPLY:—The Order of the Day having been read,—on motion of Mr. Watson, 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 (*with the concurrence of the House*), that the report be now received.

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

SERVICES OF 1878, AND PREVIOUS YEARS.

(8.) *Resolved*,—That there be granted to Her Majesty a sum not exceeding £4,611 4s. 2d., to defray charge for Services of 1878 and previous years.

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

11. WAYS AND MEANS:—The Order of the Day having been read,—on motion of Mr. Watson, 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.

12. STAMP DUTIES BILL (No. 3):—The following Message from His Excellency the Governor was delivered by Mr. Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,

Message No. 51.

Governor.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with the Bill to impose Stamp Duties.

Government House,

Sydney, 16th June, 1880.

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

13. SECRET BILLS OF SALE BILL [*Heretofore* SECRET BILLS OF SALE ACT AMENDMENT BILL]:—

Ordered, on motion of Mr. Stephen Brown, 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 18th May, 1880, requesting its concurrence in certain amendments made by the Council in the Secret Bills of Sale Act Amendment Bill,—

Agrees to the amendments in the Title, and in the Preamble.

Agrees to the amendments in clause 1, lines 8, 9, and 10, but disagrees to the amendment in lines 11 and 12 in that clause, which omits "shall except as against such person making "or giving the same,"—because it is not desired, and would be unjust as between the parties, that even where a bill of sale would, by non-registration, be void against third persons, it should be void against the maker,—and proposes to amend the last amendment in that clause by omitting in lines 16 and 17 "by deed and be deemed a bill of sale within this Act," and inserting the words "in writing" in lieu thereof,—because the Assembly believe that a provision requiring a bill of sale to be in writing would be sufficient.

Disagrees to the amendments in clause 2,—because they believe such amendments would destroy the effect which was intended by such clause, namely, that when a bill of sale was properly filed or recorded it should from the time of its execution be valid, save as in the said clause mentioned, and because if the law were otherwise many transactions which would result in benefit to the grantor would be prevented.

Disagrees to the insertion of new clause 3,—because, as it is necessary that the affidavit of verification of the copy filed should be made by the attesting witness, such clause would require the Justice or Solicitor to make such affidavit, which would be found in most cases impossible (as the Justice would not be bound, and might refuse to compare and verify the copy), or would require a second attesting witness, which would be a most inconvenient provision.

Disagrees to the insertion of new clauses 4 and 5,—because there is not any practical reason for such a provision, either for the protection of creditors or otherwise. A bill of sale once recorded remains so recorded and as an incumbrance until satisfaction be entered, and therefore as the books in which bills of sale are recorded are few it is very easy to ascertain what bills of sale (if any) have been given by any particular person and remain in force; and besides a provision compelling the yearly registration of a bill of sale would, for the foregoing reasons, be putting the grantor to useless expense.

Disagrees to the insertion of new clause 6,—because as a certain time is allowed within which to record a bill of sale it would not be right to give priority to an instrument made afterwards in fraud or derogation of the previous one *bona fide* given, simply because it was recorded first.

Agrees to the insertion of new clauses 7 and 8,—but proposes to amend new clause 8 by omitting in lines 49, 50, and 51 "and of which the registration shall where necessary be annually "renewed as required by this Act," so as to correspond with previous amendments.

Disagrees to the insertion of new clause 9,—because the disagreement with the Council's amendments in clause 2 of the Act would render this clause unnecessary.

Agrees to the remaining amendments in the Bill.

The Assembly desire to add that the object of the Bill was to cure a defect in the original Act, by which great abuses had crept in and great wrongs had been done, and this was sought to be effected by compelling the registration of all bills of sale, but making them when registered as valid as if they had been conveyances or mortgages of real property.

Legislative Assembly Chamber,

Sydney, 16th June, 1880.

14. SUSPENSION OF STANDING ORDERS:—Mr. Watson (*by consent*) moved, without Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill, intituled "A Bill to impose Stamp Duties" through all its stages in one day.

Question put and passed.

15. STAMP DUTIES BILL (No 3):—

(1.) Mr. Watson moved, That the Resolutions of Ways and Means Nos. 3 and 4, agreed to on the 14th January last, and on which the Stamp Duties Bill had been founded, be now read.

Question put and passed,—

And the said Resolutions (*as recorded in Votes and Proceedings No. 33, entry 6*) read by the Clerk, by direction of Mr. Speaker.

(2.) Ordered, on motion of Mr. Watson, that a Bill be brought in founded on Resolutions of Ways and Means Nos. 3 and 4, to impose Stamp Duties.

(3.) Mr. Watson then *presented* a Bill, intituled "A Bill to impose Stamp Duties,"—which was read a first time.

Ordered to be printed, and read a second time at a later hour of the day.

16. POSTPONEMENTS:—The Orders of the Day Nos. 3 to 6 inclusive further postponed, to follow after the Order of the Day for the resumption of the Committee of Supply. 17.

17. SUPPLY :—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 House adjourned at seven minutes before Twelve o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 113.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 17 JUNE, 1880.

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

VACANT SEAT:—Mr. Speaker informed the House that he had received a letter from Samuel Charles, Esquire, resigning his Seat as a Member of the Legislative Assembly for the Electoral District of Kiama.

Whereupon Sir Henry Parkes moved, That the Seat of Samuel Charles, Esquire, Member for the Electoral District of Kiama, hath become and is now vacant, by reason of the resignation thereof by the said Samuel Charles, Esquire.

Question put and passed.

2. QUESTIONS:—

(1.) Publicans Licenses, Raymond Terrace:—Mr. Jacob asked the Minister of Justice,—

(1.) Has a certificate for a publican's license been granted within the last two or three weeks for a house in Raymond Terrace by the Bench of Magistrates there?

(2.) If such is the case, who were the consenting Magistrates; who is the owner (not licensee) of the house; are any of the licensing Magistrates related to or connected by marriage with the owner; and is the rent of the house received or collected by any of them; and if so, by whom?

(3.) To whom, and when, was the certificate granted?

(4.) Was authority to sell at the Raymond Terrace Races, to be held on 15th and 16th of this month, applied for from the Bench named above; if so, when, and by whom?

(5.) Were the applications granted or refused; if refused, who were the refusing Justices?

(6.) How many publicans licenses are held for the town of Raymond Terrace, including the case referred to above?

(7.) What is the population of the town?

(8.) Is the nearest public house to the Raymond Terrace Racecourse the one referred to in the first question?

Mr. Suttor answered,—

(1.) Yes.

(2.) Mr. Shelley, J.P.; Mr. Windeyer, J.P.; and Mr. Carmichael, J.P. Mr. Keene is, I am informed, owner of the house; Mr. Windeyer is a connection by marriage with the owner; the rent is not collected by any of them.

(3.) To Mr. James Hill, on the 8th June instant.

(4.) Yes; on 11th June, by John Barry and John Malley.

(5.) They were refused by the Police Magistrate and James Inglis, J.P.

(6.) Five.

(7.) I am not aware.

(8.) Yes.

(2.) Immigration of Coal Miners:—Mr. Melville asked the Colonial Secretary,—

(1.) Have the Government caused instructions to be forwarded to the Agent General to prevent coal miners coming out under the Immigration Regulations?

(2.) Will the Government lay a copy of such Regulations upon the Table of this House; if so, when?

Sir Henry Parkes answered,—I find that the Agent General has been instructed to discourage the immigration of certain classes of persons, and that coal miners are amongst those classes. There are no special regulations upon the subject?

(3.)

- (3.) Religious Instruction in Public Schools:—Mr. Jacob asked the Colonial Secretary,—
- (1.) Is it a fact, as was alleged through the Press in reference to the Crown-street Public School, to which he drew attention in this House on 8th instant, that while a few children are receiving special religious instruction in some Public Schools the remainder have to remain outside?
 - (2.) If so, has he taken, or will he take, immediate steps to prevent any recurrence of such a thing?
- Sir Henry Parkes answered,—
- (1.) It appears that in one case while religious instruction was given to the children of one denomination other children remained outside.
 - (2.) Steps were at once taken to prohibit anything of the kind for the future.
- (4.) Road from Windsor Road to Schofield's Siding:—Mr. Bowman asked the Secretary for Mines,—
- (1.) If the road from the Windsor Road to Schofield's Siding, on the Richmond Railway, has been surveyed?
 - (2.) If so, when will it be opened?
- Mr. Baker answered,—
- (1.) Yes; and Proclamation under 4th William IV No. 11 has been made.
 - (2.) Confirmation has been deferred pending information from the Railway Department, but will now proceed.
- (5.) Dr. M'Gibbon:—Mr. Hurley (*Hartley*) asked the Colonial Secretary,—
- (1.) Is the John M'Gibbon mentioned in the Ecclesiastical Establishment the same person who styles himself Doctor M'Gibbon; if so, is he in the pay of the State, and does he receive the annual sum of £150 (one hundred and fifty pounds)?
 - (2.) What is the total sum paid to Dr. M'Gibbon from the coffers of the State, and what are supposed to be the duties or services rendered for the sum paid to him?
- Sir Henry Parkes answered,—
- (1.) The Rev. John M'Gibbon, LL.D., is the clergyman who receives £150 per annum as Presbyterian Minister at Palmer-street, Woolloomooloo, under the Act for abolishing Church Grants.
 - (2.) It appears that from about the month of March, 1854, to the present time, Dr. M'Gibbon has received £150 per annum; or probably, in all, £3,900.
8. SUPREME COURT TEMPORARY JUDGE ACT CONTINUATION BILL (No. 2):—The following Message from His Excellency the Governor was delivered by Mr. Wisdom, and read by Mr. Speaker:—
- AUGUSTUS LOFTUS, *Message No. 52:*
Governor.
- In accordance with the provisions contained in the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to continue certain provisions of the "Supreme Court Temporary Judge Act of 1879" for a further period of one year.
- Government House,*
Sydney, 17th June, 1880.
- Ordered to be printed, and referred to the Committee of the Whole on the Bill.
4. ELECTORAL BILL:—Mr. Melville presented a Petition from Frederick Brainwood, Chairman of a Public Meeting of Citizens of Sydney, praying the House to reject this Bill rather than agree to the provision which requires Candidates to deposit with Returning Officers the sum of forty pounds.
Petition received.
5. HILL'S ESTATE BILL:—Mr. Stephen Brown presented a Petition from Henry Moncur Atkinson, of Sandiwell, near Young, in the Colony of New South Wales, praying for leave to bring in a Bill to authorize the Trustees of the Marriage Settlement of Mrs. Sophia Mary Hill, formerly Sophia Mary Atkinson, to sell, mortgage, and lease certain lands in the village of Collingwood, near Liverpool, in the Colony of New South Wales, and to invest the proceeds thereof,—
And Mr. Brown having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Cumberland Times*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.
6. THE CHINESE:—Mr. Melville presented a Petition from Frederick Brainwood, Chairman of the National Anti-Chinese League, stating that he views with alarm the influx of Chinese into this Colony; and praying the House to legislate on the question before the closing of the present Session of Parliament.
Petition received.
7. ANIMALS PROTECTION BILL:—Mr. Cohen presented a Petition from the Mayor and other Residents of West Maitland, representing that the most suitable season for the protection of Game would be from the beginning of the month of September until the end of the month of March; and praying the House to make provision accordingly.
Petition received.
8. PAPERS:—
- Sir Henry Parkes laid upon the Table,—Further Correspondence respecting Border Customs.
Ordered to be printed.
- Mr. Lackey laid upon the Table,—Return to an Order made on 20th January, 1880,—“Public Tanks between the Barwon and Narren Rivers.”
Ordered to be printed.
- Mr. Watson laid upon the Table,—Return to an Order made on 24th February, 1880,—“Marine Board.”
Ordered to be printed.

9. LICENSING BILL:—Mr. Suttor presented a Petition from Members and Friends of the Independent Order of Good Templars under the jurisdiction of the Right Worthy Grand Lodge of the World, and others residing at Bathurst, in favour of the passing of this Bill.
Petition received.
10. SUSPENSION OF STANDING ORDERS (*Formal Motion*):—Mr. Wisdom moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing through all its stages in one day of a Bill to continue certain provisions of the "Supreme Court Temporary Judge Act of 1879" for a further period of one year.
Question put and passed.
11. APPLICATIONS TO PURCHASE CROWN LANDS.—CROWN LANDS UNDER PASTORAL LEASE AND CONDITIONAL PURCHASE (*Formal Motion*):—Mr. Watson moved, pursuant to Notice, That the Returns to Order—"Applications to purchase Crown Lands," and "Crown Lands under Pastoral Lease and Conditional Purchase,"—laid upon the Table of this House and ordered to be printed on 29th October and 20th November, 1879, be not included with the printed Parliamentary Papers.
Question put and passed.
12. SUPREME COURT TEMPORARY JUDGE ACT CONTINUATION BILL (No. 2):—
(1.) Mr. Wisdom moved, pursuant to Notice, That this House do now resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to continue certain provisions of the "Supreme Court Temporary Judge Act of 1879" for a further period of one year.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman, 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 continue certain provisions of the "Supreme Court Temporary Judge Act of 1879" for a further period of one year.
On motion of Mr. Wisdom, the Resolution was read a second time, and agreed to.
(2.) Mr. Wisdom then presented a Bill, intituled "*A Bill to continue certain provisions of the 'Supreme Court Temporary Judge Act of 1879' for a further period of one year*,"—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. Wisdom, 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. Wisdom, the report was adopted.
Ordered, that the Bill be read a third time at a later hour of the day.
13. EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL BILL:—The Order of the Day having been read,—on motion of Mr. Wisdom, Mr. Speaker left 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. Wisdom, 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 regulate the taking of Evidence by Commissioners under the Great Seal*."
Legislative Assembly Chamber,
Sydney, 17th June, 1880.
14. STAMP DUTIES BILL (No. 3):—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 31.

Sir Henry Parkes,	Mr. Garrett,
Mr. Lackey,	Mr. Barton,
Mr. Hoskins,	Mr. Harris,
Mr. Watson,	Mr. Thompson,
Mr. Suttor,	Mr. Jacob,
Mr. Wisdom,	Mr. Johnston,
Mr. Baker,	Mr. Greenwood,
Mr. Fitzpatrick,	Mr. Clarke,
Mr. O'Connor,	Mr. Terry,
Mr. Cameron,	Mr. W. Davies,
Mr. J. Davies,	Mr. Stephen Brown,
Mr. Macintosh,	Mr. Barbour,
Dr. Renwick,	
Mr. Teece,	<i>Tellers,</i>
Mr. Burns,	Mr. Day,
Mr. Hezlet,	Mr. Pilcher.
Mr. Fawcett,	

Nocs, 6.

Mr. Buchanan,
Mr. Melville,
Mr. Bennett,
Mr. Beyers,
<i>Tellers,</i>
Mr. W. C. Browne,
Mr. McCulloch.

And so it was resolved in the affirmative.

Bill read a second time.

Mr.

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

Debate ensued.

Question put and passed.

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

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

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

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

15. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Census Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to make provision for taking the Census and for obtaining certain Agricultural and Pastoral Statistics in the year 1881*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 17th June, 1880.

JOHN HAY,
President.

(2.) Electoral Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide more effectually for the Representation of the People in the Legislative Assembly*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 17th June, 1880.

JOHN HAY,
President.

ELECTORAL BILL.

Schedule of the Amendments referred to in Message of 17th June, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, clause 1. *After line 11 insert "Governor"—The Governor with the advice of the Executive Council"*
- Page 2, clause 1. *After line 9 insert "Authorized Agent—Any person holding the written authority of any candidate to act on his behalf for the election then pending."*
- " clause 4, line 31. *Omit "three" insert "two"*
- " clause 5, line 40. *After "Carcoar" insert "Central Cumberland"*
- Page 3, clause 9, lines 23 and 24. *Omit "with the advice of the Executive Council"*
- Page 5, clause 13, line 27. *Omit "with the advice of the Executive Council"*
- " clause 13, line 40. *Omit "with the like advice"*
- " clause 13, line 49. *Omit "with the like advice and"*
- Page 6, clause 13, line 31. *Omit "Government"*
- " clause 13, line 37. *Omit "with the advice aforesaid"*
- Page 8, clause 13, lines 47 and 48. *Omit "with the advice of the Executive Council"*
- Page 10, clause 20, line 18. *Omit "with the advice of the Executive Council"*
- " clause 20, lines 24 and 25. *Omit "with the advice aforesaid"*
- " clause 22, line 33. *Omit "with the advice aforesaid"*
- Page 12, clause 32, line 18. *Omit "the candidates"*
- " clause 32, line 22. *Omit "candidates"*
- " clause 33, line 33. *Omit "candidates"*
- Page 13, clause 35, line 8. *After "interruption" omit "remainder of clause" insert "and every elector may vote for any number of candidates not exceeding the number of Members then to be chosen and any ballot-paper containing a greater number of names of candidates or without the initials of the Presiding Officer shall be rejected at the close of the poll"*
- " clause 37, lines 20 and 21. *Omit "candidate or"*
- " clause 37, line 31. *Omit "candidate or"*
- " clause 33, line 39. *After "perjury" omit "remainder of clause"*
- Page 15, clause 44. *Omit "clause 44"*
- " clause 45, line 28. *Omit "with the advice aforesaid"*
- " clause 46, line 47. *After "Election" insert "at the expense or by the authority of the candidate or with a view to influence the vote of such Elector"*
- " clause 46, line 51. *After "open" insert "at the expense or by the authority of the candidate or with a view to influence the vote of any Elector"*
- Page 16, clause 47, line 11. *Omit "or" insert "and"*
- " clause 51, lines 57 and 58. *Omit "with the advice of the Executive Council"*
- Pages 28 and 29, Schedule A, sections 14 and 15. *Omit sections 14 and 15 insert the following new section 14:—*

" 14. CENTRAL CUMBERLAND.

" Embracing a central portion of the County of Cumberland and bounded on the north from the sea by Botany Bay and George's River to Salt Pan Creek thence by the west boundaries of the parishes of St. George and Concord northerly to the Parramatta River thence by that river

Number of
Members.

Two.

" river downwards to the Lane Cove River thence by the Lane Cove River upwards the western boundaries of the parishes of Gordon and Broken Bay northerly and Cowan Creek downwards to the Hawkesbury River thence by that river upwards to the south-eastern boundary of the parish of Frederick thence by that boundary south-westerly to the North Road leading to Wiseman's Ferry thence by that road southerly to the north boundary of George Suttor's grant of sixty acres thence by part of the north boundary of G. Suttor's sixty acres bearing west the west boundaries of that land J. Martin's sixty acres and M. O'Brien's five hundred acres bearing south the south boundary of the latter portion bearing east and part of the north-west boundary of W. Tunks' one hundred and seventy-three acres south-westerly to the north boundary of the parish of Castle Hill thence by the north and part of the west boundary of that parish westerly and southerly to the junction of the Windsor and Pitt Town Roads at Vinegar Hill thence by the Windsor Road south-easterly to the north boundary of the parish of Prospect at Seven Hills thence by that boundary westerly to Eastern Creek and by that creek upwards to the south boundary of the parish of Prospect and by that boundary easterly and the west boundary of the parish of St. Luke southerly to the junction of the old Orphan School Road with the old Cowpasture Road and by the former road westerly to South Creek by South Creek upwards to the Bringley Road by that road easterly to the Cowpasture Road at Carno's Hill and by that road southerly to the cross-road at the south-west corner of the parish of Minto on the south by that cross-road to the Campbelltown Road and by the south boundary of the parish of Minto to George's River thence by that river downwards to a point where the south boundary of the parish of Holsworthy meets it thence by that boundary bearing east to Woronora Creek thence by the south-west boundary of the parish of Southerland south-easterly to Port Hacking Creek by that creek upwards to a point where the south boundary of the parish of Wattamolla meets it thence by the south boundary of that parish easterly to the sea and thence on the east by the sea northerly to Botany Bay aforesaid at the point of commencement

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

16. COMPLETION OF TOWN HALL, SYDNEY:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 Municipal Council of Sydney to raise by debentures the sum of seventy-five thousand pounds for the completion of the Town Hall.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to enable the Municipal Council of Sydney to raise by debentures the sum of seventy-five thousand pounds for the completion of the Town Hall.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

17. VOLUNTEER LAND ORDERS BILL:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time,—and, on motion of Sir Henry Parkes, *passed*.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to authorize the issue in certain specified cases of Certificates to Members of the Volunteer Force entitling them to Grants of Land under the Act 31 Victoria No. 5.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the issue in certain specified cases of Certificates to Members of the Volunteer Force entitling them to Grants of Land under the Act 31 Victoria No. 5.*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 17th June, 1880.*

18. SUPREME COURT TEMPORARY JUDGE ACT CONTINUATION BILL (No. 2):—The Order of the Day having been read,—Mr. Wisdom moved, That this Bill be now read a third time.

Question put and passed.

Bill read a third time,—and, on motion of Mr. Wisdom, *passed*.

Mr. Wisdom then moved, That the Title of the Bill be "*An Act to continue certain provisions of the 'Supreme Court Temporary Judge Act of 1879' for a further period of one year.*"

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 continue certain provisions of the 'Supreme Court Temporary Judge Act of 1879' for a further period of one year.*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 17th June, 1880.*

19. PASTURES AND STOCK PROTECTION BILL:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 114.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 18 JUNE, 1880.

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

QUESTIONS:—

- (1.) Masters and Officers of Sea-going Steam Vessels:—Mr. Macintosh asked the Colonial Treasurer,—
 (1.) Is it necessary that all sea-going steam vessels should be officered by masters, first and second officers holding legal certificates of competency according to their respective grades?
 (2.) Is it a fact that several masters and officers now officiating on board Colonial sea-going steam vessels have not been submitted to an examination or test of competency, nor hold certificates to entitle them to hold their offices legally?

Mr. Watson answered,—

- (1.) All sea-going steam vessels should be officered by masters holding certificates; those trading Foreign must in addition have certificated mates. Vessels trading on the coast of New South Wales over 100 tons must have one certificated mate, but those under this tonnage are not compelled to carry a certificated mate.
 (2.) Such is not likely to be the case. There are, no doubt, several masters and officers who do not hold certificates of competency, but these must be in possession of service certificates. There is a heavy penalty attached both to the employer and employé to prevent the engagement of uncertificated persons.
 (2.) Gaol and Police Barracks, Narrabri:—Mr. Dangar asked the Secretary for Public Works,—
 (1.) Was the sum of £3,500 voted on last year's Estimates for the erection of a new brick Gaol at Narrabri, and is he aware such is urgently needed?
 (2.) When will tenders be called for this work, and what is the cause of delay in doing so?
 (3.) Is he aware this sum will not be sufficient for the purpose, and that additional accommodation will be needed, not provided for in the original Estimate; and will extra provision be made for increasing the accommodation thereto as required?
 (4.) When is it intended to proceed with Police Barracks for the men at Narrabri?

Mr. Lackey answered,—

- (1.) Yes, £3,500 has been voted.
 (2.) Plans have been prepared and are now under consideration, and when approved tenders will be invited without delay.
 (3.) I am not aware; but when tenders shall have been received, should the amount prove insufficient, the additional sum required can be provided on next Estimates.
 (4.) Plans for Police Buildings have been altered, to provide further accommodation asked for by the Inspector General of Police. Tenders will be invited without delay.
 (3.) Sheep Districts in Electorate of The Gwydir:—Mr. Dangar asked the Secretary for Mines,—
 (1.) Is it intended to make any alterations in the Sheep Districts of Walgett and Brewarrina, separating the former from Narrabri and Pilliga, and the latter from Bourke, and joining Walgett and Brewarrina for greater convenience—thus reducing the duties of the Narrabri and Bourke Inspectors?
 (2.) In such case, will an Inspector be appointed for the Walgett and Brewarrina Districts, to reside at Walgett?

Mr. Baker answered,—

- (1.) The alterations suggested have been referred to the several Boards of Directors interested for their opinion. Definite replies have been received from only two up to the present date.
 (2.) As soon as replies have been received from the whole of the Boards the matter will be promptly dealt with.

(4.)

- (4.) Police Buildings and Lock-up, Gulgong :—*Mr. Cameron*, for *Mr. J. Davies*, asked the Secretary for Public Works,—When will tenders be invited for the erection of Police Buildings and Lock-up at Gulgong?

Mr. Lackey answered,—Plans are being prepared, and tenders will be invited in a few weeks.

- (5.) *Dr. M'Gibbon* :—*Mr. O'Connor*, for *Mr. Hurley (Hartley)*, asked the Colonial Secretary,—In regard to Question No. 5 of yesterday,—What are the duties of *Dr. M'Gibbon* for the payment made to him from the funds of the State in the sum of £3,900, and which reply was omitted in the answers of yesterday?

Sir Henry Parkes answered,—I presume the duties of *Dr. M'Gibbon* are those of a Presbyterian clergyman. It is no part of my duty to inquire how that gentleman spends his time.

- (6.) Railway Iron Bridge, Ultimo :—*Mr. Cameron*, for *Mr. J. Davies*, asked the Secretary for Public Works,—

(1.) What were the prices of the various tenders for the superstructure of the Railway Iron Bridge, Ultimo, and whose tender was accepted?

(2.) Was the bridge supplied as per plan and specification submitted to colonial tenderers?

(3.) What was the difference in weight of bridge supplied and the weight of bridge contracted for?

(4.) Was any allowance made by the contractor to the Government for the less weight of iron in the said bridge?

(5.) What was the time specified for the completion of the bridge, and was it completed within that time?

(6.) Has the bridge been tested, and to what degree?

(7.) What is the cost of erection of this bridge?

Mr. Lackey answered,—

(1.) The tenders were as follows :—£980, £1,360, £1,570, £1,934. The tender of *G. H. Royce & Co.* was accepted for £980.

(2.) No; the original plan was departed from, on the authority of the Inspecting Engineer in England. Disapproval of this course has already been expressed to the Agent General.

(3.) The difference in weight, as computed from drawings, was 3 tons 1 cwt. 1 qr. 7 lbs., and 3 tons 5 cwt. 0 qr. 3 lbs. on comparison of contractors invoice and computed weight from drawings.

(4.) No allowance was made.

(5.) From the 15th April to the 30th June; it was not completed in that time.

(6.) The bridge has been tested to a sufficient extent to ensure its safety for the ordinary traffic.

(7.) The bridge has cost £2,739 to the present time. The work is not quite completed.

- (7.) Riverstone Railway Station :—*Mr. W. C. Browne*, for *Mr. Bowman*, asked the Secretary for Public Works,—

(1.) Has his attention been called to the necessity of having a siding erected at Riverstone Railway Station, on the Richmond Line, for the wood carters?

(2.) If so, is it his intention to have the same erected, and when?

(3.) Will he also have a small room erected, the same as at other stations, for the accommodation of the travelling public waiting for the train?

Mr. Lackey answered,—

(1 and 2.) No representation has been made as to the necessity for a siding for wood carters.

(3.) Instructions have already been given to have the work carried out.

2. PAPERS :—

Mr. Hoskins laid upon the Table,—Return to an Order made on 1st April, 1879,—“Selection of *Thomas Foran* on Reserve on *Bulderudgera Run*.”

Ordered to be printed.

Mr. Suttor laid upon the Table,—

(1.) Return to an Order made on 8th June, 1880,—“The Case of ‘*Gunning*.’”

(2.) Return to an Address adopted on 27th May, 1880,—“The Case of *John Sparks*.”

Ordered to be printed.

3. MESSAGES FROM THE GOVERNOR :—The following Messages from His Excellency the Governor were delivered by *Sir Henry Parkes*, and read by *Mr. Speaker* :—

- (1.) Forfeited Purchases Declaratory Bill :—

AUGUSTUS LOFTUS,

Governor.

Message No. 53.

A Bill, intituled “*An Act to declare the Law in respect to Lands forfeited or reverting to Her Majesty by reason of non-compliance with the conditions of purchase by the Conditional Purchasers thereof*,”—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 17th June, 1880.

- (2.) Small Debts Act Amendment Bill :—

AUGUSTUS LOFTUS,

Governor.

Message No. 54.

A Bill, intituled “*An Act to further amend the provisions of the ‘Small Debts Act’ 10 Victoria No. 10*,”—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 17th June, 1880.

4. **TOWN HALL MUNICIPAL LOAN BILL**:—Sir Henry Parkes *presented* a Bill, intituled "*A Bill to enable the Municipal Council of Sydney to raise by Debentures the sum of Seventy-five Thousand Pounds for the Completion of the Town Hall,*"—which was read a first time.
Ordered to be printed, and read a second time on Tuesday next.
5. **HILL'S ESTATE BILL (Formal Motion)**:—*Mr. Garrett*, for Mr. Stephen Brown, moved, pursuant to Notice, for leave to bring in a Bill to authorize the Trustees of the Marriage Settlement of Mrs. Sophia Mary Hill, formerly Sophia Mary Atkinson, to sell, mortgage, and lease certain lands in the village of Collingwood, near Liverpool, in the Colony of New South Wales, and to invest the proceeds thereof.
Question put and passed.
6. **CITY OF SYDNEY IMPROVEMENT ACT AMENDMENT BILL (Formal Motion)**:—Sir Henry Parkes moved, pursuant to Notice, for leave to bring in a Bill to amend the "City of Sydney Improvement Act."
Question put and passed.
7. **PASTURES AND STOCK PROTECTION BILL (Formal Order of the Day)**,—on motion of Sir Henry Parkes, read a third time, and *passed*.
Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to protect the Pastures and Live Stock of the Colony from the depredations of certain noxious animals.*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to protect the Pastures and Live Stock of the Colony from the depredations of certain noxious animals,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 18th June, 1880.*
8. **HILL'S ESTATE BILL**:—Mr. Garrett having *presented* this Bill, and produced a certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue Fund of the Colony, Bill, intituled "*A Bill to authorize the Trustees of the Marriage Settlement of Mrs. Sophia Mary Hill formerly Sophia Mary Atkinson to sell mortgage and lease certain lands in the village of Collingwood near Liverpool in the Colony of New South Wales and to invest the proceeds thereof,*"—read a first time.
9. **POSTPONEMENT**:—The Order of the Day for the resumption of the adjourned Debate, on the motion for the second reading of the Public Roads Act Amendment Bill (No. 2), postponed until Friday next.
10. **MINERAL SELECTION AT MITCHELL'S CREEK**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Macintosh, "That the Report of the "Select Committee on Mineral Selection at Mitchell's Creek, brought up on Friday, 16th April, be "adopted,"—
And the Question being again proposed,—The House resumed the said adjourned Debate.
Mr. Burns moved, That this Debate be now adjourned.
Question put.
The House divided.

Ayes, 19.

Sir Henry Parkes,	Mr. Hoskins,
Mr. Watson,	Mr. Dangar,
Mr. Suttor,	Mr. Barbour,
Mr. Baker,	Mr. Jacob,
Mr. Wisdom,	Mr. Beyers,
Mr. Cameron,	Mr. Teece,
Mr. Lackey,	<i>Tellers,</i>
Mr. Fawcett,	
Mr. Burns,	Mr. Day,
Mr. Shepherd,	Mr. W. Davies.
Mr. Garrett,	

Noes, 17.

Mr. O'Connor,	Mr. Bowman,
Mr. Cohen,	Mr. Barton,
Mr. J. Davies,	Mr. Bennett,
Mr. Farnell,	Mr. Copeland,
Mr. Pilcher,	<i>Tellers,</i>
Mr. Hurley (<i>Hartley</i>),	
Mr. Johnston,	Mr. Greville,
Mr. W. C. Browne,	Mr. Melville.
Mr. Macintosh,	
Mr. Terry,	
Mr. McCulloch,	

And so it was resolved in the affirmative.

Ordered, that the Debate be adjourned until Friday next.

11. **POSTPONEMENT**:—The Order of the Day for the second reading of the Animals Protection Bill postponed until Friday next.
12. **STAMP DUTIES BILL (No. 3)**:—The Order of the Day having been read,—Mr. Watson 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. Watson, *passed*.
Mr. Watson then moved, That the Title of the Bill be "*An Act to impose Stamp Duties.*"
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 impose Stamp Duties,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 18th June, 1880.*

The House adjourned at ten minutes after Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 115.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 22 JUNE, 1880.

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

QUESTIONS:—

- (1.) Prisoners in Gaol over Fourteen Years:—Mr. Taylor asked the Colonial Secretary,—Will he state the number of prisoners in the different gaols of New South Wales who have been there over fourteen years?

Sir Henry Parkes answered,—I find there are only seven prisoners in all the gaols of the Colony who have served more than fourteen years.

- (2.) Chinese Criminals:—Mr. Melville asked the Colonial Secretary,—

(1.) Are the Government aware that Chinese criminals are being embarked and forwarded to Australian ports?

(2.) Will the Government take immediate steps to prevent such criminals being landed in New South Wales?

Sir Henry Parkes answered,—I do not think there are any of these criminals coming to Australia. I have communicated with the Government of Hongkong, and know as a fact that there are no criminals being deported from that Colony.

- (3.) Sale of Country Lands:—Mr. Barbour asked the Secretary for Lands,—

(1.) How many acres of country lands were offered for auction sale on Wednesday, 16th June last?

(2.) How many acres of such lands were sold at the various places?

(3.) Did any of the lots bring more than the upset price; if so, how much, and what price did they bring?

Mr. Hoskins answered,—I will lay upon the Table directly a Return giving the different particulars asked for by the Honorable Member with respect to the land sales referred to.

- (4.) Post and Telegraph Offices, Newtown:—Mr. Cameron, for Mr. Stephen Brown, asked the Colonial Secretary,—

(1.) When will the new Post and Telegraph Offices, Newtown, be ready for occupation and business?

(2.) What has been the cause of the delay in not opening them sooner?

Sir Henry Parkes answered,—

(1.) The building will be ready for occupation in five or six weeks.

(2.) There has been no unnecessary delay, plans having to be prepared and tenders invited by advertisement for the alterations required to adapt the building to the purpose for which it is intended. A tender has now been accepted for the work, which is to be completed by the 31st of July.

- (5.) Enclosure of Post and Telegraph Offices and Court-houses in Electorate of Tho Gwydir:—Mr. Dangar asked the Secretary for Public Works,—

(1.) The date instructions were issued to the Colonial Architect to cause the newly-erected Post and Telegraph Offices at Gunnedah, Narrabri, Bingera, and Moree, to be palisaded and fenced in?

(2.) The like information as to fencing in Bingera Court-house and Gaol, and Mogil Mogil and Moree Court-houses?

(3.) What is the cause of delay in doing so, and when are these works likely to be completed, or tenders called for same?

Mr.

Mr. Lackey answered,—

(1.) Post and Telegraph Offices—Gunnedah, 27th November, 1879; Narrabri, 19th November, 1879; Bingera, 21st June, 1879; Moree, 17th January, 1880.

(2.) Court-houses—Bingera, 17th June, 1879; Mogil Mogil, 26th April, 1880; Moree, 17th January, 1880.

(3.) The cause of delay has been the want of funds. Tenders, however, will be invited as soon as possible for the fencing, &c., of the Court-houses.

(6.) Engineer of the "Dione."—Mr. M. H. Moriarty:—Mr. Melville asked the Secretary for Public Works,—

(1.) Is any person at present being instructed by the Chief Engineer of the "Dione," with a view to his being appointed as Engineer of said steamer, such person having no previous knowledge of engineering?

(2.) How are appointments made in this particular department, by seniority or otherwise?

(3.) Has Captain Bessett been at any time removed from the command of any steamer in the Government Service?

(4.) If so, has he since been appointed as Captain of the Government steamer "Achilles"?

(5.) Has Mr. M. Moriarty, Engineer at Clarence River Breakwater, been removed from that position; if so, for what cause?

(6.) Has the Clerk of Works at Clarence River Breakwater been removed from that position; if so, for what cause?

(7.) What position does the aforesaid Clerk of Works now hold?

(8.) What position does Mr. M. Moriarty now hold?

Mr. Lackey answered,—

(1.) This is not the case; the gentleman appointed to the "Dione" being in every respect a fully competent engineer, possessing first-class testimonials.

(2.) By seniority and fitness.

(3.) Yes; he has had several removes in common with other masters, as the exigencies of the service demanded. His last remove was to the "Achilles" in May, 1879.

(4.) See answer to question 3.

(5.) Mr. M. H. Moriarty is one of the Assistant Engineers of the Department, without designation to any particular locality. He was stationed for some years on the Clarence, but was transferred thence to the South Coast District, as it was thought desirable to relieve another of the Engineers of the Department (whose head quarters are in Sydney, where important works demand his full time) from that portion of his work, which necessitated occasional visits to the South Coast. The Superintendent of Works at Wollongong, who is not an engineer, was therefore temporarily sent to the Clarence, being, from long experience in quarry work, peculiarly well fitted to superintend that class of work there.

(6.) There is no such officer, nor has there been at the Clarence River Breakwater. One of the Weigh Clerks, however, who was an excellent and trustworthy officer, recently resigned on account of ill-health.

(7.) The Weigh Clerk referred to has since been appointed Principal Ganger in connexion with the Murrumbidgee clearing operations, he having had considerable experience in that class of work.

(8.) The same position held by him for many years past, viz., that of one of the Assistant Engineers of the Harbours and Rivers Branch of the Works Department.

(7.) Railway between Narrabri and Walgett:—Mr. Dangar asked the Secretary for Public Works:—

(1.) Will there be any objection to collect and place upon the Table of this House, for printing this Session, Mr. Surveyor Wade's, and all other reports bearing on the subject from Surveyors and others, respecting the suitability of the country for Railway purposes between Narrabri and Walgett?

(2.) Also copy of the Railway Trial Survey from Narrabri to the Queensland Border, as marked out by the Surveyor, and showing the distance, nature of the country, bridge required and cost, and probable expense per mile for construction, number of miles of flooded country the line will pass through, and where such line proposes to cross the Namoi River, and probable cost of the necessary bridge to enable the line to do so?

Mr. Lackey answered,—

(1.) Mr. Wade's report on the exploration of the route from Narrabri to Walgett was laid before Parliament in 1875. (See Parliamentary Paper, No. 68A, page 47.)

(2.) A trial survey has been made from Narrabri to the Queensland Border, but no estimate has been prepared of the cost. The country for a considerable distance is flooded between the places named.

2. PROPOSED NEW TAXATION:—Mr. Melville presented a Petition from Joseph P. Tyler, Mayor of Wallsend, and James Richardson, Mayor of Plattsburg, on behalf of the Inhabitants of Wallsend and Plattsburg, in Public Meeting assembled, against the proposed taxation on Coal, Shale, Wool, and Live Stock,—

And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.

3. PAPERS:—

Mr. Hoskins laid upon the Table,—

(1.) Return showing the Sales at Auction of Country Lands on 16th June, 1880.

Ordered to be printed.

(2.) Return to an Order made on 30th April, 1880,—“Licensed-Surveyor Christie.”

Mr. Baker laid upon the Table,—Return to an Order made on 11th March, 1880,—“Road through the Honorable James Chisholm's Land from Breadalbane Platform to the Collector Road.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return to an Order made on 11th June, 1880,—“Deodorization of Sewage Matter.”

Ordered to be printed.

4. **BRIDGE OVER THE MURRUMBIDGEE RIVER AT COMINS'S CROSSING** (*Formal Motion*):—Mr. Fitzpatrick moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters, minutes, and reports, having reference to the application for the construction of a bridge over the Murrumbidgee River at or near Comins's Crossing, Bloomfield.
Question put and passed.
5. **SUSPENSION OF ISSUE OF PUBLICANS LICENSES** (*Formal Motion*):—Sir Henry Parkes, moved, pursuant to Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to suspend the issue of Publicans Licenses within the County of Cumberland for the term of twelve calendar months.
Question put and passed.
6. **CITY OF SYDNEY IMPROVEMENT ACT AMENDMENT BILL**:—Sir Henry Parkes (*by consent*) moved, without Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the "City of Sydney Improvement Act."
Question put and passed.
7. **EQUITY BRANCH OF THE SUPREME COURT**:—Mr. Farnell, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee, for whose consideration and report this subject was referred on 2nd December, 1879, together with Appendix.
Ordered to be printed.
Mr. Farnell then moved, That the second reading of the Equity Bill, which was referred to this Committee, stand an Order of the Day for Friday next.
Question put and passed.
8. **VACANT SEAT**:—Mr. Speaker informed the House that he had received a letter from Samuel William Gray, Esquire, resigning his Seat as a Member of the Legislative Assembly for the Electoral District of Illawarra.
Whereupon Sir Henry Parkes moved, That the Seat of Samuel William Gray, Esquire, Member for the Electoral District of Illawarra, hath become and is now vacant, by reason of the resignation thereof by the said Samuel William Gray, Esquire.
Question put and passed.
9. **GOLD MINING LEASES REGULATIONS**:—Mr. Copeland moved, pursuant to Notice, That, in the opinion of this House, the Regulations relating to gold-mining leases should be amended so as to give effect as far as practicable to the following suggestions:—
(1.) To reduce the time allowed for making application for a lease from ten days to five days after taking possession thereof.
(2.) If the land applied for shall on survey be found to include within its boundaries any portion of land exempted from occupation under the Mining Act, 1874, or any portion of land in the legal occupation of some other person, the Surveyor shall excise such portions of land from the tenement so applied for; and such survey shall provide a right-of-way through such surveyed tenement to the portions of land so exempted or pre-occupied; and the application for the unexempted or unoccupied portions of Crown Land shall not be deemed invalid by virtue of such excisions.
(3.) Upon any person lodging a complaint with the Warden that the labour conditions contained in such lease are being systematically evaded, the Warden shall appoint a place and time for holding an inquiry in open Court into the truth of such complaint; but no such inquiry shall be held until fourteen days notice shall have been given to the lessee, and to the person lodging such complaint, of his intentions to hold such inquiry; nor shall such inquiry be held unless such person shall at the time of lodging such complaint have deposited the sum of five pounds for the purpose of defraying all expenses so far as the same will extend which the lessee shall incur by reason of such complaint; and if there be no such expenses incurred, or if after payment thereof there shall remain a balance, the clerk with whom such money shall have been deposited shall refund the whole of such sum or the balance thereof to the said depositor; and for all the purposes of such inquiry the procedure shall be the same as one appertaining to an objection to the granting of a lease.
(4.) If the Governor shall, after due consideration of the evidence transmitted by the Warden, decide to cancel such lease, then the person having lodged such complaint shall be entitled to be considered the first applicant for a lease of such land, and for the purposes of such application shall be deemed to have been in possession of the said land from the time such cancellation of such lease shall have appeared in the *Government Gazette*. Provided such person shall within fourteen days thereafter comply with section 7 of the Regulations relating thereto.
(5.) On application to the Minister, and obtaining his consent thereto, any two or more adjoining leases may be held and worked as one mine, provided that the aggregate amount of labour shall be employed on or in connection with such mine in accordance with the labour conditions contained in such leases.
Debate ensued:
Question put.
The House divided.

Ayes, 8.
Mr. Fitzpatrick,
Mr. Farnell,
Mr. Barbour,
Mr. Hezlet,
Mr. Greville,
Mr. Hurley (*Hartley*),

Tellers,
Mr. Copeland,
Mr. O'Connor.

Noes 27.

Sir Henry Parkes,	Mr. Thompson,
Mr. Watson,	Mr. Jacob,
Mr. Baker,	Mr. Garrott,
Mr. Lackey,	Mr. Webb,
Mr. Wisdom,	Mr. Clarke,
Mr. Hoskins,	Mr. McCulloch,
Mr. H. H. Brown,	Mr. Beyers,
Mr. W. C. Browne,	Captain Onslow,
Mr. Fawcett,	Mr. Shepherd,
Mr. Greenwood,	Mr. J. Davies,
Mr. Lucas,	
Mr. Badgery,	Tellers,
Mr. Terry,	Mr. Macintosh,
Mr. Combes,	Mr. Roseby.
Mr. Teece,	

And so it passed in the negative.

10.

10. **PETITION OF MR. E. W. RUDDER**:—Mr. R. B. Smith moved, pursuant to Notice,—
 (1.) That a Select Committee be appointed, with power to receive persons and papers, to inquire into and report upon the Petition of Mr. E. W. Rudder for his services in connection with the Gold Discovery, 1851; and that the Progress Report brought up on 24th July, 1879, be referred to such Committee.
 (2.) That such Committee consist of Mr. Baker, Mr. Copeland, Mr. J. Davies, Mr. Hurley (*Hartley*), Mr. Cohen, Mr. McElhone, Mr. Webb, Mr. Burns, Mr. Day, and the Mover.
 Question put and passed.
11. **PUNCTUATION OF BILLS AND ACTS OF PARLIAMENT**:—Mr. Farnell moved, pursuant to Notice, That, in the opinion of this House, all Bills and all Acts of Parliament printed for the Government of this Colony should be duly punctuated, in accordance with the modern practice of the Imperial Parliament.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 5.
 Mr. Fitzpatrick,
 Mr. Farnell,
 Mr. Beyers,
Tellers,
 Mr. Copeland,
 Mr. O'Connor.

Noes, 35.
 Sir Henry Parkes,
 Mr. Watson,
 Mr. Lackey,
 Mr. Baker,
 Mr. H. H. Brown,
 Mr. Wisdom,
 Mr. Hoskins,
 Mr. Greenwood,
 Dr. Renwick,
 Mr. Day,
 Mr. Fawcett,
 Mr. Jacob,
 Mr. McCulloch,
 Mr. Shepherd,
 Mr. Terry,
 Mr. Roseby,
 Mr. J. Davies,
 Mr. Greville,
 Mr. Barbour,
 Mr. Combes,
 Mr. Burns,
 Mr. Teece,
 Mr. Lynch,
 Mr. Barton,
 Mr. Buchanan,
 Mr. Hezlet,
 Mr. Macintosh,
 Mr. Cameron,
 Mr. Thompson,
 Mr. Harris,
 Mr. Garrett,
 Mr. Dangar,
Tellers,
 Mr. Badgery,
 Mr. W. C. Browne.

And so it passed in the negative.

12. **MATRIMONIAL CAUSES ACT AMENDMENT BILL**:—Mr. Buchanan moved, pursuant to Notice,—
 (1.) Seven months having elapsed since the Amended Divorce Bill was reserved and sent Home for the Royal Assent, for the third time, and the Home authorities, up to this date, not having given us the slightest intimation of its fate, or how it has been dealt with, or even acknowledged its receipt,—This House is of opinion that such treatment is neither respectful to the Parliament nor to the people of this country.
 (2.) That the above Resolution be communicated by Address to His Excellency the Governor for the purpose of being transmitted to the Principal Secretary of State for the Colonies, for presentation to Her Majesty the Queen.
 Debate ensued.
 Question put and negatived.
13. **THE CASE OF PATRICK AND MICHAEL GRIFFIN**:—The Order of the Day for the resumption of the adjourned Debate in reference to the Case of Patrick and Michael Griffin postponed until Tuesday next.
14. **TOWN HALL MUNICIPAL LOAN BILL**:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
 Debate ensued.
 Question put and passed.
 Bill read a second time.
 On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
 On motion of Sir Henry Parkes, the report was adopted.
 Ordered, that the Bill be read a third time to-morrow.
15. **POSTPONEMENT**:—The Order of the Day No. 2 postponed, to follow after Order No. 3.
16. **SUPPLY**:—The Order of the Day having been read,—on motion of Mr. Watson, 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 (*with the concurrence of the House*), that the report be now received.
 The Chairman then reported the Resolutions, which were read a first time, as follows:—

SUPPLEMENTARY ESTIMATES FOR 1879, AND PREVIOUS YEARS.

Services of 1877, and previous years.

(9.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,220 19s. 4d., to defray supplementary charge under the head "Services of 1877, and previous years."

Services of 1878.

(10.) Resolved, that there be granted to Her Majesty, a sum not exceeding £19,474 5s. 9d., to defray supplementary charge under the head "Services of 1878."

Services

Services of 1879.

No. III.—COLONIAL SECRETARY.

- (11.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,300, to defray supplementary charge under the head "Police."
 (12.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge under the head "Registrar of Copyright."
 (13.) Resolved, that there be granted to Her Majesty, a sum not exceeding £209 7s. 6d., to defray supplementary charge under the head "Registrar General."
 (14.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,484 9s. 6d., to defray supplementary charge under the head "Miscellaneous."

No. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (15.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600, to defray supplementary charge under the head "Glebe Island Abattoir."
 (16.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,612 1s. 3d., to defray supplementary charge under the head "Miscellaneous."

No. V.—ADMINISTRATION OF JUSTICE.

- (17.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray supplementary charge under the head "Grants in aid of Public Institutions."

No. VI.—ATTORNEY GENERAL.

- (18.) Resolved, that there be granted to Her Majesty, a sum not exceeding £934 10s., to defray supplementary charge under the head "The Attorney General."
 (19.) Resolved, that there be granted to Her Majesty, a sum not exceeding £96 8s., to defray supplementary charge under the head "Parliamentary Draftsman."
 (20.) Resolved, that there be granted to Her Majesty, a sum not exceeding £87 10s., to defray supplementary charge under the head "Clerk of the Peace."

No. VII.—SECRETARY FOR LANDS.

- (21.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,900, to defray supplementary charge under the head "Department of Lands."
 (22.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray supplementary charge under the head "Conditional Land Sales."

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (23.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,920 10s. 2d., to defray supplementary charge under the head "Public Works—Harbours and Rivers Navigation."
 (24.) Resolved, that there be granted to Her Majesty, a sum not exceeding £585 15s., to defray supplementary charge under the head "Public Works—Colonial Architect's Department."
 (25.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,631 10s., to defray supplementary charge under the head "Roads and Bridges."
 (26.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,375 10s. 7d., to defray supplementary charge under the head "Electric Telegraphs."

No. VIII.—RAILWAYS.

- (27.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,000, to defray supplementary charge under the head "Tramway."

No. IX.—POSTMASTER GENERAL.

- (28.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,972 5s. 6d., to defray supplementary charge under the head "Post Office."

No. X.—SECRETARY FOR MINES.

- (29.) Resolved, that there be granted to Her Majesty, a sum not exceeding £600, to defray supplementary charge under the head "Department of Mines."

ESTIMATES OF EXPENDITURE.—1880.

No. II.—EXECUTIVE AND LEGISLATIVE.

- (30.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,837, to defray the salaries and contingencies of the Establishment of His Excellency the Governor, for the year 1880.
 (31.) Resolved, that there be granted to Her Majesty, a sum not exceeding £928, to defray the salaries and contingencies of the Executive Council Establishment, for the year 1880.
 (32.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,103, to defray the salaries and contingencies of the Legislative Council Establishment, for the year 1880.
 (33.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,985 to defray the salaries and contingencies of the Legislative Assembly Establishment, for the year 1880.
 (34.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,050, to defray the salaries and contingencies of the Joint Establishment of the Legislative Council and Assembly, for the year 1880.
 (35.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,520, to defray the salaries and contingencies of the Parliamentary Library Establishment, for the year 1880.

No. III.—COLONIAL SECRETARY.

- (36.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,971, to defray the salaries and contingencies of the Colonial Secretary's Establishment, for the year 1880.

(37.)

- (37.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,050, to defray the salaries of the Parliamentary Reporting Staff, for the year 1880.
- (38.) Resolved, that there be granted to Her Majesty, a sum not exceeding £72,314, for the maintenance of the Permanent and Volunteer Military Forces, for the year 1880.
- (39.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,817, to defray the expenses of the Naval Brigade, for the year 1880.
- (40.) Resolved, that there be granted to Her Majesty, a sum not exceeding £211,397, to defray the salaries and contingencies for the Police Service, for the year 1880.
- (41.) Resolved, that there be granted to Her Majesty, a sum not exceeding £77,864, to defray the salaries and contingencies for Prisons, for the year 1880.
- (42.) Resolved, that there be granted to Her Majesty, a sum not exceeding £71,118, to defray the salaries and contingencies under the head of Lunacy, for the year 1880.
- (43.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,150, to defray the salaries and contingencies of the Master in Lunacy, for the year 1880.
- (44.) Resolved, that there be granted to Her Majesty, a sum not exceeding £44, to defray the salary of the Clerk to the Medical Board, for the year 1880.
- (45.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,740, to defray the charge for payment to Medical Adviser, Surgeons to Public Institutions, Fees to Medical Officers, Country Districts, Fees to Vaccinators, and for attendance on Aborigines, for the year 1880.
- (46.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,175, to defray the salaries and contingencies of the Department of Audit, for the year 1880.
- (47.) Resolved, that there be granted to Her Majesty, a sum not exceeding £250, to defray the salaries and contingencies of the Registrar of Copyright, for the year 1880.
- (48.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,945, to defray the salaries and contingencies of the Registrar General's Establishment, for the year 1880.
- (49.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,750, to defray the salaries and contingencies for the Agent General for the Colony, for the year 1880.
- (50.) Resolved, that there be granted to Her Majesty, a sum not exceeding £76,086, for Immigration, for the year 1880.
- (51.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,139, to defray the salaries and contingencies for Industrial Schools, for the year 1880.
- (52.) Resolved, that there be granted to Her Majesty, a sum not exceeding £483, to defray the salaries and contingencies for Reformatory for Girls, for the year 1880.
- (53.) Resolved, that there be granted to Her Majesty, a sum not exceeding £360, to defray the salaries and contingencies of the City of Sydney Improvement Board, for the year 1880.
- (54.) Resolved, that there be granted to Her Majesty, a sum not exceeding £650, to defray the salary and contingencies for Charitable Institutions, for the year 1880.
- (55.) Resolved, that there be granted to Her Majesty, a sum not exceeding £19,430, to defray the salaries and contingencies for Asylums for the Infirm and Destitute, for the year 1880.
- (56.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,562, to defray the salaries and contingencies of the Erysipelas Hospital and Branch Asylum for the Infirm and Destitute, for the year 1880.
- (57.) Resolved, that there be granted to Her Majesty, a sum not exceeding £59,403, for Charitable Allowances, for the year 1880.
- (58.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20,630, to defray Miscellaneous Services, for the year 1880.

NO. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (59.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,045, to defray the salaries and contingencies of the Treasury Establishment, for the year 1880.
- (60.) Resolved, that there be granted to Her Majesty, a sum not exceeding £48,651, to defray the salaries and contingencies of the Customs Establishment, for the year 1880.
- (61.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,325, to defray the salaries and contingencies of the Colonial Distilleries and Refineries Establishment, for the year 1880.
- (62.) Resolved, that there be granted to Her Majesty, a sum not exceeding £295, to defray the charge for Gold Receivers, for the year 1880.
- (63.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,000, to defray the charge for Freight and Conveyance of Gold and Escorts, for the year 1880.
- (64.) Resolved, that there be granted to Her Majesty, a sum not exceeding £42,118, to defray the salaries, wages, and contingencies for the Government Printer's Department, for the year 1880.
- (65.) Resolved, that there be granted to Her Majesty, a sum not exceeding £83,135, to defray the salaries and contingencies of the Stores and Stationery Establishment, for the year 1880.
- (66.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,518, to defray the salaries and contingencies of the Ordnance and Barrack Department, for the year 1880.
- (67.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,055, to defray the salaries and contingencies of the Health and Emigration Officers, for the year 1880.
- (68.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,241, to defray the salaries and contingencies of the Quarantine Establishment, for the year 1880.
- (69.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, to defray the salary of the Secretary to the Board of Pharmacy, for the year 1880.
- (70.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,225, to defray the salaries and contingencies of the Shipping Masters Establishment, for the year 1880.
- (71.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,895, to defray the salaries and contingencies of the Glebe Island Abattoir Establishment, for the year 1880.
- (72.) Resolved, that there be granted to Her Majesty, a sum not exceeding £37,691, to defray the salaries and contingencies of the Marine Board of New South Wales, for the year 1880.

(73.)

(73.) Resolved, that there be granted to Her Majesty, a sum not exceeding £700, to defray Gratuities to Coxswains and Crews of Lifeboats, for the year 1880.

(74.) Resolved, that there be granted to Her Majesty, a sum not exceeding £46,163, to defray Miscellaneous Services, for the year 1880.

(75.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100,000, to enable the Treasurer to make advances to Public Officers, and on account of other Governments, and to pay expenses of an unforeseen nature, which will afterwards be submitted for Parliamentary appropriation—the whole amount to be adjusted not later than the 31st December, 1881.

NO. V.—ADMINISTRATION OF JUSTICE AND PUBLIC INSTRUCTION.

(76.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,865, to defray the salaries and contingencies of the Department of Justice and Public Instruction, for the year 1880.

(77.) Resolved, that there be granted to Her Majesty, a sum not exceeding £924, to defray the salaries of the Establishment of the Master in Equity, for the year 1880.

(78.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,759, to defray the salaries and contingencies of the Establishment of Prothonotary, for the year 1880.

(79.) Resolved, that there be granted to Her Majesty, a sum not exceeding £17,432, to defray the salaries and contingencies of the Establishment of the Sheriff, for the year 1880.

(80.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,420, to defray the salaries of the Establishment of the Insolvency Court, for the year 1880.

(81.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,914, to defray the salaries and contingencies of the District Courts Establishments, for the year 1880.

(82.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,200, to defray the salaries and contingencies connected with Coroners Inquests, for the year 1880.

(83.) Resolved, that there be granted to Her Majesty, a sum not exceeding £53,878, to defray the salaries and contingencies of Petty Sessions, for the year 1880.

(84.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,305, to defray the salaries and contingencies for the Observatory, for the year 1880.

(85.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,050, to defray the salaries and contingencies for the Museum, for the year 1880.

(86.) Resolved, that there be granted to Her Majesty, a sum not exceeding £367,033, for the support of Public Instruction, under the Act 30 Vict. No. 22, for the year 1880.

(87.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,500, to defray the charge to provide for the education for five years in the Grammar Schools of the Colony of ten boys to be selected from the Public Schools, and for the education in the University of five boys to be annually selected from the Grammar Schools.

(88.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,312, to defray the salaries and contingencies for the Free Public Library, for the year 1880.

(89.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,436, as Grants in aid of Public Institutions, for the year 1880.

(90.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,780, to defray Miscellaneous Services for the year 1880.

NO. VI.—THE ATTORNEY GENERAL.

(91.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,435, to defray the salaries and contingencies of the Establishment of the Attorney General, for the year 1880.

(92.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,276, to defray the salaries and contingencies of the Establishment of the Parliamentary Draftsman, for the year 1880.

(93.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to defray the salary of the Master in Equity, for the year 1880.

(94.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,995, to defray the salaries and contingencies of the Establishment of the Crown Solicitor, for the year 1880.

(95.) Resolved, that there be granted to Her Majesty, a sum not exceeding £19,764, to defray the salaries and contingencies of the Quarter Sessions Establishment, for the year 1880.

(96.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,299, to defray Miscellaneous Services, for the year 1880.

NO. VII.—SECRETARY FOR LANDS.

(97.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,713, to defray the salaries and contingencies of the Department of Lands, for the year 1880.

(98.) Resolved, that there be granted to Her Majesty, a sum not exceeding £28,750, to defray the salaries and contingencies for Conditional Land Sales Branch, for the year 1880.

(99.) Resolved, that there be granted to Her Majesty, a sum not exceeding £17,125, to defray salaries and commission to Land Agents, Appraisers, and others, for the year 1880.

(100.) Resolved, that there be granted to Her Majesty, a sum not exceeding £582, to defray the salaries and contingencies for Inspection of Oyster Beds, for the year 1880.

(101.) Resolved, that there be granted to Her Majesty, a sum not exceeding £257,134, to defray the salaries and contingencies of the Establishment for the Survey of Lands, for the year 1880.

(102.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,874, to defray the salaries and contingencies for Triangulation and General Survey of the Colony, for the year 1880.

(103.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,230, to defray the salaries and contingencies of the Botanic Gardens Establishment, for the year 1880.

(104.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,513, to defray the salaries and contingencies for Government Domains and Parks, for the year 1880.

(105.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,109, to defray Miscellaneous Services, for the year 1880.

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (106.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,429, to defray the salaries and contingencies of the Department of Public Works, for the year 1880.
- (107.) Resolved, that there be granted to Her Majesty, a sum not exceeding £126,619, to defray the salaries, contingencies, &c., of the Establishments for Harbours and Rivers Navigation, for the year 1880.
- (108.) Resolved, that there be granted to Her Majesty, a sum not exceeding £207, to defray expense of Lighting Lamps, Newcastle Wharf, for the year 1880.
- (109.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,103, to defray the salaries and contingencies of the Establishment of the Colonial Architect, for the year 1880.
- (110.) Resolved, that there be granted to Her Majesty, a sum not exceeding £141,947, to defray the charge for Public Works and Buildings, for the year 1880.
- (111.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,025, to defray the salaries and contingencies for Roads and Bridges—General Establishment—for the year 1880.
- (112.) Resolved, that there be granted to Her Majesty, a sum not exceeding £16,378, to defray the salaries and contingencies for Roads and Bridges—Superintendents in Field—for the year 1880.
- (113.) Resolved, that there be granted to Her Majesty, a sum not exceeding £528,438, to defray the charge for construction and maintenance of Roads and Bridges, for the year 1880.
- (114.) Resolved, that there be granted to Her Majesty, a sum not exceeding £430, to defray Miscellaneous Services, for the year 1880.

No. VIII.—RAILWAYS.

- (115.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,120, to defray the salaries and contingencies for Railways—General Establishment—for the year 1880.
- (116.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,991, to defray the salaries and contingencies of the Engineering Establishment—Works in Progress—for the year 1880.
- (117.) Resolved, that there be granted to Her Majesty, a sum not exceeding £658,713, to defray the salaries and contingencies for Existing Lines—Working Expenses—for the year 1880.
- (118.) Resolved, that there be granted to Her Majesty, a sum not exceeding £72,000, for Miscellaneous Services, for the year 1880.

No. IX.—THE POSTMASTER GENERAL.

- (119.) Resolved, that there be granted to Her Majesty, a sum not exceeding £271,903, to defray the salaries and contingencies of the Post Office Establishment, for the year 1880.
- (120.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,070, to defray the salaries and contingencies of the Money Order and Government Savings Bank Department, for the year 1880.
- (121.) Resolved, that there be granted to Her Majesty, a sum not exceeding £122,359, to defray the salaries and contingencies of the Electric Telegraph Establishment, for the year 1880.
- (122.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,500, for New Zealand Cable Subsidy, for the year 1880.

No. X.—SECRETARY FOR MINES.

- (123.) Resolved, that there be granted to Her Majesty, a sum not exceeding £27,624, to defray the salaries, contingencies, and miscellaneous services of the Department of Mines, for the year 1880.
- (124.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,800, to defray the salaries and contingencies of the Establishment of Minor Roads, for the year 1880.
- (125.) Resolved, that there be granted to Her Majesty, a sum not exceeding £27,155, to defray the salaries and contingencies of the Occupation of Lands Establishment, for the year 1880.
- (126.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,730, to defray the salaries and contingencies of the Establishment for Prevention of Scab in Sheep, for the year 1880.
- (127.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,155, to defray the salaries and contingencies of the Establishment for Quarantine of Imported Stock, for the year 1880.
- (128.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,175, to defray the salaries and contingencies of the Establishment for the Registration of Brands, for the year 1880.
- (129.) Resolved, that there be granted to Her Majesty, a sum not exceeding £300, to defray the cost for the erection of Public Pounds, for the year 1880.

ESTIMATE TO BE DEFRAYED OUT OF THE SURPLUS REVENUE ACCOUNT.

No. XI.—SURPLUS REVENUE ACCOUNT.

- (130.) Resolved, that there be granted to Her Majesty, a sum not exceeding £127,999 8s. 5d. being for expenditure on account of Public Works and other services, to be defrayed out of the surplus Revenue Account.

FURTHER SUPPLEMENTARY ESTIMATES FOR 1879.

No. III.—COLONIAL SECRETARY.

- (131.) Resolved, that there be granted to Her Majesty, a sum not exceeding £97 14s. 11d., to defray supplementary charge under the head "Colonial Secretary."
- (132.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,072, to defray supplementary charge under the head "Police."
- (133.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,500, to defray supplementary charge under the head "Prisons."

(134.)

- (134.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,054 15s., to defray supplementary charge under the head "Registrar General."
- (135.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25, to defray supplementary charge under the head "Asylums for the Infirm and Destitute."
- (136.) Resolved, that there be granted to Her Majesty, a sum not exceeding £134 0s. 9d., to defray supplementary charge under the head "City of Sydney Improvement Board."
- (137.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,348 0s. 7d., to defray supplementary charge under the head "Charitable Allowances."
- (138.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,245 8s. 1d., to defray supplementary charge under the head "Miscellaneous."

NO. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (139.) Resolved, that there be granted to Her Majesty, a sum not exceeding £962 9s. 4d., to defray supplementary charge under the head "Customs."
- (140.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,843 1s. 3d., to defray supplementary charge under the head "Government Printer's Department."
- (141.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,813 9s. 7d., to defray supplementary charge under the head "Stores and Stationery."
- (142.) Resolved, that there be granted to Her Majesty, a sum not exceeding £266 17s. 11d., to defray supplementary charge under the head "Glebe Island Abattoirs."
- (143.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30,602 10s. 2d., to defray supplementary charge under the head "Miscellaneous."
- (144.) Resolved, that there be granted to Her Majesty, a sum not exceeding £616 10s., to defray supplementary charge under the head "Quarantine."

NO. V.—ADMINISTRATION OF JUSTICE.

- (145.) Resolved, that there be granted to Her Majesty, a sum not exceeding £462 18s. 3d., to defray supplementary charge under the head "District Court."
- (146.) Resolved, that there be granted to Her Majesty, a sum not exceeding £75, to defray supplementary charge under the head "Petty Sessions."
- (147.) Resolved, that there be granted to Her Majesty, a sum not exceeding £760, to defray supplementary charge under the head "Attorney General."
- (148.) Resolved, that there be granted to Her Majesty, a sum not exceeding £61 8s. 2d., to defray supplementary charge under the head "Crown Solicitor."
- (149.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5, to defray supplementary charge under the head "Parliamentary Draftsman."
- (150.) Resolved, that there be granted to Her Majesty, a sum not exceeding £31 3s., to defray supplementary charge under the head "Quarter Sessions."
- (151.) Resolved, that there be granted to Her Majesty, a sum not exceeding £333 13s. 4d., to defray supplementary charge under the head "Miscellaneous."

NO. VII.—SECRETARY FOR LANDS.

- (152.) Resolved, that there be granted to Her Majesty, a sum not exceeding £44 11s. 5d., to defray supplementary charge under the head "Department of Lands."
- (153.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,781 11s. 8d., to defray supplementary charge under the head "Conditional Land Sales Branch."
- (154.) Resolved, that there be granted to Her Majesty, a sum not exceeding £365 1s. 6d., to defray supplementary charge under the head "Miscellaneous."

NO. VIII.—SECRETARY FOR PUBLIC WORKS.

- (155.) Resolved, that there be granted to Her Majesty, a sum not exceeding £229 9s. 5d., to defray supplementary charge under the head "Colonial Architect."
- (156.) Resolved, that there be granted to Her Majesty, a sum not exceeding £988 16s. 3d., to defray supplementary charge under the head "Public Works and Buildings."
- (157.) Resolved, that there be granted to Her Majesty, a sum not exceeding £170, to defray supplementary charge under the head "Roads and Bridges."

NO. VIII.—RAILWAYS.

- (158.) Resolved, that there be granted to Her Majesty, a sum not exceeding £55,817 2s. 5d., to defray supplementary charge under the head "Railways."

NO. IX.—POSTMASTER GENERAL.

- (159.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,300, to defray supplementary charge under the head "Conveyance of Mails."
- (160.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,099 9s. 2d., to defray supplementary charge under the head "Electric Telegraphs."

NO. X.—SECRETARY FOR MINES.

- (161.) Resolved, that there be granted to Her Majesty, a sum not exceeding £510 9s. 1d., to defray supplementary charge under the head "Occupation of Lands."
- (162.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray supplementary charge under the head "Department of Mines."
- (163.) Resolved, that there be granted to Her Majesty, a sum not exceeding £232 19s. 6d., to defray supplementary charge under the head "Minor Roads."
- (164.) Resolved, that there be granted to Her Majesty, a sum not exceeding £450, to defray supplementary charge under the head "Prevention of Scab in Sheep."

ADDITIONAL

ADDITIONAL ESTIMATES FOR 1880.

No. III.—COLONIAL SECRETARY.

- (165.) Resolved, that there be granted to Her Majesty, a sum not exceeding £350, to defray additional charge under the head "Permanent and Volunteer Military Forces."
 (166.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,874, to defray additional charge under the head "Police."
 (167.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10, to defray additional charge under the head "Prisons."
 (168.) Resolved, that there be granted to Her Majesty, a sum not exceeding £225, to defray additional charge under the head "Registrar General."
 (169.) Resolved, that there be granted to Her Majesty, a sum not exceeding £25, to defray additional charge under the head "Asylums for the Infirm and Destitute."
 (170.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,050, to defray additional charge under the head "Charitable Allowances."
 (171.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,547 5s. 8d., to defray additional charge under the head "Miscellaneous."

No. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

- (172.) Resolved, that there be granted to Her Majesty, a sum not exceeding £425, to defray additional charge under the head "Treasury."
 (173.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,130, to defray charge under the head "Stamp Duties Department."
 (174.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,500, to defray additional charge under the head "Customs."
 (175.) Resolved, that there be granted to Her Majesty, a sum not exceeding £260, to defray additional charge under the head "Ordnance and Barrack Department."
 (176.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray additional charge under the head "Shipping Masters."
 (177.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray additional charge under the head "Marine Board."

No. V.—ADMINISTRATION OF JUSTICE.

- (178.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50, to defray additional charge under the head "Petty Sessions."
 (179.) Resolved, that there be granted to Her Majesty, a sum not exceeding £250, to defray additional charge under the head "Museum."
 (180.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,515, to defray additional charge under the head "Grants in Aid of Public Institutions."

No. VI.—THE ATTORNEY GENERAL.

- (181.) Resolved, that there be granted to Her Majesty, a sum not exceeding £150, to defray additional charge under the head "The Crown Solicitor."

No. VII.—SECRETARY FOR LANDS.

- (182.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,100, to defray additional charge under the head "Conditional Land Sales."
 (183.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,988 10s., to defray additional charge under the head "Miscellaneous."

No. VIII.—SECRETARY FOR PUBLIC WORKS.

- (184.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,000, to defray additional charge under the head "Harbours and Rivers Navigation."
 (185.) Resolved, that there be granted to Her Majesty, a sum not exceeding £33,266, to defray additional charge under the head "Public Works."
 (186.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,168, to defray additional charge under the head "Roads and Bridges."

No. VIII.—RAILWAYS.

- (187.) Resolved, that there be granted to Her Majesty, a sum not exceeding £550, to defray additional charge under the head "Railways—Miscellaneous."

No. IX.—POSTMASTER GENERAL.

- (188.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,800, to defray additional charge under the head "Post Office."
 (189.) Resolved, that there be granted to Her Majesty, a sum not exceeding £10,004, to defray additional charge under the head "Electric Telegraphs."

No. X.—SECRETARY FOR MINES.

- (190.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,450, to defray additional charge under the head "Prevention of Scab in Sheep."
 (191.) Resolved, that there be granted to Her Majesty, a sum not exceeding £475, to defray additional charge under the head "Minor Roads."
 (192.) Resolved, that there be granted to Her Majesty, a sum not exceeding £850, to defray additional charge under the head "Miscellaneous."

No. XI.—PUBLIC INSTRUCTION.

- (193.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,000, to defray charge under the head "Department of Public Instruction."

ADDITIONAL

ADDITIONAL ESTIMATE TO BE DEFRAIDED OUT OF THE SURPLUS REVENUE ACCOUNT.

No. XII.—SURPLUS REVENUE ACCOUNT.

(194.) Resolved, that there be granted to Her Majesty, a sum not exceeding £123,483 1s. 1d., being for additional expenditure on account of services proposed to be defrayed out of the Surplus Revenue Account.

LOAN ESTIMATE—1880.

RAILWAYS.

(195.) Resolved, that there be granted to Her Majesty, for the year 1880, to be raised by Loan, a sum not exceeding £1,012,000 for Railways, being £40,000, Railway Orange to Dubbo, amount required to complete the Works, and for Land and Compensation; £22,000, Railway Werris Creek to Gunnedah, amount required for Works and Land; £600,000, for the construction of the Tramways authorized by the Act 43 Vic. No. 25; £250,000, for the site and erection of New Workshops, Machinery, and Sidings in connection therewith; and £100,000, for doubling the Great Western Line between Parramatta Junction and Parramatta, and in the Lithgow Valley, and between Newcastle and Maitland, and for additional Station accommodation and other purposes.

HARBOURS AND RIVERS.

(196.) Resolved, that there be granted to Her Majesty, for the year 1880, to be raised by Loan, a sum not exceeding £150,000 for the construction of a new first-class Dock, Cockatoo Island.

ELECTRIC TELEGRAPHS.

(197.) Resolved, that there be granted to Her Majesty, for the year 1880, to be raised by Loan, a sum not exceeding £100,000, for the construction and extension of Lines generally.

On motion of Mr. Watson, the Resolutions were read a second time, and agreed to.

17. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Watson, 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.

The Chairman also reported that the Committee had come to certain Resolutions.

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

The Chairman then reported the Resolutions, which were read a first time, as follows :—

(16.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Service of the year 1880, the sum of £4,420,016 5s. 2d. be granted out of the Consolidated Revenue Fund of New South Wales.

(17.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Supplementary Service of the year 1879 and previous years, the sum of £202,366 17s. 6d. be granted out of the Consolidated Revenue Fund of New South Wales.

(18.) *Resolved*,—That towards making good the Supply granted to Her Majesty during the present Session, a sum not exceeding £1,262,000 be raised by the Sale of Debentures secured upon the Consolidated Revenue of the Colony, and bearing interest at a rate not exceeding four per centum per annum, to defray the expenses of certain Public Works of the Colony.

On motion of Mr. Watson, the Resolutions were read a second time, and agreed to.

18. APPROPRIATION BILL :—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolutions of Ways and Means Nos. 16 and 17, 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 1880, and for the year 1879 and previous years.

(2.) Mr. Watson 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 1880 and for the year 1879 and previous years*,"—which was read a first time.

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

19. PUBLIC WORKS LOAN BILL :—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolution of, Ways and Means No. 18, to enable the Government to raise a Loan for certain Public Works.

(2.) Mr. Watson then presented a Bill, intituled "*A Bill to enable the Government to raise a Loan for certain Public Works*,"—which was read a first time.

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

20. POSTPONEMENTS :—The Orders of the Day Nos. 4, 5, and 6 postponed, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.

21. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and 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.

22. ADJOURNMENT :—Sir Henry Parkes moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at Eleven o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 116.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 23 JUNE, 1880.

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

QUESTIONS:—

- (1.) Locomotive Engines.—Railway Blacksmiths Shops, Honeysuckle Point:—Mr. J. Davies asked the Secretary for Public Works,—

- (1.) What is the date that numbers 118, 119, 120, 121, 122, 123, 124, 125, and 126 locomotive engines commenced to run?
- (2.) By whom were they manufactured, and what was the price per engine?
- (3.) Is the workmanship of the boilers of these engines defective; and if so, what is the nature of the defect?
- (4.) What are the various contract prices for roof of Honeysuckle Point Railway Blacksmith's Workshop?
- (5.) Is it to be manufactured in the Colony?
- (6.) Who is the successful tenderer, and at what price?
- (7.) What is the specified time of completion according to specification?

Mr. Lackey answered,—

- (1.) No. 118 commenced to run 24th September, 1878; No. 119, on the 25th September, 1878; No. 120, on the 30th September, 1878; No. 121, on the 28th September, 1878; No. 122, on the 27th September, 1878; No. 123, on the 26th September, 1878; No. 124, on the 17th January, 1879; No. 125, on the 20th January, 1879; and No. 126 on the 15th January, 1879.
- (2.) By Beyer, Peacock, & Co., of Manchester, England. Price in steam in Sydney, £2,780 per engine.
- (3.) The Locomotive Engineer states the workmanship is not defective. The only defects were in the case of engines Nos. 119 and 120, which consisted of a trifling leak from the screw-hole of the packing-piece between the outer shell of the fire-box and frame. The leaks were of a very trifling character, and being behind the frames the boilers had to be lifted.
- (4.) £680 is the contract price. The other prices tendered were:—£790, £1,052, £1,145, £1,970.
- (5.) No.
- (6.) G. H. Royce & Co.; price, £680.
- (7.) 31st July, 1880. An extension of six weeks, however, has been allowed the contractor.

- (2.) Unsold Exhibition Tickets:—Mr. Taylor asked the Colonial Secretary,—When will funds be available for the repayment for unsold tickets in connection with the recent International Exhibition?

Sir Henry Parkes answered,—I am informed by the Executive Commissioner that funds have been at his disposal for this purpose for the last fourteen days, and that all applicants have received payment, except four persons whose addresses are not known, and who have been advertised for.

- (3.) Publican's License, Raymond Terrace:—Mr. Jacob asked the Minister of Justice,—With reference to his answers to my questions of 17th instant relative to the granting of a publican's license to one Hill, at Raymond Terrace, wherein it was stated that Mr. John Windeyer, a connexion by marriage of the owner of the house licensed, was one of the Magistrates who granted the certificate for the license,—Does he intend to take any action to show his sense of such conduct?

Mr. Suttor answered,—In answer to the Honorable Member's question, I desire to say that I have placed myself in communication with Mr. Windeyer on this subject.

(4.)

- (4.) Railway Blacksmiths Shops, Honeysuckle Point:—Mr. Jacob asked the Secretary for Public Works,—

- (1.) The names of the tenderers for the iron roofs for smiths shops at Honeysuckle Point?
- (2.) The amount of each tender?
- (3.) Is he aware whether the successful tenderer is getting the work done in the Colony, or if he is importing it?
- (4.) Were plans and specifications to be seen in the district where the iron roofs are to be erected, or had local tenderers to come to Sydney to view them?
- (5.) If the plans, &c., were not sent to the district, has he any objection to state why local tenderers were thus inconvenienced and put to expense?

Mr. Lackey answered,—

(1 and 2.) G. H. Royce & Co., £680; Mort's Dock and Engineering Co., £790; J. S. Rodgers, £1,052; R. & J. Morrison & Bearby, £1,145; Thos. Wearne, £1,970.

(3.) They are importing it.

(4.) They were not on view in the district.

(5.) It has not been usual to exhibit the plans, &c., of such works in the country districts; but local tenderers in the present instance were informed, when they made a representation on the subject, that in recognition of the importance of the City of Newcastle, and the facilities which the manufacturers resident there possess for carrying out public works, plans, &c., would for the future be on view there.

- (5.) Stone Cube Sets for Tramways:—Mr. McElhone asked the Secretary for Public Works,—

(1.) What are the names of the parties who tendered to supply the bluestone cube sets for the Tramway?

(2.) The amount of each person's tender for supply of same?

Mr. Lackey answered,—G. Cunningham, £2 12s. 6d. per ton; Musson & Co., £2 7s. 6d. per ton; T. Cook, £2 5s. per ton; Hearn & Whiting, £2 2s. per ton; J. McLellan, £2 per ton; W. Stoddart, £2 per ton; E. G. Allen, £1 19s. 4d. per ton; Potts & Paull, £1 18s. per ton; A. Turnbull, £1 17s. 9d. per ton; Walter Bell, £1 16s. per ton; A. W. Gilles & Co., £1 13s. 9d. per ton; W. Cain, £1 13s. 6d. per ton; Starkey & Garson, £1 13s. 6d. per ton; Mitchell & Co., £1 13s. 4d. per ton; Sali Cleeve, £1 13s. 3d. per ton; Noonan Bros., £1 13s. per ton; R. Saunders, £1 12s. 6d. per ton; Leggat & Co., £1 12s. per ton; J. M'Guigan, £1 11s. 9d. per ton; H. M'Master, £1 11s. 6d. per ton; Blair & Stewart, £1 10s. 11d. per ton; John Woods, £1 9s. per ton.

- (6.) Residences for Teachers of Denominational Schools:—Captain Onslow asked the Colonial Secretary,—

(1.) In view of the fact that the Teachers of Certified Denominational Schools have to forward the fees collected in their schools to the Treasury, in the same manner as the Teachers of Public Schools,—Will the Government grant an allowance in lieu of rent to those Teachers of Certified Denominational Schools unprovided with residences?

(2.) If not, will the Government place a sum on the Estimates to make good the loss which the Teachers of those Denominational Schools unprovided with residences have suffered on account of the loss of this part of their salaries; or in what manner does the Minister of Public Instruction intend to treat those Teachers in this matter?

Sir Henry Parkes answered,—I find that, in consideration of the fact mentioned by the Honorable Member, the salaries of the Denominational School Teachers have been increased to meet the value of the fees which they are required to transmit to the Treasury; but as rent for Teachers of this class has at no time been paid by the Government, or by the late Council of Education, the Government does not feel authorized to pay it now.

- (7.) Water Supply for the Hunter River Districts:—Dr. Bowker asked the Colonial Secretary,—What progress has been made within the last three months towards establishing water supply for the Hunter River Districts?

Sir Henry Parkes answered,—I am informed that the general surveys have been completed; that the plans for the pumping engines at West Maitland have been in active progress, and will shortly be completed; that plans and specifications for the main reservoir at Walka are well advanced, and that tenders will shortly be called for the work; and that plans and specification have been prepared, and tenders have been invited, to be opened on the 10th August, for the large reservoir at Buttai, near Maitland. I find, also, that plans and specification are nearly completed for the reservoir at Newcastle, and that tenders will be invited for the work next week. These works have been so far advanced in anticipation of the passing of the "Bill to establish a system of Water Supply and Sewerage for certain Towns," which is not yet passed by the Legislature.

2. ADJOURNMENT:—Captain Onslow moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Executive Councillors (Functions Substitution) Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intitled "An Act to enable the Governor with the advice of the Executive Council to make certain arrangements for the administration of the Departments of Government,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 23rd June, 1880.

JOHN HAY,
President.

EXECUTIVE

EXECUTIVE COUNCILLORS (FUNCTIONS SUBSTITUTION) BILL.

*Schedule of the Amendments referred to in Message of 23rd June, 1880.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 5, lines 27 and 28. *Omit* "or during the absence or disability"
 " 2, clause 5, line 30. *After* "by" *omit* remainder of clause, *insert* "such last-mentioned
 " Member of the said Council"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

(2.) Wharfage and Tonnage Rates Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled
 "An Act to make better provision for the Collection of Wharfage and Tonnage Rates,"—with the
 amendments indicated by the accompanying Schedule, in which amendments the Council requests
 the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 23rd June, 1880.JOHN HAY,
President.

WHARFAGE AND TONNAGE RATES BILL.

*Schedule of the Amendments referred to in Message of 23rd June, 1880.*JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 3, line 13. *After* "landed" *omit* "at" *insert* "on"
 " 2, clause 6, line 29. *After* "all" *insert* "other"
 " 2, clause 9, line 57. *After* "hours" *insert* "for the discharge of such vessel"
 " 3, clause 10, line 7. At end of clause *add* "subject to any lien by the owner master or
 " agent of the vessel for freight or charges which may be payable on such goods."
 " 4. *After* clause 17 *insert* the following new clause:—

" 18. Notwithstanding anything in the 'Navigation Act further Amendment Act of 1879'
 " it shall be lawful for the Colonial Treasurer to let any jetty or pier situate at the Circular Quay
 " or any portion thereof at such rent or price and whether for the whole of such jetty or pier or for
 " any portion of the whole frontage thereof as he may think best in the public interest and whether
 " by public auction or private contract Provided always that the power of revoking leases and for
 " their regulation by the Marine Board contained in the third section of the said Act shall apply to
 " any leases granted under this section."

Pages 5 to 10, Second Schedule. *Omit* "Second Schedule."Page 10, Third Schedule. *Omit* "Third Schedule."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

4. TOWN HALL MUNICIPAL LOAN BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes,
read a third time.• Sir Henry Parkes moved, That this Bill do now *pass*.

Question put.

The House divided.

Ayes, 47.

Sir Henry Parkes,	Mr. Cohen,
Mr. Lackey,	Mr. Hezlet,
Mr. Watson,	Mr. Stephen Brown,
Mr. Hoskins,	Captain Onslow,
Mr. Suttor,	Dr. Bowker,
Mr. McCulloch,	Mr. Hurley (<i>Hartley</i>),
Mr. Baker,	Dr. Renwick,
Mr. Fitzpatrick,	Mr. Macintosh,
Mr. Barbour,	Mr. Pilcher,
Mr. Badgery,	Mr. Eckford,
Mr. Greenwood,	Mr. Clarke,
Mr. Leary,	Mr. J. Davies,
Mr. Fawcett,	Mr. Cameron,
Mr. Garrett,	Mr. T. R. Smith,
Mr. Jacob,	Mr. Burns,
Mr. Shepherd,	Mr. Copeland,
Mr. Day,	Mr. Greville,
Mr. Lynch,	Mr. H. H. Brown,
Mr. Merriman,	Mr. Terry,
Mr. Thompson,	Mr. Melville,
Mr. Webb,	
Mr. Bowman,	<i>Tellers,</i>
Mr. W. C. Browne,	Mr. O'Connor,
Mr. Beyers,	Mr. Roseby.
Mr. Dangar,	

Noes, 3.

Mr. Kerr,
Tellers,
Mr. Coonan,
Mr. McElhone.

And so it was resolved in the affirmative.

Sir

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to enable the Municipal Council of Sydney to raise by Debentures the Sum of Seventy-five Thousand Pounds for the completion of the Town Hall.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Municipal Council of Sydney to raise by Debentures the Sum of Seventy-five Thousand Pounds for the completion of the Town Hall,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 23rd June, 1880.*

5. ELECTORATE OF THE GWYDIR (*Formal Motion*) :—Mr. Dangar moved, pursuant to Notice, That there be laid upon the Table of this House,—

(1.) A Return of all moneys received from the Gwydir Electorate for the sale of land by auction, by conditional purchase, rents of lands, and all other sources per year from 1st January, 1876, to 31st December, 1879.

(2.) A Return of all moneys voted and spent on roads, bridges, and other public works per year from 1st January, 1876, to 31st December, 1879, designating the respective works on which the money was so spent, and locality.

Question put and passed.

6. HILL'S ESTATE BILL (*Formal Motion*) :—Mr. Stephen Brown moved, pursuant to Notice,—

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

(2.) That such Committee consist of Mr. Garrett, Mr. Terry, Mr. Thompson, Mr. Jacob, Mr. Barbour, Mr. Day, Mr. W. C. Browne, and the Mover.

Question put and passed.

7. LICENSING BILL :—Mr. Barbour presented a Petition from Members and Friends of the Independent Order of Good Templars under the jurisdiction of the Right Worthy Grand Lodge of the World, and others residing at Hay,—in favour of the passing of this Bill.

Petition received.

8. CITY OF SYDNEY IMPROVEMENT ACT AMENDMENT BILL :—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker :—

AUGUSTUS LOFTUS,

Message No. 55.

Governor.

In accordance with the provisions contained in the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to amend the City of Sydney Improvement Act.

Government House,

Sydney, 23rd June, 1880.

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

9. POSTPONEMENTS :—The following Orders of the Day postponed :—

No. 1, until to-morrow.

Nos. 2, 3, 5, 6, and 7, to follow after Order No. 8.

10. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Watson, 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.

11. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

- (1.) Stamp Duties Bill (No. 3) :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to impose Stamp Duties,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 23rd June, 1880.

JOHN HAY,

President.

- (2.) Church and School Lands Dedication Bill (No. 2) :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to declare the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom vested in the Legislature of this Colony and that from and after the thirty-first day of December one thousand eight hundred and eighty-two all such lands and income shall be respectively held and applied for the purposes of Public Instruction only,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 23rd June, 1880.

JOHN HAY,

President.

- (3.) Lands for Public Purposes Acquisition Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the Acquisition by Government of Lands for Public 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, 23rd June, 1880.

JOHN HAY,

President.

LANDS

LANDS FOR PUBLIC PURPOSES ACQUISITION BILL.

Schedule of the Amendments referred to in Message of 23rd June, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.Page 3, clause 7. *Omit* clause 7, *insert* the following new clause:—

“ 7. The following shall for the purposes of this Act be deemed to be Public Works and ^{Public works specified.} undertakings that is to say—

- “ (1.) Works for and in connection with the supply of water to or for the sewerage of any city town or district.
- “ (2.) Fortifications and all other works of defence including Depôts Stations Military Roads and any other works in connection with such Fortifications.
- “ (3.) Buildings for the occupation of either or both of the Houses of Parliament or for Public Offices.
- “ (4.) Hospitals—Lunatic Asylums—Court-houses—Gaols—Watch-houses—Lock-ups—Police Barracks or Quarters.
- “ (5.) Post or Telegraph Offices—Mail Stations—Light-houses—Observatories—Pilot Stations—Quarantine Stations or Grounds and Customs Stations.
- “ (6.) Public Schools or any other Schools authorized to be established wholly or in part at the public cost by any Act in force for the time being.
- “ (7.) Public Libraries—Mechanics’ Institutes or Schools of Art.
- “ (8.) Public Wharfs—Ferries—Piers—Jetties and Bridges.
- “ (9.) Public Parks or Grounds for Public Recreation or Places for Bathing.
- “ (10.) Public Cemeteries.
- “ (11.) Public Wells or Works for the conservation of water.
- “ (12.) The protection and preservation of any Cave or place of scientific interest.
- “ (13.) The establishment of Public Abattoirs.”
- “ (14.) Breakwaters—Leading marks or Beacons for purposes of Navigation—Docks—Slips—the Protection of River banks—the Excavation of New Channels—Landing places for Silt and any other works for the improvement of Harbours or Rivers
- “ (15.) Quarries or Works for procuring Stone Gravel Earth or any other material required for the construction of or any purpose connected with any such public work or undertaking as aforesaid

“ And for the purposes of this section any such named work or undertaking shall be taken to include any extension of or approach to or subsidiary work in connection with any such named work or undertaking.

Page 4, clause 12, line 40. *After* “ or ” *insert* “ at any time afterwards ”” 4, clause 12, line 40. *Omit* “ extended ”” 5, clause 14, line 4. *After* “ Court ” *insert* “ or in any Circuit Court ”

” 5, clause 14, lines 5 to 8. *Omit* “ to be summoned by the Sheriff from the Jurors District within which the land resumed or the greater portion thereof is situated in accordance with the law regulating the summoning of Jurors for the trial of civil issues.”

” 5, clause 14, line 8. *Omit* “ proper ”” 5, clause 14, line 10. *Omit* “ so ”

” 5, clause 14, line 10. At the end of clause *add* “ Provided also that with the consent in writing of the Minister and the claimant any such action may be so tried at any time (to be mentioned in such consent) before the expiration of ninety days from service of the notice of claim for compensation but not within fourteen days from service of the notice of valuation on such claimant.”

” 5, clause 16. *Omit* clause 16 *insert* the following new clause:—

“ 16. A District Court shall notwithstanding anything contained in the ‘ District Courts Act of 1858 ’ have jurisdiction to try any such action of compensation at the District Court ^{where claim may be prosecuted in a District Court.} holden within the District wherein any land resumed under this Act (or the greater portion of such land) is situated in any case where the whole amount of the claim in respect to such land served in pursuance of the twelfth section of this Act does not exceed Two Hundred Pounds or if exceeding that amount in any case where the Minister and the claimant by a memorandum signed by them or by such claimant’s attorney and the Crown Solicitor agree thereto For the purposes of this section the provisions of the said District Courts Act and of any Act amending the same together with all rules made or to be made thereunder shall be deemed to apply to all proceedings taken in any District Court hereunder.”

Page 5, clause 17, line 35. *Omit* “ owner of the lands ” *insert* “ claimant ”” 5, clause 17, line 36. *Omit* “ the ”” 5, clause 17, line 36. *Omit* “ of such owner ”” 5, clause 17, lines 36 and 37. *Omit* “ such other lands ” *insert* “ him ”” 5, clause 17, line 41. *After* “ sustained ” *omit* “ remainder of clause ”” 6, clause 20, line 32. *Omit* “ is ” *insert* “ if ”

” 6, clause 21, lines 42 to 46. *Omit* “ It shall be lawful for Her Majesty to sell and convey any lands appropriated or resumed under this Act which may not be required or any portion thereof in such manner and for such considerations and to such persons as the Minister with the approval of the Governor may think fit and the proceeds of all such sites ” *insert* “ In case any of the lands appropriated or resumed under the provisions of this Act shall not be required for the purposes thereof it shall be lawful for the Governor to cause such lands to be offered for sale by public auction and to convey the same to the purchasers thereof in such manner and at such times and subject to such conditions as he may think fit. And the proceeds of all such sales ”

” 6, clause 22, lines 56 to 59. *Omit* “ always that all conveyances releases or other instruments taken by the Minister from persons claiming interests in any lands taken hereunder under the sections hereby incorporated shall be deemed to be by way of acquittance or discharge only And ”

Page

Provisions as to
registration and
transfer in
certain cases.

Page 7. After clause 22 insert the following new clause:—

"23. Whenever under the sixth section of this Act land shall be resumed for any public purpose authorized by this Act a copy of the Gazette notification declaring such land to be so resumed certified under the hand of the Minister shall in every case be lodged with the Registrar General and be registered by him in the General Register of Deeds unless the land so resumed be wholly or in part comprised in a grant or certificate of title under the Real Property Acts in which case upon production of such notification so certified as aforesaid it shall be the duty of the Registrar General to deal with and give effect to such notification as if the same were a memorandum of transfer duly executed under the said Acts. A conveyance upon sale of any land authorized by the twenty-second section of this Act to be offered for sale by public auction may if the same shall be comprised in any memorandum of transfer under the said Acts be made by a like memorandum of transfer to be executed by the Minister as transferor and the purchaser as transferee which shall have the like effect for all purposes of the said Acts as a memorandum of transfer thereunder. It shall be lawful for the Governor to make regulations prescribing the mode in which the provisions of this section shall be carried out by all persons concerned there-with."

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

12. EVIDENCE BY COMMISSIONERS UNDER GREAT SEAL BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message 56.

A Bill, intituled "*An Act to regulate the taking of Evidence by Commissioners under the Great Seal*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 23rd June, 1880.

13. LIQUOR LICENSES SUSPENSORY BILL:—

(1.) The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 suspend the issue of Publicans Licenses within the County of Cumberland for the term of twelve calendar months.

And the Committee continuing to sit till after Midnight,—

THURSDAY, 24 JUNE, 1880, A.M.

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

Resolved,—That it is expedient to bring in a Bill to suspend the issue of Publicans Licenses within the County of Cumberland for the term of twelve calendar months.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

(2.) Sir Henry Parkes then presented a Bill, intituled "*A Bill to suspend the issue of Publicans Licenses within the County of Cumberland for the term of Twelve Calendar Months*,"—which was read a first time.

Ordered to be printed, and read a second time This Day.

14. CITY OF SYDNEY IMPROVEMENT ACT AMENDMENT BILL:—

(1.) The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 "City of Sydney Improvement Act."

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to amend the "City of Sydney Improvement Act."

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

(2.) Sir Henry Parkes then presented a Bill, intituled "*A Bill to amend the 'City of Sydney Improvement Act'*,"—which was read a first time.

Ordered to be printed, and read a second time This Day.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 117.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 24 JUNE. 1880.

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

QUESTIONS :—

(1.) Road between Boggy Creek and Millie:—Mr. Dangar asked the Secretary for Mines,—

(1.) Has a road been in constant use for the last twenty-five years between Boggy Creek and Millie; has such road been fenced across, or being so, thus stopping all traffic, such road being better in wet weather and shorter by 6 miles; and does it run through a conditional purchase, both sides of which are fenced, leaving only 2 chains wide, and that the selector has purchased more land adjoining, and about fencing same, blocking up the lane?

(2.) Will steps be at once taken to prevent the closing of this road and lane, and gazetting same as open to public use?

(3.) What roads and travelling stock reserves are in existence between Narrabri and Millie, *via* Boggy Creek?

Mr. Baker answered,—

(1.) It is believed that a track has been in use for many years, probably twenty-five. The road which has been reserved in the subdivision of land, close to the Postman's Track, which passes "Gordon's Inn," has been obstructed by Mr. Eckford, the owner of several conditional purchases, and by Mr. Gordon.

(2.) As soon as the District Surveyor's report (but recently received) has been considered, action will be taken relative to the obstructions, but gazettal of the road under 4 William IV. No. 11 will not be necessary, as it is a reserved boundary road.

(3.) There are tracks in use, and one surveyed road, along which a travelling stock route has been proclaimed (travelling stock reserve No. 766), also the necessary reserved or boundary roads provided in the subdivisions of the Crown Estate where alienation has taken place. A reserve of 5 chains in width along the Postman's Track has been suggested by the District Surveyor; but the subject has not yet been dealt with. The following is a list of the travelling stock reserves in existence between Narrabri and Millie, *via* Boggy Creek:—766, 31st December, 1874; 766 extended, 24th February, 1877; 656, 1st July, 1874; 767, 31st December, 1874; 1,451, 21st July, 1879; 768, 31st December, 1874; 1,328, 14th February, 1879; 1,579, 12th April, 1880; 1,580, 12th April, 1880; 1,581, 12th April, 1880; 769, 31st December, 1874; 1,593, 31st May, 1880; 1,576, 12th April, 1880.

(2.) Members of Parliament as Contractors Agents:—Mr. McCulloch asked the Secretary for Public Works,—

(1.) Has any further information been received as to the telegram said to have been sent by a Member of this House to Messrs. Kyle and Stevens with reference to their tender for certain public works?

(2.) If so, will he give the information to this House?

Mr. Lackey answered,—

(1.) Yes.

(2.) I will lay the papers upon the Table of the House.

(3.) Weighbridge at Parramatta Railway Station:—Mr. Taylor asked the Secretary for Public Works,—

(1.) Is he aware of the great necessity that exists for a weighbridge at the Parramatta Railway Station, as persons having goods conveyed to them by Railway have to pay extra mileage for the purpose of taking them to the Junction and back to weigh them?

(2.) Will he cause inquiry to be made, and have this evil complained of remedied?

Mr. Lackey answered,—I have made inquiry; and it appears that the extra mileage is not charged for between Parramatta and the Junction, and there is no necessity for a weighbridge at Parramatta Station.

(4.)

- (4.) **Border Customs Duties**:—*Mr. Cohen*, for *Mr. Greenwood*, asked the Colonial Treasurer,—At what rate will the Government of South Australia pay the Government of New South Wales commutation in lieu of Customs Duties on the Murray from the 1st January to the 31st May of the present year?

Mr. Watson answered,—At the rate of £40,000 per annum from the 16th December last to 31st May.

- (5.) **Railway Bridge, Duck River**:—*Mr. J. Davies* asked the Secretary for Public Works,—
- (1.) What were the various prices of tenderers for bridge, 12 miles 73 chains, on Railway over Duck River, and who was the successful tenderer?
 - (2.) Was the bridge supplied as per plan and specification?
 - (3.) Did the contractor supply the full weight of iron for bridge according to specification?
 - (4.) Was it completed within the specified time?
 - (5.) Has the bridge been tested, and to what degree?
 - (6.) What is the cost of erection of this bridge?

Mr. Lackey answered,—

(1.) The prices for the iron girders were—£1,000, £1,100, £1,271 16s. *Mort's Dock and Engineering Company* were the successful tenderers.

(2.) Yes.

(3.) Yes.

(4.) Yes.

(5.) The bridge has been tested to a sufficient extent to ensure its safety for the public traffic.

(6.) The cost of the bridge altogether has been £3,983 18s. 2d.

- (6.) **Railway Carriage on Timber**:—*Mr. Day*, for *Mr. T. R. Smith*, asked the Secretary for Public Works,—

(1.) What is the rate per ton per mile Railway carriage on square logs of cedar?

(2.) What is the rate per ton per mile for rough posts and rails, palings, stocks, &c.?

Mr. Lackey answered,—

(1.) 1½d. per ton per mile for distances over 40 miles, and 1¼d. per ton per mile for distances under 40 miles. Cedar logs are carried at measurement rate, 30 cubic feet to the ton.

(2.) The same rate per ton per mile is charged for posts and rails, &c., but they are carried at dead weight (2,240 lbs. to the ton), and consequently more are carried per ton.

- (7.) **Road from Windsor Road to Schofield's Siding**:—*Mr. Day*, for *Mr. T. R. Smith*, asked the Secretary for Public Works,—

(1.) Is Schofield's Siding, on Windsor and Richmond Line, open for public use?

(2.) Is it a fact that a number of persons are unable to produce and wood from the said siding in consequence of there being no public road to same?

(3.) Has a road been surveyed from the Windsor Road to Schofield's Siding; if so, date of survey, and the cause of it not being opened?

(4.) Will he give orders for a road to be opened, so as to enable persons to send their produce, wood, &c., to market?

(5.) Has he received any previous communication with reference to this road?

Mr. Lackey answered,—

(1.) Yes.

(2.) The siding was put in on *Mr. Schofield* undertaking to allow the public access to it.

(3.) Yes; the road was surveyed in July, 1879, and has not been opened yet in consequence of the action which it was necessary to take in connection with the case. This action is nearly completed.

(4.) Confirmation which will establish the road under 4th William IV. No. 11 will now be recommended.

(5.) Yes, and replies were given in Parliament on 17th June last to questions asked by *Mr. Bowman*, M.P.

- (8.) **John Mannix's Conditional Purchase**:—*Mr. Dangar* asked the Secretary for Lands,—

(1.) Has the report of the Commissioner of Court of Inquiry in the case of the conditional purchase of *John Mannix*, of *Warialda*, been received, and the nature thereof?

(2.) Is it intended to allow *Mannix* the land upon which he has erected improvements at very heavy expense, or what decision has the Minister arrived at in the matter?

Mr. Hoskins answered,—

(1.) Yes. The Commissioner finds the selection not to have been resided upon as required by law, and recommends for forfeiture.

(2.) The case is now under consideration.

2. **LICENSING BILL**:—*Mr. Kerr* presented a Petition from *Josiah Parker*, J.P., Chairman of a Public Meeting held at Orange, stating that the Licensing Bill now before Parliament is unsatisfactory in certain respects; and praying the House to take the matter into earnest consideration.
Petition received.

3. **PAPERS**:—

Mr. Lackey laid upon the Table,—Return to an Order made on 5th December, 1878,—“Draining Flooded Lands, Macleay River.”

Sir Henry Parkes laid upon the Table,—

(1.) Return to an Order made on 26th May, 1880,—“Fines inflicted on Gaol Warders.”

(2.) By-laws of the Borough of Alexandria.”

Ordered to be printed.

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

And the Committee continuing to sit till after Midnight,—

FRIDAY, 25 JUNE, 1880, A.M.,

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 118.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 25 JUNE, 1880.

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

QUESTIONS:—

(1.) Tramway from Redfern to Hunter-street:—*Mr. Barbour*, for *Dr. Bowker*, asked the Secretary for Public Works,—How has the Tramway from Redfern to Hunter-street paid since the closing of the Exhibition, consideration being had to the interest of capital invested, working expenses, &c.?

Mr. Lackey answered,—The two months that have elapsed since the closing of the Exhibition are the two worst in the year for traffic, as many persons who in warmer weather would ride prefer to walk. The closing of the Exhibition has also no doubt affected the receipts, but not to the whole extent of the decrease of traffic which has recently occurred. For the period from 20th April to the 20th June the number carried was 225,312; the earnings, after deducting working expenses, &c., were equal to 17 per cent. per annum on the capital invested.

(2.) Sale of Crown Lands:—*Mr. Barbour* asked the Secretary for Lands,—How many acres of Crown Lands were offered for auction sale on Wednesday, 23rd June, and how many were sold?

Mr. Hoskins answered,—There were 54,811 acres offered, and 7,266 acres were sold.

(3.) Public School, Narrabri:—*Mr. J. Davies*, for *Mr. Dangar*, asked the Colonial Secretary,—

(1.) Will a special report be called for into the state of the Narrabri Public School, with a view to remedying the complaints made as to additional accommodation required, additional teacher, weather shed for the children, and other requirements?

(2.) Was the local School Board abolished after the passing of the Public Instruction Bill; and if so, is it intended, and when, to appoint fresh local School Board?

Sir Henry Parkes answered,—

(1.) A special report has been called for in this case.

(2.) Yes; it is intended to appoint a new School Board as soon as a School District including Narrabri has been defined and proclaimed.

(4.) Salaries of School Teachers:—*Mr. Jacob*, for *Captain Onslow*, asked the Colonial Secretary,—

(1.) Are the salaries for Teachers published in the *Government Gazette* to be regarded as the full salaries?

(2.) Are they equivalent to those previously received by them?

Sir Henry Parkes answered,—

(1.) Yes.

(2.) In the great majority of cases it is believed that the emoluments of Teachers will be at least equivalent to those previously received by them, although in some instances of an anomalous character. This anticipation may not be quite realised at present; yet the payment monthly from the Treasury, instead of the uncertain collections from parents, it is believed, will more than compensate for any small deficiency.

(5.) Post Office, Wallerawang:—*Mr. Hurley (Hartley)* asked the Colonial Secretary,—

(1.) Upon what grounds was the Post Office taken from *Mr. John Shaw*, at Wallerawang, and what length of time had he held the position of Postmaster there?

(2.) Is the building adjoining the Telegraph Station at Wallerawang erected at the expense of the Government; if not, by whom was it erected, and who gave the permission to build?

(3.) Has *Mr. Shaw* not given general satisfaction?

(4.) Have any petitions, letters, or papers, been sent in to the Department making complaints?

Sir

Sir Henry Parkes answered,—

(1.) Mr. Shaw held the position of Postmaster from 5th April, 1878, to the 21st of last month, and was removed because he did not comply with the regulations as regards rendering accounts, &c., and furnishing reports required by the Department.

(2.) If the Honorable Member will more particularly indicate the building to which he refers, the information he requires will be obtained.

(3.) Answered by No. 1.

(4.) A petition was received in April, 1879, urging the removal of the office for certain reasons, one being that it was kept at an hotel. A counter petition was also received against any change, but the Postmaster General decided that the office should be removed. Complaints had also been made of the delay of letters.

(6.) Postmaster, Gundaroo:—Mr. Thompson asked the Colonial Secretary,—With reference to the proposed removal of Mr. Thomas Booth from the office of Postmaster, Gundaroo,—

(1.) How long has Mr. Booth held the office?

(2.) Have there been any complaints made by the public of the manner in which he performed his duties?

(3.) If so, what is the nature of those complaints, and by whom were they preferred?

(4.) Has there been any expression of opinion by those interested as to the proposed removal; and if so, of what character?

Sir Henry Parkes answered,—

(1.) Since 15th August, 1872.

(2 and 3.) No direct complaints were made by the public; but a Postal Inspector, after visiting the office, reported a change to be necessary, as the present Postmaster would not issue Money Orders in the absence of his assistant. Owing to this inability on the part of Mr. Booth to transact the Money Order business, it was proposed to abolish the Money Order Office at this place; but the Superintendent of that department reported that "there is a fair Money Order business at Lower Gundaroo, and if the office is abolished the residents will complain." There was, therefore, no alternative but to appoint another Postmaster able to perform the duties required.

(4.) Petitions and testimonials have been received expressing confidence in Mr. Booth; but no reasons have been urged which, having regard to the public interest, seem to warrant a reversal of the decision arrived at.

(7.) Classification of School Teachers:—Mr. J. Davies, for Mr. Dangar, asked the Colonial Secretary,—

Under the Regulations just published respecting the salaries of Teachers it states that Teachers who have gained their classifications by examination are eligible for appointment to various kinds of schools,—Is it intended by the Regulations that the large number of Teachers who have their present classifications for good services shall be thereby disqualified from filling similar positions?

Sir Henry Parkes answered,—It is deemed desirable that all Teachers should give proof, by passing an examination, that they possess the necessary knowledge and skill to fit them for certain positions in the School Service; but it is intended, at the same time, that Teachers now employed should not be disturbed on the ground of want of classification, and that the fullest consideration should be given to the claims of Teachers whose classifications have been obtained without examination.

2. PROPOSED NEW TAXATION:—Mr. Buchanan presented a Petition from John Vicars, Chairman of a Public Meeting of Citizens of Sydney, praying the House to reject the scheme of Taxation proposed by the Government,—

And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.

3. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Sir Henry Parkes, and read by Mr. Speaker:—

(1.) Stamp Duties Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 57.

A Bill, intituled "*An Act to impose Stamp Duties*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 25th June, 1880.

(2.) Census Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 58.

A Bill, intituled "*An Act to make provision for taking the Census and for obtaining certain Agricultural and Pastoral Statistics in the Year 1881*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 25th June, 1880.

4. PAPERS:—

Sir Henry Parkes laid upon the Table,—Regulations under Public Instruction Act of 1880.
Ordered to be printed.

Mr. Baker laid upon the Table,—Return to an Order made on 14th May, 1880,—"*Claim of John O'Brien to Land at Prince Alfred Gully, Tygong Gold Field.*"

5. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
- | | |
|--|-----------------------|
| (1.) Public Roads Act Amendment Bill (No. 2) ; resumption of adjourned Debate on the motion for the second reading of this Bill ;— | } until Friday next. |
| (2.) Mineral Selection at Mitchell's Creek ; resumption of adjourned Debate in reference to this subject ;— | |
| (3.) Animals Protection Bill ; second reading ;— | } until Tuesday next. |
| (4.) Equity Bill ; second reading ;— | |
6. **WAYS AND MEANS** :—The Order of the Day having been read,—on motion of Mr. Watson, 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 that there was not a Quorum present in the Committee. Mr. Speaker counted the House, and there being a Quorum present the Committee resumed.

And the Committee continuing to sit till after Midnight,—

SATURDAY, 26 JUNE, 1880, A.M.

- 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, that the reception of the Resolution stand an Order of the Day for Tuesday next.
7. **POSTPONEMENTS** :—The Orders of the Day Nos. 2 to 13 inclusive postponed, to follow after the Order of the Day for the resumption of the Committee of Ways and Means.
8. **WAYS AND MEANS** :—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means. Mr. Speaker resumed the Chair ; and the Chairman reported progress, and obtained leave to sit again on Tuesday next.

The House adjourned at a quarter after Eight o'clock A.M., until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 119.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 29 JUNE, 1880.

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

QUESTIONS:—

- (1.) Bridge over the Namoi River at Gunnedah:—Mr. Dangar asked the Secretary for Public Works,—

(1.) When is it intended to call for tenders for the bridge over the Namoi River at Gunnedah, money for which has been voted by Parliament?

(2.) What site has been fixed upon for this bridge?

Mr. Lackey answered,—

(1.) As soon as the drawings can be completed—in about a month.

(2.) At end of Chandos-street.

- (2.) Registers of Marriages, Births, and Deaths:—Mr. Cohen asked the Colonial Secretary,—

(1.) Have any steps been taken under the Act 42 Victoria No. 5 to obtain the transfer of the Registers of Marriages, Births, and Deaths from Mr. Henry Kerrison James to the General Registry?

(2.) If not, will he cause immediate steps to be taken to effect such transfer?

Sir Henry Parkes answered,—Steps were taken under the Act 42 Victoria No. 5, which, however, proved to be inoperative; and it is not easy to see what further steps can be taken until the Act is amended.

- (3.) The Case of John Sparks:—Mr. Cohen asked the Colonial Secretary,—

(1.) Has he seen and considered a Petition forwarded to His Excellency the Governor by John Sparks, lately a confinee in the debtors prison of Darlinghurst Gaol, and particularly certain allegations therein of misconduct of two Justices of the Peace who adjudicated in the case in which Sparks was fined for illegally driving cattle?

(2.) Will he cause inquiry to be made into the said allegations, with the view of considering whether the said Justices should be continued on the Commission of the Peace?

Sir Henry Parkes answered,—

(1.) The Petition in this case has come under my notice, and on receipt of it the case appeared to me so hard a one that I sent it at once to His Excellency, and recommended that the prisoner should be discharged, and he was discharged the same day.

(2.) With regard to the allusions to the Magistrates contained in the Petition, I will institute some inquiry.

- (4.) Mr. District Court Judge Meymott.—The Case of the Prisoner King:—Mr. Buchanan asked the Attorney General,—

(1.) Is it true that at a Court of Quarter Sessions opened at Gunnedah on the 13th of May, 1880, presided over by Judge Meymott, a prisoner named King was tried for burglary?

(2.) Is it true that the Jury, after hearing the case, proposed to retire at about 11 o'clock in the forenoon for the purpose of deliberating upon their verdict?

(3.) Is it true that the Judge told them that there was no necessity for retiring, as the case was too plain to require any consideration; and further, that if they retired he would lock them up until 3 o'clock?

(4.) Is it true that the Jury were thus deprived of free deliberation, and forced to consider their verdict in open Court, and found the prisoner guilty?

(5.) If these things are true, is it the intention of the Attorney General to take any steps to nullify a conviction thus unduly and illegally obtained?

Mr.

Mr. Wisdom answered,—The case referred to by the Honorable Member will be inquired into by the Commissioner appointed to investigate the charges against Judge Meymott, and pending that investigation the Honorable Member will see the undesirability of my answering the question he has now put.

- (5.) Passengers travelling in Goods Trains between Mittagong and Picton :—Mr. Garrett asked the Secretary for Public Works,—What officer of the Railway Department issued the order that no passenger should travel in goods trains between Mittagong and Moss Vale and Mittagong and Picton ?

Mr. Lackey answered,—No order to the effect stated has been issued. The Traffic Manager has directed that the travelling of passengers by goods trains between the stations named is to be limited to No. 12 down-goods and No. 8 up-goods. These trains, with the ordinary passenger trains, are fully equal to the requirements of the public. The use indiscriminately of all goods trains by the public is unnecessary, and involves considerable expense.

- (6.) Light-tower at Nobbys :—Mr. W. C. Browne asked the Secretary for Public Works,—What is the cause of delay in completing the Light-tower at the end of the reef at Nobbys ?

Mr. Lackey answered,—I find this Light-tower is nearly finished, and will probably be ready for lighting by the end of this week.

2. PROPOSED NEW TAXATION :—Mr. Hurley (*Hartley*) presented a Petition from Colliery Owners, Ironmasters, and others engaged in kindred pursuits at Lithgow, stating that they view with alarm the proposed imposition of a royalty or tax of 6d. per ton on all coal raised within the Colony, and alleging that such a tax would seriously prejudice their enterprise ; and praying the House to take the matter into consideration.

And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.

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

Debate ensued.

Question put and negatived.

4. CLAIM OF JOHN O'BRIEN :—Mr. H. H. Brown (*by consent*) moved, without Notice, That the Papers laid upon the Table of this House on Friday last by Mr. Baker, in reference to the "Claim of John O'Brien to Land at Prince Alfred Gully, Tygong Gold Field," be referred to the Select Committee now sitting on that subject.

Question put and passed.

5. PAPER :—Mr. Suttor laid upon the Table,—Return (*in part*) to an Order made on 25th March, 1880,—"The Civil Service."

Ordered to be printed.

6. MR. GEORGE RICHARD DIBBS (*Formal Motion*) :—Mr. Hurley (*Hartley*) moved, pursuant to Notice, That a letter bearing date 15th instant, and addressed to the Honorable Minister for Justice, from J. Shepherd, M.P., be added to the papers moved for on the 15th instant in regard to Mr. G. R. Dibbs.

Question put and passed.

7. REMUNERATION TO JURORS (*Formal Motion*) :—Mr. Cameron moved, pursuant to Notice, That there be laid upon the Table of this House copies of all further correspondence since the date of the last Return between the Department of the Sheriff and that of the Clerk of the Peace, or any others, relative to the remuneration paid to Jurors.

Question put and passed.

8. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

- (1.) Country Towns Water and Sewerage Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to establish a System of Water Supply and Sewerage for certain Towns*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 29th June, 1880.*

JOHN HAY,
President.

COUNTRY TOWNS WATER AND SEWERAGE BILL.

Schedule of the Amendments referred to in Message of 29th June, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 1, line 12. *After line 12 insert—*

" 'Catchment Area'—The drainage area of the streams and other sources of water supply included within boundaries set forth in any Proclamation under this Act for the purpose of providing Water for any Water District."

" 'Central Authority'—The Board of Water Supply and Sewerage—or until such Board shall be constituted the Minister for Public Works."

" clause 1, lines 33 and 34. *Omit* " 'Watershed'—The watershed or drainage area included within the boundaries set forth in any Proclamation under this Act."

" clause 3, line 56. *Omit* " towards discharge" *insert* " in discharging"

" clause 3, line 57. *After* " otherwise" *omit* " of"

Page 3, clause 4, line 16. *Omit* " neuter" *insert* " neutral"

" clause 4, line 24. *Omit* " neuter" *insert* " neutral"

- Page 3, clause 4, line 24. *Omit "of" insert "to"*
 " clause 4, line 25. *After "notice" insert "and"*
 Page 4, clause 5, lines 1 to 4. *Omit "The sum to be borrowed shall not at any time exceed a sum equal to times the gross amount collected for rates by the Council during the Municipal year immediately preceding that in which the power to borrow is sought to be exercised."*
 " clause 5, lines 16 and 17. *Omit "Board of Water Supply and Sewerage" insert "Central Authority"*
 Page 6, clause 9, line 17. *Omit "the" insert "any Catchment Area and of any"*
 " clause 10, line 20. *Omit "a" insert "any"*
 " clause 10, line 22. *Omit "they may require" insert "may be required"*
 " clause 12, line 37. *Omit "a" insert "any"*
 " clause 13, line 43. *Omit "a" insert "any"*
 Pages 6 and 7, clause 13, lines 52 to 58, and 1 to 9. *Omit sub-sections 3 and 4.*
 Page 7, clause 13, lines 46 to 50. *Omit sub-section 15.*
 Page 8, clause 15, line 9. *Omit "a" insert "any"*
 " clause 15, line 11. *Omit "a" insert "the"*
 " clause 15, line 20. *Omit "a" insert "the"*
 " clause 15, line 29. *Omit "a" insert "the"*
 " clause 15, line 34. *Omit "a" insert "the"*
 " clause 15, line 39. *Omit "a" insert "the"*
 Page 9, clause 16, line 45. *Omit "nor in any other case whatsoever"*
 Page 11, clause 24, line 7. *After "purpose" omit remainder of clause.*
 Page 13, clause 49, line 8. *Omit "leaden or other"*
 Page 14, clause 52, line 51. *Omit "five" insert "ten"*
 " clause 53, line 57. *Omit "five" insert "twenty"*
 Page 15, clause 54. *Omit clause 54.*
 " clause 55, line 13. *Omit "a" insert "any catchment area or"*
 " clause 55, line 20. *Omit "the sum of" insert "a sum not exceeding"*
 Page 18. *After clause 63 insert the following new clause:—*
 " 64. Subject to the provisions of this Act the Council may exercise any of the powers in this Part contained for the construction of sewerage works for any Sewerage District and for the purposes of carrying out the provisions of this Act (that is to say):—
 " (1.) They may enter upon any lands and take levels of the same and set out such parts thereof as they shall think necessary and dig break and trench the soil of such lands and remove or use all earth stone mines minerals trees or other things dug or obtained out of or from the same
 " (2.) They may enter upon take and hold such land as they may from time to time deem necessary for the construction maintenance repair or improvement of any authorized works
 " (3.) They may from time to time construct and maintain alter or remove such engines buildings and other sewerage works of what kind soever upon the lands authorized to be taken by them as they shall think proper for the sewerage of any such District
 " (4.) They may from time to time divert and impound the water from any such streams as they may think fit and alter the courses of the same
 " (5.) They may enter upon any Crown or private lands streets roads or thoroughfares and construct or lay or place therein any drains or pipes and may repair alter or remove the same and may enter upon any such lands streets roads or thoroughfares for the purpose of repairing any sewers drains or other works being their property or under their control
 " Provided that the Council shall make full compensation for all damage or injury committed by them in the exercise of such powers And such compensation shall in every case where the Council cannot agree with the claimant be ascertained and the case in other respects shall be dealt with under the provisions hereinafter contained."
 Page 19, clause 68. *Omit clause 68.*
 " clause 69, lines 31 and 32. *Omit "said District for better communicating with the main sewers or drains already made or to be made in pursuance of this Part," insert "Sewerage District"*
 Page 20, clause 72, lines 12 and 13. *Omit "to be made altered or enlarged by or vested or to become vested in" insert "belonging to"*
 " clause 73, line 18. *After "all" insert "their"*
 " clause 73, line 18. *After "sewers" omit remainder of clause.*
 " clause 74, line 22. *Omit "vested in" insert "belonging to"*
 " clause 75, line 31. *Omit "vested in" insert "belonging to"*
 " clause 77, omit clause 77 insert the following new clause:—
 " 77. All sewerage rates and sums due to the Council under this Part shall be paid by and be recoverable from the owner of the premises or the occupier or person draining his premises into any sewer of the Council and all rates shall be paid in advance by equal payments on the first day of January and the first day of July in each year and the first payment shall be made at the time when the owner or occupier of any such premises shall become liable to pay such rates and charges and all such rates and charges may be enforced and recovered in respect of any premises within one hundred and fifty feet from any sewer or drain belonging to the Council and whether there be any communicating drain between such premises and any sewer or drain belonging to the Council or not And if any person refuse or neglect to pay on demand to the Council any rate charge or sum due to the Council under this Part the Council may recover the same with costs or may order a warrant under the hand of the Mayor in the form contained in the Fourth Schedule hereto to be from time to time issued to some constable or other person named therein to levy such rate charge or sum by distress and sale of the goods and chattels of the

General powers
of Council in
respect to
sewerage works.

Rates to be
recoverable
from either
landlord or
tenant.
Rates to be paid
half-yearly in
advance.
Recovery.

" the person occupying the premises in respect of which such rate charge or sum is due at the time when the warrant of distress is executed and in case no sufficient goods and chattels of such occupier be found on the premises to satisfy such distress the owner of the premises or if he be absent from the Colony his agent shall be liable for such rate charge or sum and the same may be recovered from him."

Page 21, clause 79, line 33. At end of clause *add* " And if any such house privy or cesspool be built rebuilt or constructed within any such district without such notice or approval the offender shall forfeit a sum not exceeding twenty pounds."

After clause 80 *insert* the following new clause:—
 " 81. If upon the certificate of any two duly qualified medical practitioners it appear to the Council that any house or part thereof or the premises occupied in connection therewith within the limits of any sewerage district is in such a filthy or unwholesome condition that the health of any person is or may be liable to be affected or endangered thereby and that the whitewashing cleansing or purifying of any house or part thereof or the premises occupied in connection therewith would tend to prevent or check infectious or contagious disease the said Council shall give notice in writing to the owner or occupier of such house or part thereof or the premises occupied in connection therewith to whitewash cleanse or purify the same as the case may require and if the person to whom notice is so given shall fail to comply therewith within such time as shall be specified in the said notice he shall be liable to a penalty not exceeding ten shillings for every day during which he continues to make default and the said Council shall if they shall think fit cause such house building or part thereof or the premises occupied in connection therewith to be white-washed cleansed or purified and for such purpose shall have power to enter the same and the expense incurred by them in so doing shall be paid by the owner or occupier in default and be recoverable before any two Justices in a summary way in case such owner or occupier upon being summoned before any such Justices as aforesaid shall neglect or refuse to pay the same."

Houses to be purified on certificate of two medical practitioners.

Page 21, clause 82, line 59. *Omit* "made or enlarged by or vested in" *insert* "belonging to"

Page 22, clause 83, line 5. *Omit* "vested in" *insert* "belonging to"

" clause 84. *Omit* clause 84.

" clause 88, line 40. *Omit* "Borough or Municipal District" *insert* "Municipality"

Page 23, clause 90, line 23. *Omit* "Board of Water Supply and Sewerage" *insert* "Central Authority"

" clause 90, line 27. *Omit* "Board" *insert* "Authority"

Page 24, clause 94, line 8. *Omit* "Board of Water Supply and Sewerage" *insert* "Central Authority"

" clause 94, line 11. *Omit* "the Board" *insert* "such Authority"

" clause 94, lines 12 and 13. *Omit* "the Board" *insert* "such Authority"

" clause 96, line 30. *Omit* "circulated" *insert* "circulating"

Page 25, clause 101, line 25. *After* "or" *insert* "at any time afterwards"

" clause 103, line 45. *After* "Court" *insert* "or in any Circuit Court"

" clause 103, lines 45 to 48. *Omit* "to be summoned by the Sheriff from the Jurors District within which the land resumed or the greater portion thereof is situated in accordance with the law regulating the summoning of Jurors for the trial of civil issues"

" clause 103, line 50. *Omit* "so"

" clause 103, line 51. At end of clause *add* " Provided also that with the consent in writing of the Mayor and the claimant any such action may be so tried at any time (to be mentioned in such consent) before the expiration of ninety days from service of the notice of claim for compensation but not within fourteen days from service of the notice of valuation on such claimant"

Page 26, clause 105. *Omit* clause 105, *insert* the following new clause:—

" 105. A District Court shall notwithstanding anything contained in the 'District Courts Act of 1858' have jurisdiction to try any such action of compensation at the District Court holden within the District wherein any land acquired under this Act (or the greater portion of such land) is situated in any case where the whole amount of the claim in respect to such land served in pursuance of the one hundred and first section of this Act does not exceed two hundred pounds or if exceeding that amount in any case where the Council and the claimant by a memorandum signed by the Mayor of such Council and such claimant or by the respective attorneys of the Council and the claimant agree thereto For the purposes of this section the provisions of the said District Courts Act and of any Act amending the same together with all rules made or to be made thereunder shall be deemed to apply to all proceedings taken in any District Court hereunder."

Where claim may be prosecuted in a District Court.

Page 26, clause 106, lines 19 and 20. *Omit* "owner of the lands" *insert* "claimant"

" clause 106, line 20. *After* "from" *omit* "the"

" clause 106, line 21. *Omit* "of such owner"

" clause 106, line 21. *Omit* "such other lands" *insert* "him"

Page 27, clause 110, lines 17 to 20. *Omit* "It shall be lawful for the Council to sell and convey any lands appropriated or resumed under this Act which may not be required or any portion thereof in such manner and for such considerations and to such persons" *insert* "In case any of the lands vested in any Council under the provisions of this Act shall not be required for the purposes thereof it shall be lawful for such Council to cause such lands to be offered for sale by public auction and to convey the same to the purchasers thereof in such manner and at such times and subject to such conditions"

" clause 110, line 20. *Omit* "he" *insert* "they"

" clause 110, line 21. *Omit* "sites" *insert* "sales."

" clause 110, line 21. At end of clause *add* "Council"

Authority to sell superfluous or unnecessary lands.

Page 27, clause 111, lines 29 to 32. *Omit* " Provided always that all conveyances releases or other instruments taken by the Council from persons claiming interests in any lands taken hereunder under the sections hereby incorporated shall be deemed to be by way of acquittance or discharge only"

Page 28, clause 112, line 17. *After* " than" *insert* " one hundred yards"

Page 31, clause 124, lines 1 to 15. *Omit* sub-section 2.

Page 35. *After* clause 138 *insert* the following new clause :—

" 139. Nothing in this Act shall be construed to render lawful any act matter or thing whatsoever which but for this Act would be deemed to be a nuisance nor to exempt any Council or person from any liability prosecution or punishment to which such Council or person would but for this Act have been subject."

Nothing in this Act to exempt any person from prosecution &c. for nuisance.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

(2.) Municipal Cattle Sale-yards Site Acquisition Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to empower the Municipal Council of the City of Sydney to acquire a Site for the establishment of Cattle Sale-yards,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 29th June, 1880.

JOHN HAY,
President.

MUNICIPAL CATTLE SALE-YARDS SITE ACQUISITION BILL.

Schedule of the Amendments referred to in Message of 29th June, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 2, line 12. *Omit* " sixty" *insert* " twenty-nine"

" clause 2, lines 24 to 28. *Omit* " shall by virtue of this enactment be deemed to have been as fully and effectually conveyed to the said Council for the purposes of this Act as if the same had been conveyed by the persons legally or equitably entitled by means of the most perfect assurances in the law And such estate and interest"

" clause 2, line 30. *After* " contained" *omit* remainder of clause.

" *After* clause 2 *insert* the following new clause 3:—

" 3. In the event of the Council desiring to exercise the power of selling the land acquired under this Act or any part thereof in accordance with the one hundred and thirty-second section of the aforesaid Corporation Act no such sale shall be made or contract for the same be entered into until such desire shall have been communicated to and approved of by the Governor and Executive Council."

Restriction on sale of the acquired land.

Page 2, clause 3, line 39. *Omit* " extended"

" clause 3, line 40. *Omit* " and at the cost"

" clause 4, line 46 *Omit* " thirty" *insert* " ten"

" clause 4, lines 48 and 49. *Omit* " thereupon (unless no *prima facie* case for compensation shall have been disclosed)" *insert* " within twenty days thereafter"

Page 3, clause 6, line 7. *Omit* " any"

" clause 6, line 14. *After* " claimant" *omit* remainder of clause.

" clause 8, line 25. *Omit* " owner of the lands" *insert* " claimant"

" clause 8, line 26. *Omit* " the"

" clause 8, lines 26 and 27. *Omit* " of such owner"

" clause 9, line 36. *After* " Act" *insert* " as if the said sections were herein specifically enacted"

" clause 9, lines 36 to 40. *Omit* " all conveyances releases or other instruments taken by the Council from persons claiming interests in any lands taken hereunder under the sections hereby incorporated referring to land under mortgage or other encumbrance shall be deemed to be by way of acquittance or discharge only And that"

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

(3.) Town Hall Municipal Loan Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Municipal Council of Sydney to raise by Debentures the sum of Seventy-five Thousand Pounds for the completion of the Town Hall,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 29th June, 1880.

JOHN HAY
President.

(4.)

(4.) Secret Bills of Sale Bill :—

MR. SPEAKER,

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated 16th June, 1880, in reference to the Secret Bills of Sale (Act Amendment) Bill,—

1. Insists on the amendment in lines 11 and 12 of the first clause,—because the words omitted by the Council would nullify the other portions of the clause, or be inconsistent therewith; inasmuch as it is impossible for any grant in favour of a person to be at one and the same time void as it respects that person, and yet be valid as it respects the grantor. If operating at all, it can only by its terms operate in favour of the grantee. The words sought to be retained, therefore, would be self-contradictory;—Nor would it be possible, since the property conveyed would thus be no longer that of either the grantor or the grantee, to say whose it was and how it could be dealt with.

2. The Council agrees to the Assembly's amendment in lines 16 and 17 of that clause, which substitutes the words "in writing" for all the words in those lines commencing with the words "by deed."

3. The Council insists on its amendments in the second clause, with the exception of the words "and no such bill of sale shall be valid for any purpose until filed or recorded,"—because such amendments (with that exception) effectuate in the simplest manner and fewest words the object of making every bill of sale within the clause, if duly executed and registered, indefeasible against all the world; while references to other enactments and various classes of persons, tending to complicate the clause, are omitted.

4. The Council insists on its insertion of the new clause 3,—because, although the measure objected to may occasionally induce inconvenience unless a second witness attests the instrument, its value greatly outweighs any such opposing argument; the tendency of this provision being, as sustained by general opinion in England, where a similar enactment has recently been passed, to check frauds on creditors and imposition on distressed or ignorant grantors.

5. The Council insists also on the retention of the new clauses 4 and 5,—because they will afford desirable, if not necessary protection to the mercantile community, and persons with whom a grantor may seek to have pecuniary relations, whether in or out of trade, against long outstanding securities given by him for money perhaps satisfied years previously. It is not enough that a search, extending perhaps over many years, may disclose the fact of a bill of sale having within that period been executed. The holder ought to be compelled, as is proposed by these clauses, periodically to show that it is still subsisting, and for what amount due, or claimed to be so. Such is the law in England, and equally in the sister Colony of Victoria.

6. The Council insists on the new clause 6,—because it is of importance by all available means to discourage secret securities over property; which being in effect mortgages enable the assignor to retain possession, and thus obtain fresh credit. But two or more friendly lenders, in succession, may omit to register their instruments. An express enactment, therefore, giving priority in all cases to the first registered security will certainly be the most likely means of ensuring publicity. It will lead grantees, moreover, to register their securities at once. A like clause is in the late English statute; and such has always been the law respecting mortgages of land.

7. The Council dissents from the Assembly's amendment omitting certain words from the new clause 8,—because, if the new clauses 4 and 5 be retained, as now insisted on, the words proposed to be omitted in the 8th clause will be essential.

8. The Council insists on the retention of the new clause 9,—because, in order to prevent frauds on existing creditors, and the giving of undue preferences, the provisions of the Insolvent Act referred to in this clause are indispensable. But by clause 1 of the Bill as drawn it is not clear what portions of that Act will remain in force; and, in any event, it is important that its 7th and 8th sections should be expressly declared to be so.

9. The Council's amendments, founded mainly on the evidence given to its Select Committee on the Bill, and on the late well-considered Imperial statute, have been framed with special reference to the protection of creditors generally, and persons in the ordinary way of business selling goods, without taking security. The amendments nevertheless are designed, subject to the conditions of a reliable attestation, with registration periodically as well as in the first instance, to protect the securities legislated for equally in the interest of the grantor as of the grantee. And that these objects will be secured by the Bill in its amended form no better evidence could be afforded than the numerous signed Petitions in favour of the amendments which have been presented to the Council.

Legislative Council Chamber,
Sydney, 29th June, 1880.

JOHN HAY,
President.

Ordered, that this Message be taken into consideration in Committee of the Whole on Friday next.

9. POSTPONEMENTS :—The following Orders of the Day postponed until Friday next :—

- (1.) The Case of Patrick and Michael Griffin; resumption of adjourned Debate.
- (2.) Animals Protection Bill; second reading.

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

Debate ensued.

Question put and passed.

Bill read a second time.

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

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

11. WAYS AND MEANS :—The Order of the Day for the reception of a Resolution from the Committee of Ways and Means read,—and, on motion of Mr. Watson, discharged.

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

And the Committee continuing to sit till after Midnight,—

WEDNESDAY, 30 JUNE, 1880, A.M.,

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

13. **EXECUTIVE COUNCILLORS (FUNCTIONS SUBSTITUTION) BILL**:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 Sir Henry Parkes, 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 enable the Governor with the advice of the Executive Council to make certain arrangements for the administration of the Departments of Government.*"

Legislative Assembly Chamber,

Sydney, 30th June, 1880, A.M.

14. **WHARFAGE AND TONNAGE RATES BILL**:—The Order of the Day having been read,—on motion of Mr. Watson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some and disagreed to others of the Council's amendments.

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

15. **ADJOURNMENT**:—Sir Henry Parkes moved, That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at twenty-two minutes before One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 120.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 30 JUNE, 1880.

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

QUESTIONS:—

- (1.) Railway Under-bridge, Parramatta Junction:—Mr. Taylor asked the Secretary for Public Works,—

(1.) Is the Government aware that owing to the number of trains passing the Railway Crossing on the Sydney Road near the Junction daily the travelling public are greatly inconvenienced and in great danger?

(2.) Has the Government accepted any tender for the Tunnel under the above Railway Crossing; if so, when will the work be commenced?

Mr. Lackey answered,—

(1.) Every means are taken to provide for the safety and convenience of the public at this crossing, and I am not aware that they are subjected to inconvenience or danger.

(2.) No tender has been accepted, and the intention to construct an under-bridge has been abandoned for the present, on the ground that the cost would be too great.

- (2.) Harbour Defences, Newcastle:—Dr. Bowker asked the Secretary for Public Works,—

(1.) Can he arrange that the plans and specifications of the fortification works in Newcastle (for which works tenders are now asked) may be sent to the Clerk of Works or Court-house, Newcastle, so that intending tenderers may be able to tender for them without being put to the expense and inconvenience of a journey to Sydney?

(2.) If he cannot so arrange, will he give his objections?

Mr. Lackey answered,—

(1.) It is not considered desirable that the plans, &c., for these works should be on view at any place other than Sydney, neither is it necessary, as printed quantities can be had on application to the Colonial Architect's office. I may state that, in the case of Railway works, plans &c. are to be seen only in Sydney.

(2.) The chief objection is that the works being for fortifications it would not be prudent to allow the plans, &c., out of Sydney, as it would afford facility for making tracings of them, which could not be allowed, nor would it be desirable.

- (3.) The late Council of Education:—Mr. Barbour, for Mr. McCulloch, asked the Colonial Secretary,—Will he lay upon the Table of this House the correspondence between the Government and the Members of the late Council of Education on the expiration of their office?

Sir Henry Parkes answered,—There will be no objection to laying these papers upon the Table.

2. CHURCH AND SCHOOL LANDS DEDICATION BILL (No. 2):—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 59.

A Bill, intituled "An Act to declare the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom vested in the Legislature of this Colony and that from and after the thirty-first day of December one thousand eight hundred and eighty-two all such lands and income shall be respectively held and applied for the purposes of Public Instruction only,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has reserved the said Bill for the signification of Her Majesty's pleasure thereon.

The proper measures will be forthwith adopted for obtaining the Queen's decision accordingly, and in the meantime the Bill has been transmitted to the Legislative Council to await Her Majesty's pleasure.

Government House,
Sydney, 30th June, 1880.

3. PAPERS :—

Mr. Watson laid upon the Table,—Regulations under the "Stamp Duties Act of 1880."
Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Twenty-fifth Annual Report of the Postmaster General on the Departments under his Ministerial control, being that for the year 1879.
Ordered to be printed.

4. ENDOWMENT OF MUNICIPALITIES :—Sir Henry Parkes (*by consent*) moved, without Notice, That this House will, to-morrow, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to grant to the Municipalities of the Colony, other than the Municipal Council of Sydney, a special endowment extending over twelve calendar months.
Question put and passed.

5. WHARFAGE AND TONNAGE RATES BILL :—Ordered, on motion of Mr. Watson, 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 23rd June, 1880, in reference to the Wharfage and Tonnage Rates Bill,—

Agrees to the Council's amendments in clauses 2 to 17 inclusive, and to new clause 18.

Disagrees from the Council's amendments which omit the Second and Third Schedules,—Because the retention of these Schedules is necessary for carrying out the objects of the Bill; but proposes to amend the Second Schedule by omitting on page 7, lines 62 and 63, "in bulk firkins "12 gallons and under 0s. 2d.,"—Inserting on same page, line 64, before "kilderkin" the words "firkin or," and after "gallons" in same line the words "and under,"—Omitting on page 9, line 13, "per package," and inserting the words and figures "of 2 doz. and under 2d.,"—Inserting on same page, line 17, the words and figures "Shale per ton 0s. 10d.,"—Inserting on page 10, lines 3, 4, and 5, the words and figures—

" Woolpacks per bale of 50 and under 0s. 8d.

" Do. of over 50 and not exceeding 100 ... 1s. 0d.

" Wool bagging per bale 1s. 0d."

And to amend the Third Schedule by omitting on page 10, lines 30 and 31, "400 tons one day for each 100 tons or fractional part of 100 tons above 400 tons," and inserting in lieu thereof the words "And for every additional 100 tons or fractional part of 100 tons one day."

Legislative Assembly Chamber,

Sydney, 30th June, 1880.

6. POSTPONEMENTS :—The following Orders of the Day postponed until to-morrow :—

(1.) Country Towns Water and Sewerage Bill; consideration in Committee of the Whole of the Legislative Council's amendments.

(2.) Municipal Cattle Sale-yards Site Acquisition Bill; consideration in Committee of the Whole of the Legislative Council's amendments.

7. WAYS AND MEANS :—The Order of the Day having been read,—on motion of Mr. Watson, 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, that the reception of the Resolutions stand an Order of the Day for to-morrow.

8. VOLUNTEER LAND ORDERS BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the issue in certain specified cases of Certificates to Members of the Volunteer Force entitling them to Grants of Land under the Act 31 Victoria No. 5,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 30th June, 1880.

JOHN HAY,

President.

9. POSTPONEMENTS :—The Orders of the Day Nos. 4 to 8 inclusive postponed, to follow after Order No. 9.

10. APPROPRIATION BILL :—

(1.) The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.

Debate ensued.

And the House continuing to sit till after Midnight,—

THURSDAY, 1 JULY, 1880, A.M.,

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

Bill read a second time.

On motion of Mr. Watson, 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. Watson, the report was adopted (after Debate.)

Ordered, that the Bill be read a third time this day.

(2.) Mr. Watson 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. Watson, *passed*.

Mr. Watson 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 1880 and for the Year 1879 and previous Years.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain Sums to make good the Supplies granted for the Service of the Year 1880 and for the Year 1879 and previous Years,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 1st July, 1880, A.M.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 121.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 1 JULY, 1880.

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

QUESTIONS:—

- (1.) Road from Narrabri to Walgett:—Mr. Dangar asked the Secretary for Mines,—

(1.) In whose hands are the instructions to survey and mark out a road on the north side of the Namoi River from Narrabri to Walgett?

(2.) Have they been taken out of the hands of Mr. Staff-Surveyor M'Master, and in what Surveyor's hands placed for completion?

(3.) Will immediate steps be taken to have this road measured and thrown open to the public, so far as from Narrabri to Witteway at present, there being a number of selectors on this side of the river who need a road to and from the towns in the district?

Mr. Baker answered,—

(1 and 2.) Instruction to survey the road has been transferred from Mr. Surveyor M'Master to Mr. Licensed-Surveyor J. S. Clements.

(3.) The Surveyor is now in correspondence with the Department relative to the road, and it is understood that he will commence the survey very soon.

- (2.) Road from Bingera to Narrabri:—Mr. Dangar asked the Secretary for Mines,—

(1.) Has the marking and survey of the new road from Bingera to Narrabri, *via* Rocky and Berrigal Creeks, by Mr. Staff-Surveyor M'Master been completed?

(2.) If so, when is it likely such will be Gazetted, and the usual Proclamation made of its being open to public use?

(3.) Is the Minister aware the usual Schedule Vote will not be sufficient to clear and open up this road suitably; and will a special grant be given to do so?

Mr. Baker answered,—

(1.) Yes; survey has been effected, but plans have not been received.

(2.) It is not possible to state with accuracy when the road will be proclaimed. After the plans have been received they must be examined, and other necessary action taken prior to proclamation.

(3.) It is not supposed that the Schedule Votes will make the roads throughout; the Votes being annual allow of gradual improvement only. There appears to be no special reason in this case why a special grant should be given.

- (3.) Salaries of Public School Teachers:—Mr. Taylor asked the Colonial Secretary,—With reference to the rent allowed to Teachers,—Is it intended to pay to Teachers in cash the difference between the amounts set down in the regulations and the actual local amount value of residences attached to Public Schools, or will the residence provided be held in each case to be an equivalent for the amount named in the regulations?

Sir Henry Parkes answered,—The calculation was made on the assumption that the houses are worth the rent specified; but if, after experience, it is found to be the other way further provision will be made.

- (4.) Increases to Salaries of Employés in the Railway Telegraph Department:—Mr. Garrett, for Mr. Stephen Brown, asked the Secretary for Public Works,—

(1.) Is he aware that the employés in the Railway Telegraph Department have not yet received their increase of salary as arranged under classification sheet issued, dated July, 1878, and due to them from July, 1879?

(2.) If not, will he inquire into the matter and give instructions for the same to be paid from July, 1879, without further delay?

Mr.

Mr. Lackey answered,—

(1.) I am not aware that any increases due under the regulations have remained unpaid since July, 1879.

(2.) There are a number of increases due from various periods in the present year, which will be paid as soon as the Appropriation Act is passed.

(5.) Appraisers of Runs :—*Mr. Bennett*, for Mr. McElhone, asked the Secretary for Mines,—

(1.) How many appraisers of runs have been appointed?

(2.) What experience have they had to enable them to value the runs?

(3.) What are their names, and what are they to receive as salaries and fees for appraising?

Mr. Baker answered,—

(1.) Eighteen appraisers have been appointed.

(2.) Before making the appointments careful inquiries were made respecting the qualifications of the several gentlemen, and none were appointed except such as appeared to have had considerable experience.

(3.) Francis Andrew Thompson, Edward Lamb, John Wiudeyer Edmonds, G. S. Lang, Edward H. Lloyd, John King Lethbridge, John Hobart Cox, Tom Vernon Want, James John Riley, Richard William Cox, William Sheffield Paul, William Phillip Mylecharane, John William George Cox, Nicholas Richard Besnard, William Edward Abbott, John Edward Dargin, John Robert Canvin, William Arthur Simpson. No salaries are paid, but the appraisers are allowed fees varying from £4 10s. to £5 10s. per run according to the circumstances affecting the districts respectively. In addition to the fees the appraisers are allowed £1 per diem travelling expenses while actually engaged upon their duties.

(6.) Mr. James Hoey :—*Mr. Bennett*, for Mr. McElhone, asked the Secretary for Public Works,—

(1.) Is James Hoey, foreman of the Engineering Works at Fitzroy Dry Dock, engaged on his own behalf in the manufacture of sugar on the Clarence or other part of the Colony?

(2.) Has any portion of the machinery for the said sugar works been manufactured at the Government Dry Dock, or by persons employed there?

(3.) Has any of the clerical work of the said sugar manufactory been done by clerks employed at the Dock on Government stationery during office hours?

(4.) Is it not contrary to the Government regulations that persons in the service of the Government should be so employed?

(5.) Is this James Hoey the same person who some years ago was inspector for work for which his own firm were the contractors?

Mr. Lackey answered,—Mr. Hoey has supplied the following answers to these questions :—

(1.) Yes, on the Richmond River, as a sleeping partner.

(2.) No.

(3.) No.

(4.) They were not so employed.

(5.) No.

2. PAPER :—Mr. Hoskins laid upon the Table,—Abstract of Crown Lands authorized to be dedicated for Public Purposes, in accordance with the 5th section of the Act 25 Victoria No. 1. Ordered to be printed.

3. LICENSING PUBLIC HOUSES :—Dr. Renwick presented a Petition from the Lord Bishop of Sydney, President of the Synod of the Diocese of Sydney, praying the House to pass measures for the amendment of the present system of licensing public houses, or for the temporary suspension of licenses in the County of Cumberland. Petition received.

4. POSTPONEMENTS :—The Orders of the Day Nos. 1, 2, and 3 postponed, to follow after Order No. 7.

5. WAYS AND MEANS :—The Order of the Day having been read for the reception of certain Resolutions from the Committee of Ways and Means,—the Chairman of Committees moved, That the Resolutions be now received.

Question put and passed.

The Resolutions were then read a first time, as follows :—

(19.) *Resolved*,—That from and after the 1st day of August, 1880, there shall be taken and levied upon wool exported from the Colony, being the produce of New South Wales, the following duties :—That is to say—on greasy wool, $\frac{1}{4}$ d. per lb., and on washed or scoured wool, $\frac{1}{2}$ d. per lb.

(20.) *Resolved*,—That on or before the 30th day of September in each and every year, commencing with the year 1880, there shall be payable to the Colonial Treasurer or to such officer or officers as he may appoint to receive the same, 6d. per head on all horses and cattle in the Colony on the 31st day of August in each year, exclusive of working horses and bullocks and dairy cows, not exceeding fifty in each case.

(21.) *Resolved*,—That from and after the 1st day of August, 1880, there shall be taken and levied upon all coal and shale exported from the Colony a duty of 6d. per ton.

On motion of Mr. Watson, the Resolutions were read a second time, and agreed to.

6. WOOL, CATTLE, AND COAL TAX BILL :—

(1.) Ordered, on motion of Mr. Watson, that a Bill be brought in, founded on Resolutions of Ways and Means Nos. 19, 20, and 21, to grant to Her Majesty certain Duties of Customs and other Taxes.

(2.) Mr. Watson then presented a Bill, intituled "*A Bill to grant to Her Majesty certain Duties of Customs and other Taxes*,"—which was read a first time.

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

7. APPROPRIATION 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 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 1880 and for the Year 1879 and previous Years*,"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 1st July, 1880.*

JOHN HAY,
President.

Sir Henry Parkes (*with the concurrence of the House*) moved, without Notice, That Mr. Speaker be authorized to present the Appropriation Bill to His Excellency the Governor for the Royal Assent.

Question put and passed.

8. POSTPONEMENTS:—The following Orders of the Day postponed:—

Order No. 5, to follow Order No. 14.

Order No. 6, to follow Order No. 3, as postponed.

9. LIQUOR LICENSES SUSPENSORY BILL:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.

Debate ensued.

Question put,—

And Division called for,—

But there being no Tellers on the part of the *Noes*, no Division could be had, and Mr. Speaker declared the Question to have passed in the *affirmative*.

Bill read a second time.

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

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

On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.

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

10. MUNICIPALITIES SPECIAL ENDOWMENT BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,

Message No. 60.

Governor.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision for the requisite expenditure in connection with a Bill to grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over twelve calendar months.

*Government House,
Sydney, 1st July, 1880.*

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

11. PAPER:—Sir Henry Parkes laid upon the Table,—Correspondence respecting thanks of the Government to the Members of the late Council of Education for their services.

Ordered to be printed.

12. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Wharfage and Tonnage Rates Bill:—

MR. SPEAKER,

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated 30th June, 1880, in reference to the Wharfage and Tonnage Rates Bill, does not insist upon its amendments disagreed to by the Assembly, and agrees to the Assembly's amendments upon the Council's amendments in this Bill.

*Legislative Council Chamber,
Sydney, 1st July, 1880.*

JOHN HAY,
President.

(2.) Supreme Court Temporary Judge Act Continuation Bill (No. 2):—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to continue certain provisions of the 'Supreme Court Temporary Judge Act of 1879' for a further period of one year*,"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 1st July, 1880.*

JOHN HAY,
President.

(3.) Pastures and Stock Protection Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to protect the Pastures and Live Stock of the Colony from the depredations of certain noxious Animals*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 1st July, 1880.*

JOHN HAY,
President.

PASTURES

PASTURES AND STOCK PROTECTION BILL.

Schedule of the Amendments referred to in Message of 1st July, 1880.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, clause 1, line 18. Omit "Act" insert "Acts in force for the time being"
- Page 2, clause 1, line 11. After "stock" add "or sheep"
- " clause 2, line 26. Omit "shall"
- " clause 4, line 40. After "notified" insert "in the Gazette"
- " " line 41. Omit "in the Gazette"
- Page 3, clause 7, line 8. After "determine" insert "at meetings specially called for that purpose
" of which not less than fourteen days clear notice shall have been given"
- " clause 8, line 10. Omit "or lessee"
- " " line 13. Omit "or lessee"
- " " line 15. Omit "or lessee"
- " " line 18. Omit "or lessee"
- " " line 30. At end of clause add "unless where such damage is caused by the
" lawful exercise of any power hereby conferred"
- " clause 9, line 33. Omit "or lessee"
- Page 4, clause 11, lines 8 and 9. Omit "such owner or lessee" insert "the owner of such land"
- " clause 14, line 23. Omit "and"
- " " line 24. Omit "of such district"
- " " line 25. Omit "of every district"
- " " " Omit "after the" insert "of its"
- " " lines 25 and 26. Omit "of the Board after the passing of this Act"
- " " line 28. Omit "to"
- " clause 18, line 52. Omit "or lessee"
- " " line 55. Omit "of Directors"
- Page 5, clause 18, line 6. Omit "of Directors"
- " clause 24, lines 44 and 45. Omit "the Chairman or" insert "a Member or of the"
- " " line 45. After "district" insert "or of an Inspector under this Act"
- " " " After "two" insert "or more"
- " " line 46. Omit "in Petty Sessions within such district assembled"
- Page 6, clause 26, line 1. Omit "wilfully"
- " " After "interrupt" insert "any Inspector or"
- " " After clause 31 insert the following new clause:—
- " 32. With the view to the effectual enforcement of this Act the Inspectors of Sheep shall in
" their respective districts be Inspectors hereunder and shall as such under the direction of the
" Minister aforesaid possess and exercise (so far as the same are applicable) all the powers possessed
" by them as Inspectors under the Diseases in Sheep Acts in force for the time being"
- Page 7, Schedule A, line 5. Before "500" insert "exceeding"
- " " line 7. Omit "5,000 and over" insert "exceeding 5,000"
- " Schedule C. Omit Schedule C.
- " Schedule D, line 29. Omit "D" insert "C" and insert thereunder "PASTURES AND STOCK
" PROTECTION ACT"
- " Schedule D, line 52. Omit "Sydney 188 " insert "[Place and date]":

Sheep Inspectors
to be Inspectors
under this Act.

Examined,—

J. GEO. LONG INNES,
Chairman of Committees.Ordered, that the amendments made by the Legislative Council in this Bill be taken into considera-
tion to-morrow.

13. MUNICIPALITIES SPECIAL ENDOWMENT BILL:—

(1.) The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over twelve calendar months.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.

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

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

Resolved,—That it is expedient to bring in a Bill to grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over twelve calendar months.

On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

(2.) Sir Henry Parkes then presented a Bill, intituled "A Bill to grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over twelve calendar months,"—which was read a first time.

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

14. COUNTRY TOWNS WATER AND SEWERAGE BILL:—The Order of the Day for the consideration in Committee of the Whole of the Legislative Council's amendments in this Bill postponed until to-morrow.

15. MUNICIPAL CATTLE SALE-YARDS SITE ACQUISITION BILL:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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.

Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Sir Henry Parkes, 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 empower the Municipal Council of the City of Sydney to acquire a Site for the establishment of Cattle Sale-yards.*"

*Legislative Assembly Chamber,
Sydney, 1st July, 1880.*

16. **POSTPONEMENTS** :—The Orders of the Day Nos. 6, 8, and 9 postponed until to-morrow.
17. **PUBLIC WORKS LOAN BILL** :—The Order of the Day having been read,—Mr. Watson 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. Watson, 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. Watson, the report was adopted.
Ordered, that the Bill be read a third time to-morrow.

The House adjourned at Twelve o'clock (Midnight), until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 122.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 2 JULY, 1880.

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

APPROPRIATION BILL:—The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 61.

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 1880 and for the Year 1879 and previous Years,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 2nd July, 1880.

2. QUESTIONS:—

- (1.) Postmaster at Gundaroo:—Mr. Thompson asked the Colonial Secretary,—In view of the fact that Mr. Thomas Booth has held the office of Postmaster at Gundaroo for a period of about eight years to the entire satisfaction of the public, as proved by the absence of complaints and by petitions and testimonials expressing confidence in him,—Are the Government disposed to reconsider his case before finally deciding to remove him?

Sir Henry Parkes answered,—This case is closed; but I will represent to my colleague, the Postmaster General, the expediency of giving it further consideration.

- (2.) Louis Bertrand:—Mr. O'Connor asked the Colonial Secretary,—

(1.) Has a Petition been received by the Government in favour of the release of Louis Bertrand, convicted of murder in 1866?

(2.) Has any report on the case been sent in to Government by the Judge who tried, or any other authority?

(3.) Will the Government have any objection to lay such Petition and Report (if any) upon the Table of this House?

Mr. Suttor answered,—

(1.) Yes.

(2.) Yes, by the late Chief Justice, before whom the case was tried.

(3.) The case being still under consideration, the Honorable Member will perceive that it would not be proper to lay any of the papers upon the Table at the present time.

- (3.) Gold Leases in the Copeland Division of the Hunter and Macleay Mining District:—Mr. Copeland asked the Secretary for Mines,—When will the Return asked for by him on the 8th June last relative to Gold Leases in the Copeland Division of the Hunter and Macleay Mining District be laid upon the Table?

Mr. Baker answered,—The Return will be ready to be laid upon the Table on Tuesday next.

- (4.) Road through John Boyle's Conditional Purchase:—Mr. Dangar asked the Secretary for Lands,—Has any decision been arrived at respecting the protest of John Boyle as to the marking of a fresh road through his conditional purchase of 40 acres at Rocky Glen, near Garrawilla, Coonabarabran District, and through which a road had previously existed?

Mr.

Mr. Hoskins answered,—Plan of survey of road from Coonabarabran to Gunnedah, by Mr. Licensed-Surveyor Goodwin, has been received, but not yet dealt with. The road in question passes through John Boyle's 40 acres conditional purchase No. 4, parish of Borah. Mr. Boyle's objections will be considered at the proper legal stage.

(5.) White Spirits :—*Mr. Bennett*, for Mr. Coonan, asked the Colonial Treasurer,—

(1.) What number of gallons of white spirits was stored in the Government Bond during year ending 30th June, 1880, and by whom?

(2.) Also the number of gallons cleared out during 1879 and 1880, and by whom?

Mr. Watson answered,—The information required will take a few days to prepare, but I will have it prepared and laid upon the Table in the shape of a Return.

3. DEDICATION OF CROWN LANDS FOR RELIGIOUS PURPOSES (*Formal Motion*):—*Mr. Hurley (Hartley)* moved, pursuant to Notice, That, in the opinion of this House, the Resolution passed on the 11th of May having regard to grants of land for religious purposes does not preclude the fulfilment of any promise of grant made by any Minister up to that date.
Question put and passed.

4. NEW SOUTH WALES ARTILLERY (*Formal Motion*):—*Mr. Buchanan* moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence between S. S. Moses and the Colonial Secretary in reference to the complaint of Mr. Moses made against the officers of the New South Wales Artillery while stationed at Newcastle in the months of September and October last.
Question put and passed.

5. PUBLIC WORKS LOAN BILL (*Formal Order of the Day*),—on motion of Mr. Watson, read a third time, and *passed*.

Mr. Watson then moved, That the Title of the Bill be "*An Act to enable the Government to raise a Loan for certain Public Works.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Government to raise a Loan for certain Public Works,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 2nd July, 1880.

6. LIQUOR LICENSES SUSPENSORY BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and *passed*.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to suspend the issue of Publicans Licenses within the County of Cumberland for the term of Twelve Calendar Months.*"

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 suspend the issue of Publicans Licenses within the County of Cumberland for the term of Twelve Calendar Months,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 2nd July, 1880.

7. ADJOURNMENT :—*Mr. Buchanan* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

8. PAPERS :—*Sir Henry Parkes* laid upon the Table,—

(1.) Returns of Live Stock and Agriculture for the year ended 31st March, 1880.

(2.) Report on the Nautical School Ship "Vernon" for the year ended 30th June, 1880.

Ordered to be printed.

9. MR. HENRY ARTHUR HOUGH :—*Mr. Day* presented a Petition from Henry Arthur Hough, of Tarramah, near Corowa, representing that he conditionally purchased certain land in the parish of Tarramah, and improved the same; that, through an error on the part of the Survey Department, the said purchase encroached on certain reserves, and that he incurred considerable expense in defending an action in the Supreme Court in consequence of such encroachment; and praying the House to take the matter into consideration, with a view to relief.
Petition received.

10. POSTPONEMENTS :—The following Orders of the Day postponed:—

(1.) Public Roads Act Amendment Bill (No. 2); resumption of adjourned Debate on the motion for the second reading of this Bill;—

(2.) Mineral Selection at Mitchell's Creek; resumption of adjourned Debate on the motion for the adoption of the Report of the Select Committee on this subject;—

(3.) Secret Bills of Sale; consideration in Committee of the Whole of the Legislative Council's Message of 29th June;—

(4.) The Case of Patrick and Michael Griffin; resumption of adjourned Debate in reference to this subject;—*until Tuesday next.*

until Friday next.

11. ANIMALS PROTECTION BILL:—The Order of the Day having been read,—Mr. Cameron moved, That this Bill be now read a second time.
Debate ensued.
Mr. Jacob moved, That this Debate be now adjourned.
Question put and passed.
Ordered, that the Debate be adjourned until Friday next.
12. EQUITY BILL:—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with an amendment.
On motion of Mr. Farnell (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.

The House adjourned at three minutes after Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 123.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 6 JULY, 1880.

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

ELECTORATE OF KIAMA:—Mr. Speaker informed the House that upon the passing of the Resolution of the 17th June last, declaring the Seat of Samuel Charles, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Charles; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of "Harman John Tarrant" to serve as Member for the Electoral District of Kiama.

2. QUESTIONS:—

(1.) Mr. Frank Eagar:—Mr. McElhone asked the Colonial Treasurer,—

(1.) What is the amount paid for overtime to Mr. Frank Eagar, the 9th clerk in the Customs Department, Sydney, for the year 1879, and from 1st January, 1880, to 10th June, 1880?

(2.) By what authority or regulation of the Customs Department is Mr. Frank Eagar allowed to receive overtime payment?

Mr. Watson answered,—

(1.) For the year 1879, £83; from 1st January to 10th June, 1880, £50 15s.

(2.) By general authority—to afford despatch to steamers and vessels requiring to leave the port as early as possible.

(2.) Business of the Supreme Court:—Mr. Cameron, for Mr. Buchanan, asked the Attorney General,—What number of remanets remain over from the sittings of the Supreme Court in Banco just closed?

Mr. Wisdom answered,—Twelve new trial motions in which *rules nisi* have been granted, one Ecclesiastical appeal, two assessment appeals, and one appeal in reference to an assigned estate.

3. PAPERS:—

Mr. Suttor laid upon the Table,—Return to an Order made on 11th December, 1879,—“Court-house, “Moss Vale.”

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return to an Order made on 16th April, 1879,—“Appointments “in the Department of Lands.”

Ordered to be printed.

Mr. Baker laid upon the Table,—Return respecting Gold Leases applied for in the Copeland Division of the Hunter and Macleay Mining District.

Ordered to be printed.

4. MESSAGES FROM THE GOVERNOR:—The following Messages from His Excellency the Governor were delivered by Sir Henry Parkes, and read by Mr. Speaker:—

(1.) Town Hall Municipal Loan Bill:—

AUGUSTUS LOFTUS,

Governor.

Message No. 62.

A Bill, intituled “*An Act to enable the Municipal Council of Sydney to raise by Debentures the sum of Seventy-five Thousand Pounds for the completion of the Town Hall,*”—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 5th July, 1880.

(2.)

(2.) Volunteer Land Orders Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 63.

A Bill, intituled "*An Act to authorize the issue in certain specified cases of Certificates to Members of the Volunteer Force entitling them to Grants of Land under the Act 31 Victoria No. 5,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 5th July, 1880.

(3.) Executive Councillors (Functions Substitution) Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 64.

A Bill, intituled "*An Act to enable the Governor with the advice of the Executive Council to make certain arrangements for the administration of the Departments of Government,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 5th July, 1880.

(4.) Wool Cattle and Coal Tax Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 65.

In accordance with the 54th section of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the necessary expenses in connection with the Bill to grant to Her Majesty certain Duties of Customs and other Taxes.

Government House,
Sydney, 2nd July, 1880.

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

5. MUNICIPAL BATHS SITE ACQUISITION BILL (*Formal Motion*):—

(1.) Mr. O'Connor moved, pursuant to Notice, for leave to bring in a Bill to enable the Municipality of Sydney to rent or purchase land for the purpose of Public Baths.
Question put and passed.

(2.) Mr. O'Connor then presented a Bill, intituled "*A Bill to enable the Municipality of the City of Sydney to rent or purchase land for the purpose of Public Baths,*"—which was read a first time.
Ordered to be printed, and read a second time to-morrow.

6. RAILWAY TRIAL SURVEY *via* BRAIDWOOD TO COOMA:—Mr. Greville moved, pursuant to Notice, That, in the opinion of this House, a trial survey *via* Braidwood should be made prior to a decision being arrived at of the route of Railroad between Goulburn and Cooma.
Debate ensued.

Interruption.

7. MEMBER SWORN:—Harman John Tarrant, Esquire, having taken and subscribed the Oath, and signed the Roll of the House, took his Seat as Member for the Electoral District of Kiama.

8. RAILWAY TRIAL SURVEY *via* BRAIDWOOD TO COOMA:—The Debate in reference to this subject,—interrupted by the proceedings recorded in entry 7,—resumed.
Question put.
The House divided.

Ayes, 19.

Mr. Fitzpatrick,	Mr. W. C. Browne,
Mr. Copeland,	Mr. Beyers,
Mr. Badgery,	Mr. Shepherd,
Mr. Barton,	Mr. Dillon,
Mr. Bennett,	Mr. Melville,
Mr. R. B. Smith,	Mr. Coonan,
Mr. Terry,	
Mr. McCulloch,	<i>Tellers,</i>
Mr. Barbour,	Mr. O'Connor,
Mr. Stephen Brown,	Mr. Greville.
Mr. Macintosh,	

Noes, 23.

Sir Henry Parkes,	Mr. J. Davies,
Mr. Watson,	Mr. Clarke,
Mr. Lackey,	Mr. Day,
Mr. Suttor,	Mr. McElhone,
Mr. Baker,	Mr. Garrett,
Mr. Hoskins,	Mr. Roseby,
Mr. Jacob,	Mr. Fawcett,
Mr. Cameron,	Mr. Teece,
Mr. Burns,	
Dr. Renwick,	<i>Tellers,</i>
Mr. Greenwood,	Mr. T. R. Smith,
Mr. Hezlet,	Mr. Thompson.
Mr. Combes,	

And so it passed in the negative.

9. PAPER:—Mr. Speaker laid upon the Table,—Abstracts of the Public Accounts of the Colony for the year 1879, together with the Auditor General's Report thereon,—transmitted to the Legislative Assembly in accordance with the provisions of the 38th clause of the Audit Act.
Ordered to be printed.

10. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

11. **THE CASE OF PATRICK AND MICHAEL GRIFFIN**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Badgery, "That the Resolution of "this House passed on the 10th June, 1879, adopting the Report from the Select Committee in the "case of Patrick and Michael Griffin, be rescinded,"—
And the Debate not being resumed,—
Question put.

The House divided.

Ayes, 10.

Mr. Greville,
Mr. H. H. Brown,
Mr. Melville,
Mr. Garrett,
Mr. Tecco,
Mr. W. C. Browne,
Mr. Bennett,
Mr. O'Connor,

Tellers,

Mr. Terry,
Mr. Badgery.

Noes, 26.

Mr. Lackey, Mr. Watson, Mr. Fitzpatrick, Mr. Suttor, Mr. Farnell, Sir Henry Parkes, Mr. J. Davies, Mr. Dillon, Mr. Roseby, Mr. Bowman, Mr. Stephen Brown, Mr. Eckford, Mr. Fawcett, Mr. Barbour,	Mr. Wisdom, Mr. Simson, Mr. Baker, Mr. Burns, Mr. Hoskins, Mr. T. R. Smith, Mr. Copeland, Mr. Dangar, Mr. Thompson, Mr. Harris, <i>Tellers,</i> Mr. Hezlet, Mr. Clarke.
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And so it passed in the negative.

12. **EQUITY BILL**:—The Order of the Day having been read,—Mr. Terry moved, "That" this Bill be now read a third time.
Mr. Farnell moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "the Bill be recommitted for the "reconsideration of clause 84."
Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
Question,—That the words proposed to be inserted in place of the words omitted, be there inserted,—put and passed.
Question then,—That the Bill be recommitted for the reconsideration of clause 84,—put and passed.
On motion of Mr. Farnell, 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 a further amendment.
On motion of Mr. Farnell (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time to-morrow.

13. **POSTPONEMENT**:—The Order of the Day No. 1 of Government Business postponed; to follow Order No. 2.

14. **WOOL CATTLE AND COAL TAX BILL**:—The Order of the Day having been read,—Mr. Watson moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 23.

Sir Henry Parkes, Mr. Hoskins, Mr. Watson, Mr. Luckey, Mr. Suttor, Mr. H. H. Brown, Mr. Jacob, Mr. Roseby, Mr. Harris, Mr. McElhone, Mr. T. R. Smith, Mr. Kerr, Mr. J. Davies,	Mr. Tecco, Mr. Thompson, Mr. Fawcett, Dr. Renwick, Mr. Hezlet, Mr. Cameron, Mr. Clarke, Mr. Eckford, <i>Tellers,</i> Mr. Day, Mr. Macintosh.
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Noes, 21.

Mr. Fitzpatrick, Mr. Burns, Mr. Farnell, Mr. Copeland, Mr. W. C. Browne, Mr. McCulloch, Mr. Greenwood, Mr. Barbour, Mr. Bowman, Mr. Stephen Brown, Mr. Shepherd, Mr. Terry,	Mr. Beyers, Mr. Tarrant, Mr. O'Connor, Mr. Barton, Mr. R. B. Smith, Mr. Melville, Mr. Bennett, <i>Tellers,</i> Mr. Simson, Mr. Greville.
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And so it was resolved in the affirmative.

Bill read a second time.

On motion of Mr. Watson, 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.

15. **MUNICIPALITIES SPECIAL ENDOWMENT BILL**:—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill with amendments.
On motion of Sir Henry Parkes (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time to-morrow.
16. **POSTPONEMENT**:—The Order of the Day No. 3 of Government Business postponed, to follow Order No. 7.
17. **LANDS FOR PUBLIC PURPOSES ACQUISITION BILL**:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some, disagreed to others, and amended others of the Council's amendments.
On motion of Sir Henry Parkes, the report was adopted.

18. **POSTPONEMENTS**:—The Orders of the Day Nos. 5 and 6 of Government Business postponed until to-morrow.
19. **PASTURES AND STOCK PROTECTION BILL**:—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 Sir Henry Parkes, 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 protect the Pastures and Live Stock of the Colony from the depredations of certain noxious Animals.*"

*Legislative Assembly Chamber,
Sydney, 6th July, 1880.*

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 124.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 7 JULY, 1880.

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

DEATH OF RICHARD DRIVER, ESQUIRE, M.P.:—Sir Henry Parkes having informed the House that he had received the sad intelligence of the death of Richard Driver, Esquire, Member for the Electoral District of Windsor,—moved, That this House do now adjourn.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at twenty-six minutes before Five o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker

New South Wales.

No. 125.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 8 JULY, 1880.

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

QUESTIONS:—

- (1.) Post and Telegraph Offices, Tamworth:—Mr. Bennett asked the Colonial Secretary,—Have the Government decided to erect new Post and Telegraph Offices on the site at the corner of Peel and Fitzroy Streets, Tamworth; if not, is it their intention to make provision for such work on the Estimates of 1881?

Sir Henry Parkes answered,—It has not been decided to erect any new premises at Tamworth. An extensive addition, costing with fittings nearly £500 (exclusive of the rent of temporary premises whilst the addition was made), having only just been completed, it seems premature to consider the question of erecting an entirely new building; but the necessity for such building will be inquired into before the Estimates for next year are prepared.

- (2.) Temporary Reserves near Deniliquin:—Mr. Barbour asked the Secretary for Lands,—Is he aware that nearly all of the available land for settlement in the neighbourhood of Deniliquin has been sold, and that the temporary reserves for access to water and to the back country are no longer required for such purposes; and will he cause all such reserves to be surveyed, with a view to cancelling the reservations and promoting settlement?

Mr. Hoskins answered,—Within a radius of 10 miles from centre of town and outside population reserve, 54,000 acres have been alienated; 9,000 acres have been applied for in virtue of improvements; 34,000 acres have been applied for as conditional purchases; 31,500 acres are reserved; and about 14,000 acres are open to conditional purchase. Reserves will be subdivided and revoked as the progress of settlement demands.

- (3.) Timber Reserves on Murray and Edward Rivers:—Mr. Barbour asked the Secretary for Lands,—Is he aware that there are hundreds of miles on the Murray and Edward Rivers reserved for the preservation of timber that have no timber of any value thereon; and will he cause the District Surveyor to report upon these reserves, in order that the portions containing timber may be retained as timber reserves, and the remainder thrown open for settlement?

Mr. Hoskins answered,—I am not aware, but will cause inquiry to be made.

- (4.) Land open to After Auction Selection:—Mr. Barbour asked the Secretary for Lands,—Is the land that has been offered at auction and not sold since the passing of the Amending Land Act of 1880 open for auction selection, or is it withdrawn immediately after each such offering?

Mr. Hoskins answered,—The land is open to after auction selection at the upset price, and the Land Agents have been so informed.

- (5.) Temporary Reserves:—Mr. Barbour asked the Secretary for Lands,—Are temporary reserves which have not been withdrawn from lease treated by the Department as part of the Crown tenants leased lands; if so, can a purchaser of land at auction, and a conditional purchaser of land which adjoins such reserves, get their pre-leases out of such temporary reserves?

Mr. Hoskins answered,—Lands which have been temporarily reserved from sale, but not withdrawn from lease, are treated as part of the Crown tenant's run, but a purchaser at auction, or a conditional purchaser of adjoining lands, cannot obtain pre-leases out of such temporary reserves, as lands reserved from sale are distinctly exempted from pre-lease under the Crown Lands Regulations.

- (6.) Applications to purchase Land in virtue of Improvements:—Mr. Barbour asked the Secretary for Lands,—When will the whole of the applications to purchase land in virtue of improvements under the 2nd, 5th, and 31st clauses, made prior to the passing of the Amending Act of 1880, be dealt with and gazetted?

Mr. Hoskins answered,—All applications under the clauses referred to are being dealt with as quickly as possible. They cannot of course be gazetted until after the appraisements have come in; and a great many cases are in the hands of the appraisers, and many also are with the Surveyors or Survey Office.

(7.) Land open to After Auction Selection :—Mr. Barbour asked the Secretary for Lands,—Has he any objection to cause all Land Agents to post up immediately after auction sales a list of all land offered and not sold open for past auction selection, and to revise and correct such lists from time to time, and keep them posted up in a conspicuous place in their offices for public inspection ?

Mr. Hoskins answered,—Land Agents already hold instructions to have all information as to lands sold at auction, or open to after auction selection, readily accessible to the public. There will be no objection, however, to issue to them an instruction such as that suggested by the Honorable Member.

(8.) Applications to purchase Land in virtue of Improvements :—Mr. Barbour asked the Secretary for Lands,—Is there any land still unsold that has been applied for in virtue of improvements, the sale of which has been approved and gazetted, and the right to purchase forfeited by non-compliance of payment, as required by the *Gazette* notice ; if so, will he lay upon the Table of this House a Return of all such ?

Mr. Hoskins answered,—Yes. There will be no objection to the preparation of a Return giving the information desired, instructions for which will be given.

(9.) Prisoners in Gaol over Fourteen Years :—Mr. Taylor asked the Colonial Secretary,—Is it the intention of the Government to recommend the liberation of the seven or eight prisoners now in gaol who have been there for over fourteen years ?

Mr. Suttor answered,—There are a number of life prisoners in the different gaols, some of whom have petitioned, asking for a mitigation of their sentences. Each case will be dealt with separately on its own merits.

(10.) Court-house, Parramatta :—Mr. Taylor asked the Secretary for Public Works,—

(1.) Has any report been received from the Colonial Architect's Office with reference to the Court-house at Parramatta ?

(2.) If so, what decision have the Government arrived at with reference to the building of a Court-house,—Whether to build a new one or to make the additions to the old one, as recommended by His Honor Judge Dowling ?

(3.) In either case, when is it likely that tenders will be invited by the Government ?

Mr. Lackey answered,—

(1.) No ; the Colonial Architect has not yet furnished a report, press of business in his department having prevented the matter of additional accommodation, &c., applied for being attended to.

(2.) No decision has yet been arrived at.

(3.) The matter will be attended to as soon as possible ; but before any steps can be taken with regard to inviting tenders a vote will be required to defray the cost of the works.

(11.) Lunatic Asylums :—Mr. Taylor asked the Colonial Secretary,—

(1.) The number of patients in the Gladesville, Parramatta, Darlinghurst Reception-house, and Callen Park Lunatic Asylums ?

(2.) The number of officers and attendants, and the cost of salaries to each establishment annually ?

Sir Henry Parkes answered,—I will lay upon the Table a Return giving the required information.

(12.) Free Passes to Railway Workmen :—Mr. Taylor asked the Secretary for Public Works,—Will he give instructions for free passes to be given by the Station-masters to the Railway men employed by the Government on the permanent way to enable them to return to their homes on each Saturday ?

Mr. Lackey answered,—This matter is under consideration. The indiscriminate issue of free passes to the men has been stopped, and regulations are being prepared under which passes will be issued for the future.

(13.) Railway Siding at Schofield's :—Mr. Taylor asked the Secretary for Public Works,—

(1.) What was the cost of putting in the siding at Schofield's, on the Windsor and Richmond Line, and at whose cost was the work completed, and when was it completed ?

(2.) Was this siding put in for the use of the public, or for the benefit of one person ?

(3.) Has a road been surveyed to this siding by the Government ?

(4.) Is the Minister aware that a large number of persons are unable to send their produce to market from this siding in consequence of there being no public road to it ?

(5.) Will the Minister cause action to be taken immediately to have a road proclaimed to this siding, so as to enable the public to use it ?

Mr. Lackey answered,—

(1.) The cost to the Government was £117 ; the siding was completed in January, 1879.

(2.) For the use of the public.

(3.) Yes.

(4.) Complaints have been made of the difficulty of getting to the siding.

(5.) The action necessary for this is nearly completed.

(14.) Warders in Parramatta Gaol :—Mr. McElhone asked the Colonial Secretary,—

(1.) Is he aware of the general dissatisfaction prevalent amongst the warders in the Parramatta Gaol, owing to the extra duties they are compelled to perform ?

(2.) Is it in accordance with regulations that 2nd class warders are free from night duty ; if so, is it the same in other gaols of the Colony ?

(3.) Is he aware that 3rd class warders are deprived of all Sunday leave for attending Divine Service, which privilege the Comptroller of Prisons granted some years since, and is now only granted to 1st and 2nd class warders, the 3rd class warders having to perform their duties meanwhile—whilst the former receive 9s. per diem and the latter 7s. ?

(4.) Will the Colonial Secretary cause an inquiry to be made into this matter ?

Sir

Sir Henry Parkes answered,—The following information has been supplied by the Comptroller General of Prisons:—

(1.) It is not known that any feeling of dissatisfaction exists, nor is it known what extra duties are referred to.

(2) Second class warders, by the practice of the department, are usually employed on permanent posts, and officers so posted are not employed on night duty.

(3.) A change in the order of the duties necessitated a departure from the arrangement allowing one or two 3rd class warders leave to attend Divine Service when they could be spared, which was not often the case. These officers have now one day off duty in four. When such day falls on a Sunday they can attend Divine Service if they choose. The 1st and 2nd class officers have respectively leave on Sundays—the former once in a fortnight, the latter once in a month. The pay of the 1st class warders is 8s. a day, with a lodging allowance of 1s.; that of the 2nd class, 7s. 3d.; and that of the 3rd class, 7s.

(4.) I will make further inquiry during the recess.

(15.) Teachers in Sydney Grammar School:—Mr. McElhone asked the Colonial Secretary,—

(1.) Is he aware that some of the Teachers of the Grammar School are employed as much as two evenings in the week teaching at private schools?

(2.) What are the names of the Teachers who are so employed, and what salaries do they receive as Teachers in the Grammar School?

(3.) The Grammar School being a Public School, are the Teachers allowed to go out to teach in private schools during school hours, and so be allowed to compete for a living with other teachers who have not got fixed salaries?

Sir Henry Parkes answered,—

(1.) It has been ascertained from the Head Master of the Grammar School that he is not aware of the existence of such a practice.

(2.) It is not known that any of the Teachers are so employed.

(3.) No.

(16.) Railway Locomotives:—Mr. Cameron asked the Secretary for Public Works,—Is it his intention to call for tenders in the Colony for the locomotives required for the Public Service, in accordance with his promise to the Deputation that waited on him on the subject?

Mr. Lackey answered,—Yes.

(17.) Official Assignees:—Mr. McElhone asked the Minister of Justice,—

(1.) Are the Official Assignees officers of the Government; if so, under whose control are they?

(2.) In the event of their misconduct, to whom must complaint be made with a view to obtaining redress?

Mr. Suttor answered,—

(1.) The Chief Justice of the Colony alone appoints Official Assignees, under the 12th section of 7 Victoria No. 19, and when so appointed they are deemed officers of the Supreme Court—to obey its order in any specific matter.

(2.) The general conduct of an Official Assignee is subject only to the Chief Justice. Under the Act 38 Victoria No. 1, application for an Official Assignee to do, or not to do any specific act or thing, apparently falls within the jurisdiction vested in the Chief Commissioner of Insolvent Estates exercising the Insolvency Jurisdiction of the Supreme Court in the first instance, and subject to appeal to the Supreme Court therein.

2. PAPERS:—

Mr. Watson laid upon the Table,—Additional Regulations under the Stamp Duties Act of 1880.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

(1.) Return showing the number of Patients in Hospitals for the Insane, together with number of Officers, Attendants, and Servants on 30th June, 1880; and Annual Expenditure in Salaries (1879.)

(2.) Correspondence respecting Chinese Immigration.

(3.) Further Correspondence respecting Border Customs.

Ordered to be printed.

3. MUNICIPALITIES SPECIAL ENDOWMENT BILL (*Formal Order of the Day*),—on motion of Sir Henry Parkes, read a third time, and *passed*.

Sir Henry Parkes then moved, That the Title of the Bill be "*An Act to grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over Twelve Calendar Months.*"

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 grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over Twelve Calendar Months,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 8th July, 1880.*

4. APPLICATIONS TO PURCHASE LAND IN VIRTUE OF IMPROVEMENTS (*Formal Motion*):—Mr. Barbour

moved, pursuant to Notice, That there be laid upon the Table of this House a return of all applications to purchase land in virtue of improvements under the 2nd, 5th, and 31st clauses, that had not been dealt with at the date of passing the Amending Land Act of 1880.

Question put and passed.

5. EQUITY BILL (*Formal Order of the Day*),—on motion of Mr. Farnell, read a third time, and passed. Mr. Farnell then moved, That the Title of the Bill be "*An Act to amend the Law respecting the Procedure and Practice of the Supreme Court in its Equitable Jurisdiction.*" 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 amend the Law respecting the Procedure and Practice of the Supreme Court in its Equitable Jurisdiction,*"—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 July, 1880.*

EQUITY BILL.

Schedule of the Amendments referred to in Message of 8th July, 1880.

STEPHEN W. JONES,
Clerk of the Legislative Assembly.

Page 2, clause 6. Omit clause 6.
Page 15, clause 84. Omit "May" insert "September."

Examined,—

ANGUS CAMERON,
Chairman of Committees.

6. RANDWICK ASYLUM FOR DESTITUTE CHILDREN :—Sir Henry Parkes, 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 the management of this Institution was referred on 19th November, 1879.
Ordered to be printed.
7. LANDS FOR PUBLIC PURPOSES ACQUISITION BILL :—Ordered, on motion of Sir Henry Parkes, 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 23rd June, 1880, requesting its concurrence in certain amendments made by the Council in the Lands for Public Purposes Acquisition Bill,—

Agrees to the amendment which omits clause 7, and inserts a new clause in lieu thereof; but proposes to amend the said new clause by inserting at the end of sub-section 9 the words "and for the reclamation of land for or in connection therewith."

Agrees to the amendments in clauses 12 and 14.

Disagrees to the amendment which omits clause 16,—because the clause contains a necessary provision for the payment of compensation; but proposes to amend the said clause by omitting all the words after "with" in line 23, and inserting the words "interest at the rate of six per cent. per annum from the time of the publication in the *Gazette* as aforesaid and costs (if any) out of the Consolidated Revenue Fund by warrant of the Governor addressed to the Colonial Treasurer within one month after the determination of such compensation to the person lawfully entitled thereto or to his agent duly authorized in that behalf in writing. But the claimant shall be bound to make out his title to the estate or interest claimed by him in all cases where the claim is in respect of the deprivation of some estate or interest in land."

Agrees to the insertion of new clause 16.

Agrees to the amendments in clause 17, with the exception of that which omits the proviso, to which amendment it disagrees,—because in the cases here contemplated, such for example as the tunnel to Bondi, which would be from 200 to 300 feet below the surface, compensation would have to be made at an excessive cost, disproportionate to the expense of the work itself, to owners by whom no damage whatever would have been suffered, while delay in the execution of work would arise in obtaining possession of the surface not required.

Agrees to all the remaining amendments in the Bill.

*Legislative Assembly Chamber,
Sydney, 8th July, 1880.*

8. PETITION OF MRS. MARY JONES :—Mr. Farnell, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee, for whose consideration and report this Petition was referred on 4th May, 1880; together with Appendix.
Ordered to be printed.
9. VACANT SEAT :—Sir Henry Parkes moved, That the Seat of Richard Driver, Esquire, lately serving in this House as Member for the Electoral District of Windsor, hath become and is now vacant, by reason of the death of the said Richard Driver, Esquire.
Question put and passed.
10. POSTPONEMENTS :—The Orders of the Day Nos. 2 and 3 of Government Business postponed, to follow Order No. 4.
11. WOOL CATTLE AND COAL TAX BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again at a later hour of the day.

12. **ELECTORATE OF ILLAWARRA** :—Mr. Speaker informed the House, that upon the passing of the Resolution of the 22nd June last, declaring the Seat of Samuel William Gray, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Gray; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Alexander Stuart, Esquire, to serve as Member for the Electoral District of Illawarra.
13. **MEMBER SWORN** :—Alexander Stuart, Esquire, having taken and subscribed the Oath, and signed the Roll of the House, took his Seat as Member for the Electoral District of Illawarra.
14. **WOOL CATTLE AND COAL TAX BILL** :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again to-morrow. ✓
15. **MESSAGES FROM THE LEGISLATIVE COUNCIL** :—Mr. Speaker reported the following Messages from the Legislative Council :—
- (1.) **Public Works Loan Bill** :—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Government to raise a Loan for certain Public Works,*"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 8th July, 1880. JOHN HAY,
President.
- (2.) **Equity 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 amend the Law respecting the Procedure and Practice of the Supreme Court in its Equitable Jurisdiction.*"
Legislative Council Chamber,
Sydney, 8th July, 1880. JOHN HAY,
President.
16. **POSTPONEMENTS** :—The Orders of the Day Nos. 2 and 3 of Government Business further postponed, to follow Order No. 5.
17. **ELECTORAL BILL** :—The Order of the Day having been read,—on motion of Sir Henry Parkes, 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 Sir Henry Parkes, 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 more effectually for the Representation of the People in the Legislative Assembly.*"
Legislative Assembly Chamber,
Sydney, 8th July, 1880.
18. **COUNTRY TOWNS WATER AND SEWERAGE BILL** :—The Order of the Day having been read,—on motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some, disagreed to others, and amended others of the Council's amendments.
On motion of Sir Henry Parkes, the report was adopted.
19. **RAILWAY EXTENSION FROM DUBBO TO BOURKE** :—
- (1.) Pursuant to the requirements of the Government Railways Act 22 Victoria No. 19, Mr. Lackey laid upon the Table of the House (*as exhibits only and not to remain as records of the House*) copy of a Plan, Section, and Book of Reference relative to a proposed Extension of the Great Western Railway from Dubbo to Bourke, being a distance of 222 miles 24 chains and 70 links.
- (2.) Mr. Lackey then (*by consent*) moved, without Notice, That this House approves of the Plan, Section, and Book of Reference of the proposed Extension of the Great Western Railway from Dubbo to Bourke, laid before the House this day, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.
Debate ensued.
Question put and passed.
20. **SPECIAL ADJOURNMENT** :—Sir Henry Parkes (*by consent*) moved, without Notice, That this House at its rising to-morrow, do adjourn until Tuesday next at Twelve o'clock.
Question put and passed.
21. **POSTPONEMENTS** :—The Orders of the Day of Government Business Nos. 3, 6, 7, 8, 9, and 10, postponed until Tuesday next.
22. **SUSPENSION OF STANDING ORDERS** :—Mr. O'Connor moved, pursuant to Notice, That so much of the Standing Orders be suspended as will admit of the passing through all its stages in one day of the Bill to enable the Municipality of Sydney to rent or purchase land for the purpose of Public Baths.
Debate ensued.
Question

Question put.

The House divided.

Ayes, 20.

Sir Henry Parkes,	Mr. Fawcett,
Mr. Baker,	Mr. T. R. Smith,
Mr. Suttor,	Mr. Combes,
Mr. Watson,	Mr. Melville,
Mr. Lackey,	Mr. J. Davies,
Mr. Lucas,	Mr. Macintosh,
Mr. Fitzpatrick,	<i>Tellers,</i>
Mr. Garrett,	
Mr. Webb,	Mr. O'Connor,
Mr. Stuart,	Mr. W. Davies.
Mr. Lynch,	
Mr. Cameron,	

Noes, 10.

Mr. Hoskins,
Mr. Barton,
Mr. Farnell,
Mr. McCulloch,
Mr. Thompson,
Mr. Beyers,
Mr. Bennett,
Mr. Barbour,
<i>Tellers,</i>
Mr. McElhone,
Mr. Kerr.

And so it was resolved in the affirmative.

23. MUNICIPAL BATHS SITE ACQUISITION BILL:—The Order of the Day having been read,—Mr. O'Connor moved, That this Bill be now read a second time.

Debate ensued.

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

Question put and passed.

Ordered, that the Debate be adjourned until To-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 126.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 9 JULY, 1880.

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

PETITION OF MR. E. W. RUDDER:—Mr. R. B. Smith, 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 Petition was referred on 22nd June, 1880.
Ordered to be printed.

2. QUESTIONS:—

(1.) Road through Warialda Recreation Ground:—Mr. Dangar asked the Secretary for Public Works,—

(1.) Referring to letter to me from Works Department, dated 5th May, 1879, stating that a deviation of the main road off Warialda Recreation Ground and Racecourse had been approved of, and steps taken to cause such to be made,—Is the Minister aware the road still exists, causing serious injury to such ground, and preventing the judicious expenditure of the money granted by Parliament to improve such land?

(2.) Will immediate instructions be issued to Mr. Pagan, the local Road Superintendent, to cause the deviation of the road to be made as per plan furnished and approved of?

Mr. Lackey answered,—

(1.) Papers were referred to Mines, with a view to have the road altered. The matter cannot cause serious injury, and there is nothing whatever to prevent the Trustees expending grant for improvement of reserve.

(2.) Instructions have been issued; but it is presumed the local officer had much more pressing work to attend to. He will be reminded.

(2.) Dam on Road from Narrabri to Millie over Waterloo Creek:—Mr. Dangar asked the Secretary for Mines,—

(1.) Has a dam been erected by the lessee of the run on the old road from Narrabri to Millie over Waterloo Creek, thus materially interfering with the traffic, injuring property below, and causing no water now to remain 4 miles below it, where previous to the construction of the dam water did exist, and also preventing people from getting water at the dam after destroying the water below it?

(2.) Has a similar dam been erected by lessee of run over the road Walgett to Coonamble, *via* Nugil, thus materially interfering with the traffic on this road?

(3.) Will steps be taken in these matters; and is it intended to introduce a Bill next Session dealing with the subject of dams, to regulate and legalize their construction?

Mr. Baker answered,—

(1.) Yes, a dam has been erected at Millie, by lessee of Mallaraway, in Waterloo Creek. In wet weather dam impedes traffic, and injures property lower down the creek. Travellers can get water for ordinary purposes, but travelling stock are not allowed.

(2.) It appears that a dam has been erected, which interferes with the traffic on the road referred to.

(3.) Steps will be taken with reference to the dams referred to; but I am not prepared to say whether the Government will introduce a Bill next Session dealing with dams.

(3.) Bridge over the Cockburn River.—Court-house at Barraba.—Railway Buildings, East Tamworth:—Mr. Bennett asked the Secretary for Public Works,—

(1.) When will tenders be invited for the erection of the proposed Bridge over the River Cockburn, near Tamworth, for which provision has been made by Parliament during the present Session?

(2.) When will tenders be called for the erection of the Court-house at Barraba, for which provision has also been made?

(3.) When will tenders be invited for the erection of the Station-house and Goods-shed at East Tamworth?

Mr.

Mr. Lackey answered,—

- (1.) Tenders will be invited for the Bridge over Cockburn River as soon as the iron bridge is erected, when the present low bridge can be taken down.
- (2.) Tenders will be called for the Court-house, Barraba, in an early issue of the *Government Gazette*.
- (3.) Tenders for Station Building at East Tamworth will be invited in time to have it completed before the opening of the Railway. There is no intention to build a Goods-shed.

(4.) Currawang Copper Mines :—Mr. Greville asked the Secretary for Mines,—

- (1.) Has official information been received by his department to the effect that the water flowing from the Currawang Copper Mines into Lake George is poisoning the fish in that Lake, and rendering the Currawang Creek unfit for ordinary use by the settlers residing on it?
- (2.) If not, will he cause inquiry to be made into the statement?

Mr. Baker answered,—

- (1.) A report has been received from Mr. Warden De Boos that the water pumped from the mine works does not appear to be poisonous, but the leakage from an old shaft which percolates through the debris around the shaft appears to be highly charged with mineral substances, and he recommends an analysis.
- (2.) A sample of the water will be procured and analysed.

(5.) Mr. John Hogan :—Mr. McElhone asked the Colonial Secretary,—

- (1.) Did Mr. John Hogan, late a Senior-constable in the Police Force stationed at East Maitland, at any time hold the office of Inspector of Slaughter Houses and of Cattle intended for slaughter, under the Act 5 William IV. No. 1?
- (2.) If so, did Mr. Hogan, by virtue of his office, receive payment of any fees made payable to Inspectors under the 13th section of that Act, and to what amount?
- (3.) Has the Police Department, or any other department of the Government, demanded, obtained, or received from Mr. Hogan any portion of these fees; and if so, to what amount, and by what authority, and in what manner have such fees been appropriated?

Sir Henry Parkes answered,—The following information has been supplied by the Inspector General of Police :—

- (1.) Yes.
- (2.) Yes, to the amount of £135 14s. 6d.
- (3.) Senior-constable Hogan paid over the fees received in excess of £12 per annum; and the amount of such excess, viz., £85 14s. 6d., was paid into the Treasury to the credit of the Police Reward Fund by the authority of the Colonial Secretary.

3. COUNTRY TOWNS WATER AND SEWERAGE BILL :—Ordered, on motion of Sir Henry Parkes, 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 June, 1880, requesting its concurrence in certain amendments made by the Council in the Country Towns Water and Sewerage Bill,—

Agrees to the amendments in clauses 1 to 4 inclusive.

Disagrees to the amendment in clause 5 which omits sub-section 2,—because the provisions therein contained are absolutely necessary for carrying out the purposes of the Act.

Agrees to the remaining amendments in that clause, and to the amendments in clauses 9 to 12 inclusive.

Agrees to the first amendment in clause 13,—but

Disagrees to the amendment which omits sub-section 3,—because the provisions therein contained are absolutely necessary for carrying out the purposes of the Act; but proposes to amend it in line 4, page 7, by omitting "ten" and inserting the word "five."

Disagrees to the amendment which omits sub-section 4 of the same clause, for the like reason; but proposes to amend it in line 9 by omitting "fifty" and inserting the words "one hundred;" and

Disagrees to the amendment which omits sub-section 15 of the same clause, for the like reason; but proposes to amend it in line 49 by omitting "ten" and inserting the word "five."

Agrees to the amendments in clauses 15 to 53 inclusive.

Disagrees to the amendment which omits clause 54,—because the provisions therein contained are absolutely necessary for carrying out the purposes of the Act; but proposes to amend it in line 9 by omitting "five" and inserting the word "ten," and by omitting in line 10 "twenty" and inserting the word "forty." The penalty being increased because the offence is one of serious injury to society.

Agrees to the amendments in clauses 55 to 103 inclusive.

Disagrees to the amendment which omits clause 105,—because the provisions therein contained are absolutely necessary for carrying out the purposes of the Act; but proposes to amend it in line 3 by inserting after "(if any)" the words "and interest at the rate of six pounds per centum per annum reckoned from the date of the notification aforesaid,"—because it is equitable that interest should be paid in this as in other cases.

Agrees to new clause 104, and to the amendments in clauses 106 to 122 inclusive.

Disagrees to the amendment in clause 124 which omits sub-section 2,—because the provisions therein contained are absolutely necessary for carrying out the purposes of the Act; but proposes to amend it in line 5 by omitting "five" and inserting the word "six."

Agrees to all the remaining amendments in the Bill.

*Legislative Assembly Chamber,
Sydney, 9th July, 1880.*

4. REMOVAL OF THE LATE POSTMASTER AT LOWER GUNDAROO (*Formal Motion*):—Mr. Fitzpatrick moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence having reference to the removal from office of the late Postmaster at Lower Gundaroo.

Question put and passed.

5. APPOINTMENT OF AN ALDERMAN TO THE TOWN COUNCIL OF MUDGEE (*Formal Motion*):—Mr Buchanan moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence between the Town Council of Mudgee and the Government in reference to the appointment of an Alderman, rendered necessary through the informality of the nomination.
Question put and passed.
6. FEES RECEIVED BY INSPECTORS OF SLAUGHTER HOUSES (*Formal Motion*):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House copies of all minutes, orders, regulations, and other documents, made by any Government or any officer thereof, having reference to the deduction of any portions of slaughtering fees from the amount of fees received by Inspectors of Slaughter Houses under the Act 5 William IV. No. 1; together with copies of all correspondence that has passed between the Police or any other department and Mr. John Hogan, and all other persons, having reference to slaughtering fees, between the 1st of February last and the present time.
Question put and passed.
7. PAPERS:—
Sir Henry Parkes laid upon the Table,—
(1.) Report on Vaccination for 1879.
(2.) Return to an Order made on 2nd July, 1880,—“New South Wales Artillery.”
Ordered to be printed.
Mr. Suttor laid upon the Table,—Return to an Address adopted on 15th June, 1880,—“Mr. George Richard Dibbs.”
Ordered to be printed.
8. POSTPONEMENTS:—The following Orders of the Day postponed until Friday next:—
(1.) Public Roads Act Amendment Bill (No. 2); resumption of the adjourned Debate, on the motion of Mr. Pilcher, “That this Bill be now read a second time.”
(2.) Mineral Selection at Mitchell’s Creek; resumption of the adjourned Debate, on the motion of Mr. Macintosh, “That the report of the Select Committee on Mineral Selection at Mitchell’s Creek, brought up on Friday, 16th April, be adopted.”
(3.) Secret Bills of Sale; consideration in Committee of the Whole of the Legislative Council’s Message of 29th June.
9. ANIMALS PROTECTION BILL:—The Order of the Day in reference to this Bill read,—and, on motion of Mr. Cameron, discharged.
Ordered, that the Bill be withdrawn.
10. MUNICIPAL BATHS SITE ACQUISITION BILL:—The Order of the Day in reference to this Bill read,—and, on motion of Mr. Farnell, discharged.
Ordered, that the Bill be withdrawn.
11. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—
(1.) Lands for Public Purposes Acquisition Bill:—
MR. SPEAKER,
The Legislative Council having taken into consideration the Legislative Assembly’s Message, dated 8th July, 1880, in reference to the Lands for Public Purposes Acquisition Bill, does not insist upon its amendments disagreed to by the Assembly, and agrees to the Assembly’s amendments upon the Council’s amendments in this Bill.
Legislative Council Chamber,
Sydney, 9th July, 1880.
JOHN HAY,
President.
- (2.) Municipalities Special Endowment Bill:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled “*An Act to grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over Twelve Calendar Months,*”—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 9th July, 1880.
JOHN HAY,
President.
- (3.) Country Towns Water and Sewerage Bill:—
MR. SPEAKER,
The Legislative Council having taken into consideration the Legislative Assembly’s Message, dated 9th July, 1880, in reference to the Country Towns Water and Sewerage Bill, does not insist upon its amendments disagreed to by the Assembly, and agrees to the Assembly’s amendments upon the Council’s amendments in this Bill.
Legislative Council Chamber,
Sydney, 9th July, 1880.
JOHN HAY,
President.
- (4.) Liquor Licenses Suspensory Bill:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled “*An Act to suspend the issue of Publicans Licenses within the County of Cumberland for the term of Twelve Calendar Months,*”—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 9th July, 1880.
JOHN HAY,
President.

The House adjourned at twenty-eight minutes after Five o’clock, until Tuesday next at *Twelve o’clock Noon.*

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 127.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 13 JULY, 1880.

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 Sir Henry Parkes, and read by Mr. Speaker:—

(1.) Electoral Bill:—

AUGUSTUS LOFTUS,

Governor.

Message No. 66.

A Bill, intituled "*An Act to provide more effectually for the Representation of the People in the Legislative Assembly*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 12th July, 1880.*

(2.) Country Towns Water and Sewerage Bill:—

AUGUSTUS LOFTUS,

Governor.

Message No. 67.

A Bill, intituled "*An Act to establish a system of Water Supply and Sewerage for certain Towns*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 12th July, 1880.*

(3.) Lands for Public Purposes Acquisition Bill:—

AUGUSTUS LOFTUS,

Governor.

Message No. 68.

A Bill, intituled "*An Act to provide for the Acquisition by Government of Lands for Public Purposes*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 12th July, 1880.*

(4.) Equity Bill:—

AUGUSTUS LOFTUS,

Governor.

Message No. 69.

A Bill, intituled "*An Act to amend the Law relating to Procedure and Practice of the Supreme Court in its Equitable Jurisdiction*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 12th July, 1880.*

(5.)

(5.) Liquor Licenses Suspensory Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 70.

A Bill, intituled "*An Act to suspend the issue of Publicans Licenses within the County of Cumberland for the term of Twelve Calendar Months,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th July, 1880.

(6.) Municipalities Special Endowment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 71.

A Bill, intituled "*An Act to grant to the Municipalities of the Colony other than the Municipal Council of Sydney a Special Endowment extending over Twelve Calendar Months,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th July, 1880.

(7.) Municipal Cattle Sale Yards Site Acquisition Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 72.

A Bill, intituled "*An Act to empower the Municipal Council of Sydney to acquire a Site for the Establishment of Cattle Sale-yards,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th July, 1880.

(8.) Supreme Court Temporary Judge Act Continuation Bill:—

AUGUSTUS LOFTUS
Governor.

Message No. 73.

A Bill, intituled "*An Act to continue certain provisions of the 'Supreme Court Temporary Judge Act of 1879' for a further period of one year,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th July, 1880.

(9.) Wharfage and Tonnage Rates Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 74.

A Bill, intituled "*An Act to make better provision for the collection of Wharfage and Tonnage Rates,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th July, 1880.

(10.) Public Works Loan Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 75.

A Bill, intituled "*An Act to enable the Government to raise a Loan for certain Public Works,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th July, 1880.

(11.) Pastures and Stock Protection Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 76.

A Bill, intituled "*An Act to Protect the pastures and Live Stock of the Colony from the depredations of certain Noxious Animals,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 12th July, 1880.

2. PAPERS:—

Sir Henry Parkes laid upon the Table,—

- (1.) By-laws of the Society for the Relief of Destitute Children.
 - (2.) Report on certain Museums for Technology, Science, and Art, by Professor Liversidge.
 - (3.) Report of the Executive Commissioner on the Paris Exhibition, 1878.
 - (4.) Twenty-fourth Annual Report from the Registrar General on Vital Statistics.
- Ordered to be printed.

Mr. Watson laid upon the Table,—

- (1.) Returns showing the amount of Duties paid at certain periods of 1878, 1879, by—(1) Messrs. John Frazer and Co., Sydney; (2) Messrs. Watson Bros., Young; (3) Messrs. Tooth & Co., Toohey & Co., and Dalton Bros.
 - (2.) Return of White Spirits stored in the Government Bond during the year ended 30th June, 1880, and the number of gallons of same cleared out during 1879 and 1880.
- Ordered to be printed.

Mr. Hoskins laid upon the Table,—

- (1.) Abstract of Crown Lands authorized to be dedicated to Public Purposes, in accordance with the 5th section of the Act 25 Victoria No. 1.
 - (2.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply or other Public Purposes, in accordance with the 4th section of the Act 25 Victoria No. 1.
 - (3.) Abstract of Sites for Cities, Towns, and Villages declared under the 4th section of the Act 25 Victoria No. 1.
 - (4.) Abstract of Crown Lands authorized to be dedicated for the use of Pastoral and Agricultural Associations, in accordance with the 32nd section of the Act 39 Victoria No. 13.
 - (5.) Further Return to an Order made on 1st May, 1877,—“Reserves near Western Railway.”
- Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Return (*in part*) to an Order made on 25th March, 1880,—“The Civil Service.”
- Ordered to be printed.
- (2.) Return to an Order made on 10th June, 1879,—“Contracts for Road Work by Messrs. Blomfield and Munford.”

Mr. Suttor laid upon the Table,—Return to an Order made on 29th June, 1880,—“Remuneration to Jurors.”

Ordered to be printed.

3. CLAIM OF ANN JANE COX FOR LOSS OF HER CONDITIONAL PURCHASE:—Mr. Coonan, 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 18th May, 1880; together with Appendix.
Ordered to be printed.
4. ASSISTED IMMIGRATION:—Mr. Burns, as Chairman, brought up a Progress Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before, the Select Committee for whose consideration and report this subject was referred on 6th April, 1880; together with Appendix.
Ordered to be printed.
5. MESSAGE FROM THE GOVERNOR:—The Usher of the Black Rod was admitted, and delivered the following Message,—

MR. SPEAKER,

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

Accordingly Mr. Speaker, with the House, went to the Legislative Council, where His Excellency delivered to both Houses of Parliament the following Speech:—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,

AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

I have much satisfaction in releasing you from your Parliamentary duties, after a Session which has been singularly fruitful of large and important measures. Though your labours have been arduous you will carry to your homes the sense of having contributed in an eminent degree towards the settlement of questions which have been long under consideration, and towards promoting on sound principles the moral and material progress of the Colony.

2. The Act to amend the Land Acts of 1861 and 1875 will remedy many defects disclosed by experience, and afford additional facilities and securities for industrial settlement upon the soil. In its beneficial operation it will secure a more adequate rental for the occupation of the vast portions of the territory yet unalienated.

3. It is to be regretted that complete success has not attended the efforts made to augment the Public Revenue and render it equal to the expenditure sanctioned for public works in different parts of the Colony, but, as far as possible, delay will be avoided in the execution of works deemed to be of an urgent character. The measures which have been passed for imposing additional taxation will not sensibly press upon industry nor affect the freedom of commerce.

4. Among the important works which have been authorized by law are those for securing to the City of Sydney and the principal towns of the interior a permanent supply of Water, and for providing effective means of Sewerage. The great works for the metropolis, and other similar works where proved to be necessary, will be proceeded with and carried to completion with as much expedition as is consistent with safe design, durability, and economy in construction. The interests of the public health, as among the first objects of legislation, will be steadily kept in view in exercising the powers conferred upon the Government by the Water and Sewerage Acts.

5. Other measures of a subordinate character passed into law, for suppressing vice, restricting the tendencies to disorder, and aiding municipal authority, are calculated to work beneficially for society.

6. The Act providing for the construction of tramways is being carried into effect, and it is hoped that the passenger accommodation of the denser parts of the population will within a comparatively short period be relieved from pressing inconvenience.

7. The necessary steps are being adopted for taking the Census in 1881, and every care will be exercised to secure fulness and accuracy in the returns.

8. The Act enabling the Government to resume lands for public purposes will remove obstacles which in the past have existed for years in the prosecution of public works, though the fullest consideration will be extended to private rights, with the desire to avoid injustice or harshness in resorting to its provisions.

9. I have felt it my duty to reserve for the signification of Her Majesty's pleasure thereon the important Act for vesting in Parliament the management of the Church and School Lands for the purposes of public Education. The delay, however, arising from this reference to England will terminate long before the date fixed for the principal provisions of the Act to take effect.

10. If the Acts to which I have adverted had not been passed, the Session would have been remarkable for the passing into law of the two great measures to extend the blessings of Education and to readjust and provide more effectually for the representation of the people.

11. The Public Instruction Act is one of those statutes of broad and national character which raise the reputation of a people before the world, and entitle the Legislature from which they emanate to the gratitude of future generations. Bold and yet temperate in its provisions for carrying out a system of primary instruction open alike to all classes and to all creeds, it securely provides the means for improving the methods of teaching to the highest state and placing the teacher within the reach of the remotest child in the land. The links in the system created by the superior and higher schools will practically unite it with the University, and enable the more gifted capacities in children of both sexes and of every rank in life to attain to the highest cultivation. I earnestly hope the people will cherish a measure so wisely calculated to confer inestimable blessings upon the family and upon the community at large.

12. The Electoral Act redresses grievances which have been long and widely felt. While it reduces the anomalies in the representation to a principle of virtual equality, it enlarges the representative branch of the Legislature, and makes provision for adjusting electoral inequalities arising in the future. It may be expected with confidence that the result of the elections under the new law will be fraught with substantial legislative benefits to the Country.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

13. I thank you for the Supplies so liberally granted. A careful watch will be exercised over the public expenditure, and economy will be enforced wherever it can be effected without injury to the Public Service.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,

AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

14. During the period of your valuable labours in Parliament since I called you together in October last, the Government has been actively engaged in urging forward the Railway Extensions which you have sanctioned; and it is confidently expected that the year 1880 will witness 223 miles of new lines opened for public traffic, including the completion of the line to Albury. This will give to the present year the distinction of increasing our railway communication by a larger number of miles than has been added to it in any previous year.

15. The provision made for the construction of new extensions embraces important portions of the country north, south, and west; and the new lines, when completed, will add more than a thousand miles to the Railways in operation on the 1st January last. These extensions, while securing new avenues for trade, will enlarge the area practically available for freehold settlement, afford much greater facilities for the operations of the classes engaged in pastoral and agricultural production, and materially assist in the development of our mineral resources. Their completion will leave a break of only a few miles in the great chain of railway communication from Brisbane by way of Sydney to Melbourne.

16. Besides these works, which are in different stages of advancement, and which will be vigorously prosecuted, trial surveys have been carried on uninterruptedly in other directions, with the view of bringing remote districts within our railway system, and the suggested routes which have been explored and brought under survey amount to over 2,800 miles.

17. You will be gratified to learn that the revenue from the working Railways is steadily increasing, and is at the present time £50,000 in advance of the revenue for the corresponding period of 1879. It will be the object of the Government to place the railway traffic on such a basis as will ensure further improvements in the management and increase the conveniences and advantages conferred upon the public.

18. Other works of great public interest are being steadily proceeded with, including the Fortifications for the security of the Harbours of Sydney and Newcastle, and the noble Asylum for the Insane at Callan Park, which is designed to accommodate 650 of that unfortunate class of our fellow-creatures. Light-houses, which will greatly increase the safety of the navigation, have been recently completed at Solitary Island, Clarence River Head, Richmond River Head, and on other points of our coast; and similar works at Barrenjuey, Green Cape, and Montague Island are in progress or under consideration. Steps are about being taken to construct a new Graving Dock of capacity equal to the increased tonnage of the largest vessels trading to the port. Besides the new Government Offices in the metropolis, important public buildings for the convenience of the inhabitants are in course of erection in several towns of the interior.

19. The great International Exhibition of Art and Industrial Skill which was recently held in Sydney and is now closed will, I trust, leave behind it a lasting and far-reaching influence for good. Its results in awakening and stimulating Enterprise and Invention may never be fully estimated, but its general and diffusive benefits in suggesting new methods to industrial force, giving fresh forms to mechanical ingenuity, and in directing the energies and educating the tastes of the people, will amply justify your munificent grants for its inauguration and maintenance.

20. In releasing you to repair to your homes and your private pursuits, I pray that in all your relations you may be followed by the blessings of Divine Providence.

21. I now declare this Parliament prorogued until Tuesday, the 31st day of August next.

G. WIGRAM ALLEN,

Speaker.

1879-80.

LEGISLATIVE ASSEMBLY.

NEW SOUTH WALES.

BUSINESS UNDISPOSED OF AT THE CLOSE OF THE SESSION.

(PROROGUED, TUESDAY, 13 JULY, 1880.)

Question :—

1. MR. O'CONNOR to ask THE SECRETARY FOR PUBLIC WORKS,—
 - (1.) What was the first cost of engines built by Mort's Dock Company, viz., Nos. 36, 37, 38, and 39; also Nos. 40, 41, 42, and 43, built by Vale & Lacy; also Nos. 32, 33, 34, and 35, built by Beyers & Peacock?
 - (2.) What sum has each of these engines cost for repairs for (say) five years?
 - (3.) What has each engine cost for fuel, oil, and waste, &c., for the same period?
 - (4.) What haulage has each of the said engines performed for the same period?
 - (5.) What distance has each of the said engines run for the same period, viz., five years

GOVERNMENT BUSINESS—ORDERS OF THE DAY:—

1. City of Sydney Improvement Act Amendment Bill; second reading.
2. Supply; resumption of the Committee.
3. Ways and Means; resumption of the Committee.
4. Licensing Bill; to be further considered in Committee.
5. Oyster Leases Validation Bill; consideration in Committee of the Whole of the expediency of bringing in a Bill to validate certain Leases of Oyster-beds purporting to have been granted under the "Oyster-beds Act of 1868."
6. Powers of Legislative Council Declaratory Bill; to be further considered in Committee.
7. Wool Cattle and Coal Tax Bill; to be further considered in Committee.

GENERAL BUSINESS—NOTICE OF MOTION:—

1. DR. BOWKER to move, That, in the opinion of this House, the plan and specification of works now advertised for tender in Newcastle be open to the inspection of proposed tenderers in Newcastle, and that the same practice be observed generally on other occasions and in other places.

ORDERS OF THE DAY:—

1. Public Roads Act Amendment Bill (No. 2); resumption of the adjourned Debate, on the motion of Mr. Pilcher, "That this Bill be now read a second time."
2. Mineral Selection at Mitchell's Creek; resumption of the adjourned Debate, on the motion of Mr. Macintosh, "That the report of the Select Committee on Mineral Selection at Mitchell's Creek, brought up on Friday, 16th April, be adopted."
3. Secret Bills of Sale Bill; consideration in Committee of the Whole of the Legislative Council's Message of 29th June.

ATTENDANCES OF MEMBERS IN DIVISIONS AND COUNTS-OUT,
DURING THE SESSION OF 1879-80.

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Allen, The Hon. Sir George Wigram, Knt. (<i>Speaker</i>)	...	...	...	...
Badgery, Henry Septimus, Esq.	16	15	2	33
Baker, The Hon. Ezekiel Alexander, Esq.	65	112	10	187
Barbour, Robert, Esq.	40	88	9	137
Barton, Edmund, Esq.	24	32	...	56
Bawden, Thomas, Esq. (<i>to 12 March, 1880—resigned</i>)	...	...	...	...
Bennett, Hanley, Esq.	42	77	6	125
Beyers, Hugo Louis, Esq.	53	115	9	177
Bowker, Richard Ryther Steer, Esq., M.D.	30	15	5	50
Bowman, Alexander, Esq.	20	47	...	67
Brown, Herbert Harrington, Esq.	18	48	...	66
Brown, Stephen Campbell, Esq.	23	63	...	86
Browne, William Charles, Esq.	46	58	4	108
Buchanan, David, Esq.	26	8	3	37
Burns, John Fitzgerald, Esq.	50	96	5	151
Cameron, Angus, Esq. (<i>Chairman of Committees</i>)	62	...	13	75
Charles, Samuel, Esq. (<i>to 17 June, 1880—resigned</i>)	27	74	4	105
Clark, Henry, Esq.	32	63	...	95
Cohen, Henry Emanuel, Esq.	30	75	3	108
Combes, Edward, Esq., C.M.G.	26	30	3	59
Coonan, Walter Thomas, Esq.	20	40	1	61
Copeland, Henry, Esq.	34	44	6	84
Dangar, Thomas Gordon Gibbons, Esq.	30	46	...	76
Davies, John, Esq.	60	117	2	179
Davies, William, Esq.	17	42	3	62
Day, George, Esq.	43	95	7	145
Dillon, John, Esq.	27	29	1	57
Driver, Richard, Esq. (<i>to 7 July, 1880—deceased</i>)	39	48	2	89
Eckford, Joseph, Esq.	22	76	...	98
Farnell, James Squire, Esq.	37	83	5	125
Fawcett, Charles Hugh, Esq. (<i>from 7 April, 1880</i>)	19	30	...	58
Fitzpatrick, Michael, Esq.	45	89	2	136
Garrett, Thomas, Esq.	59	108	1	168
Gray, Samuel William, Esq. (<i>to 22 June, 1880—resigned</i>)	22	38	1	61
Greenwood, James, Esq.	42	82	2	126
Greville, Edward, Esq.	54	76	1	131
Harris, John, Esq.	38	92	1	131
Hezlet, William, Esq. (<i>from 20 February, 1880</i>)	18	37	...	55
Hoskins, The Hon. James, Esq.	64	114	12	190
Hungerford, Thomas, Esq. (<i>to 14 April, 1880—resigned</i>)	15	37	...	52
Hurley, John, Esq. (<i>Harley</i>)	26	14	2	42
Hurley, John, Esq. (<i>Narellan</i>)	1	4	...	5
Jacob, Archibald Hamilton, Esq.	54	92	3	149
Johnston, William, Esq.	25	33	2	60
Kerr, Andrew Taylor, Esq.	18	34	1	53
Lackey, The Hon. John, Esq.	64	117	10	191
Leary, Joseph, Esq.	2	4	...	6
Long, William Alexander, Esq.	8	9	...	17
Lucas, John, Esq.	23	22	3	48
Lynch, Andrew, Esq.	26	70	...	96
Macintosh, John, Esq.	56	101	2	159
McCulloch, Andrew Hardie, junr., Esq.	55	84	3	142
McElhone, John, Esq.	33	45	1	79
Melville, Ninian, junr., Esq. (<i>from 30 April, 1880</i>)	14	34	1	49
Merriman, James, Esq.	19	41	1	61
Moses, Henry, Esq.	22	18	...	40
Murphy, John, Esq.	39	68	5	112
O'Connor, Daniel, Esq.	45	63	5	113
Onslow, Arthur, Captain, R.N.	16	38	3	57
Parke, The Hon. Sir Henry, K.C.M.G.	61	117	10	188
Pilcher, Charles Edward, Esq.	17	21	...	38
Renwick, Arthur, Esq., M.D. (<i>from 17 December, 1879</i>)	30	77	4	111
Roseby, John, Esq.	38	97	6	141
Shepherd, John, Esq.	26	54	3	83
Simson, Colin William, Esq.	12	36	2	50
Smith, Robert Burdett, Esq.	31	69	2	102
Smith, Thomas Richard, Esq.	23	53	...	76
Stuart, Alexander, Esq. (<i>to 25 November, 1879, and from 7 July, 1880</i>)	2	3	...	5
Sutherland, John, Esq. (<i>to 3 February, 1880—resigned</i>)	15	17	1	33
Suttor, The Hon. Francis Bathurst, Esq.	54	111	12	177
Tarrant, Harman John, Esq. (<i>from 2 July, 1880</i>)	1	2	...	3
Taylor, Hugh, Esq.	15	17	...	32
Teece, William, junr., Esq.	41	67	2	110
Terry, Samuel Henry, Esq.	44	41	5	90
Thompson, James Banford, Esq.	44	68	1	113
Watson, The Hon. James, Esq.	65	116	13	194
Webb, Edmund, Esq.	25	74	1	100
Wisdom, The Hon. Robert, Esq.	54	107	9	170

1879-80.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS OF THE LEGISLATIVE ASSEMBLY OF NEW SOUTH WALES,
DURING THE SESSION OF 1879-80.

1. New Writs issued	...	...	...	...	...	...	...	...	...	7
2. Select Committees :—										
On Public Matters...	...	...	...	...	17					
On Private Bills	...	...	...	...	5					
3. Standing Committees...	...	...	...	...	...	...	...	...	...	22
4. Public Bills :—										4
Originated in the Assembly—										
Reserved for Royal Assent	...	...	...	...	2					
Received the Royal Assent	...	...	...	...	40					
Dropped or otherwise disposed of	...	...	...	...	27					
					—	69				
Brought from the Council—										
Received the Royal Assent	...	...	...	...	1					
Dropped or otherwise disposed of	...	...	...	...	0					
					—	1	...	...	...	70
5. Private Bills :—										
Originated in the Assembly—										
Received the Royal Assent	...	...	...	...	4					
Dropped or otherwise disposed of	...	...	...	...	2					
					—	6				
Brought from the Council—										
Received the Royal Assent	...	...	...	...	0					
Dropped or otherwise disposed of	...	...	...	...	0					
					—	0	...	...	...	6
6. Petitions received :—										
Printed	...	...	...	...	250					
Not printed...	...	...	...	...	6					
					—					256
7. Divisions :—										
In the House	...	...	...	...	66					
In Committees of the Whole	...	...	...	...	118					
					—					184
8. Sittings :—										
Days of Meeting	...	...	...	...	...	...	...	...	...	127
Hours of Sitting	...	...	...	...	...	...	...	...	...	705 h. 16 m.
Hours of Sitting after Midnight...	...	...	...	...	...	...	...	...	...	28 h. 53 m.
Daily average	...	...	...	...	...	...	...	...	...	5 h. 33 m.
Adjourned for want of a Quorum—										
Before commencement of Business	...	...	...	...	2					
After commencement of Business	...	...	...	...	11					
					—					13
9. Votes and Proceedings	...	...	...	...	...	...	...	...	...	127
Entries in Votes and Proceedings—										
Of Business done	...	...	...	...	1,229					
Of Notices of Motions	...	...	...	...	1,809					
Of Orders of the Day	...	...	...	...	1,856					
Of Questions	...	...	...	...	1,780					
Of Contingent Notices	...	...	...	...	18					
					—					6,692
Daily average	...	...	...	...	...	...	...	...	...	52
10. Contingent Notices	...	...	...	...	...	...	...	...	...	36
Entries in Contingent Notice Paper	...	...	...	...	...	...	...	...	...	497
11. Orders for Papers	...	...	...	...	...	...	...	...	...	56
12. Addresses for Papers...	...	...	...	...	...	...	...	...	...	14
13. Other Addresses	...	...	...	...	...	...	...	...	...	7
14. Papers laid upon the Table :—										
By Message...	...	...	...	...	36					
By Command	...	...	...	...	204					
By Speaker	...	...	...	...	4					
In Return to Orders	...	...	...	...	96					
In Return to Addresses	...	...	...	...	27					
Reports from Standing and Select Committees...	...	...	...	...	13					
					—					380
Ordered to be printed	...	...	...	...	372					
Not ordered to be printed	...	...	...	...	8					
					—					380

Legislative Assembly Offices,
Sydney, 13 July, 1880.

STEPHEN W. JONES,
Clerk of Legislative Assembly.

