

Votes

New South Wales.

No. 1.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 5 JULY, 1881.

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 thirty-first day of May, 1881.

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 the*
“ (L.S.) } *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 seventh day of June next: 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 fifth day of July 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 fifth day of July 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 thirty-first day of May,
“ in the year of our Lord one thousand eight hundred and eighty-one, and in the forty-fourth year of Her Majesty's Reign.

“ *By Command,*
“ HENRY PARKES.

“ GOD SAVE THE QUEEN !”

2. PRODUCTION OF RECORDS IN A COURT OF LAW :—Mr. Speaker informed the House that during the recess the Clerk received a subpoena to appear at the Supreme Court, Sydney, and produce the manuscript of certain Questions asked in this House by Mr. McElhone on the 8th February last, respecting Mr. F. B. Gipps; and that he had authorized the Clerk to attend and produce the said document, which he did accordingly, without relinquishing possession of it.

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

“ MR. SPEAKER,

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

The House went, and being returned, adjourned, on motion of Sir Henry Parkes, at half-past Twelve o'clock, until Four o'clock This Day.

The

The House resumed, pursuant to adjournment.

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.) Liquor Licenses Suspensory Act Continuation Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 1.

A Bill, intituled "*An Act to continue for a further term the 'Liquor Licenses Suspensory Act 1880' and to amend the 'Sale of Liquors Licensing Act of 1862,'*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 6th April, 1881.

(2.) District Courts Act Further Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 2.

A Bill, intituled "*An Act to further amend the District Courts Act of 1858,*"—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 April, 1881.

(3.) Appropriation Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 3.

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 1881 and for the year 1880 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, 6th April, 1881.

(4.) Fisheries Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 4.

A Bill, intituled "*An Act to provide for the development and regulation of the Fisheries of the Colony,*"—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 April, 1881.

(5.) Public Works Loan Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 5.

A Bill, intituled "*An Act to enable the Government to raise a Loan for 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, 6th April, 1881.

5. PAPERS:—

Sir Henry Parkes laid upon the Table,—

- (1.) Blue Book for the year 1880.
- (2.) Report of the Inspector General of the Insane for 1880.
- (3.) Fifth Annual Report of the Inspector of Public Charities.
- (4.) Report on Vaccination for 1880.
- (5.) Additional By-law of the Borough of Albury.
- (6.) Additional By-laws of the Borough of East Maitland.
- (7.) By-laws of the Borough of West Maitland.
- (8.) Amended By-laws of the Municipal District of Carcoar.
- (9.) By-laws of the Municipal District of Coonamble, under the Municipalities Act of 1867 and the Nuisances Prevention Act of 1875.
- (10.) Regulations for giving effect to the provisions of the Fisheries Act of 1881.

(11.)

- (11.) Regulations relating to Oyster-bed Leases, under the Fisheries Act of 1881.
 - (12.) Further Return to an Address adopted on 6th July, 1877—"Immigration."—Ship "Devon."
 - (13.) Further Return to an Address adopted on 6th July, 1877—"Immigration."—Ship "Blairgowrie."
 - (14.) Notifications of resumption of Lands for Public Purposes under the Lands for Public Purposes Acquisition Act, at Gresford, Louth, Miller's Forest, Terrara, and Wanganello.
 - (15.) Regulations under the 13th, 17th, and 19th sections of the Public Instruction Act of 1880.
 - (16.) Regulations under the 7th and 18th sections of the Public Instruction Act of 1880.
 - (17.) Regulations under the 11th section of the Public Instruction Act of 1880.
 - (18.) Return (*in part*) to an Order made on 30th March, 1881,—“Leave of Absence to Public Officers.”
 - (19.) Return to an Order made on 6th April, 1881,—“Transfer of Hugh Martin's Land at Dungaree.”
 - (20.) Abstract of Alterations of Designs of Towns and Villages, under the 22nd section of the Act 43 Victoria, No. 29.
 - (21.) Amended Sections of the Regulations under the Lands Acts Further Amendment Act of 1880, with respect to Additional Conditional Purchases.
 - (22.) Return (*in part*) to an Order made on 23rd June, 1880,—“Electorate of The Gwydir.”
 - (23.) 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 25th Victoria, No 1.
 - (24.) Abstract of Sites for Cities, Towns, and Villages, declared under the 4th section of the Act 25 Victoria, No. 1.
 - (25.) First Annual Report of the Department of Lands, being for the year 1880.
- Ordered to be printed.

Mr. Watson laid upon the Table,—

- (1.) General Abstract of Bank Liabilities and Assets for the Quarter ended 31st March, 1881.
 - (2.) Statement of Trust Moneys Deposit Accounts from 1st April, 1880, to 31st March, 1881.
 - (3.) Despatch respecting non-insurance of Silver and Bronze Coin and worn Silver Coin.
 - (4.) Despatch respecting Report on Surtaxes D'Entrepôt, &c., recently presented to the French Senate by the Committee on the General Tariff Bill.
 - (5.) Return (*in part*) to an Order made on 30th March, 1881,—“Leave of Absence to Public Officers.”
- Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Road Trust Accounts for the half-years ended 30th June and 31st December, 1880.
 - (2.) Return to an Order made on 30th March, 1881,—“Springs for Railway Engines and Carriages.”
 - (3.) Return to an Order made on 18th March, 1881,—“Haulage and Shipping Coal on Great Northern Railway Line.”
 - (4.) Return to an Order made on 18th March, 1881,—“Girder-Bridge across Ultimo-street.”
 - (5.) Return to an Order made on 15th March, 1881,—“Government Scales and Weigh-bridges at Railway Stations.”
 - (6.) Return to an Order made on 21st January, 1881,—“Tramway Rails.”
 - (7.) Return (*in part*) to an Order made on 23rd June, 1880,—“Electorate of The Gwydir.”
- Ordered to be printed.

Mr. Baker laid upon the Table,—

- (1.) Return to an Order made on 22nd February, 1881,—“Roads from Gunnedah to Barraba.”
 - (2.) Return to an Order made on 18th March, 1881,—“Temora Gold Fields.”
- Ordered to be printed.

6. **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 Ordnance Land Act of Council 1840*,”—which was read a first time *pro formâ*.

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

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

I am gratified in being enabled to call you together sufficiently early to afford time for the consideration of the Estimates of Expenditure, and for the transaction of the other important business to be submitted, before the close of the financial year.

2. The influx of Chinese in large numbers has lately brought prominently under notice, not only the principles which should regulate the elements of our population, but the necessity for severer precautions against the introduction of malignant diseases from Asiatic countries. There can scarcely be a difference of opinion that the immigration of many thousands of persons of one sex, and entertaining views on religion, law, and social life, entirely foreign to those of the British people, must be calculated to injuriously disturb the conditions of society; and experience has shown that such immigration is attended with serious dangers to the public health. You will be invited to consider a measure to deal with the difficult questions involved in legislation on this subject.

3. One of the earliest measures of the Session will be a Bill to place the traffic in intoxicating liquors under more salutary regulations, and to give the Municipal ratepayers a voice in determining the issue of Publican's Licenses.

4. A Bill will be introduced without loss of time to extend the benefits of Municipal Government throughout the Colony. It will be sought to increase the powers of local representative bodies and to ensure larger aims of usefulness and a truer economy in the exercise of these powers. As the result of your deliberations, I confidently hope that a great improvement will be effected in the Municipal system.

5. A Bill to remedy some defects in the Mining Laws and to promote legitimate mining enterprise will be submitted for your consideration.

6. Some steps have been taken for the better preservation of our Timber Forests, and for establishing forest nurseries, and you will be invited to assist in passing a measure to promote these important national objects.

7. A Bill to amend the law relating to Merchant Seamen will be submitted at an early date.

8. In connection with the system of Public Instruction, measures will be brought forward to promote Technical and Art Education, and to improve the management of some of our educational institutions.

9. A Bill to amend the Navigation Act will be introduced.

10. It is considered that the time has arrived for placing the Savings' Banks of the Colony on a more satisfactory foundation, and your attention will be invited to a measure for that object.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

11. The Estimates of Revenue and Expenditure for 1882 will be placed before you, and the customary exposition of the financial condition of the Country will be made, so soon as the disposal of other business will enable you to devote your attention to providing for the Public Service with least interruption to the course of pressing legislation.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,

AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

12. Other questions of much public interest are awaiting legislative treatment, and it is hoped that time will be found for the consideration of measures to improve the management of some of the Public charities, to punish more effectually offences against the person and public order committed by dissolute youths and young men, and to ameliorate the condition of the Aborigines.

13. The administration of the Public Instruction Act has been attended with results which promise much for the future. Forty School districts have been constituted, and the necessary arrangements to enforce the attendance of pupils have been made; 126 new schools have been established, and 24,000 children not previously attending school have been brought under regular instruction.

14. The Royal Commission appointed to inquire into the present system of Military defence, and to suggest improvements in organization and discipline, have brought their labours to a close, and their Report will be laid before you on an early day. It is probable that some changes, with a view to increasing the effectiveness of the Force, combined with economy in expenditure, will be proposed for your approval.

15. I have much satisfaction in informing you that the Railway extensions which have received your sanction are being carried out with satisfactory progress. Within twelve months the lines open to traffic will be increased by two hundred and fifty miles, and the new extensions all penetrate important and productive districts. Other public works which have been authorised are being steadily advanced.

16. It affords me unmingled happiness to congratulate you on the general prosperity, of which so many clear and convincing evidences present themselves. The Revenue in all its more important branches shows a strikingly large and unfluctuating increase, so that the half year just closed places the Colony in a better position by £979,000 than the first six months of 1880. A recent transaction in the English money market has raised the public securities to an unprecedented position of value, giving to New South Wales a first place in the estimation of the monetary world.

17. In leaving you to the discharge of your Parliamentary duties, I pray that the Almighty may direct your labours to the advancement of the true interests of the country.

Dr. Renwick then moved, and Mr. Trickett 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 Sir Henry Parkes, Mr. Joseph P. Abbott, Mr. Brodrigg, Mr. Burdekin, Mr. Day, Mr. Douglas, Mr. Trickett, and the Mover.

Question put and passed.

And the Committee retired to prepare the Address.

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

2. The several important measures to which you invite our attention shall receive from us the most careful consideration.

3. We rejoice with your Excellency in the prosperous condition of the Colony, and the gratifying place which the public securities have attained in the English money market.

4. In entering upon our Parliamentary duties we pray that our labours may be wisely directed to the public welfare.

Dr.

Dr. Renwick then moved, and Mr. Trickett seconded the Motion, That the Address in reply to the Governor's Opening Speech, as read by the Clerk, be now adopted by this House.

Debate ensued.

Question put and passed.

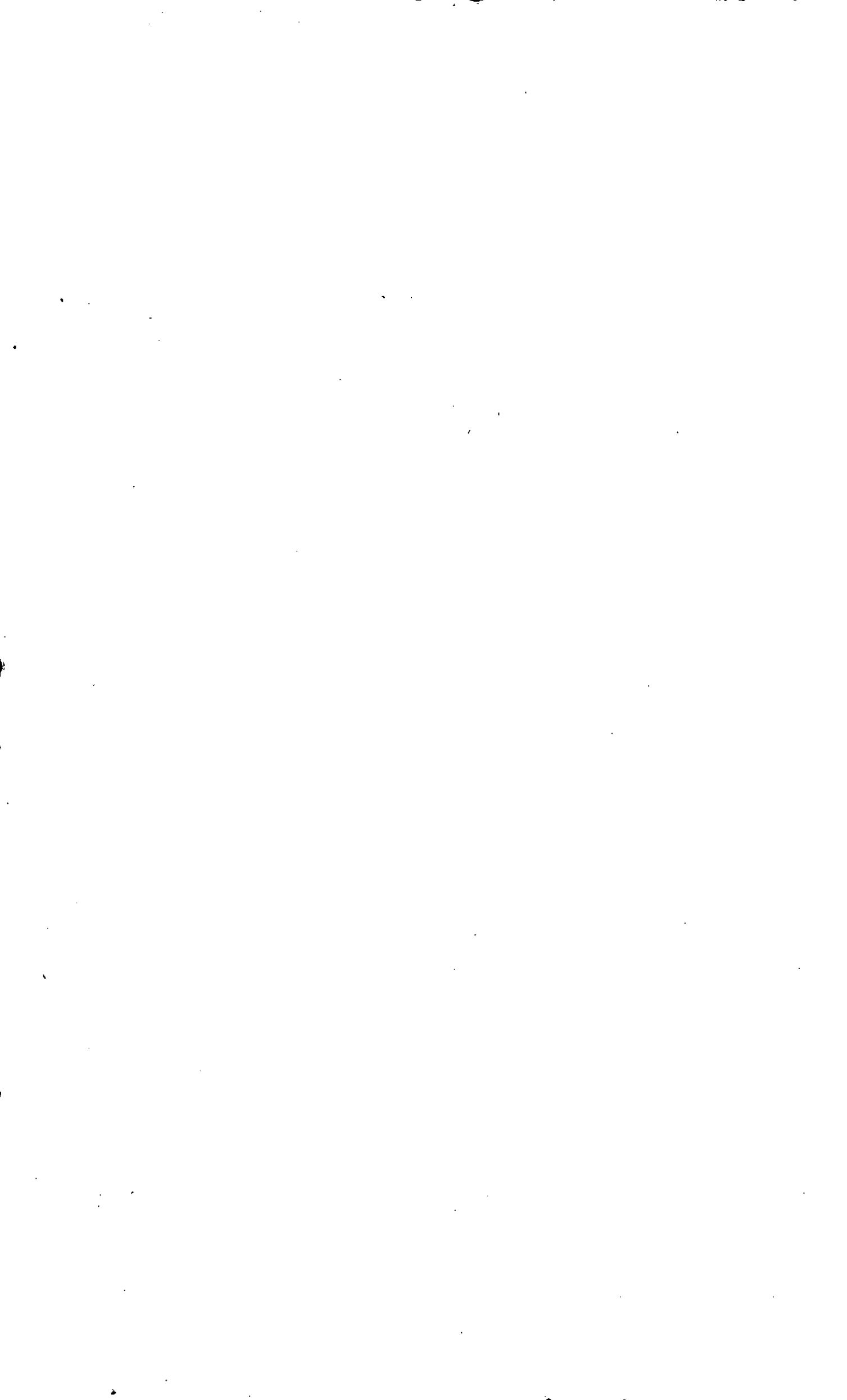
Sir Henry Parkes informed the House that he had ascertained it to be the pleasure of the Governor to receive their Address in reply to His Excellency's Opening Speech at a quarter to Four o'clock to-morrow,—

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

Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 2.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 6 JULY, 1881.

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

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,—

It is with feelings of great satisfaction that I receive your Address, and the renewed assurances of your deep and unfeigned attachment to Her Most Gracious Majesty's Throne and Person.

It is gratifying to me to be assured that the important measures to which your attention is invited will receive your careful consideration, and I trust that your labours, guided by your patriotic zeal for the national interests, will conduce to the general welfare and prosperity of the Country, and to the happiness of all classes of the community.

Government House,
Sydney, 6th July, 1881.

2. VALE OF CLWYDD AND LITHGOW VALLEY COMPANY'S INCORPORATION BILL:—

(1.) Mr. W. J. Foster presented a Petition from the Directors of the Vale of Clwydd and Lithgow Valley Coal Mining and Copper Smelting Company, praying for leave (*under the 66th Standing Order*) to proceed with the Vale of Clwydd and Lithgow Valley Company's Incorporation Bill in this Session of Parliament.

Petition received.

(2.) Mr. Foster then presented a Bill, intituled "*A Bill to incorporate the Vale of Clwydd and Lithgow Valley Coal Mining and Copper Smelting Company Limited*,"—which was read a first time.

(3.) Mr. Foster moved,—

(a) That the Vale of Clwydd and Lithgow Valley Company's Incorporation Bill be referred to a Select Committee for consideration and report.

(b) That such Committee consist of Mr. Burns, Mr. Fremlin, Mr. Garrard, Mr. Martin, Mr. Cass, Mr. Terry, Mr. Withers, and the Mover.

Question put and passed.

3. PAPERS:—

Mr. Wisdom laid upon the Table,—

(1.) Annual Returns under the 103rd section of the District Courts Act of 1858.

(2.) Return to an Order made on 30th March, 1881,—“Court of Petty Sessions at Windeyer.”

(3.) Report on Prisons for 1880.

(4.) Return to an Order made on 30th March, 1881,—“County Court Bill.”

Ordered to be printed.

Mr. Lackey laid upon the Table,—

(1.) Return to an Order made on 8th March, 1881,—“Rebate on Carriage of Stock by Railway.”

(2.) Return to an Address adopted on 22nd March, 1881,—“Mr. Mason, late Engineer for Existing Railway Lines.”

(3.) Return to an Order made on 8th April, 1879,—“Railway Trial Surveys.”

Ordered to be printed.

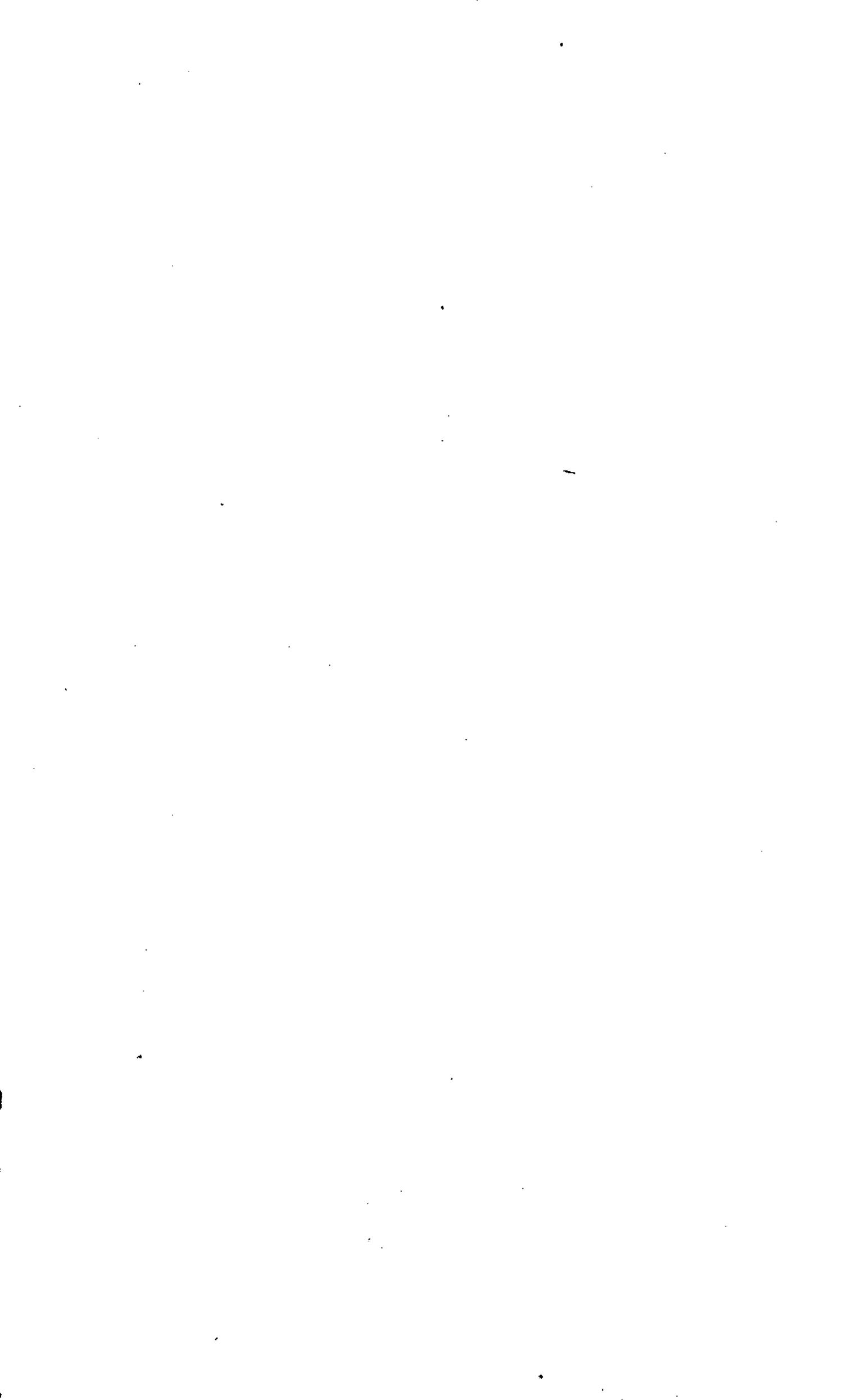
Mr.

- Mr. Suttor laid upon the Table,—Twenty-sixth Annual Report of the Postmaster General on the Departments under his Ministerial control, being that for the year 1880.
Ordered to be printed.
- Sir Henry Parkes laid upon the Table,—Return to an Order made on 29th March, 1881,—“Records of Births, Marriages, and Deaths.”
Ordered to be printed.
4. **CHAIRMAN OF COMMITTEES** :—Mr. Farnell moved, pursuant to Notice, That Angus Cameron, Esquire, be Chairman of Committees of the Whole House during the present “Session.”
Debate ensued.
Mr. Terry moved, That the Question be amended by the omission of the word “Session,” with a view to the insertion in its place of the word “Parliament.”
Question proposed,—That the word proposed to be omitted stand part of the Question.
Debate continued.
Proposed amendment, by leave, withdrawn.
Original Question,—That Angus Cameron, Esquire, be Chairman of Committees of the Whole House during the present Session,—put and passed.
Whereupon Mr. Cameron made his acknowledgments to the House.
5. **THE CHINESE** :—Mr. Fergusson presented a Petition from Storekeepers, Miners, and others, residents of Vegetable Creek and the surrounding Tin Mines, praying that steps may be taken for staying the influx of Chinese into this Colony.
Petition received.
6. **LOCAL GOVERNMENT BILL** :—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 Local Government.
Question put and passed.
7. **LICENSING BILL** :—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 remodel the law relating to Publicans and other persons engaged in the sale of liquor.
Question put and passed.
8. **INFUX OF CHINESE RESTRICTION BILL** :—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 restrict the influx of Chinese into New South Wales.
Question put and passed.
9. **BUSINESS DAYS (Sessional Order)** :—Sir Henry Parkes moved, pursuant to Notice, That, unless otherwise ordered, this House shall meet for dispatch of Business at Four o'clock p.m. on Tuesday, Wednesday, Thursday, and Friday, in each week.
Question put and passed.
10. **PRECEDENCE OF GOVERNMENT BUSINESS (Sessional Order)** :—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.
11. **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.
12. **FORMAL BUSINESS (Sessional Order)** :—Sir Henry Parkes moved, pursuant to Notice, That it shall be a Sessional Order of this House,—
(1.) That every Motion or Order of the Day for the third reading of a Bill to which, on the Question being put from the Chair, “Whether there is any objection to its being a ‘Formal Motion’ or Order of the Day,” no objection shall be taken, shall be deemed to be a “Formal” Motion or Order of the Day.
(2.) That before the Ordinary Business of each day shall be entered upon, Mr. Speaker shall call over the various Notices of Motions and Orders of the Day for third reading of Bills; and on any such Motion or Order being called, it shall be competent for the Member otherwise entitled to move it to have the above question put with reference thereto, and such “Formal” Motions or Orders of the Day shall be disposed of in the relative order in which they stand on the Business Paper, taking precedence of all the other Motions and Orders of the Day.
(3.) That no Debate shall be allowed upon any such “Formal Motions or Orders of the Day,” or upon the further proceedings consequent on the reading of such Orders; but the House may proceed to division thereupon, without amendment or debate, as in the case of the motion for the first reading of a Bill.
(4.) That, in consequence of any such “Formal” Orders of the Day having been disposed of as aforesaid, it shall not be held that the House has proceeded to the Orders of the Day upon the Business Paper so as to exclude thereafter the presentation of Petitions or the reception of Notices of Motions.
(5.) That no motion for the appointment of a Select Committee, excepting upon a private Bill, shall be held to be a “Formal” Motion.
Question put and passed.
13. **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.

14. **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.
15. **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.
16. **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 :—
 (1.) Members balloting for a Select Committee shall place the Balloting Papers, after completion, in the hands of the Clerk of the House (or in his absence the officer acting in his stead), giving time for him to note one paper (as hereinafter mentioned) before another is presented.
 (2.) The Clerk shall have before him a complete printed list of the Members of the House, and on the presentation of any Balloting Paper shall place his initials against the entry in such list of the name of the Member presenting such Balloting Paper, and the Clerk shall place such list so initialled on record with the other proceedings of the Ballot. Question put and passed.
17. **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.
18. **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.
19. **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. Edmund Barton, Mr. Stephen Brown, Mr. Burns, Mr. Combes, Mr. H. C. Dangar, Mr. Fitzpatrick, Mr. R. B. Smith, Mr. Wisdom, and the Mover, with leave to sit during any adjournment, and power to act jointly with the Library Committee of the Legislative Council, in accordance with the Assembly's Resolution of the 6th August, 1862. Question put and passed.
20. **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. Stephen Brown, Mr. Byrnes, Mr. Fitzpatrick, Mr. Farnell, Sir Patrick Jennings, Mr. Reid, Dr. Renwick, Mr. James Watson, 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.
21. **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. Cameron, Mr. G. A. Lloyd, Mr. Webb, Mr. Burns, Mr. Stuart, Mr. James Watson, Sir Patrick Jennings, Mr. Farnell, Mr. R. B. Smith, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Council. Question put and passed.
22. **MEETING OF THE HOUSE** (*Sessional Order*) :—Sir Henry Parkes moved, pursuant to Notice, That it be a Sessional Order of this House that the Bell be rung two minutes prior to Mr. Speaker taking the Chair. Question put and passed.
23. **PRINTING PETITIONS** (*Sessional Order*) :—Sir Henry Parkes moved, pursuant to Notice, That it shall be a Sessional Order of this House that the Clerk of the House shall cause to be printed, as a matter of course, all Petitions received by this House (excepting Petitions for the introduction of Private Bills), unless it be otherwise ordered by the House: Provided that when several Petitions are presented substantially to the same effect, he shall cause to be printed only the one first presented, to which he shall append a statement of the number of other Petitions, the general designation of the party or parties to each, and the number of signatures attached. Question put and passed.

The House adjourned at twenty minutes before Six 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, 7 JULY, 1881.

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

QUESTIONS :—

(1.) Ring-barking Timber :—Mr. Levin asked the Secretary for Lands,—

(1.) Is he aware that since last Session of Parliament several fresh actions have been brought against selectors by lessees of runs, and large amounts claimed as compensation for ring-barking?

(2.) Is it the intention of the Government to deal with this matter by way of legislation, in order to settle this question?

Sir Henry Parkes answered,—The matter will be considered with a view to legislative steps, if legislative steps are necessary.

(2.) Railway Charges on Agricultural Produce :—Mr. T. R. Smith asked the Secretary for Public Works,—With reference to the statement made by Mr. T. R. Smith, M.P., on 22nd February, "viz. : "I hope the Premier will promise to appoint a Commission to inquire into and report upon the Railway rates; I will then withdraw the motion of which I have given notice," when Sir Henry Parkes, in reply, stated—"With regard to the question which the Honorable Member has put, I have no hesitation in saying, after consultation with the Minister for Works, that we are quite willing to institute an inquiry for the purpose; in what shape I am not prepared to state; but we shall be prepared to inform the House on an early date,"—Will the Minister say if any inquiry has been made; if so, with what result?

Mr. Lackey answered,—This matter has been under the consideration of the Government, and great difficulty has been found in obtaining the services of competent persons to form this Commission. Three gentlemen, who were considered to possess the necessary qualification, were nominated by the Government, one only of whom consented to act. Inquiry is now being made with the view to the appointment of other gentlemen in the place of those who have found themselves unable, from various causes, to give their services to the Inquiry.

(3.) Tramway from Campbelltown to Camden :—Mr. Myers asked the Secretary for Public Works,—

(1.) What will be the cost of constructing the Tramway from Campbelltown to Camden, and what gauge will it be?

(2.) What is the nature of the produce to be conveyed on such line?

(3.) What is the estimated quantity of the respective products?

(4.) What is the probable income from the expected traffic?

Mr. Lackey answered,—

(1.) Cost of construction, £19,500; gauge 4' 8½".

(2.) Agricultural, pastoral, and dairy produce.

(3.) About 700 tons of flour, 2,800 tons of hay, 1,000 tons of farm produce. The above is based upon the present production. It is expected that the facilities of carriage afforded by the Tramway will considerably increase the area under cultivation, and consequently the quantity of traffic. In addition to the above there will be the live stock traffic, and the inward traffic, consisting of general merchandise.

(4.) The net income is estimated at £1,500.

(4.) Eight-hour System of Labour on Railways :—Mr. Fremlin asked the Secretary for Public Works,—

(1.) Have the men employed about the Railways petitioned to have their time of labour reduced to eight hours a day; is it a fact that this request could not be assented to unless they agreed to a reduction of pay of one shilling per diem?

(2.) How many hours do the tram guards work, and what pay do they receive?

Mr.

Mr. Lackey answered,—

(1.) A few men employed on the Permanent Way of the Northern Line made application for a reduction in the hours of labour, but in response to an inquiry made of the whole Permanent Way staff, the men have expressed themselves unwilling to accept the eight hour system with a corresponding decrease in the rate of wages. In view, however, of the Resolution of Parliament that in all departments of the Government Service, where practicable, the work should be carried out on the eight hour principle, the Government have decided that as by the employment of additional hands the system can be introduced in the Permanent Way Branch of the Railway Department, effect must be given to the Resolution of Parliament from the 1st August next, the reduction in wages, however, to be less than the proportionate rate calls for.

(2.) The Tramway guards work from eight to nine hours per day, and receive from 7s. to 9s. per day, according to their qualifications and length of service.

(5.) Inspection of Land Boilers and Machinery:—*Mr. Abigail*, for Mr. Garrard, asked the Colonial Treasurer,—Is it the intention of the Government to introduce during this Session a Bill to provide for the inspection of Land Boilers and Machinery?

Mr. Watson answered,—At present I am unable to give a definite answer to this question.

(6.) Storage of Powder at Goat Island and Spectacle Island:—*Mr. Abigail*, for Mr. Garrard, asked the Colonial Treasurer,—When do the Government intend reducing to safer proportions the large amount of powder and other explosive stores at Goat and Spectacle Islands?

Mr. Watson answered,—The Government intend to place a sum of money upon the Estimates this year, with a view to the erection of a new powder magazine, and if this is carried, as I have no doubt it will be, the Government will take steps for the removal of some of the powder now stored at Goat Island.

(7.) Road from Gunning to Queanbeyan:—*Mr. Fitzpatrick* asked the Secretary for Public Works,—When will tenders be called for the repair of the road from Gunning to Queanbeyan?

Mr. Lackey answered,—A tender for this work has already been accepted.

(8.) Railway Passes:—*Mr. McElhone* asked the Secretary for Public Works,—Will the old Railway passes do for passes as well as the valuable gold medal lately issued to Members of Parliament?

Mr. Lackey answered,—They will be accepted on the Railways of New South Wales; but a Member travelling on the lines of the neighbouring Colonies entitled to travel free by the reciprocal arrangements made in this respect will be required to produce the medal pass, lithographs of which have been distributed to the Railway staffs for identification.

(9.) Railway Season Tickets:—*Mr. McElhone* asked the Secretary for Public Works,—Is it a fact that season ticket-holders are compelled to buy a metal ticket at 5s. for 1st class and 3s. for 2nd class, which is worth less than a penny; if so, what is the reason of this charge?

Mr. Lackey answered,—The introduction of metal season tickets was originally made at the instance of a large number of season ticket-holders, who based their application for the change on the ground that card tickets were inconvenient, and that metal season tickets were used universally on Railways. The Department has recently proposed to make the use of metal tickets general amongst season ticket-holders instead of partial, as heretofore, in consequence of the use of both metal and card tickets for the same service proving inconvenient and confusing in the inspection and collection of the tickets. To require a money deposit to be made as security for the return of the ticket upon its expiry is in conformity with the usual practice, and the amount, as a matter of necessity, is in excess of the intrinsic value of the metal of which the ticket is made to ensure its being returned.

(10.) Ring-barking Timber:—*Mr. McElhone* asked the Secretary for Lands,—In reference to the decision of the Supreme Court, upholding the Magistrates decision awarding to Mr. Halliday 5s. per acre for ring-barking timber, which only costs 9d. per acre,—Is it his intention to amend the clause of the Lands Act which gives Magistrates this arbitrary power to fix value of improvements on selected land; and if so, when?

Sir Henry Parkes answered,—This question has been substantially answered in reply to another question; the substance being that if necessary legislation will be sought to deal with this matter.

(11.) Railway between Gundagai and Cootamundra:—*Mr. William Forster* asked the Secretary for Public Works,—

(1.) What progress has been made with the preparations for a permanent survey of the proposed Railway between Gundagai and Cootamundra?

(2.) When is it probable that tenders for construction of any portion of the line will be invited?

Mr. Lackey answered,—

(1.) This survey has not yet been commenced, in consequence of the difficulty in obtaining competent Railway Surveyors; but the Engineer-in-Chief hopes to be able to send three Surveyors during the present month.

(2.) It is impossible to fix a date at present.

(12.) Land at Ashfield Sold by the Government:—*Mr. William Forster* asked the Colonial Secretary,—

(1.) Under what circumstances was certain land at or near Ashfield, lately in possession of the Government, in connection with the Education Department, sold to Mr. Jamieson, of the firm of Prince, Ogg, & Co?

(2.) What was the extent of land, and at what price was it sold?

(3.) Was it then sold privately, after having been placed by the Government in the hands of a commission agent for public sale?

(4.) By whose order or authority was the land sold?

(5.)

(5.) Are the Government aware that certain building societies and other parties had decided and were willing to offer a far higher price?

(6.) Is it the intention of the Government to take any steps for the recovery or resumption of the land in question?

Sir Henry Parkes answered,—On behalf of Sir John Robertson, I desire to say:

(1.) The land alluded to was advertised for sale by auction under subdivision into 26 lots; whereupon deputations from Ashfield waited upon the Colonial Secretary, asking that it might be granted for public purposes of the locality, and strongly objecting to the sale under subdivision. Subsequently a deputation waited on the Minister for Public Instruction practically in the same interest. He thought that it would be improper to advise a grant of the land for any purpose, but considered the question of abandoning the subdivision. A reserve price on each lot had been advised by Messrs. Richardson and Wrench, and approved by the Minister of Public Instruction, which in the aggregate brought the reserve for the whole to the sum of £5,130 15s. Having an offer of £6,000, not necessarily involving subdivision, the Minister of Public Instruction, after consultation with Messrs. Richardson and Wrench, who advised that the offer should be accepted, authorized a sale at £6,000.

(2.) Area 17½ acres; price £6,000.

(3 and 4.) Answered by No. 1.

(5.) No.

(6.) No.

(13.) Public Health Bill:—Dr. Ross asked the Colonial Secretary,—Is it the intention of the Government during the present Session to introduce a Public Health Bill, or a Bill to make Vaccination compulsory?

Sir Henry Parkes answered,—The question will be considered as to the desirability of bringing in a Bill to deal with the public health.

(14.) Whaling Road at North Shore:—Mr. Farnell asked the Secretary for Mines,—Has any action been taken, if so what action, relative to the opening of Whaling Road at North Shore to the waters of Port Jackson, or has any action been taken for the opening of a road or street in lieu of the said Whaling Road?

Mr. Baker answered,—No action has recently been taken in relation to the opening of the Whaling Road at North Shore to the waters at Port Jackson. An extension of High-street, at North Shore, to the waters of Port Jackson has been proclaimed; but such extension has not yet been confirmed pending receipt of a report by the District Surveyor upon claim for compensation for land required for such extension.

(15.) Traffic Bridge over the Parramatta River:—Mr. Byrnes asked the Secretary for Public Works,—Is it the intention of the Government to place a sufficient sum of money upon the Estimates for this year to erect a Traffic Bridge over the Parramatta River at the foot of George-street?

Mr. Lackey answered,—The sum of £4,000 will be submitted for consideration on the Estimates for 1882.

(16.) Municipalities:—Mr. Reid asked the Colonial Secretary,—

(1.) How many new Municipalities have been constituted in New South Wales under the Municipalities Act of 1867 during each of the past ten years?

(2.) How many Petitions for the incorporation of new Municipal Boroughs or Districts under the Act referred to have been received during the past two years, and how many counter petitions, if any?

Sir Henry Parkes answered,—

(1.) 1871, eighteen; 1872, eight; 1873, two; 1874, three; 1875, none; 1876, three; 1877, one; 1878, four; 1879, five; 1880, two; 1881, none.

(2.) Petitions for, nine, counter petitions, seven.

(17.) Henry Chivers:—Mr. Joseph P. Abbott asked the Attorney General,—

(1.) Has his attention been called to a charge of rape preferred against Henry Chivers, at the Police Office, West Maitland, on the 23rd of May last, before the Police Magistrate and Messrs. Mullen and Scobie, Justices, and then dismissed by those gentlemen?

(2.) Having regard to the medical testimony then given, will the Attorney General state whether he intends to file a Bill against Chivers for an assault?

Mr. Wisdom answered,—My attention was not called to this case until it was brought under my notice by the Honorable Member; but I have sent for the depositions in the case, and as soon as I have had an opportunity of reading them will determine what course shall be adopted.

(18.) Court-house, Coonamble:—Mr. Cass asked the Secretary for Public Works,—What is the cause of delay in the erection of the new Court-house at Coonamble?

Mr. Lackey answered,—The delay has been occasioned in consequence of difficulties to contend with through the peculiar nature of the soil, rendering necessary extra precautions to ensure the stability of the foundations. Tenders, however, have now been accepted for the extra work required, and there will be no further delay.

2. AUSTRALIAN GAS-LIGHT COMPANY'S BILL:—Mr. Burns presented a Petition from Directors and Shareholders of the Australian Gas-light Company, praying for leave to bring in a Bill to enable the Australian Gas-light Company to increase their capital stock, and to raise money by the issue of mortgage debentures or otherwise on the credit of the said Company, and to extend the powers of the said Company to purchase, hold, and dispose of real and personal property. And Mr. Burns having produced the *Government Gazette* and the *Sydney Morning Herald* and *Sydney Daily Telegraph*, newspapers, containing the notices required by the 59th Standing Order,—Petition received.

3. BALMAIN CEMETERY BILL :—

(1.) Mr. Stephen Brown presented a Petition from the Trustees and Executors of the late William Patten, praying for leave (*under the 66th Standing Order*) to proceed with the Balmain Cemetery Bill in this Session of Parliament.
Petition received.

(2.) Mr. Brown then presented a Bill, intituled "*A Bill to enable certain persons carrying on business under the name of the Balmain Cemetery Company to inter the dead in any part of the land near the Balmain Road belonging to them and now used as a Cemetery,*"—which was read a first time.

(3.) Mr. Brown moved,—

(a) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the Balmain Cemetery Bill.

(b) That such Committee consist of Mr. Garrett, Mr. Terry, Mr. Abigail, Mr. Henson, Mr. Hezlet, Mr. Poole, Mr. Fremlin, and the Mover.

Question put and passed.

4. PAPERS :—

Mr. Baker laid upon the Table,—Annual Report of the Department of Mines for the year 1880.
Ordered to be printed.

Mr. Wisdom laid upon the Table,—Return to an Address adopted on 31st March, 1881,—
"Administration of the Dog Act in Scone."
Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return to an Order made on 8th February, 1881,—
"Banks's Meadow Reserve."

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

Debate ensued.

Question put and negatived.

6. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Mr. Speaker, pursuant to the requirement of the Electoral Act of 1880, 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 1880, I do hereby appoint

"Robert Palmer Abbott, Esquire,

"Edward Combes, Esquire, C.M.G.

"Henry Carey Dangar, Esquire,

"John Dillon, Esquire,

"William John Foster, Esquire,

"Arthur Renwick, Esquire, M.D.,

"Alexander Stuart, 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 seventh day of July, in the year of Our Lord one thousand
eight hundred and eighty-one.

"G. WIGRAM ALLEN,
"Speaker."

7. ELECTORAL ACT AMENDMENT BILL (*Formal Motion*) :—

(1.) Mr. R. B. Smith moved, pursuant to Notice, for leave to bring in a Bill to amend the Electoral Act of 1880.

Question put and passed.

(2.) Mr. Smith presented a Bill, intituled "*A Bill to amend the Electoral Act of 1880,*"—which was read a first time.

Ordered to be printed, and read a second time on Friday, 29th July.

8. LOCAL GOVERNMENT 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 establish a system of Local 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 it is expedient to bring in a Bill to establish a system of Local Government.

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

9. LICENSING 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 remodel the law relating to Publicans and other persons engaged in the sale of liquor.

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 remodel the law relating to Publicans and other persons engaged in the sale of liquor.

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 remodel the law relating to Publicans and other persons engaged in the sale of liquor*,"—which was read a first time.
Ordered to be printed, and read a second time on Thursday, 21st July.

10. INFLUX OF CHINESE RESTRICTION 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 restrict the influx of Chinese into New South Wales.

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

Ordered, on motion of the Chairman (*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 Bill to restrict the influx of Chinese into New South Wales.

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 restrict the influx of Chinese into New South Wales*,"—which was read a first time.

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

11. CHALLENGE IN MISDEMEANOUR BILL :—

- (1.) *Mr. Cameron*, for 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.

- (2.) *Mr. Cameron* 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 to-morrow.

The House adjourned at 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, 8 JULY, 1881.

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

QUESTIONS :—

- (1.) Labour Conditions in Gold and Mineral Leases :—*Mr. Burns*, for *Mr. Fergusson*, asked the Secretary for Mines,—

- (1.) Has he received any complaints from any of his Wardens, or Clerks, or Mining Registrars, as to the non-fulfilment of the labour conditions in Gold and Mineral Leases ?
 (2.) Has he received like complaints from other sources ?
 (3.) Does he intend to take any action in enforcing the labour conditions ; if so, how, and when ?

Mr. Baker answered,—

- (1.) Yes.
 (2.) Yes.
 (3.) In any case where complaint is made of non-work in reference to any specific lease, or when a report of non-work is made, the lessee is at once called upon to show cause why his lease should not be cancelled for non-observance of the labour conditions, and if satisfactory cause be not shown within the time named in the notice the lease is cancelled.

- (2.) Small-pox :—*Mr. Melville* asked the Colonial Treasurer,—

- (1.) When was the Government first made aware of the existence of small-pox in the family of *On Chong*, of Lower George-street, and what action was taken ?
 (2.) What is the reason that *On Chong* and his family were not removed to quarantine ?
 (3.) Are the Government responsible for *Dr. Foucart's* expenses since his voluntary confinement with the aforesaid family ?
 (4.) Is it the intention of the Government to place a sum of money on the Estimates for *Mrs. Rout* and family in consequence of the loss of her husband by small-pox ?

Mr. Watson answered,—

- (1.) On the 25th May. The action taken was at once to isolate the house with all its inmates, and place it in charge of a Police guard, front and rear.
 (2.) At that stage of the existence of the disease in the City, it was thought desirable to confine it to the place where it appeared to originate, under the precautions already stated, and on the advice of the Health Officer.
 (3 and 4.) Refer to matters which, at the proper time, will receive the favourable consideration of the Government.

- (3.) Steamship "Ocean" :—*Mr. Melville* asked the Colonial Treasurer,—

- (1.) Was the information given by the Captain of the s.s. "Ocean," that he had not provisions on board and was also short of water for the passengers and crew, correct ?
 (2.) If such statement was true, at whose expense were provisions placed on board ?
 (3.) By whose authority was coal allowed to be placed on board the said ship, and the Captain allowed to break quarantine by sailing out of port ?
 (4.) What representations were made to the Government, and by whom, which induced them to allow the "Ocean" to be taken out of quarantine ?

Mr. Watson answered,—

- (1.) Information was given to the Government that the "Ocean" required water, which was supplied without delay. Information was also given to the effect that the vessel had no provisions of any kind on board. On inquiry it was found that she had been well supplied with provisions, commencing from the day of arrival.
 (2.) I understand the vessel was supplied with provisions by *Mr. Claydon*, butcher, of Lower George-street, at the expense, I presume, of the owners.
 (3 and 4.) The vessel's final destination was the port of Melbourne, and she put in here short of coal and water. She was allowed to take in coal by the authority of the Government, under strict precautions, and to proceed on her voyage. (4.)

- (4.) Tramway in Oxford-street :—Mr. Davies asked the Secretary for Public Works,—
- (1.) Is it the intention of the Government to widen Oxford-street?
 - (2.) Is the Minister aware that the traffic in that street has been impeded by the laying down of a double line of Tramway?
 - (3.) Is it the intention of the Government to compensate the shopkeepers and tradesmen, who assert that their business is destroyed in consequence of a double line of rails in that street?

Mr. Lackey answered,—

- (1.) It is not the present intention of the Government to widen Oxford-street.
 - (2.) During the time the construction of the double line is being carried out the traffic in the street will no doubt be impeded, but when the line is completed and the road formation altered, the facilities for traffic will, it is anticipated, be greater than they hitherto have been with the single line of Tramway.
 - (3.) If the Government are liable to pay compensation, any established claim will of course be paid.
- (5.) Business of the Supreme and Divorce Courts :—Mr. Joseph P. Abbott asked the Attorney General,—
- (1.) What number of causes remained untried at the end of the time for the trial of causes in the Supreme Court in February last?
 - (2.) What number of matters remained undisposed of at the end of the first term in the Supreme Court?
 - (3.) What number of causes remained untried at the end of the time for the trial of causes in the Supreme Court in May last?
 - (4.) What number of matters remained undisposed of at the end of the second term in the Supreme Court?
 - (5.) What is the number of causes in the Divorce Court now ready for hearing?

Mr. Wisdom answered,—

- (1.) Ten.
 - (2.) Eleven.
 - (3.) Thirty-four.
 - (4.) Seventeen.
 - (5.) Nil.
- (6.) Land at Manly, near Fairy Bower :—Mr. Copeland asked the Colonial Secretary,—Is it a fact, as currently reported, that the Government were recently in negotiation for the purchase of 10 acres of rocks near Fairy Bower, Manly, for the purposes of a Recreation Reserve, at the rate of £800 per acre; if so, will the Government have any objection to lay a copy of all papers in connection with said negotiations upon the Table?

Sir Henry Parkes answered,—There really has been no negotiation about this piece of land. An offer of sale was made, and it was referred to a Surveyor to report upon it, together with several other pieces of land, but there has been nothing amounting to a negotiation for its purchase, and the land is very unlikely to be bought.

- (7.) Compensation to the Municipal Council of the Borough of Camperdown :—Mr. Stephen Brown asked the Colonial Secretary,—
- (1.) Have the Government determined what amount shall be given to the Municipal Council of the Borough of Camperdown for compensation for loss occasioned by the exemption of the University and Colleges from payment of rates?
 - (2.) When will such amount be payable?

Sir Henry Parkes answered,—A sum of money for this purpose will be submitted on the Estimates. I hardly think it necessary to say the amount, as the Estimates will be laid before the House very soon.

2. OXFORD-STREET TRAMWAY :—Mr. Davies presented a Petition from Property-owners, Tradesmen, Residents of Oxford-street, and Citizens, complaining of the construction of the Tramway in that street; and praying that it may be removed altogether, or that the street may be widened. And the same having been read at length by the Clerk, by direction of Mr. Speaker,—Petition received.
3. ADJOURNMENT :—Mr. Young moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
4. JUSTICES APPEAL BILL (*Formal Motion*) :—Mr. Joseph P. Abbott moved, pursuant to Notice, for leave to bring in a Bill to improve the administration of the law so far as respects summary proceedings before Justices of the Peace.
Question put and passed.
5. LEGAL PRACTITIONERS BILL (*Formal Motion*) :—Mr. Joseph P. Abbott moved, pursuant to Notice, for leave to bring in a Bill to extend the rights of Attorneys of the Supreme Court of New South Wales, and to facilitate the admission of Barristers of that Court as Attorneys thereof.
Question put and passed.
6. HOSPITALS ACT AMENDMENT BILL (*Formal Motion*) :—Mr. Joseph P. Abbott moved, pursuant to Notice, for leave to bring in a Bill to amend the Hospital Acts, and to enable Trustees thereof to invest the funds of such Hospitals.
Question put and passed.
7. AUSTRALIAN GAS-LIGHT COMPANY'S BILL (*Formal Motion*) :—
(1.) Mr. Burns moved, pursuant to Notice, That leave be given to bring in a Bill to enable the Australian Gas-Light Company to increase their capital stock, and to raise money by the issue of mortgage debentures or otherwise on the credit of the said Company, and to extend the powers of the said Company to purchase, hold, and dispose of real and personal property.
Question put and passed. (2.)

- (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 Australian Gas-Light Company to increase their Capital Stock and to raise money by the issue of Mortgage Debentures or otherwise on the credit of the said Company and to extend the powers of the said Company to purchase hold and dispose of real and personal property,*"—read a first time.
8. PAPER:—Mr. Lackey laid upon the Table,—Proclamations respecting Lands resumed for Public Purposes, under the provisions of the Act 44 Victoria No. 16.
Ordered to be printed.
9. JUSTICES APPEAL BILL:—Mr. Joseph P. Abbott *presented* a Bill, intituled "*A Bill to improve the administration of the law so far as respects summary proceedings before Justices of the Peace,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 15th July.
10. LEGAL PRACTITIONERS BILL:—Mr. Joseph P. Abbott *presented* a Bill, intituled "*A Bill to extend the rights of Attorneys of the Supreme Court of New South Wales and to facilitate the admission of Barristers of that Court as Attorneys thereof,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 29th July.
11. HOSPITALS ACT AMENDMENT BILL:—Mr. Joseph P. Abbott *presented* a Bill, intituled "*A Bill to amend the Hospital Acts and to enable Trustees thereof to invest the funds of such Hospitals,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 15th July.
12. POSTPONEMENT:—The Order of the Day for the second reading of the Challenge in Misdemeanour Bill postponed until Friday, 15th July.
13. LANDS GRANTED TO THE AUSTRALIAN AGRICULTURAL COMPANY:—Mr. Joseph P. Abbott moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons, papers, and plans, to inquire into and report upon the necessity for opening roads through and making reserves on the lands granted to the Australian Agricultural Company, in the Colony of New South Wales.
(2.) That such Committee consist of Mr. Brunker, Mr. Burns, Mr. Day, Mr. Copeland, Mr. Jacob, Mr. McLaughlin, Mr. Fletcher, Mr. Murray, Mr. Baker, and the Mover.
Question put and passed.

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. 5.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 12 JULY, 1881.

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

QUESTIONS:—

- (1.) The Civil Service:—Mr. Slattery asked the Colonial Secretary,—Is it the intention of the Government, during the present Session, to bring in a Bill to regulate the Civil Service?

Sir Henry Parkes answered,—This subject has been under consideration several times, but I am not prepared to give a definite answer as to the bringing in of a Bill this Session.

- (2.) Consolidation of the Criminal Law:—Mr. Slattery asked the Attorney General,—Is it the intention of the Government, during the present Session, to introduce a Bill for the amendment and consolidation of the Criminal Law?

Mr. Wisdom answered,—Yes; the Minister of Justice has, in the Legislative Council, given Notice of Motion for leave to introduce the Bill, which will be brought in and proceeded with immediately.

- (3.) Amending Land Bill:—Mr. Slattery asked the Colonial Secretary,—Is it the intention of the Government, during the present Session, to bring in an Amending Land Bill, in accordance with his (Sir Henry Parkes's) Speech on the Hustings in East Sydney on the 22nd of October, 1877, "to afford facilities for the settlement of *bona fide* cultivators; define their rights under the law, "so that their land might be their own, and remove them from the position of Crown debtors"?

Sir Henry Parkes answered,—The question the Honorable Member puts is rather a singular one. I have not referred to the report of the speech which the Honorable Member appears to have been studying; but I think I may venture to say that the Government is hardly likely this Session to bring in a Bill to deal with all the matters referred to.

- (4.) Supreme Court Rules:—Mr. Fergusson asked the Attorney General,—Have any steps been taken by him towards procuring the publication of the Supreme Court Rules (including those published in 1855) to date; if not, will he cause them to be published and printed?

Mr. Wisdom answered,—These Rules have all been published as issued from time to time and laid before Parliament. I am not aware that any complete set of the Rules has been published in any one book since 1856. The volume then published, edited by the late Chief Justice, is now out of print, and many Rules have been since made. The Government has been given to understand that a publication of the complete Rules is now in the Press under private professional editorship. Inquiries will be made as to when this publication may be expected to be issued, and if it will not issue soon the Government will cause the Rules to be published.

- (5.) Ironstone Cove Bridge:—Mr. Fergusson asked the Secretary for Public Works,—

(1.) Is it true that one of the cylinders in the Ironstone Cove Bridge was fixed and filled with concrete, and found to be wrong—top part put on the bottom—and had to be blown up with dynamite, at an enormous loss to the country?

(2.) Is it true that an error of about 50 feet in depth of cylinders, and new ones required, at an additional cost through engineer's incompetence?

(3.) Is it true that one of the cylinders of the said bridge was placed considerably out of line?

(4.) What was the additional cost through the above blunders, or any of them?

(5.) Is the engineer, or person who made the above mistakes, still in the employ of the Government; if so, at what salary?

Mr. Lackey answered,—There is no truth whatever in the suggestions contained in the questions of the Honorable Member.

(6.)

- (6.) Bridge over Bland Creek :—Mr. Fergusson asked the Secretary for Public Works,—
- (1.) On whose recommendation was the bridge over Bland or Yeo Yeo Creek, on road from Temora to Young, constructed ?
 - (2.) Did he receive any petitions or letters against the construction of this bridge ?
 - (3.) What was the cost of constructing said bridge ?
- Mr. Lackey answered,—
- (1.) On the recommendation of Mr. Road Superintendent Murray.
 - (2.) None.
 - (3.) Contract price £358 1s. 9d. ; whole sum paid, £362 2s. 9d.
- (7.) Lighting Moama and Echuca Bridge :—Mr. Hay asked the Secretary for Public Works,—Will the Government join the Government of Victoria in defraying the cost of lighting the bridge between Moama and Echuca ; if so, will he be good enough to signify the same to the Victorian Government through the proper channel ?
- Mr. Lackey answered,—No ; the Government consider this a Municipal matter, to be undertaken if necessary by the local authorities.
- (8.) Court-house at Moama :—Mr. Hay asked the Secretary for Public Works,—Will he place a sum on the Estimates for 1882 for the erection of a Court-house at Moama in lieu of the Vote for that purpose which lapsed this year through default of the contractor ?
- Mr. Lackey answered,—Yes, the amount will be included in the list of Re-votes for 1882 to be submitted to Parliament.
- (9.) Surveyors Employed on New Lines of Railway :—Mr. Reid asked the Secretary for Public Works,—Will he be good enough to state the total number of Surveyors employed during last month upon the new lines of Railway authorized last Session respectively, viz :—
- (1.) The line from Homebush to Waratah ?
 - (2.) The line from Sydney to Kiama ?
 - (3.) The line from Goulburn to Queanbeyan ?
 - (4.) The line from Orange to Forbes ?
 - (5.) The line from Narrandera to Jerilderie ?
 - (6.) The line from Cootamundra to Gundagai ?
 - (7.) The line from Murrumburrah to Blayney ?
- Mr. Lackey answered,—
- (1.) Four.
 - (2.) Six.
 - (3.) Two.
 - (4.) Three.
 - (5.) None.
 - (6.) None.
 - (7.) Two.
- (10.) Sewerage of the City of Sydney :—Mr. Reid asked the Secretary for Public Works,—
- (1.) Have tenders been invited for any portion of the Sewerage Works for the City of Sydney, authorized by the Act 43 Victoria No. 11, assented to on the 24th July, 1879 ?
 - (2.) Has the Water and Sewerage Board provided for in the Act 43 Victoria No. 32, assented to on the 13th June, 1880, been appointed ?
 - (3.) Does the Sewage of the City continue to flow into Port Jackson ; and, if so, at what points ?
 - (4.) Pending the completion of a Sewerage Scheme for the Metropolis, have any steps been taken to intercept the discharge of Sewage at those points and to convey it out to sea ; if not, will the Minister, in the interests of the public health and for the preservation of the harbour, endeavour to deal with at once, in some way or other, the dangerous nuisances alluded to ?
- Mr. Lackey answered,—
- (1.) Yes ; Contract No. 1, Prince Alfred Hospital Sewer, a portion of which is under the Act referred to ; Contract No. 2, Bourke-street Sewer, with branches ; Contract No. 3, Rushcutter's Bay Overflow Sewer.
 - (2.) No.
 - (3.) Yes ; at Fort Macquarie, Woolloomooloo, Darling Harbour, Rushcutter's Bay, Blackwattle Swamp, and probably other places.
 - (4.) No steps have been taken by this Department. As the present works are intended to intercept the discharge of the Sewage, nothing could be done to advantage prior to their completion.
- (11.) The Case of Charles M'Keown :—Mr. Joseph P. Abbott asked the Secretary for Mines,—
- (1.) Was an information laid by Mr. Arthur Mackie, Sheep Inspector, on the 22nd March last, at the Court of Petty Sessions at Coonabarabran, against Charles M'Keown, a drover, for a breach of the 15th section of the Act 19 Victoria, for driving sheep without a permit ?
 - (2.) In whose employment was the said Charles M'Keown at the date of the information ?
 - (3.) Was the Sheep Inspector directed by the Chief Inspector of Stock to withdraw the complaint ?
 - (4.) Had the Chief Inspector of Stock, previous to giving such direction, any report from the Inspector as to the circumstances of the complaint ?
- Mr. Baker answered,—
- (1.) The Chief Inspector of Stock, on receipt of Inspector Mackie's report, gave instructions to prosecute Charles M'Keown, under 41 Victoria No. 19 section 15.
 - (2.) Mr. R. G. Higgins.
 - (3.) Yes, after ascertaining that the sheep were travelling *bonâ fide*, and that the drover mistook the travelling statement for the permit.
 - (4.) No report was obtained from the Inspector after the proceedings had been commenced, as the Chief Inspector was satisfied by the explanation furnished by Mr. Higgins that the sheep were travelling, and that no intentional breach of the Act had been committed.

- (12.) Agricultural Schools and Model Farms :—Mr. Myers asked the Colonial Secretary,—Have the Government considered the matter of establishing Agricultural Schools and Model Farms, as promised by him on the 25th January last?
 Sir Henry Parkes answered,—This question has been under the consideration of the Government, but we are not prepared at the present time to take any steps.
- (13.) Blue Mountain Reserves :—Mr. T. R. Smith asked the Secretary for Lands,—When will the Rules and Regulations for the Blue Mountain Reserves, sent in to him in May last for publication in the *Government Gazette*, be so published?
 Sir Henry Parkes answered,—The Rules and Regulations are now being dealt with, and will be published as soon as possible.
- (14.) Auction Sales of Crown Lands :—Mr. Fergusson asked the Secretary for Lands,—Is it the intention of the Government to discontinue auction sales of Crown Lands other than town and suburban?
 Sir Henry Parkes answered,—No.
- (15.) Macdonald Town Railway Platform :—Mr. Burns, for Mr. Stephen Brown, asked the Secretary for Public Works,—
 (1.) How many passengers travelled to and from the Macdonald Town Platform from and to the Redfern Station between the 1st of January and 30th June, 1881?
 (2.) How much money was received by the Department from such traffic?
 (3.) Has the attention of the Minister or the Commissioner for Railways been called to the necessity of an over-crossing of the Railway at or near the Macdonald Town Platform?
 (4.) Will such crossing be erected; and if so, when?
 Mr. Lackey answered,—
 (1.) 68,345.
 (2.) £502.
 (3.) The necessity for an overhead foot-bridge at this place is admitted.
 (4.) Yes; an order has been given for a bridge, and it will be erected as soon as possible.
- (16.) Penny Postage System :—Mr. Byrnes asked the Postmaster General,—Has he, if not will he take into consideration at an early date the expediency of extending the Penny Postage System throughout the Colony?
 Mr. Suttor answered,—I regret that I am not in a position to give the Honorable Member a definite answer to this question, but can assure him that the subject shall receive the serious consideration of the Government.
- (17.) Court-house at Orange :—Mr. William Clarke asked the Secretary for Public Works,—
 (1.) A tender for the erection of the Court-house at Orange having been accepted, why is its erection not proceeded with?
 (2.) Is the Secretary for Public Works aware that better and cheaper stone than Castlemaine stone, which is specified in the contract, can be obtained in the district of Orange?
 (3.) Seeing the building is not yet commenced, has he any objection to substitute Orange stone for Castlemaine stone?
 Mr. Lackey answered,—
 (1.) The contractors have stated their intention to at once proceed with the work.
 (2.) Castlemaine stone is specified only for steps to front entrance of the building. I am not aware that any better or cheaper stone for the purpose can be obtained in the District of Orange.
 (3.) There would be no objection to substitute Orange stone, if of equal quality, and not exceeding the cost of Castlemaine stone.
- (18.) Prothonotary's Office :—Mr. Joseph P. Abbott asked the Attorney General,—
 (1.) Is he aware that the accommodation in the Supreme Court at the disposal of the Prothonotary for his offices is altogether inadequate for the business of the office?
 (2.) Have any representations upon the subject been made to the Government?
 (3.) What is intended to be done to provide the necessary accommodation for the Prothonotary's offices?
 Mr. Wisdom answered,—
 (1.) Yes.
 (2.) Yes.
 (3.) The matter is now under the consideration of the Government.
- (19.) The Case of Mrs. Nixon :—Mr. Buchanan asked the Attorney General,—
 (1.) Is the Attorney General aware that a woman named Nixon was lately subjected to a surgical operation by certain medical men in Sydney, that she died under the operation, or shortly after, and that the result proved that the medical men in question acted in entire ignorance of what they were doing?
 (2.) Is it the intention of the Attorney General to take any action with reference to the above matter?
 Mr. Wisdom answered,—
 (1.) I am aware that a woman named Nixon was subjected to a surgical operation by certain medical men in Sydney, and that she died shortly after the operation; but I am not prepared to say whether the medical men acted in ignorance of what they were doing.
 (2.) No, it is not my intention to take any action with reference to this case.
- (20.) Land at Ashfield sold by the Government :—Mr. Abigail asked the Colonial Secretary,—
 (1.) The date that the last deputation from Ashfield, headed by the Mayor of that Borough and introduced by Mr. Jamieson, waited upon him to request that the 17½ acres advertised as a sub-division should not be sold to any private party, but be retained for public purposes?
 (2.)

- (2.) Did any member of the deputation ask, if the Government would not grant the land as a Reserve, that the Borough Council might have the first offer to purchase it in the public interest ?
 (3.) The date of Mr. Jamieson's offer to purchase the land ?
 (4.) The date on which the Minister for Public Instruction accepted the said offer of Mr. Jamieson ?
 (5.) The amount paid to Messrs. Richardson & Wrench for their services in the transaction ?

Sir Henry Parkes answered,—

- (1.) The 6th of April last.
 (2.) I have no recollection of any such request, and I am sure no formal application of the kind was made.
 (3.) The 7th of April, 1881.
 (4.) The 13th of April, 1881.
 (5.) The charges of Messrs. Richardson & Wrench have not yet been paid.
 (21.) Mr. E. T. Penfold :—Mr. Levien asked the Colonial Secretary,—
 (1.) Is Mr. E. T. Penfold a Magistrate of the territory of New South Wales ?
 (2.) If so, in how many cases under the Publicans Act has he adjudicated in reference to licenses, transfers, renewals, removals, and extensions, during the past two years ?
 (3.) How many other cases has he adjudicated in during the same period ?
 (4.) Has he applied to be appointed a Police Magistrate ?

Sir Henry Parkes answered,—

- (1.) Yes.
 (2.) In 48 cases at the Central Police Court, as shown by the Licensing Book (which is the only record), and in 212 at the Water Police Court. I am informed, however, that Mr. Penfold adjudicated in many other cases, the number of which it is impossible to ascertain, both under the Publicans Act and under other Acts, without appending his signature to the proceedings.
 (3.) In 2,900 cases at the Central, and 1,930 at the Water Police Court.
 (4.) No such application has been received.
 (22.) Insolvency Department :—Mr. Pigott, for Mr. Trickett, asked the Colonial Secretary,—When will suitable premises be provided by the Government for the conduct of the business of the Insolvency Department of the Supreme Court, as promised on the 25th January last ?

Sir Henry Parkes answered,—Inquiries have been, and are still being made, but to the present time it has not been found possible to procure suitable premises for the conduct of the business in question. The matter is receiving attention.

- (23.) Dimond's Licensing Case :—Mr. Pigott asked the Colonial Secretary,—Has the Government received any documents (other than those laid upon the Table of the House on the 6th day of April last) relative to the granting of a publican's license to Patrick Dimond on the 11th day of June last ; if there are any such documents, will the Colonial Secretary lay the same upon the Table of this House ?

Sir Henry Parkes answered,—Two letters only have been received on this subject, one from the Rev. Dr. M'Gibbon, and one from Mr. Penfold ; but I do not think either of the letters has any special bearing on the case.

- (24.) Vaccination of Officers in Government Institutions :—Mr. Byrnes asked the Colonial Secretary,—Is it a fact that the Government have issued instructions to the heads of Gaols, Lunatic Asylums, and Benevolent Asylums, to the effect that all warders and attendants in their respective establishments must be vaccinated ; if so, under what law have such instructions been given ?

Sir Henry Parkes answered,—Instructions have been issued to the Medical Officers of Gaols, Lunatic Asylums, and Benevolent Asylums, to vaccinate the inmates and officers attached to such institutions, as a precautionary measure for the prevention of the spread of small-pox. There is no Statute compelling them to be vaccinated, but the order was given to vaccinate, and it was obeyed as a matter of discipline.

- (25.) City of Sydney Improvement Act :—Mr. W. J. Foster asked the Colonial Secretary,—Is it the intention of the Government to introduce a Bill to amend the City of Sydney Improvement Act during this Session ?

Sir Henry Parkes answered,—Yes, it is the intention of the Government to introduce a Bill.

- (26.) Recreation Ground, Waterloo :—Mr. Fremlin asked the Secretary for Lands,—When may the Ratepayers of Waterloo expect a decision about the Recreation Ground for which they have applied ?

Sir Henry Parkes answered,—A decision will be arrived at in the course of three weeks.

2. PAPERS :—

Mr. Lackey laid upon the Table,—Return to an Order made on 15th March, 1881,—“ Public Works performed without being Tendered for.”
 Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

- (1.) Further Correspondence respecting the Proceedings of the recent Intercolonial Conference.
 (2.) Despatch respecting the Chinese Immigration Act.
 (3.) Further Return to an Address adopted on 6th July, 1877,—“ Immigration,”—Ship “ Clyde.”
 (4.) Return to an Order made on 1st April, A.M., 1881,—“ Sydney Infirmary.”
 (5.) Report of the Royal Commission appointed to inquire into the Military Defences of the Colony.
 Ordered to be printed.

3. PAPER :—Mr. Speaker laid upon the Table,—Abstracts of the Public Accounts of the Colony for the year 1880, 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.

4. DEPUTY SPEAKER'S COMMISSION TO ADMINISTER THE OATH:—Mr. Speaker reported that he had received a Commission, under the Seal of the Colony, dated 9th July, 1881, 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, Esq., 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 ninth day of July, in the year of our Lord one thousand
 “eight hundred and eighty-one, and in the forty-fifth year of the Reign of Her Majesty
 “Queen Victoria.

“AUGUSTUS LOFTUS.

“By His Excellency's Command,
 “HENRY PARKES.”

5. RAILWAY DEBT REDUCTION BILL (*Formal Motion*):—Mr. Reid moved, pursuant to Notice, for leave to bring in a Bill to set apart certain Crown Lands along all present and future Lines of Railway as a provision for reducing that portion of the Public Debt incurred for Railway purposes. Question put and passed.
6. WATER FRONTAGES RESERVATION BILL (*Formal Motion*):—Mr. Reid moved, pursuant to Notice, for leave to bring in a Bill for the reservation of certain Water Frontages from sale and for their dedication to the Public. Question put and passed.
7. WIDTH OF STREETS AND LANES BILL (*Formal Motion*):—Mr. Reid moved, pursuant to Notice, for leave to bring in a Bill to regulate the width of Streets and Lanes in New South Wales. Question put and passed.
8. DEBTS OF DECEASED PERSONS BILL (*Formal Motion*):—Mr. Pigott moved, pursuant to Notice, for leave to bring in a Bill to abolish the distinction as to priority of payment which now exists between the specialty and simple contract Debts of Deceased Persons. Question put and passed.
9. AUSTRALIAN GAS-LIGHT COMPANY'S BILL (*Formal Motion*):—Mr. Burns moved, pursuant to Notice,—
 (1.) That the Australian Gas-Light Company's Bill be referred to a Select Committee for inquiry and report.
 (2.) That such Committee consist of Mr. Jacob, Mr. Fawcett, Mr. Day, Dr. Ross, Mr. Terry, Mr. Levin, Mr. Hay, Mr. Kidd, Mr. Poole, and the Mover.
 Question put and passed.
10. APPRAISEMENT OF RUNS (*Formal Motion*):—Mr. Loughnan moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence between Mr. Appraiser J. E. Dargin and the Government with respect to the appraisement of Runs. Question put and passed.
11. WIDTH OF STREETS AND LANES BILL:—Mr. Reid presented a Bill, intituled “A Bill to regulate the Width of Streets and Lanes in New South Wales,”—which was read a first time. Ordered to be printed, and read a second time on Friday, 5th August.
12. RAILWAY DEBT REDUCTION BILL:—Mr. Reid presented a Bill, intituled “A Bill to reserve certain Crown Lands along Lines of Railway as a provision for the reduction of the Public Debt for Railway purposes,”—which was read a first time. Ordered to be printed, and read a second time on Friday, 12th August.
13. WATER FRONTAGES RESERVATION BILL:—Mr. Reid presented a Bill, intituled “A Bill to reserve certain Water Frontages on Crown Lands,”—which was read a first time. Ordered to be printed, and read a second time on Friday, 19th August.
14. DEBTS OF DECEASED PERSONS BILL:—Mr. Pigott presented a Bill, intituled “A Bill to abolish the distinction as to priority of payment which now exists between the specialty and simple contract Debts of Deceased Persons,”—which was read a first time. Ordered to be printed, and read a second time on Friday, 22nd July.
15. RIGHT OF REPLY IN DEBATES:—Mr. W. J. Foster moved, pursuant to Notice, That the Standing Orders Committee be instructed to prepare and submit for the approval of this House a Standing Order for the purpose of enabling the mover of the second or third reading of a Bill, or of any substantive motion, or main question, to speak in reply in debate thereon. Question put and passed.

16. ALIENATION OF CROWN LANDS :—Mr. Copeland moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the present system of alienating Crown Lands with regard to mineral and water frontage reservations is inequitable, injudicious, and opposed to the best interests of the future.

(2.) That in consequence of the rapid alienation of Crown Lands at present taking place, it is the duty of the Government to make better provision in respect to such reservations, either by legislation or otherwise, during the present Session.

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

Mr. R. B. Smith moved, That this Debate be now adjourned.

Debate ensued.

Question put and passed.

Ordered, that the Debate be adjourned until Friday, 29th July.

The House adjourned at fifteen minutes after Seven 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, 13 JULY, 1881.

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

QUESTIONS:—

(1.) Field of Mars Common:—*Mr. Beyers*, for *Mr. McCulloch*, asked the Secretary for Lands,—Will the Lessees of the occupied portions of the Field of Mars Common have an opportunity of purchasing their homesteads at the value to be ascertained by appraisalment?

Sir Henry Parkes answered,—The Field of Mars Common Resumption Act of 1874 provides for the sale by auction only.

(2.) Land at Ashfield sold by the Government:—*Mr. William Forster* asked the Colonial Secretary,—With reference to my questions and the Ministerial answers of Thursday, 7th July, on the subject of the land at Ashfield sold to *Mr. Jamieson*,—What precautions against subdivision of the land were taken by the Government in making that sale?

Sir Henry Parkes answered,—I understand from *Sir John Robertson* that no assurance was taken from the purchaser; but I believe the purchaser has no intention of subdividing the land.

(3.) *Mr. Lamont Young* and Party:—*Mr. William Forster* asked the Secretary for Mines,—

(1.) Has any fresh or recent intelligence reached the Government with reference to the mysterious loss or disappearance of *Mr. Lamont Young*, late Geological Surveyor to the Government?

(2.) Have the Government decided on abandoning any further search for *Mr. Lamont Young* and his companions, or further investigation of the circumstances?

(3.) Have any steps been, or are any intended to be taken with a view to ascertain whether any of the missing party in question were forcibly taken to any of the Pacific Islands to serve among the crews of vessels, or for any other purpose?

(4.) Have any copies of notices or proclamations, with or without offers of rewards for discovery, been forwarded by the Imperial to the Colonial Government; and if so, what effect has been given to such notices or proclamations?

Mr. Baker answered,—

(1.) No.

(2.) Should any further information be received, or investigation be possible, no effort will be spared in taking action.

(3.) Information has been circulated throughout the Colonies, and every inquiry has been made. It is very improbable that the missing men were kidnapped.

(4.) No such notices have been received from the Imperial Government, but an additional reward was notified by a relative of one of the missing party through the Commissioner of Police at London. As, however, it was offered on the assumption that the party had been kidnapped, which was extremely improbable, the notice could not be published with the sanction of the Government.

(4.) Church and School Lands in the Electorate of Gloucester:—*Mr. Jacob* asked the Colonial Secretary,—

(1.) How many lots of Church and Schools Lands have been put up for leasing by Public Auction within the last twelve months in the Electorate of Gloucester, and what were their respective areas?

(2.) What was the upset price, and how many lots were leased?

(3.) Has a notice been promulgated that cattle found trespassing on the unleased portions will be impounded; and if so, does the intimation apply to unfenced lands?

(4.) Is any of the land not leased securely fenced?

Sir Henry Parkes answered,—On behalf of *Sir John Robertson*, I desire to answer as follows:—

(1.) 189 lots; but some of these are partly within the Durham Electorate. Area, 153,371 acres.

(2.) I am about to lay upon the Table a detailed account showing the upset price for each lot. 83 lots were leased.

(3.) Yes; the notice applies to all lands, fenced or unfenced.

(4.) It is believed that it is not.

(5.)

(5.) Contracts obtained by Messrs. G. H. Royce & Co. :—*Mr. Abigail*, for Mr. Garrard, asked the Secretary for Public Works,—

- (1.) How many and what contracts for bridges, engines, and other works have been obtained by G. H. Royce & Co. from the Government?
- (2.) The contract price, and time for the delivery of the same?
- (3.) The actual time of delivery, and the amounts paid for extras, if any?
- (4.) Will he lay upon the Table copies of all minutes, papers, and reports relating to such works while in course of construction, or on completion?
- (5.) How many of these works were specified to be constructed in the Colony, and the number so constructed?
- (6.) The names and amounts of the unsuccessful tenderers for the same works?

Mr. Lackey answered,—This question will necessitate a considerable amount of labour in compilation in the shape of a Return. I propose to answer it by laying a Return upon the Table, which will give the information required.

(6.) The Case of Susan Nixon :—Mr. Buchanan asked the Attorney General,—Is it true that the Coroner's Jury returned as part of their verdict in the late Mrs. Nixon's case that the Doctors acted from a mistaken diagnosis of the case?

Mr. Wisdom answered,—In order to answer this question properly, I think I had better read the verdict of the jury, which was as follows :—“We find that the said Susan Nixon, at the Benevolent Asylum, in the City of Sydney, on the 20th day of March, 1881, died from peritonitis, supervening upon the operation of gastrotomy, performed on her by Dr. William Edward Warren, the Visiting Surgeon of the Institution, on the 18th of the said month, under the mistaken diagnosis that she was suffering from extra-uterine pregnancy, in which diagnosis Drs. Philip Sydney Jones and Rudolph Schuette fully concurred. We are further of opinion that the operation was demanded at the time it was performed; that it was not undertaken rashly and without due consideration; that it was skilfully performed, and that the deceased was subsequently properly attended to, but that there was no consultation on the case previous to the operation.”

(7.) Packet Licenses :—Mr. Jacob asked the Colonial Treasurer,—

- (1.) Are packet licenses, under the Act 25 Vic. No. 14, issued to masters or commanders of steamers or other vessels plying about the harbour of Port Jackson, such as ferry steamers and the like?
- (2.) Is the issue of such licenses considered as coming under the Act aforesaid?

Mr. James Watson answered,—The Colonial Treasurer issues packet licenses upon certificates which are granted by a Bench of Magistrates, and these certificates describe the packets as trading between one place and another within the Colony of New South Wales, and the licenses are so issued entitling the commanders to retail liquor to any passenger during the actual passage of such vessel.

(8.) Hand-rail on Dam near Lennox Bridge, Parramatta :—Mr. Byrnes asked the Secretary for Public Works,—Is it the intention of the Government, in order to prevent accidents, to erect a hand-railing upon the dam lately built near Lennox Bridge, in accordance with the request of the Borough Council of 9th May last?

Mr. Lackey answered,—The Government will erect a hand-railing at this place, providing the Corporation of Parramatta will undertake to keep it in order, and have it lowered in times of flood.

(9.) Court-house, Canowindra :—Dr. Ross asked the Secretary for Public Works,—Will he say what is the cause of delay in the erection of the Court-house at Canowindra, and when will the work be proceeded with?

Mr. Lackey answered,—The erection of the building is delayed waiting decision respecting the site.

(10.) Surveyor for the Molong District :—Dr. Ross asked the Secretary for Lands,—Has Mr. Surveyor Conolly been removed from the Molong District; if so, is it the intention of the Government to send another Surveyor to take his place, and when?

Sir Henry Parkes answered,—Mr. Licensed-Surveyor Conolly has been promoted to the Wentworth District. The Molong District has been offered to Mr. Licensed-Surveyor Trickett, who has been requested by telegram to reply at once.

(11.) Police Magistrate for Molong :—Dr. Ross asked the Colonial Secretary,—Is it the intention of the Government to appoint a Police Magistrate for Molong and District?

Sir Henry Parkes answered,—The Government will determine the question as to necessity for the appointment of a Police Magistrate at Molong when dealing with the Estimates of Expenditure for the ensuing year, which are now being prepared for consideration.

2. PAPER :—*Sir Henry Parkes* laid upon the Table,—Return respecting Church and School Lands in the Electorate of Gloucester.
Ordered to be printed.

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

4. LICENSING PUBLIC HOUSES :—Mr. Stuart presented a Petition from the Rev. William M. Cowper, President of the Church of England Synod in the Diocese of Sydney, alleging that certain evils arise from the facilities afforded for procuring intoxicating liquors; and praying the House to adopt such measures as shall tend to ameliorate the evils complained of.
Petition received.

5. APPOINTMENT OF AN ADDITIONAL JUDGE (*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 to authorize the appointment of an Additional Judge of the Supreme Court.

Question put and passed.

6. RECREATION RESERVE FOR MANLY (*Formal Motion*):—Mr. Copland moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the Surveyor's report and any other papers in connection with the offer to the Government for the purposes of a Recreation Reserve for Manly of Mr. Jones's 10 acres of land at Fairy Bower for the sum of £8,000.
Question put and passed.
7. OSBORNE'S LEASING BILL:—Mr. Reid presented a Petition from P. H. Osborne, praying for leave (*under the 66th Standing Order*) to proceed with Osborne's Leasing Bill in this Session of Parliament.
Petition received.
8. INFLUX OF CHINESE RESTRICTION 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. G. A. Lloyd 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 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, 14 JULY, 1881.

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

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

Delivered by Sir Henry Parkes,—

(1.) Licensing Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 6.

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 remodel the law relating to Publicans and other persons engaged in the sale of liquor.

*Government House,
Sydney, 13th July, 1881.*

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

(2.) Local Government Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 7.

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 establish a system of Local Government.

*Government House,
Sydney, 13th July, 1881.*

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

(3.) Influx of Chinese Restriction Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 8.

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 restrict the influx of Chinese into New South Wales.

*Government House,
Sydney, 13th July, 1881.*

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

Delivered by Mr. Wisdom,—

(4.) Supreme Court (Additional Judge) Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 9.

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 authorize the appointment of an Additional Judge of the Supreme Court.

*Government House,
Sydney, 13th July, 1881.*

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

2.

2. QUESTIONS :—

(1.) Ring-barking Timber on Brookong and Cobran Runs:—Mr. Levin asked the Secretary for Mines,—

- (1.) Did the lessees of the Brookong and Cobran Runs obtain permission to ring-bark timber on these runs ; if so, to what extent in each case ?
- (2.) Did they clearly define the boundaries of the land to be ring-barked in their application when the permission was given ?
- (3.) Have any steps been taken to ascertain whether these lessees have ring-barked more country than they had permission to do ?
- (4.) Has any permission been given to them to ring-bark timber on the reserves on Brookong or Cobran Runs ?
- (5.) Has any timber been ring-barked on these reserves ?
- (6.) In the event of the area of country ring-barked being in excess of that for which permission was granted, what action will the Government take in the matter ?

Mr. Baker answered,—

- (1.) No ; application was made to ring-bark on Brookong Run, but permission was not granted.
- (2.) No.
- (3.) A Forest Ranger has recently inspected Brookong Run, with a view to ascertain whether the lessee is still ring-barking, and has reported "That no timber is being ring-barked on Crown Lands, but the whole of the useless timber on the run, except that within the travelling stock reserve, was ring-barked four years since." No timber has been cut on Crown Lands since that date, except about 300 acres, said to have been cut in error during the lessee's absence. At the present time men are employed cutting down suckers and scrub on private land only.
- (4.) No.
- (5.) Answered in reply to No. 3.
- (6.) As stated above, no permission to ring-bark has been granted.

(2.) Clearing the Murrumbidgee River:—Mr. Douglas asked the Secretary for Public Works,—

- (1.) What part of the Vote of last Session for clearing the Murrumbidgee has been expended ?
- (2.) Is the Minister aware that the most dangerous part of the river used for purposes of navigation is between Hay and its junction with the Murray ?
- (3.) Has anything been done during the last season towards improving that part of the river ; if not, will the Minister—having in view the importance of this being done prior to the opening of the Railway to Hay—at once issue instructions that the necessary work be proceeded with ?

Mr. Lackey answered,—

- (1.) There was no Vote taken last Session for this work.
- (2.) I am aware that obstacles to navigation exist in the part of the river indicated.
- (3.) Some work was done near Hay, but want of funds prevented its continuance. Work will be recommenced as soon as further funds are available ; and it is proposed to place a sum on the Estimates for this work.

(3.) Railway Bridge over the Macquarie River:—Mr. McElhone asked the Secretary for Public Works,—Have tenders been called for the erection of a Railway Bridge over the Macquarie ; if not, when will they be called for ?

Mr. Lackey answered,—Tenders were invited in the Colony for the cast iron cylinders, but the prices were too high, and they will be imported. Tenders for the timber framing, sinking of cylinders, and fixing the superstructure, will be invited during the present month.

(4.) Mudgee Railway:—Mr. McElhone asked the Secretary for Public Works,—Is it not a fact that a serious mistake was made in calculating the work to be done on Mudgee Railway, and that in consequence of this mistake many of the gradients will be much steeper than they were intended to be, and the engines will not be able to pull the same loads as on other lines ?

Mr. Lackey answered,—Yes ; an error was made in the preparation of the original estimate for this line so far as relates to culverts and bridges. On the original trial section the deepest gradient was 1 in 40, but when the working section was prepared the steepest inclines were 1 in 48 and 1 in 50. This alteration increased the quantities of earth-work to a considerable extent, and the Engineer-in-Chief, therefore, gave instructions to alter these gradients and to use 1 in 40 where practicable. The section upon which the works on Contract No. 2 have been let has been altered accordingly. The gradients on the Mudgee line are not steeper than shown on the original section, and are better than on any of the main lines in this Colony. On the Southern and Western lines gradients of 1 in 30 are used, and on the Northern line 1 in 33, whilst on the Mudgee line there is no incline steeper than 1 in 40, and the same class of engine will therefore haul heavier loads over this line than on any of the main lines referred to.

(5.) Works of Art purchased by the Government:—Mr. McElhone asked the Colonial Secretary,—

- (1.) What amount of money did the Works of Art, &c., purchased by him at the Melbourne Exhibition for the public buildings cost ?
- (2.) Was the money to pay for these goods voted by Parliament ; if so, when ?

Sir Henry Parkes answered,—If by the expression "public buildings" the Public Offices are meant, no Works have been purchased for Public Offices. The Works purchased at Melbourne were partly for the Art Gallery, and partly for the alterations in the Garden Palace. The Works for the Art Gallery have not been formally handed over, but will be in a few days, when I will lay a Return upon the Table giving a full statement of cost and other particulars respecting these purchases.

(6.) Insolvency Act:—Mr. Levin asked the Colonial Secretary,—Is it the intention of the Government during the present Session to bring in a Bill to amend the Insolvency Act ?

Mr. Wisdom answered,—This matter has been under the consideration of the Government, but at present I cannot say what will be done—whether a Bill will be introduced during the present Session or not.

- (7.) The Chinese :—Mr. Poole asked the Colonial Secretary,—What is the amount, if any, paid by the Chinese towards the support of their insane countrymen in the Hospitals of the Colony for the year 1880?

Sir Henry Parkes answered,—I am informed that nothing is paid by Chinese towards the support of their countrymen in the Hospitals for the Insane.

- (8.) Drainage of Government Establishments at Parramatta :—*Mr. Proctor*, for Mr. Byrnes, asked the Secretary for Public Works,—When will the Government have the nuisance abated which is caused by the drainage of the Government establishments into the Parramatta River at Lennox Bridge?

Mr. Lackey answered,—Pending the introduction of a perfect scheme for the town, steps will be taken to abate the nuisance complained of, and with this view a sum will be placed on the Estimates.

- (9.) Court-house and Police Quarters, Quirindi :—Mr. Joseph P. Abbott asked the Attorney General,—Have the Government determined to place any sum on the Estimates for next year for the erection of a Court-house and Police Quarters at Quirindi; if so, what sum?

Mr. Wisdom answered,—Yes; a sum of £1,500, which is the estimated cost of providing the requisite accommodation for the above purpose, will be submitted on the Estimates for 1882 for the consideration of Parliament.

- (10.) Compensation to Mrs. Mary Roberts :—*Mr. Fergusson*, for Mr. McCulloch, asked the Secretary for Public Works,—

(1.) When will the compensation be paid to Mrs. Mary Roberts for land in Elizabeth-street?

(2.) Is he aware that the delay in the payment is occasioning an expense to the country of 6 per cent. on the amount awarded, equal to about £4 per day?

Mr. Lackey answered,—

(1.) So soon as certain legal difficulties now before the Law Department are cleared up, which probably will be very soon.

(2.) The delay will incur liability to the extent that the law provides.

3. INFUX OF CHINESE RESTRICTION BILL :—Mr. Melville presented a Petition from Joshua Shipway, on behalf of Residents of St. Peter's, Cook's River Road, in Public Meeting assembled, praying the House to pass a Bill to restrict the influx of Chinese into this Colony.
Petition received.

4. JEANNERET'S TRAMWAY BILL :—

- (1.) *Mr. Burns*, for Mr. Farnell, presented a Petition from Charles Edward Jeanneret, representing that Jeanneret's Tramway Bill, which passed this House during the last Session, and was sent to the Legislative Council, was interrupted by the close of the Session; and praying that leave may be granted to proceed with the said Bill in this Session.

And the 65th Standing Order of this House permitting of the prayer of the said Petition being entertained,—

Petition received.

- (2.) Mr. Burns then moved, That leave be given to re-introduce Jeanneret's Tramway Bill, passed by this House during the last Session of Parliament.

Question put and passed.

- (3.) Mr. Burns presented a Bill, intituled "*A Bill to authorize the construction and maintenance of a Tramway along George-street Parramatta*,"—which was read first time.

- (4.) Bill then, on motion of Mr. Burns, read a second time.

- (5.) Bill then, on motion of Mr. Burns, read a third time, and passed.

- (6.) Mr. Burns then moved, That the Title of this Bill be (in the original terms) "*An Act to authorize the construction and maintenance of a Tramway along George-street, Parramatta*."

Question put and passed.

- (7.) 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 a Tramway along George-street, Parramatta*,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 14th July, 1881.*

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

(1.) Correspondence respecting the Naturalization of Chinese in Hong Kong and the Straits Settlements.

(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.

Ordered to be printed.

6. SYDNEY HOSPITAL BILL :—

- (1.) Dr. Renwick presented a Petition from the President, Vice-Presidents, and Honorary Treasurer of the Sydney Infirmary and Dispensary, representing that the Sydney Hospital Bill passed through all its stages in this House, and was sent to the Legislative Council, during the last Session, and was interrupted by the prorogation of Parliament; and praying for leave to proceed with the said Bill in the present Session.

And the 65th Standing Order of this House admitting of the prayer of the said Petition being entertained,—

Petition received.

- (2.) Dr. Renwick then moved, That leave be given to re-introduce the Sydney Hospital Bill, passed by this House during the last Session of Parliament.
Question put and passed.
- (3.) Dr. Renwick presented a Bill, intituled "*A Bill to incorporate the Sydney Infirmary and Dispensary*,"—which was read a first time.
- (4.) Bill then, on motion of Dr. Renwick, read a second time.
Ordered, that the Bill be read a third time to-morrow.

7. BATES'S ESTATE BILL:—

- (1.) Mr. Garrett presented a Petition from Emma Potts, Francis Howard Potts, and others, representing that Bates's Estate Bill was passed through all its stages in this House, and sent to the Legislative Council, during the last Session, and its progress interrupted by the prorogation of Parliament; and praying for leave to proceed with the said Bill during the present Session.
And the 65th Standing Order of this House admitting of the prayer of the said Petition being entertained,—
Petition received.
- (2.) Mr. Garrett then moved, That leave be given to re-introduce Bates's Estate Bill, passed by this House during the last Session of Parliament.
Question put and passed.
- (3.) Mr. Garrett presented a Bill, intituled "*A Bill to authorize the Sale Mortgage and Leasing of certain Lands and Hereditaments devised by the Will of Mary Ann Bates deceased and for other purposes*,"—which was read a first time.
- (4.) Bill then, on motion of Mr. Garrett, read a second time.
- (5.) Bill then, on motion of Mr. Garrett, read a third time, and passed.
- (6.) Mr. Garrett then moved, That the Title of this Bill be (in the original terms) "*An Act to authorize the Sale Mortgage and Leasing of certain Lands and Hereditaments devised by the Will of Mary Ann Bates deceased and for other purposes*."
Question put and passed.
- (7.) Ordered, that the Bill be carried to the Legislative Council, with the following Message:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the Sale Mortgage and Leasing of certain Lands and Hereditaments devised by the Will of Mary Ann Bates deceased and for other purposes*,"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 14th July, 1881.

8. BIRDS PROTECTION BILL (*Formal Motion*):—

- (1.) Mr. McLaughlin moved, pursuant to Notice, for leave to bring in a Bill to secure the Protection of certain Birds.
Question put and passed.
- (2.) Mr. McLaughlin presented a Bill, intituled "*A Bill to secure the Protection of certain Birds*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 22nd July.

9. 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, 7th July, 1881, 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 59th section of the Electoral Act of 1880.
- (2.) *Members of Committee Sworn*:—Whereupon Henry Carey Dangar, Esquire, William John Foster, Esquire, and Arthur Renwick, Esquire, came to the Table, and were severally sworn by the Clerk as Members of the said Committee.

10. SUPREME COURT (ADDITIONAL JUDGE) 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 to authorize the appointment of an Additional Judge of the Supreme Court.
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 authorize the appointment of an Additional Judge of the Supreme Court.
On motion of Mr. Wisdom, the Resolution was read a second time, and agreed to.
- (2.) Mr. Wisdom presented a Bill, intituled "*A Bill to authorize the appointment of an Additional Judge of the Supreme Court*,"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.

11. **INFLUX OF CHINESE RESTRICTION 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.

And the House continuing to sit till after Midnight,—

FRIDAY, 15 JULY, 1881, A.M.

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.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 8.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 15 JULY, 1881.

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

QUESTIONS:—

(1.) Port Macquarie Harbour:—Mr. Young asked the Colonial Treasurer,—What steps, if any, have been taken to compel the removal of the wreck of the steamship "Ballina" from the entrance to Port Macquarie Harbour?

Mr. James Watson answered,—The "Ballina," the property of the Clarence and Richmond Rivers Steam Navigation Company, was some time since wrecked at the entrance of Port Macquarie. Several applications were made to the Company by the Marine Board calling upon them to remove the wreck from the entrance to the Harbour, and in reply to these they disputed their liability. On the 22nd April the papers were sent to the Crown Solicitor, with a view to compel them, under the 111th clause of the Navigation Act; and I am informed that the Crown Solicitor has taken the necessary steps.

(2.) Austrian Band Concerts.—Public Charities:—*Mr. Davies*, for Mr. Abigail, asked the Colonial Secretary,—

(1.) What are the names of the persons to whom was entrusted the distribution of the money received from the Austrian Band concerts held in the Garden Palace?

(2.) How much money was distributed?

(3.) To which of the Charities was the distribution made?

(4.) Upon what principle was the distribution made?

(5.) Was a letter sent to the Honorable Sir A. Stephen, asking why the Benevolent Society of New South Wales had been excluded from the distribution, and did he send a reply refusing to give the information desired?

(6.) Has the Colonial Secretary received a letter on the same subject from the House Committee of the Benevolent Society?

(7.) Has any reply been forwarded to this letter?

(8.) Is the Colonial Secretary aware that several of our most excellent unsectarian Charities have been overlooked in the distribution?

Sir Henry Parkes answered,—

(1.) Sir Alfred Stephen, Sir John Hay, Sir Wigram Allen, and Sir Patrick Jennings.

(2.) £302 17s. 5d.

(3.) The Sydney Ragged Schools, the Night Refuge and Soup Kitchen, the Destitute Children's Asylum, the Deaf and Dumb and Blind Asylum, the Industrial Blind Institution, the Female Refuge, the House of the Good Samaritan, the Sydney Infirmary, the St. Vincent's Hospital, the Hospital for Sick Children, the Sydney Sailors Home, the National Shipwreck Relief Society.

(4.) The gentlemen selected thought it was right to give a preference to those Charities which appeared to them to be probably most in need of assistance.

(5.) Yes. Sir Alfred Stephen thought, and so expressed himself in reply, that as he and the gentlemen acting with him had been appointed by the Government, they were not responsible to any other authority for the mode in which they had exercised the trust confided to them.

(6.) Yes.

(7.) No.

(8.) Sir Alfred Stephen has assured me that no unsectarian society was overlooked by the gentlemen named, and adds that the two establishments for the reception and reformation of unfortunate females (the one being under Protestant and the other under Roman Catholic direction) were selected because of their understood pecuniary needs, and because it was thought that no Institutes had so strong a claim on the sympathies of the community.

(3.)

- (3.) Steamship "Brisbane":—Mr. Tarrant asked the Colonial Treasurer,—
- (1.) Had the s.s. "Brisbane" on the last voyage to this port a Chinese passenger on board suffering from small-pox?
 - (2.) Was Dr. Spencer, the gentleman at present engaged by the Government to inspect persons reported to be suffering from small-pox, the Surgeon in charge?
 - (3.) By whose authority was this steamer released from quarantine before the prescribed period had elapsed?
 - (4.) Will the Colonial Treasurer lay upon the Table of this House copies of any correspondence which passed between him and the agents of the "Brisbane," between him and Drs. Alleyne and Foucart, and any other correspondence which took place in connection with this vessel?

Mr. James Watson answered,—

- (1.) Yes.
 - (2.) Yes; Dr. Spencer was the Surgeon of the ship during her voyage, Hongkong to Sydney.
 - (3.) The steamer was released from quarantine after a detention of twenty-three clear days, on the report of the Health Officer that she might then be allowed "pratique" without danger to the public health.
 - (4.) I have no objection to lay copies of the correspondence upon the Table.
- (4.) Hulk "Faraway":—Mr. Tarrant asked the Colonial Treasurer,—
- (1.) What amount of money did the hulk "Faraway" originally cost the Government?
 - (2.) What amount was expended in fitting her up as a hospital ship for infectious diseases?
 - (3.) What amount has been expended on her in repairs since that period?
 - (4.) What is the salary of her care-taker when she is not occupied by patients?

Mr. James Watson answered,—I applied to the Auditor General, who is the only gentleman who could afford this information. I have not yet received it; but if the Honorable Member will postpone his question until Tuesday next, I hope then to be able to lay the papers upon the Table of the House.

- (5.) Dredge for the Manning River:—Mr. Young asked the Secretary for Public Works,—
- (1.) What is the contract time at which the dredge now building for the Manning River should have been completed and delivered?
 - (2.) When is she likely to be so completed and delivered?
 - (3.) What penalty is provided in the contract for delay in completion and delivery?
 - (4.) Is it the intention of the Minister to enforce such penalty; if so, has the contractor been so informed?

Mr. Lackey answered,—

- (1.) The 25th May, 1881.
 - (2.) In about a month. The dredge, however, will have to be tested in Sydney for a short time before she is sent to the Manning.
 - (3.) £5 per diem for every day over the contract time.
 - (4.) The penalty up to the date of the last instalment has already been enforced, and will be continued to be deducted from every future payment until the contract is complete. The contractors have, of course, been informed of the determination of the Government in this respect.
- (6.) Punts for the Manning River:—Mr. Young asked the Secretary for Public Works,—
- (1.) What is the contract time at which the punts now being constructed for the Manning River Dredge Service should be delivered by the contractors?
 - (2.) What penalty is provided in the contract for any delay in such delivery?

Mr. Lackey answered,—

- (1.) 1st August, 1881.
 - (2.) £5 per diem for every day over the contract time.
- (7.) Murrumburrah and Blayney Railway:—Mr. Lynch, for Mr. Combes, asked the Secretary for Public Works,—

- (1.) Is it the intention of the Government to call for tenders for the construction of the Murrumburrah and Blayney Line of Railway, for which the sum of £1,260,000 was granted, without unnecessary delay?
- (2.) Is it true that the Surveyors employed in making trial surveys and staking out this line have been removed from this line and sent to make trial surveys from Murrumburrah to Forbes?

Mr. Lackey answered,—

- (1.) Yes, on plans being approved by Parliament.
 - (2.) Yes; the Surveyors were removed from Blayney to commence the survey from the Murrumburrah end. Other Surveyors have been sent to proceed with survey from Blayney.
- (8.) Expenditure on Railway Stations, Sidings, and Buildings:—Mr. Lynch, for Mr. Combes, asked the Secretary for Public Works,—
- (1.) The amount expended from capital for alterations and additions to Sidings, Stations, and Station Buildings, since the 1st January, 1878, specifying the name of each Siding, Station, Platform, or Station Building, and giving the expenditure of each separately?
 - (2.) Whether the works were carried out by day labour or by tender; and if by tender, the name of the contractor?
 - (3.) The respective dates when the works were commenced and completed?
 - (4.) On whose recommendation were the works undertaken, and by whom was the expense authorized?

Mr. Lackey answered,—I will lay a Return containing the required information upon the Table of the House as early as possible.

- (9.) Railway Rolling Stock:—Mr. Lynch, for Mr. Combes, asked the Secretary for Public Works,—
- What is the total amount of Rolling Stock on the New South Wales Government Railways, specifying the number of locomotives, passenger carriages, waggons, or goods trucks upon the Western, Southern, and Northern Lines respectively?
- Mr.

Mr. Lackey answered,—

	Northern Lines.	Southern and Western Lines.	Total.
Locomotives	51	170	221
Passenger Stock, number of Carriages	188	341	524
Goods Stock, number of Waggon, Trucks, &c. ...	1,007	3,596	4,603
Totals	1,241	4,107	5,348

- (10.) Road from Quirindi to Yarraman :—Mr. Joseph P. Abbott asked the Secretary for Mines,—
- (1.) Has the District Surveyor yet finished the plan of the road from Quirindi to Yarraman ; if not, when will he do so ?
 - (2.) When will notice of the opening of the road be given ?

Mr. Baker answered,—

- (1.) The road has been surveyed by Mr. Licensed-Surveyor Kelly, and plans (in six sheets) have just been received. The examination of these plans and preparation of the case for proclamation of the road will necessarily take some time, but the work will be commenced at once.
- (2.) No date can be fixed.

- (11.) Road to Recreation Ground, Muswellbrook :—Mr. Joseph P. Abbott asked the Secretary for Mines,—

- (1.) Has the District Surveyor yet reported upon the application for a road from the Great Northern Road to the Recreation Ground at Muswellbrook ?
- (2.) Has he recommended that the application should be complied with ?
- (3.) What steps will the Government take with reference to opening the same ?

Mr. Baker answered,—

- (1.) A report has not been received.
- (2.) No.
- (3.) No further action can be taken until a report is received, instruction for which only issued in May last. The Surveyor will be instructed to expedite his report.

- (12.) Conditional Purchases Legalizing Bill :—Mr. Burns asked the Secretary for Lands,—Whether the Government intend during the present Session to introduce the Conditional Purchases Legalizing Bill ?

Mr. Hoskins answered,—Yes.

- (13.) New South Head Road :—Mr. Trickett asked the Secretary for Mines,—

- (1.) Will he say what is the reason that the New South Head Road, from Double Bay eastwards, varies so much in width ?
- (2.) Have not the owners of the Cooper Estate (through which a large part of the road runs) signified their willingness to give sufficient land to make the road a uniform width of 66 feet.
- (3.) Will the Minister direct a new alignment to be made, so as to make the road the full width above stated ?

Mr. Baker answered,—

- (1.) Because it has been so fenced by the holders of the adjoining lands, and the position and width of it have not until recently been fixed by survey and proclamation. It was believed that a greater width could not legally be obtained except prospectively by alignment under the Act 2 Victoria No. 2 ; and, as it was fenced at various widths, it has been aligned under that Act, with the object of widening and making it a more uniform breadth throughout.
- (2.) A letter has recently been received from Mr. Buckland, agent for the Cooper Estate, in which he states that he is agreeable, without compensation, to the alignment being amended so as to give regular lines and a uniform width of road, but no specific width is mentioned. This letter may, perhaps, refer more particularly to that part of the road near the shores of Rose Bay, and to be an objection to the alignment at that place, and a suggestion that the extra breadth be added to the road on the south side only, and not both sides as now aligned.
- (3.) It is doubtful whether the alignment, having been carried out, can be set aside and a new alignment made without a special Act of Parliament.

- (14.) Goat Island Powder Magazine :—Mr. Abigail, for Mr. Garrard, asked the Colonial Treasurer,—When will the Papers connected with the Inquiries at Goat Island, which were ordered by this House on 4th April, be laid upon the Table ?

Mr. James Watson answered,—I have just received a rough proof of the Papers from the Government Printer ; as soon as it is revised, I will lay it upon the Table.

- (15.) Clerks in the Department of Lands :—Mr. Abigail, for Mr. Garrard, asked the Secretary for Lands,—

- (1.) Is it true that the Time-book of attendance discloses the fact that many of the Clerks in the Lands Department are at their duties as early as 8 a.m. ?
- (2.) Is it true that the Clerks (particularly those of the Conditional Sales Division) have been made to work until 6 p.m. for many months, without extra pay, and only to prepare Returns, and not for the object of keeping pace with the current work ?
- (3.) Is it not a fact that the work has increased two-fold, and yet only fifteen Clerks are doing the work in the Iron Room, where nineteen Clerks were for years previously employed ?
- (4.) Can these fifteen Clerks perform this work efficiently ?

Mr.

Mr. Hoskins answered,—

- (1.) No.
- (2.) The Clerks in the Department of Lands have had occasionally to remain in their offices until 6 p.m., and even until a later hour, not only to assist in the preparation of Returns ordered by Parliament, but also to dispose of current work. They have on some occasions been paid for overtime, when the work performed was of a specially urgent nature, particularly in clearing off arrears; indeed the officers of the highest grade in the Department, as well as Clerks, are frequently obliged to remain after the usual office hours to dispose of current work; and, under such circumstances, payment has not been made for overtime.
- (3.) Applications for conditional purchases have increased during the last six months, but as a large accumulation of arrears of work in the Conditional Sales Division has been cleared off, I do not consider that the number of Clerks at present employed, as stated by the Honorable Member, in what is termed the iron room, is insufficient to perform the duties required of them.
- (4.) I have already stated that I believe they can.

(16.) Reclamation of Land by Mr. Stevens at Blue's Point:—*Mr. Slattery*, for Mr. William Forster, asked the Secretary for Lands,—

- (1.) What quantity of land in the Parish of Willoughby, Borough of Victoria, near Blue's Point, North Shore, has been granted, or promised to be granted, in the way of what is called reclamation, to Mr. John Stevens, by the present Government?
- (2.) Has not all or a portion of the said land been so granted or promised in opposition to protest or remonstrance made by the Mayor and Municipal Council of Victoria, on behalf of public interests?
- (3.) Has not, also, such grant or promise been made contrary to certain rules or regulations or instructions to the Surveyor General, formally notified by a previous Minister?
- (4.) Have such rules, regulations, or instructions been formally annulled, and others notified in their place?
- (5.) Has the matter been submitted to and decided on by the Cabinet?
- (6.) What has been, or will probably be, the final decision?

Mr. Hoskins answered,—

- (1.) About 9 perches are to be measured in satisfaction of Mr. Stevens's application, but a much larger area was applied for.
- (2.) The Borough Council of Victoria protested, but a numerously signed petition was received in favour of the alienation.
- (3.) No; the instructions referred to governed the recommendation made.
- (4.) No.
- (5.) No.
- (6.) That stated in reply to Question No. 1.

(17.) Small-pox:—*Mr. Slattery*, for Mr. William Forster, asked the Colonial Treasurer,—

- (1.) Have any steps been taken by the Government to ascertain whether all or any of the persons found lately to be affected with small-pox in this Colony had or had not been previously vaccinated, and how long or often, or under what circumstances, such operation had been performed?
- (2.) Has it been ascertained by the Government whether the disease in every case can be traced to contact with or contiguity of Chinese residents?
- (3.) In case of its being traced to Chinese, is it known in any instances whether the individual or individuals with whom the disease appears to have originated had or had not recently arrived, and by what vessel or other means of ingress into the Colony?
- (4.) In case of its being traced to any recent arrival, is it known whether the place or country whence the vessel or individual came was or was not known to have been previously infected with small-pox?

Mr. James Watson answered,—The disease known as the "small-pox" is of such a nature as to render it both difficult and dangerous to institute personal inquiries from the patients themselves. All practical inquiries have been made as the opportunities offered, but it is not possible at present to make complete inquiries and investigation. Judging, however, from a number of coincident circumstances, it is believed that the disease originated in Sydney amongst the Chinese, but whether new arrivals or not it is impossible to say.

(18.) Punctuation of Acts of Parliament:—Dr. Ross asked the Colonial Secretary,—Is it the intention of the Government to take any steps to see that all Acts of Parliament are punctuated?

Sir Henry Parkes answered,—I am afraid the Government cannot undertake to see that all Acts of Parliament are punctuated.

(19.) Packet Licenses:—Mr. Jacob asked the Colonial Treasurer,—

- (1.) With reference to his (Mr. Jacob's) question relative to packet licenses, and the answer thereto, recorded in the Votes and Proceedings of 13th instant, numbered 7,—Do the certificates granted for such licenses, and the licenses themselves, name the places between which the packets are described as trading?
- (2.) If the places are described or named, how many (if any) licenses have been granted during the last twelve months for trading between places on the shores of Port Jackson, and what are their names?

Mr. James Watson answered,—

- (1.) Yes.
- (2.) Two licenses have been granted as plying within the harbour of Port Jackson, viz.:—The "Fairlight" and the "Swan."

2. PAPER:—Mr. Lackey laid upon the Table,—Abstract of Lands resumed for Public Purposes under the Lands for Public Purposes Acquisition Act.

Ordered to be printed.

3. **ADJOURNMENT**:—Mr. Byrnes moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
4. **SYDNEY HOSPITAL BILL** (*Formal Order of the Day*),—on motion of Dr. Renwick, read a third time, and passed.
Dr. Renwick then moved, That the Title of the Bill be (in the original terms) "*An Act to incorporate the Sydney Infirmary and Dispensary.*"
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 incorporate the Sydney Infirmary and Dispensary,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 15th July, 1881.*
5. **CIRCULARS TO SHEEP INSPECTORS** (*Formal Motion*):—Mr. Joseph P. Abbott moved, pursuant to Notice, That there be laid upon the Table of this House a copy of all Circulars issued from the Department of Mines to Sheep Inspectors or Sheep Directors during the past twelve months.
Question put and passed.
6. **LANDS GRANTED TO THE AUSTRALIAN AGRICULTURAL COMPANY** (*Formal Motion*):—Mr. Joseph P. Abbott moved, pursuant to Notice, That the Return to Order "Grant of the Peel River Land and Mineral Company," Session 1878-9, and the Return to Order "Grants of Land to the Australian Agricultural Company," Session 1880-81, be referred to the Select Committee now sitting on "Lands granted to the Australian Agricultural Company."
Question put and passed.
7. **OSBORNE'S LEASING BILL**:—
(1.) Mr. Reid presented a Bill, intituled "*A Bill to enable Henry Hill Osborne of Bowral formerly of the District of Illawarra in the Colony of New South Wales Esquire Patrick Hill Osborne of Currandooley Lake George in the said Colony Esquire Alick Osborne of May Brook Moss Vale in the said Colony Esquire and Ben Marshall Osborne of Berrima in the said Colony Esquire Trustees of the Will of Henry Osborne late of Marshall Mount in the District of Illawarra Esquire deceased or other the Trustees for the time being of the Will of the said Henry Osborne deceased to grant building and mining leases of certain lands devised by the said Will to the said Henry Hill Osborne Patrick Hill Osborne Alick Osborne and Ben Marshall Osborne,*"—which was read a first time.
(2.) Mr. Reid moved,—
(a) That Osborne's Leasing Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.
(b) That such Committee consist of Mr. Edmund Barton, Mr. Russell Barton, Mr. Brodribb, Mr. Cass, Mr. H. C. Dangar, Mr. Fremlin, Mr. Hezlet, Mr. Jacob, and the Mover.
Question put and passed.
8. **POSTPONEMENT**:—The Order of the Day for the second reading of the Justices Appeal Bill postponed to Friday, 5th August.
9. **HOSPITALS ACT AMENDMENT BILL**:—The Order of the Day having been read,—Mr. Joseph P. Abbott 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. Abbott, 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. Abbott (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
10. **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 and passed.
Bill read a second time.
On motion of Mr. Buchanan, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday next.

The House adjourned at twenty minutes after Six 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, 19 JULY, 1881.

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

QUESTIONS:—

(1.) Crown Lands near Railway Lines:—Mr. Reid asked the Secretary for Lands,—

(1.) The total area of land, roughly estimated, which has been applied for within the past twelve months to be put up for sale at auction within 10 miles of the Railway Extension from Dubbo to Bourke for 100 miles beyond Dubbo?

(2.) Are large areas of Crown Lands being sold by auction, or advertised or surveyed for sale by auction, along the authorized lines of Railway?

(3.) Will he consider the propriety of giving instructions for the suspension of any such sales of Crown Lands within a mile of the Railway lines, pending the consideration of a Bill now before this House to reserve such lands for the reduction of the Railway Debt?

Mr. Hoskins answered,—

(1.) About 80,000 acres.

(2.) So far as can be ascertained, there are no large areas advertised for sale by auction, or being surveyed for sale in that manner.

(3.) I do not consider that at present there is any necessity for giving such instructions.

(2.) Mr. E. T. Foley:—Mr. Garrett asked the Colonial Secretary,—

(1.) Has the attention of the Government been given to the circumstances under which Mr. E. T. Foley has suffered pecuniary loss as lessee of the Corporation Baths in the Domain, Sydney, by reason of the late Exhibition enclosures interfering with the means of access to the said baths?

(2.) If so, is it intended to place any sum upon the Estimates to compensate Mr. Foley for the losses he has sustained?

(3.) If this case has not been considered yet, will it be taken into consideration, and the intention of the Government with regard thereto made known with as little delay as possible?

Sir Henry Parkes answered,—I will bring Mr. Foley's case under the consideration of the Government.

(3.) Publicans Licenses for Railway Refreshment Rooms:—Mr. Garrett asked the Secretary for Public Works,—

(1.) Is it a fact that the sub-lessee (Mr. William Wise Gibson) of the Mittagong Refreshment Room was granted a publican's license for the abovenamed room and premises on 14th June last by the Bench at Moss Vale?

(2.) For what reason has the said room and premises not been opened as a public-house or inn up to the present time?

(3.) Is the license now null and void through not having been acted upon?

(4.) Had the Commissioner for Railways authority from the Executive Council to grant permission to Mr. J. L. Castner to apply for a publican's license for the Refreshment Rooms on the Government Railways, or did he grant the said permission on his own responsibility?

Mr. Lackey answered,—

(1, 2, and 3.) Benches of Magistrates, under the existing law, have no power to grant publicans licenses. In the case referred to the Bench granted a certificate under clause 21 of the Act 25 Victoria No. 14, but no license has been issued.

(4.) The consent of the Commissioner for Railways is required under the Railway By-laws, approved by the Governor and Executive Council, for the sale of any article on the Railway premises. The lessee of the Refreshment Rooms applied for the right to sell wines and beers at the Stations, and was informed by the Commissioner that if he could obtain the legal right to do so there would be no objection on the part of the Railway Department.

(4.)

- (4.) **Alignment of Streets in Municipality of Canterbury**:—Mr. Pigott asked the Secretary for Mines,—Is there any, and if so what, reason why the alignment of the Streets of the Municipal District of Canterbury is not being proceeded with?

Mr. Baker answered,—The plans of survey for alignment of certain roads and streets in the Municipality of Canterbury have within the last few days been received; the examination and preparation for proclamation, &c. (which will necessarily occupy some considerable time) will be proceeded with as quickly as possible. A recent application from the Borough Council of Canterbury for alignment of additional streets has been referred back to that Council in order that they may supply the customary and necessary information and undertakings required in such cases.

- (5.) **Boggabri Common**:—Mr. Joseph P. Abbott asked the Secretary for Lands,—

- (1.) When will the Permanent Common be dedicated for Boggabri?
- (2.) Will Reserve 1,295 be dedicated as a Temporary Common at the same time?

Mr. Hoskins answered,—

- (1.) It has been dedicated to-day.
- (2.) No formal application appears to have been made. Inquiry will be instituted as to whether there would be any objection to the Reserve being converted into a Temporary Common.

- (6.) **Railway from Homebush to Waratah and East Maitland**:—Mr. Joseph P. Abbott asked the Secretary for Public Works,—

- (1.) When will he lay upon the Table of this House copies of the Plans, Sections, and Books of Reference of the proposed Railway line from Homebush to Waratah?
- (2.) Will he, at the same time, place upon the Table of this House Plans, Sections, and Books of Reference of the line surveyed to East Maitland from Homebush?

Mr. Lackey answered,—

- (1.) The survey of the proposed Railway from Homebush to Waratah is in progress, and the Plan, Section, and Book of Reference will be laid before Parliament as early as practicable.
- (2.) Funds having been provided by Parliament for a line from Homebush to Waratah, it is not intended to lay upon the Table of the House plans, &c., of the trial line surveyed from East Maitland to Homebush.

- (7.) **Ring-barking Timber on Brookong and Cobran Runs**:—Mr. Levin asked the Secretary for Mines,—Is it the intention of the Government to take any steps to prosecute the lessees of the Brookong and Cobran Runs for having ring-barked a large area of Crown Lands, and destroying the timber without the necessary permission of the Minister?

Mr. Baker answered,—Before deciding what steps shall be taken, I am obtaining a further report from the Forest Ranger.

2. PAPERS:—

Sir Henry Parkes laid upon the Table,—

- (1.) Report of the Senate of the University of Sydney for 1880.
- (2.) Additional By-law of the Borough of Orange.

Ordered to be printed.

Mr. Lackey laid upon the Table,—Report of the Commissioner for Railways on the Railways and Tramways of New South Wales for the year 1880.

Ordered to be printed.

3. **ACCIDENTS ON TRAMWAYS (Formal Motion)**:—Mr. Tarrant moved, pursuant to Notice, That there be laid upon the Table of this House a Return of the number of persons maimed and killed by the Government Tramways, and the amount of compensation paid in each case.
Question put and passed.
4. **EVIDENCE IN SUMMARY CONVICTIONS BILL (Formal Motion)**:—Mr. Pigott moved, pursuant to Notice, for leave to bring in a Bill to enable Defendants to give evidence on their own behalf in all cases in which Magistrates are authorized to exercise summary jurisdiction.
Question put and passed.
5. **REPORTS OF RAILWAY TRIAL SURVEYORS (Formal Motion)**:—Mr. Fergusson moved, pursuant to Notice, That there be laid upon the Table of this House copies of all Trial Railway Surveyors reports, together with all memorandums made thereon, or in reference thereto, by the Engineer-in-Chief or the Assistant Engineer for Surveys, not already published, up to the end of last month.
Question put and passed.
6. **PRESS BILL (Formal Motion)**:—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to amend and consolidate the Laws relating to Newspapers and other Periodical Publications.
Question put and passed.
7. **LICENSED SURVEYORS (Formal Motion)**:—Mr. Murray moved, pursuant to Notice,—
- (1.) That there be laid upon the Table of this House a Return showing the Licensed Surveyors to whom the Government were indebted on the 30th June last.
 - (2.) The amount in each case.
 - (3.) The dates of accounts on which such sums are due.
- Question put and passed.
8. **HOSPITALS ACT AMENDMENT BILL (Formal Order of the Day)**,—on motion of Mr. Joseph P. Abbott, read a third time, and passed.
Mr. Abbott then moved, That the Title of the Bill be “*An Act to amend the Hospital Acts and to enable Trustees thereof to invest the funds of such Hospitals.*”
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 Hospital Acts and to enable Trustees thereof to invest the funds of such Hospitals,*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 19th July, 1881.

9. **EVIDENCE IN SUMMARY CONVICTIONS BILL** :—Mr. Pigott presented a Bill, intituled "*A Bill to enable Defendants to give evidence on their own behalf in all cases of Summary Convictions,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 29th July.
10. **FRANCIS O'MEARA** :—Mr. O'Connor presented a Petition from Francis O'Meara, of Bathurst-street, Sydney, representing that he entered the Police Force of this Colony in the year 1825, and served nineteen years in the Force; that he is now aged and destitute; and praying the House to take his case into consideration.
Petition received.
11. **ABOLITION OF SCHOOL FEES** :—Mr. Teece moved, pursuant to Notice,—
- (1.) That, in the opinion of this House, the payment of fees for Elementary Education in the Public and Denominational Schools of the Colony should be discontinued forthwith.
 - (2.) That the above Resolution be communicated by Address to His Excellency the Governor.
- Debate ensued.
Question put.
The House divided.

Ayes, 22.

Mr. R. P. Abbott,	<i>Tellers,</i>
Mr. Edmund Barton,	
Mr. Beyers,	Mr. Roseby,
Mr. Burns,	Mr. Teece.
Mr. William Clarke,	
Mr. Fitzpatrick,	
Mr. Garrett,	
Mr. Garvan,	
Mr. Hazlet,	
Mr. Holborow,	
Mr. Jacob,	
Mr. Kidd,	
Mr. McCulloch,	
Mr. McElhone,	
Mr. Murray,	
Mr. Myers,	
Mr. T. R. Smith,	
Mr. Tarrant,	
Mr. Trickett,	
Mr. Young,	

Noes, 42.

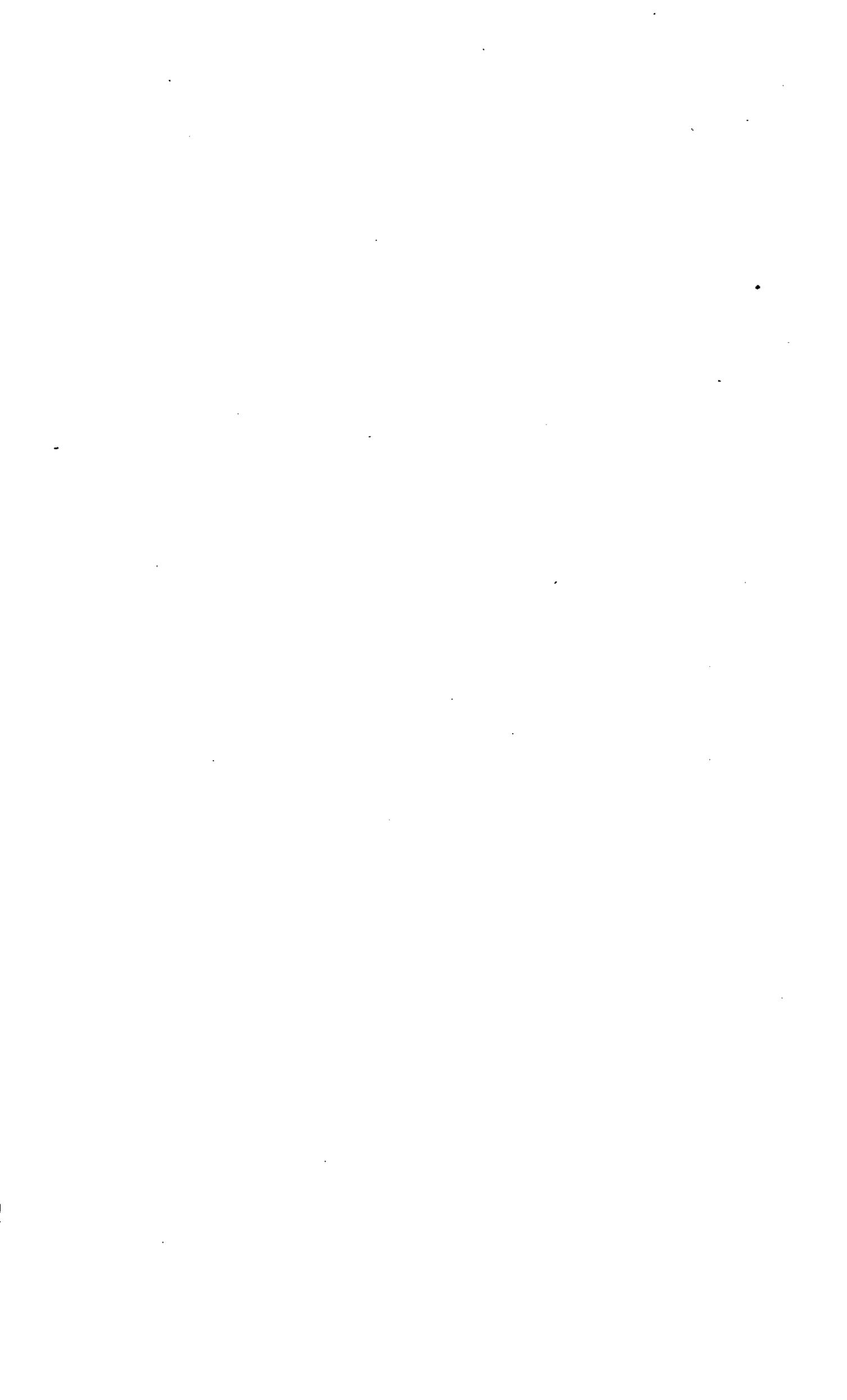
Mr. Joseph P. Abbott,	Mr. Fremlin,
Mr. Andrews,	Mr. Henson,
Mr. Baker,	Mr. Hoskins,
Mr. Bodel,	Mr. Lackey,
Mr. Bowman,	Mr. Levien,
Mr. Brodribb,	Mr. Levin,
Mr. H. H. Brown,	Mr. G. A. Lloyd,
Mr. Brunker,	Mr. Loughnan,
Mr. Burdekin,	Sir Henry Parkes,
Mr. Cameron,	Mr. Poole,
Mr. Carter,	Mr. Proctor,
Mr. Cass,	Dr. Renwick,
Mr. Henry Clarke,	Mr. Rutledge,
Mr. Cramsie,	Mr. See,
Mr. H. C. Dangar,	Mr. Stuart,
Mr. Davies,	Mr. Suttor,
Mr. Dillon,	Mr. James Watson,
Mr. Douglas,	Mr. Wisdom,
Mr. Fawcett,	
Mr. Fergusson,	<i>Tellers,</i>
Mr. Fletcher,	Mr. Pigott,
Mr. W. J. Foster,	Mr. Day.

And so it passed in the negative.

12. **PRESS BILL** :—Mr. Garrett presented a Bill, intituled "*A Bill to amend and consolidate the Laws relating to Newspapers and other Periodical Publications,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 5th August.
13. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS** :—Alexander Stuart, Esquire, Robert Palmer Abbott, Esquire, and John Dillon, Esquire, came to the Table, and were sworn by the Clerk as Members of the Committee of Elections and Qualifications.
14. **OUTSTANDING RAILWAY ACCOUNTS** :—Mr. McElhone moved, pursuant to amended Notice, That there be laid upon the Table of this House a Return showing,—
- (1.) The amount of money (if any) due by any Member of the Government for Railway carriage on goods, &c., during the year 1880, and during the year 1881.
 - (2.) The like in regard to Members of Parliament.
 - (3.) The like in regard to Judges of the Supreme Court or any other official in the employ of the Government.
- Question put and passed.
15. **FRIENDLY SOCIETIES** :—Mr. Roseby, for Mr. Abigail, 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 working of the laws relating to the management of Friendly Societies in New South Wales.
 - (2.) That such Committee consist of Mr. Davies, Mr. Burns, Mr. Roseby, Mr. Garrett, Mr. Kidd, Mr. W. J. Foster, Mr. Sutherland, Mr. Garrard, and Mr. Abigail.
- Debate ensued.
Mr. Cameron moved, That this Debate be now adjourned.
Question put and passed.
Ordered, that the Debate be adjourned until Tuesday next.
16. **DISTRICT COURTS BILL** :—Mr. Pigott moved, pursuant to Notice, That this House will, on Tuesday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to consolidate and amend the Laws relating to District Courts, and to confer on the said Courts a limited jurisdiction in Equity, Probate, and Administration.
Debate ensued.
Motion, by leave, withdrawn.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 10.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 20 JULY, 1881.

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

QUESTIONS:—

(1.) Passenger Accommodation on Western Railway:—Mr. William Clarke asked the Secretary for Public Works,—

(1.) Will he direct that a first and second class carriage be attached to the goods train leaving Orange for Bathurst at 8 o'clock on Saturday nights?

(2.) Is the Secretary for Works aware that on the Western line of Railway, apart from the sleeping car, there is only one first-class carriage with three compartments attached to the mail train, one of the compartments is reserved for ladies, another for smokers, and the centre one, which is generally empty, is always ticketed "engaged"; and there being no first-class carriage for non-smokers, will he cause one to be provided?

(3.) The second-class carriages on the same line of Railway being very draughty, will he inquire into the cause of this, and have same remedied?

Mr. Lackey answered,—

(1.) There is, I find, no objection to this, and directions have been given accordingly.

(2.) I am informed that, in addition to the carriages named, there is always a large composite carriage attached to the train when it leaves Sydney; this is usually detached at Penrith, and the carriage accommodation beyond that place is, as a rule, ample both for smokers and non-smokers.

(3.) Inquiry will be made with a view to a remedy, if found to be required.

(2.) Slaughtering in the City:—Mr. McElhone, for Mr. Copeland, asked the Colonial Secretary,—Is it the intention of the Executive Council to sanction the By-law of the Sydney Corporation permitting the slaughtering of lambs, calves, pigs, &c., within the city?

Mr. James Watson answered,—I am informed that no application has yet been made for the sanction of such regulations.

(3.) Small-pox:—Mr. McElhone, for Mr. Copeland, asked the Colonial Treasurer,—When will the premises of On Chong & Co., and Sun Kum Tiy, be released from quarantine?

Mr. James Watson answered,—The question of releasing the premises referred to is now under the consideration of the Board of Health, and as soon as that body can recommend such release, as not injurious to the public health, it will be granted.

(4.) Engineers for Works Department:—Mr. Garrard, for Mr. O'Connor, asked the Secretary for Public Works,—

(1.) Is it true that more engineers are required for the Works Department?

(2.) Will the Government reinstate those engineers who were dismissed some time ago on the ground of their services not being required?

Mr. Lackey answered,—

(1.) More Railway surveyors are required, and are being employed when considered competent.

(2.) Some of the surveyors whose services were recently dispensed with did not perform their duties satisfactorily, and the Engineer-in-Chief is not prepared to recommend their reinstatement.

2. LICENSING BILL:—Dr. Renwick presented a Petition from the President and Vice-Presidents of the City and Provincial Licensed Victuallers Association, protesting against certain clauses, and suggesting amendments, in the Licensing Bill; and praying the House to take the several matters referred to in the Petition into consideration.

Petition received.

3. RING-BARKING ON CROWN LANDS BILL:—Mr. Baker moved, pursuant to Notice, for leave to bring in a Bill to regulate Ring-barking on Crown Lands.
Debate ensued.
Question put and passed.
4. ROGERS'S ESTATE BILL:—Mr. Pilcher presented a Petition from Martha Rogers, of Mallow, in the County of Cork, Ireland, widow, and William Whaley Billyard, of Sydney, praying for leave to bring in a Bill to enable and authorize Martha Rogers, or other the Trustee or Trustees for the time being of the Will of the late George John Rogers, to sell and lease the lands, hereditaments, and premises, which are subject to the trusts of the said Will, and to make provision for the investment of the proceeds of the sale thereof, and for other purposes.
And Mr. Pilcher having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Suburban Telegraph*, newspapers, containing the Notices required by the 59th Standing Order,—Petition received.
5. SUPREME COURT (ADDITIONAL JUDGE) 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.
The House divided.

Ayes, 45.

Mr. Abigail,	Mr. Hezlet,
Mr. Andrews,	Mr. Hoskins,
Mr. Baker,	Sir Patrick Jennings,
Mr. Russell Barton,	Mr. Lackey,
Mr. Bodell,	Mr. McCulloch,
Mr. Brodribb,	Mr. McLaughlin,
Mr. H. H. Brown,	Mr. Murray,
Mr. Brunker,	Sir Henry Parkes,
Mr. Burdekin,	Mr. Proctor,
Mr. Beyers,	Mr. Purves,
Mr. Burns,	Mr. Rutledge,
Mr. Cameron,	Mr. Ryrie,
Mr. Henry Clarke,	Mr. See,
Mr. Cooke,	Mr. Suttor,
Mr. H. C. Dangar,	Mr. James Watson,
Mr. Day,	Mr. W. J. Watson,
Mr. Douglas,	Mr. Webb,
Mr. Fawcett,	Mr. Wisdom,
Mr. Fletcher,	Mr. Young,
Mr. W. J. Foster,	
Mr. Fremlin,	<i>Tellers,</i>
Mr. Fullford,	Mr. R. B. Smith,
Mr. Garrard,	Dr. Renwick.
Mr. Henson,	

Noes 24.

Mr. Badgery,	<i>Tellers,</i>
Mr. Stephen Brown,	
Mr. Buchanau,	Mr. Slattery,
Mr. William Clarke,	Mr. Dillon.
Mr. Cramsie,	
Mr. Farnell,	
Mr. Fergusson,	
Mr. Fitzpatrick,	
Mr. Garrett,	
Mr. Garvan,	
Mr. Holborow,	
Mr. Martin,	
Mr. McElhone,	
Mr. Melville,	
Mr. Myers,	
Mr. Pilcher,	
Mr. Poole,	
Mr. Roseby,	
Dr. Ross,	
Mr. Teece,	
Mr. Terry,	
Mr. Turner,	

And so it was resolved in the affirmative.

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 with amendments.

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

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

6. POSTPONEMENT:—The Order of the Day for the further consideration in Committee of the Influx of Chinese Restriction Bill postponed until to-morrow.
7. CLEARING PINE AND SCRUB FROM LEASED LANDS:—Mr. Douglas moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the Memorial presented to the Minister for Mines from a number of Lessees of Runs as to clearing pine and other scrubs from lands leased to them and others; also copies of all reports upon the subject of the Memorial from the District Surveyors, Commissioners of Crown Lands, and other officers to whom it was referred.
Question put and passed.
8. MUNICIPAL BATHS SITE ACQUISITION BILL:—Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to enable the Municipal Council of the City of Sydney to purchase or otherwise become possessed of lands and other premises situate beyond the boundaries of the City which could be appropriated for the purpose of Public Baths or other public uses.
Question put and passed.

The House adjourned at half-past Ten 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, 21 JULY, 1881.

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

QUESTIONS:—

(1.) Public School at Currabubula:—Mr. Levien asked the Colonial Secretary,—When is it the intention of the Department to proceed with the erection of the Public School at Currabubula, and what is the cause of delay?

Sir Henry Parkes answered,—I understand from Sir John Robertson that a site has been obtained, the plans have been approved, and the work is ordered for immediate execution.

(2.) Post and Telegraph Office at Barraba:—Mr. Levien asked the Secretary for Public Works,—Is it the intention of the Department to proceed with the erection of the Post and Telegraph Office at Barraba, and when; and will he say what is the cause of delay?

Mr. Lackey answered,—A plan has just been prepared by the Colonial Architect, and tenders will at once be invited. The delay in proceeding with this work has arisen from want of particulars of the site and accommodation required.

(3.) Public School at Werris Creek:—Mr. Levien asked the Colonial Secretary,—

(1.) Has a site been chosen for the Public School at Werris Creek; if so, has it been surveyed?

(2.) Have tenders been called for, and accepted for the erection of this School; and if so, will he say what is the cause of delay in erection?

Sir Henry Parkes answered,—The answer which I gave to the Honorable Member's previous question will apply to this.

(4.) Iron Cove Bridge:—Dr. Renwick asked the Secretary for Public Works,—

(1.) Has the Balmain abutment of the Iron Cove Bridge been built in the water upwards of 40 feet from the bank?

(2.) Is he aware that this abutment is bonded in a most unworkmanlike manner?

(3.) Why has it been found necessary to remove the cylinders of three or more piers of this bridge after they had been sunk to considerably more than the estimated depth, and in some cases after they had been concreted?

(4.) What means were employed to move the cylinders referred to?

(5.) Have any piers of this bridge subsided since the girders have been placed in position?

(6.) What number of 6-foot cylinders have been cast for this bridge, at what cost, and were these cylinders found necessary instead of the smaller ones imported from England?

(7.) Will the amount voted for this bridge complete it; if not, what additional sum will be required?

(8.) When does the contract time for the completion of this bridge expire?

Mr. Lackey answered,—

(1.) Yes.

(2.) It is not the case.

(3.) It has not been found necessary to move any of the cylinders.

(4.) None.

(5.) No.

(6.) Twenty-six 6-foot cylinders and sixteen 4-foot 6-inch cylinders have had to be cast in the Colony, at a cost of £12 10s. per ton. In addition to them, twelve cylinders from other bridges have been used to supplement the number imported from England, owing to the greater depth required to be sunk.

(7.) No; about £9,000 additional will be required.

(8.) The contract was merely for the supply of superstructure, and is completed. The Department undertook the work of erection.

(5.)

- (5.) Forest Ranger Wilson :—*Mr. Day*, for Mr. McElhone, asked the Secretary for Mines,—
- (1.) Is it a fact that a Forest Ranger named Wilson demanded the sum of £2 from a man named Robert M'Coy, a licensed timber cutter in the Cape Hawke District?
 - (2.) Is he aware that Wilson summoned M'Coy because he would not pay him the £2?
 - (3.) Has any correspondence taken place on this matter; if so, what is the nature of it?
 - (4.) Has he given this Ranger (Wilson), or any other Ranger, authority to receive money in this way?
 - (5.) Has Wilson been punished, or dismissed?

Mr. Baker answered,—

- (1.) Yes.
- (2.) He summoned M'Coy for illegally cutting timber, and obtained a conviction and forfeiture of timber cut.
- (3.) Correspondence has taken place containing an accusation on the part of R. M'Coy, and an explanation on the part of J. W. Wilson.
- (4.) No.
- (5.) No; his explanation, supported by the testimony of others who were present at the transaction, went to show that he demanded what he considered to be the value of the timber seized, with no intention of misappropriation, and it was therefore considered that an indiscretion only had been committed.

- (6.) Bathurst Post Office :—*Mr. Day*, for Mr. McElhone, asked the Postmaster General,—

- (1.) Have any complaints been made by Mr. F. E. T. Heweson and other persons about letters having been stolen or missing out of the Bathurst Post Office; and if so, has the party who stole these letters been detected; if not, have any steps been taken to detect the thieves?
- (2.) Have any complaints been made as to the Bathurst Post Office being closed before its proper time?

Mr. Suttor answered,—

- (1.) No complaint has been made by the person named, and no complaint has been made during the present year by any person about letters having been stolen or missing out of the Bathurst Post Office. Some few inquiries have been made of letters supposed to have miscarried, and which would in the ordinary course have passed through the Bathurst as well as other offices; but no evidence has been adduced to show that the letters inquired for miscarried either in the Bathurst or any other Post Office.
 - (2.) No complaints have been made as to the Bathurst Post Office being closed before its proper time.
- (7.) Temporary Public School at Camperdown :—*Mr. Day*, for Mr. W. J. Foster, asked the Colonial Secretary,—Will the Minister for Public Instruction accede to the request made to him by Mr. Foster, on behalf of the inhabitants of Camperdown, to have a temporary Public School at Camperdown, pending the erection of a permanent building?

Sir Henry Parkes answered,—On behalf of Sir John Robertson, I desire to state as follows :—Land has been resumed for a site. There are already school buildings, but insufficient in capacity. Suitable school tents, as in other cases of emergency, will be provided without delay.

- (8.) Public School at Macdonald Town :—*Mr. Day*, for Mr. W. J. Foster, asked the Colonial Secretary,—When will the Public School at Macdonald Town be proceeded with?

Sir Henry Parkes answered,—On behalf of Sir John Robertson, I desire to state as follows :—The site has not yet been obtained; but as soon as the necessary preliminaries can be carried out land will be resumed for the purpose, and immediately thereupon, and pending the erection of permanent buildings, a suitable school tent will be provided.

- (9.) Immigration :—Mr. Fawcett asked the Colonial Secretary,—Is it a fact that Immigrants are still introduced at a cost of only £2 per head?

Sir Henry Parkes answered,—It is not a fact that Immigrants are being introduced on a contribution of £2. The regulations are being carried out to the letter as they were laid upon the Table of this House; and I understand from Mr. Wise that there is a large number of applicants to obtain their friends from England under these regulations.

- (10.) Religious Instruction in Public and Denominational Schools :—Mr. W. J. Watson asked the Colonial Secretary,—When will the Return in reference to Religious Instruction in Public and Denominational Schools, ordered by this House on the 9th February, 1881, be laid upon the Table?

Sir Henry Parkes answered,—On behalf of Sir John Robertson, I desire to say, probably next week.

- (11.) Site for Public School at Bulla Creek :—Mr. W. J. Watson asked the Colonial Secretary,—When will the correspondence in reference to the Site for a Public School at Bulla Creek, ordered by this House on the 18th February, 1881, be laid upon the Table?

Sir Henry Parkes answered,—The same answer will apply to this as to the preceding question.

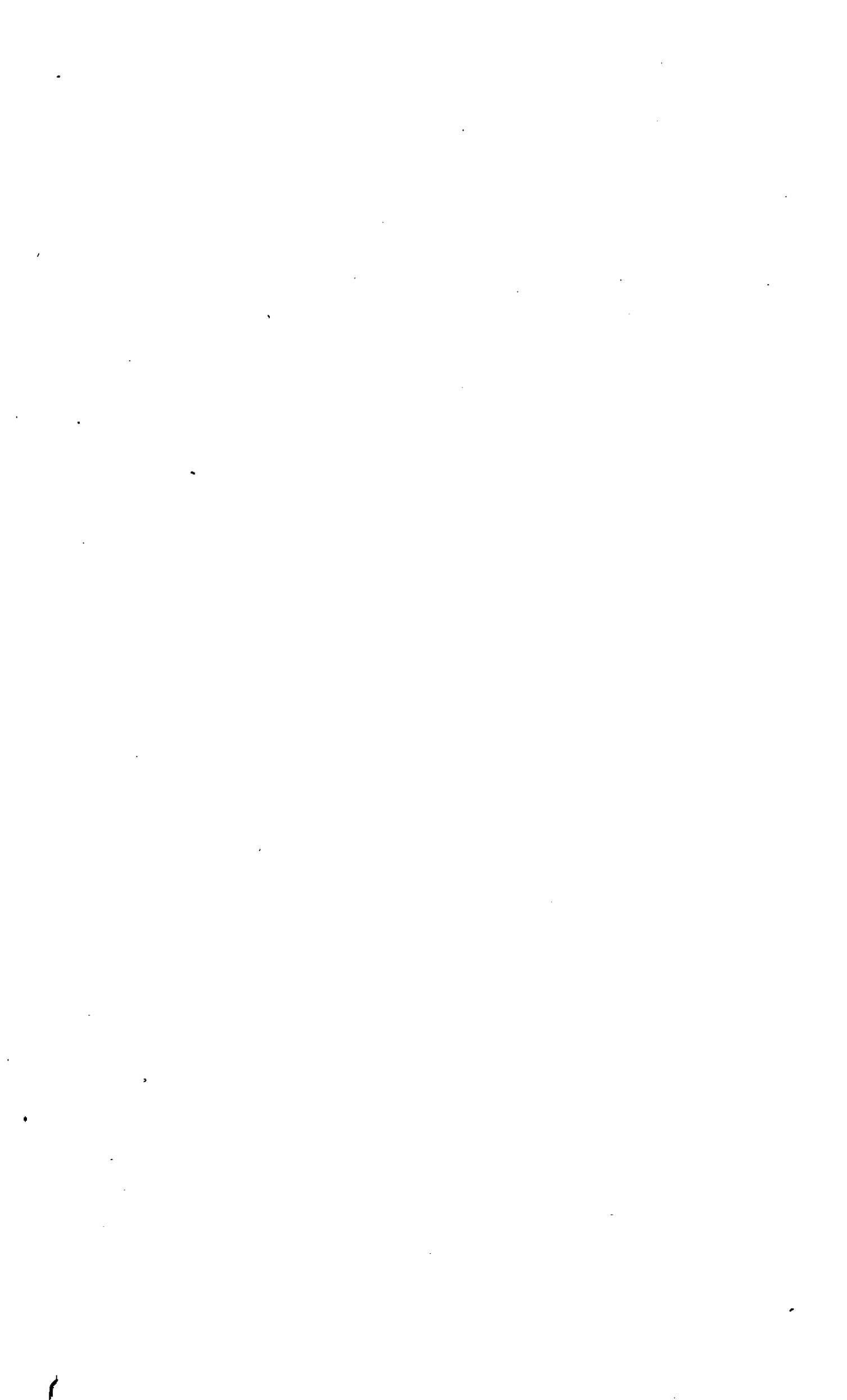
- (12.) Flour for Liverpool Asylum :—*Mr. Burns*, for Mr. William Clarke, asked the Colonial Treasurer,—When calling for tenders on the 9th May last for supplying flour to the Liverpool Asylum, why was Adelaide flour only specified?

Mr. James Watson answered,—Some eight or ten years ago the Board of Management of this Institution erected certain appliances for baking bread for the supply of the inmates, and then recommended that tenders should be invited for the supply of Adelaide flour, the flour of this Colony not having then attained to its present excellent quality. That went on for some years. My attention was called to the matter recently, when I found that tenders for Adelaide flour had been accepted. The contractor having failed, I cancelled that contract, and advertised for tenders for superfine flour, wherever made. Tenders have been received, and in future none for Adelaide flour will be invited.

2. MUNICIPAL BATHS SITE ACQUISITION BILL:—Mr. Garrett presented a Bill, intituled “*A Bill to enable the Municipal Council of the City of Sydney to purchase or otherwise become possessed of lands and other premises situate beyond the boundaries of the City which could be appropriated for the purpose of Public Baths or other public uses,*”—which was read a first time.
Ordered to be printed, and read a second time on Friday, 12th August.
3. PAPERS :—
Sir Henry Parkes laid upon the Table,—Convention between New South Wales and South Australia relative to the Murray River Customs.
Ordered to be printed.
Mr. Lackey laid upon the Table,—Return to an Order made on 30th March, 1881,—“*Ferry between East Kempsey and Central Kempsey.*”
Ordered to be printed.
4. SUPREME COURT (ADDITIONAL JUDGE) 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 authorize the appointment of an Additional Judge of the Supreme Court.*”
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 appointment of an Additional Judge of the Supreme Court,*”—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
Sydney, 21st July, 1881.*
5. ROGERS'S ESTATE BILL (*Formal Motion*) :—
(1.) Mr. Pilcher moved, pursuant to Notice, for leave to bring in a Bill to enable and authorize Martha Rogers, or other the Trustee or Trustees for the time being of the will of the late George John Rogers, to sell and lease the lands, hereditaments, and premises, which are subject to the trusts of the said will, and to make provision for the investment of the proceeds of the sale thereof, and for other purposes.
Question put and passed.
(2.) Mr. Pilcher having presented this Bill, and produced a certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue Fund of the Colony, Bill, intituled “*A Bill to enable and authorize Martha Rogers or other the Trustee or Trustees for the time being of the Will of the late George John Rogers to sell and lease the lands hereditaments and premises which are subject to the trusts of the said Will and to make provision for the investment of the proceeds of the sale thereof and for other purposes,*”—read a first time.
6. COMMITTEE OF ELECTIONS AND QUALIFICATIONS :—Edward Combes, Esquire, came to the Table and was sworn by the Clerk as a Member of the Committee of Elections and Qualifications.
7. INFLUX OF CHINESE RESTRICTION BILL :—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that a *Point of Order* had arisen in the Committee, and obtained leave to sit again so soon as Mr. Speaker's ruling had been obtained thereon.
The Chairman then stated the *Point of Order*, as follows :—
The second clause of the Bill being under consideration, the Honorable Member for Mudgee (Mr. Buchanan) proposed as an amendment to omit certain words of the clause, with a view of inserting in place thereof certain other words of which he had given notice as a new clause, and that he (the Chairman) ruled that the proposed amendment was not in order, being in the nature of a new clause.
And the Honorable Member for Mudgee dissenting from the Chairman's ruling, the question was referred for Mr. Speaker's decision.
Mr. Speaker sustained the ruling of the Chairman.
On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the Committee resumed.
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. 12.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 22 JULY, 1881.

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

QUESTIONS:—

(1.) Wentworth Electorate:—Mr. Brodribb asked the Secretary for Lands,—Will he furnish a Return of all moneys received from the Wentworth Electorate for the sale of land by auction, by conditional purchase, rents of lands, and all other sources per year, from 1861 up to the 31st December, 1880; also a Return of all moneys voted and spent from 1861 up to the 31st December, 1880, designating the respective works on which the money was so spent, and locality in the same Electorate?

Mr. Hoskins answered,—A Return of moneys received will be furnished, but it cannot be made perfectly accurate, as the land districts boundaries are not always identical with those of the Electorates. The Return of moneys voted and spent can only be furnished by the Treasury and the Department of Public Works.

(2.) Salaries of Judges of the Supreme Court:—Mr. Slattery asked the Colonial Secretary,—Have any official representations been made to the Government within the last ten years from any of their Honors, or from the late Chief Justice (Sir Alfred Stephen), on the subject of an increase to the salaries of the Judges of the Supreme Court; if so, has he any objection to lay copies of such letters upon the Table of the House?

Sir Henry Parkes answered,—Some letters of this character have been received at different times during the last ten years. I should think letters have been received from nearly all officers in high positions suggesting the propriety of increase of salary. With regard to those from the Judges, there will be no objection to lay them upon the Table of the House.

(3.) Dimond's Licensing Case:—Mr. Pigott asked the Colonial Treasurer,—Will he lay upon the Table of this House the memo. or paper signed by eighteen Magistrates, referred to in the memo. signed by Mr. F. B. Davidson, dated 11th June, 1880, in the matter of the granting of a license to Patrick Dimond?

Mr. James Watson answered,—I shall presently lay the Paper referred to upon the Table of the House.

(4.) Wharfage Accommodation and Trucking Yards at Tarana:—Mr. Combes asked the Secretary for Public Works,—When will the additional wharfage accommodation and trucking yards at Tarana be commenced which were promised by the Department over nine months since?

Mr. Lackey answered,—The records of the Department do not show that this matter was finally determined upon until the end of April last; preparations have since been made for providing this accommodation, and the work will be commenced in a few days.

(5.) Public School at St. Peter's:—Mr. Pigott asked the Colonial Secretary,—

- (1.) Does the Government intend to erect a Public School at St. Peter's?
- (2.) Has the ground been purchased for the erection thereon of such School?
- (3.) When will the erection of such School be commenced?

Sir Henry Parkes answered,—Sir John Robertson desires me to state:—So soon as funds are available land will be purchased and suitable buildings erected. Meanwhile, arrangements have been made to rent buildings belonging to the Church of England for Public School purposes.

(6.) Lock-up and Policeman's Quarters at Cook's River:—Mr. Pigott asked the Secretary for Public Works,—When will the Lock-up and Policeman's Residence be erected on the ground purchased by the Government several years ago for that purpose at Cook's River, near the dam?

Mr. Lackey answered,—A plan for this building has been prepared, and tenders will be invited as soon as the necessary provision shall have been made by Parliament.

(7.) Dimond's Licensing Case:—Mr. Pigott asked the Colonial Secretary,—Has a statutory declaration, affidavit, or statement, been made by Mr. Lucas, Clerk of Petty Sessions at the Water Police Office, Sydney, relative to the granting of a license to Patrick Dimond; if so, will the Colonial Secretary lay the same upon the Table of the House?

Sir

Sir Henry Parkes answered,—After the Dimond inquiry was closed, some question arose as to the conduct of a particular Magistrate in that case, which was not considered at the inquiry, and Mr. Lucas, the Clerk of Petty Sessions at the Water Police Office, was required, through the Water Police Magistrate, to state what he knew of the matter. On that occasion Mr. Lucas made a statement, and expressed his willingness to make a statutory declaration as to certain facts.

- (8.) **Tramways**:—Mr. Terry asked the Secretary for Public Works,—Is it a fact that the proposed extension of the Tramway to the Circular Quay is intended to pass through the valuable grounds and buildings of the Union Club, Bent-street?

Mr. Lackey answered,—The surveys have not been completed, but it is believed that interference with the grounds and buildings of the Union Club can be avoided.

- (9.) **Sydney Water Supply**:—Mr. Poole asked the Secretary for Public Works,—Will he, at an early date, lay upon the Table of the House a Return showing what contracts have been re-let on the works for the Sydney Water Supply, and the amount of the increased cost of the works so re-let, each contract separately, and showing generally the progress made with the whole of the works?

Mr. Lackey answered,—I shall have no objection to supply the information asked for by the Honorable Member.

2. **PAPER**:—Mr. James Watson laid upon the Table,—List of Magistrates who granted a Publican's License to Patrick Dimond.
Ordered to be printed.
3. **RING-BARKING ON CROWN LANDS REGULATION BILL**:—Mr. Baker *presented* a Bill, intituled “*A Bill to regulate Ring-barking on Crown Lands*,”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
4. **CARGO GOLD FIELD RESERVE (Formal Motion)**:—Dr. Ross moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, correspondence, minutes, appraisements, reports, petitions, plans, and other documents in reference to the revocation of part of the Cargo Gold Field Reserve, in the county of Ashburnham, and the conditional purchases made thereon by James Edward Wetherill, John Livermore, Allan Wetherill, and others.
Question put and passed.
5. **PATRICK RYAN'S CONDITIONAL PURCHASE (Formal Motion)**:—Dr. Ross moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, correspondence, petitions, Surveyor's reports, minutes, plans, and other documents, in reference to the Conditional Purchase made by one Patrick Ryan, at Mousehole Creek, in the county of Ashburnham, being portions 119 and 120, and now claimed by Lancelot Smith.
Question put and passed.
6. **ELECTORATE OF BOOROWA (Formal Motion)**:—Mr. Slattery moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) A Return of all moneys received from the present Electorate of Boorowa for the sale of land by auction, by conditional purchase, interest thereon, rents of lands, and all other sources per year from 1st January, 1862, to 31st December, 1880.
(2.) A Return of all moneys voted and expended on roads, bridges, and other public works per year during the same period, designating the respective works on which the money was expended, and locality.
Question put and passed.
7. **ROGERS'S ESTATE BILL (Formal Motion)**:—Mr. Terry, for Mr. Pilcher, moved, pursuant to Notice,—
(1.) That Rogers's Estate Bill be referred to a Select Committee for inquiry and report.
(2.) That such Committee consist of Mr. Hay, Mr. Day, Mr. Levien, Mr. Levin, Mr. Lync, Mr. Burns, Mr. Jacob, and Mr. Pilcher.
Question put and passed.
8. **ALEXANDER ERSKINE**:—Mr. Garrett presented a Petition from Alexander Erskine, of Sydney, Mining Proprietor and Contractor, alleging that he selected certain land in the bed of the Macquarie River, under the Mining Regulations, as a Gold Mining Lease, and that his lease was subsequently declared forfeited, whereby he sustained pecuniary loss; and praying the House to take his case into consideration, with a view to relief.
Petition received.
9. **DEBTS OF DECEASED PERSONS BILL**:—The Order of the Day having been read,—Mr. Pigott 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. Pigott, 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. Pigott, the report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
10. **BIRDS PROTECTION BILL**:—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. McLaughlin, discharged.
Ordered, on motion of Mr. McLaughlin, that the Bill be withdrawn.
11. **CHALLENGE IN MISDEMEANOUR 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.

The House adjourned at twenty-two minutes after Six 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, 26 JULY, 1881.

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

QUESTIONS:—

(1.) Conditional Purchases:—*Mr. Combes*, for *Mr. Reid*, asked the Secretary for Lands,—

- (1.) The total number and area of conditional purchases taken up at the office of the Crown Lands Agent, Wagga Wagga, from 1875 to 1880, both years inclusive?
- (2.) The total number and area of such selections remaining in the names of the original selectors?
- (3.) The total number and area of such selections transferred, so far as known, into the names of the holders of pastoral leases?
- (4.) Will he give the same information in reference to the Land Offices at Cooma, Bombala, Forbes, Deniliquin, Hay, Dubbo, Tamworth, Armidale, and Warialda?

Mr. Hoskins answered,—

- | No. of C.P. | a. | r. | p. | |
|-----------------|--------------|----|-----|---|
| (1.) 2,473..... | area 470,853 | 3 | 0. | |
| (2.) 1,146..... | area 240,392 | 3 | 3. | |
| (3.) 616..... | area 141,594 | 3 | 37. | 616 selections, area 141,594 acres 3 roods 37 perches, have been transferred, but the transferees are not known in the Department of Lands as pastoral lessees. |
- (4.) The other Returns can only be prepared by employing the clerks after office hours, or taking them off the current work. They will, however, be completed with the least possible delay.

(2.) Military Defences Commission:—*Mr. Day*, for *Mr. McElhone*, asked the Colonial Secretary,—

- (1.) What are the names of the persons who formed the late Military Commission?
- (2.) At what rate per day was each of them to be paid?
- (3.) What amount has each of them to receive, the number of days for which they were to be paid, and the total cost of the Commission, including Secretary's and other salaries, printing, &c.?

Sir Henry Parkes answered,—

- (1.) President, *Sir James Martin*; Vice-President, *Colonel Peter Henry Scratchley, C.M.G.*; Members,—*Mr. James Barnet, Colonial Architect, Mr. Edward Knox, J.P., the Honorable John Brown Watt, M.L.C., the Honorable Frederick Matthew Darley, M.L.C., Colonel William Ackland Anderson, C.M.G., Colonel Major Francis Downes, Colonel John Soame Richardson, and Colonel Charles Fysche Roberts*; Secretary, *Mr. Charles Lyne*.
- (2.) The question of fees has not yet been considered. It is intended by the Government, however, to make a present to the two military men who were obtained from other colonies.
- (3.) The accounts have not yet been sent in to the Government, and therefore the total cost of the Commission cannot be stated.

(3.) Appraisalment of Runs:—*Mr. Loughnan* asked the Secretary for Mines,—

- (1.) How many of the 858 runs the appraisements of which were made in 1880 but were referred for report have been reported on?
- (2.) How many of the 858 runs so referred for report have had their rents determined?
- (3.) Are any or all of these 858 runs at present held under lease, or by what tenure are they held?
- (4.) Has the Minister refused to allow transfers of any of these runs to be made pending the adjustment of the rents?
- (5.) When is it probable that the rents of all these 858 runs will be determined?

Mr. Baker answered,—

- (1.) 438.
- (2.) Those reported upon are now under consideration, but have not yet had their rents finally determined.
- (3.)

(3.) The renewal of the leases of the 858 runs will be complete upon the holders thereof in each case paying the rent fixed or to be fixed.

(4.) No; transfers of such runs have in every case been permitted under the condition that the transferee, or his agent, give an undertaking that he will when called upon pay the rent determined upon completion of the appraisal of the runs proposed to be transferred.

(5.) Not later, I think, than the month of October next, probably earlier.

(4.) Rolling Stock for the Great Northern Railway:—Mr. Fletcher asked the Secretary for Public Works,—

(1.) Has the contract with Moyes & Donald, of Newcastle, for the construction of rolling stock on the Great Northern Railway been cancelled; if so, on what date?

(2.) Is it the intention of the Government to call for fresh tenders; if so, when?

(3.) Will the Minister state the cause of the delay, if any, in calling for tenders?

Mr. Lackey answered,—

(1.) Yes; on the 13th May, 1880.

(2.) Yes; on an early date.

(3.) I am informed by the Locomotive Engineer that the delay has been caused by other matters having prevented the completion of the drawings.

(5.) Voting at Municipal Elections:—Mr. Copeland asked the Colonial Secretary,—

(1.) How many Ratepayers were there, and how many possible votes on each of the Municipal Rolls for last year throughout the Colony?

(2.) How many of such Ratepayers voted, and the number of votes recorded at the last Municipal Elections for each of such Municipalities?

Sir Henry Parkes answered,—I am not in a position to answer the question put by the Honorable Member. The Government have no record of the proceedings of Municipalities to which the question refers, and it would take considerable time to obtain the information. If the Honorable Member will move for a Return, I will get it as early as I can through the Municipal authorities, and will lay it upon the Table.

(6.) Judges of the Supreme Court:—Mr. Buchanan asked the Attorney General,—

(1.) Is it true that the Crown Law Officers of England have given an opinion that it is not necessary to have an Address from both Houses of Parliament in dismissing Colonial Supreme Court Judges, and that those Judges, on cause shown, can be legally dismissed by the action of the Executive alone?

(2.) Will the Attorney General give the names of the English Crown Law Officers who have given such an opinion?

Mr. Wisdom answered,—Although I have not yet been able to obtain the opinion referred to, some such opinion appears to have been given, as I find from Todd's Parliamentary Government in England, vol. 2, page 759. I may, however, before reading the extract, state the circumstances to which it refers. The opinion was given upon a case which arose in Victoria between Judge Barry and the then Attorney General (Mr. Higinbotham), when Mr. Higinbotham gave an elaborate opinion, not only that the Colonial Judges could be removed by vote of both Houses of Parliament, but by the Government. That opinion appears to have been confirmed by two sets of Crown Law Officers in England. The dispute between Judge Barry and Mr. Higinbotham was referred to the Privy Council, but the President of the Council declined to entertain it because it was put in an abstract form. The passage then goes on to say, "But prior to the refusal of the President of the Council to entertain the Judge's petition the Colonial Secretary had referred the papers to the Law Officers of the Crown (Sir Roundell Palmer and Sir R. P. Collier), by whom, on January 10th, 1866, he was advised 'that notwithstanding the passing of the Constitution Act (18 and 19 Vict. c. 55) the Governor and Council can still 'amove' Judges under the Imperial Statute (22 Geo. III c. 55), 'and that the Governor and Council probably retain the power of suspending Judges under the 'local Act.' " That power of suspension has, however, nothing to do with the point raised by the Honorable Member. "The Colonial Secretary forwarded an extract from this report, with a copy of a report to the same effect in November, 1862, by the then law officers (Sir Wm. Atherton and Sir R. Palmer) on a similar question which had been raised in the Colony of Queensland. The first named opinion, after confirming that of their predecessors in the Queensland case, that the authority conferred upon the Governor and Council to 'amove' Colonial Judges by the Act "22 Geo. III. remains in force." So that if these opinions are correctly reported here, it would seem, unless there is something in our Constitution Act—and I am not aware of anything that would prohibit such a course—the Government have the power to remove Judges of the Supreme Court, under the statute of George III, for legal and official misbehaviour.

(7.) Diamond Drills:—Mr. Burns, for Mr. Badgery, asked the Secretary for Mines,—Is it true that the Government of Victoria have purchased a number of Diamond Drills, which are leased on certain conditions to respectable and responsible companies for prospecting purposes; if so, will the Government of New South Wales encourage mining industries by doing likewise in this Colony?

Mr. Baker answered,—I am not in possession of any information as to what has been done in reference to Diamond Drills by the Victorian Government, but the question of purchasing such Drills for this Colony is under the consideration of the Government.

(8.) Money Order Office at Mount Vincent:—Mr. Burns asked the Postmaster General,—Do the Government intend to establish a Money Order Office at Mount Vincent; and if so, when?

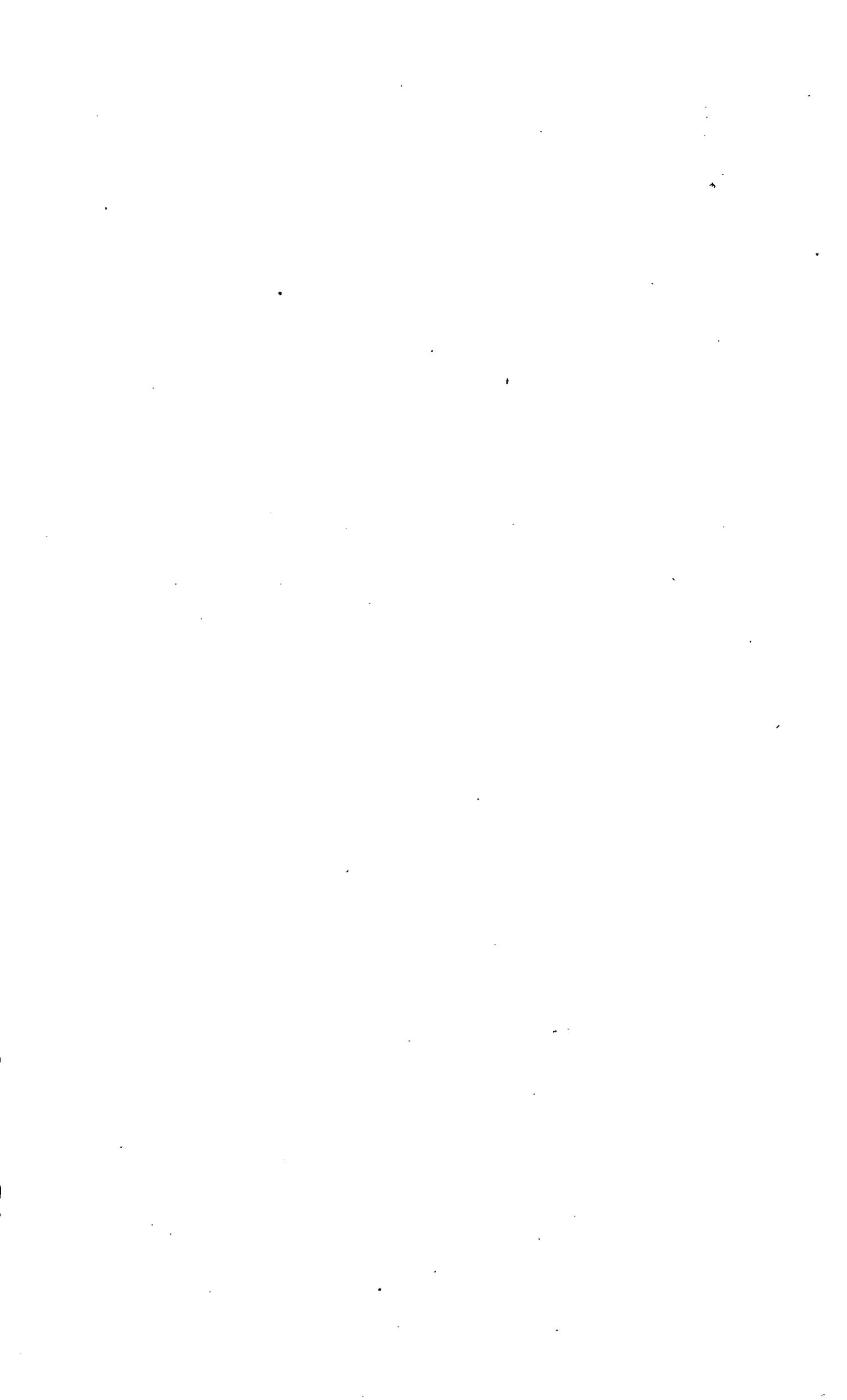
Mr. Suttor answered,—The necessary forms are now being prepared, and arrangements will be made to open a Money Order Office at Mount Vincent during next month.

(9.) Court-house, Cowra:—Mr. Lynch asked the Secretary for Public Works,—Is it his intention to cause to be placed on the Estimates for 1881 the sum of £700, which has been recommended by the Colonial Architect for the completion of the Cowra Court-house?

Mr. Lackey answered,—The sum of £700 has been noted for consideration on next Estimates.

2. BIRDS PROTECTION BILL (No. 2):—
 (1.) Mr. McLaughlin moved, That the order made on the 14th July instant for the introduction of this Bill be now read.
 Question put and passed.
 And the said order (*as recorded in Votes and Proceedings, No. 7, entry 8*) read by the Clerk, by direction of Mr. Speaker.
- (2.) Mr. McLaughlin then *presented* a Bill, intituled "*A Bill to secure the protection of certain Birds,*"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 19th August.
3. PAPERS:—
 Mr. Lackey laid upon the Table,—Abstract of Lands resumed for the purpose of the Sydney Water Supply, under the Act 44 Vic. No. 16.
 Ordered to be printed.
- Sir Henry Parkes laid upon the Table,—Return showing the number of Electors on the Roll of each Electoral District of New South Wales for 1881–82.
 Ordered to be printed.
4. ROAD BETWEEN GLEN INNES AND GRAFTON (*Formal Motion*):—Mr. H. H. Brown moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the total amount of money expended within the last fifteen years on the main line of road between Glen Innes and Grafton, and the probable cost of all public works on the same road now in course of construction.
 Question put and passed.
5. DEBTS OF DECEASED PERSONS BILL (*Formal Order of the Day*),—on motion of Mr. McLaughlin, read a third time, and *passed*.
 Mr. McLaughlin then moved, That the Title of the Bill be "*An Act to abolish the distinction as to priority of payment which now exists between the speciality and simple contract debts of Deceased Persons.*"
 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 abolish the distinction as to priority of payment which now exists between the speciality and simple contract debts of Deceased Persons,*"—presents the same to the Legislative Council for its concurrence.
*Legislative Assembly Chamber,
 Sydney, 26th July, 1881.*
6. BRANCH RAILWAYS AND TRAMWAYS:—Mr. Myers moved, pursuant to Notice,—
 (1.) That, in the opinion of this House, with the view of assisting the settlement of the population in the interior and facilitating the carriage of produce, Railways or Tramways should be constructed where practicable from those places in the several districts surrounding the large inland towns of the Colony to such of those towns which may already be connected with the Metropolis by the main trunk lines.
 (2.) That the large central inland towns of the Colony demand a stimulus being given to their advancement by the construction of such branch lines.
 (3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor.
 Debate ensued.
 Question put and negatived.
7. ENDOWMENT OF THE UNIVERSITY OF SYDNEY:—Dr. Renwick moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, minutes, and any other documents which have passed between the Government and the Senate of the University of Sydney with regard to the question of increased endowment of the University.
 Question put and passed.
8. FRIENDLY SOCIETIES:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Abigail,—
 " (1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the working of the laws relating to the management of Friendly Societies in New South Wales.
 " (2.) That such Committee consist of Mr. Davies, Mr. Burns, Mr. Roseby, Mr. Garrett, Mr. Kidd, Mr. W. J. Foster, Mr. Sutherland, Mr. Garrard, and the Mover,"—
 And the Question being again proposed,—the House resumed the said adjourned Debate.
 Mr. Davies moved, That the Question be amended by the addition of the name of Sir Henry Parkes.
 Question proposed, That the words proposed to be added be so added.
 Debate continued.
 Notice was taken that there was not a Quorum present.
 Mr. Speaker counted the House, and there being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Abigail, Mr. Baker, Mr. Stephen Brown, Mr. Brunker, Mr. Cameron, Mr. Davies, Mr. Garrard, Mr. Henson, Mr. Hoskins, Mr. Kidd, Mr. Lackey, Mr. G. A. Lloyd, Mr. Murray, Sir Henry Parkes, Mr. Poole, Mr. Roseby, Mr. Slattery, Mr. Suttor, and Mr. Young,—
- Mr. Speaker adjourned the House at Twenty minutes before Eight o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 14.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 27 JULY, 1881.

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

QUESTIONS:—

(1.) Shoalhaven Bridge:—Mr. Buchanan asked the Secretary for Public Works,—

- (1.) Is it true that the cylinders of the Shoalhaven Bridge are sinking?
- (2.) Is the Bridge about to be opened for traffic?
- (3.) Will this Bridge be used for Railway traffic?
- (4.) Is the foundation of this Bridge insecure?

Mr. Lackey answered,—

- (1.) A considerable sinking took place in one of the cylinders and a partial sinking in others, but they are now firmly bedded, and there has been no appearance of sinking since January last.
- (2.) Yes, on the 1st August.
- (3.) Probably some years hence.
- (4.) No.

(2.) Small-pox:—Mr. Buchanan asked the Colonial Secretary,—

- (1.) Does the Government order people to be vaccinated, whether they agree to it or not?
- (2.) Is the Government aware that virulent disease is frequently caused through vaccination?
- (3.) Have there been cases here where Policemen who have been subjected to compulsory vaccination have been seized immediately after with serious illness?
- (4.) If there have been any cases of small-pox in Sydney, had the persons who are alleged to have so suffered been vaccinated before the alleged attack?
- (5.) Was Constable Little in great danger through vaccination, and is the Government aware that a Railway Guard was several days delirious through this cause?
- (6.) Will the Government introduce a measure without delay to prohibit vaccination, and so save the people from inflicting on themselves loathsome and virulent disease?

Sir Henry Parkes answered,—

- (1.) No.
- (2.) No.
- (3.) There have been no cases of serious illness amongst the Police supervening upon vaccination, excepting in the instance of Constable Little.
- (4.) Yes.
- (5.) As to Constable Little, the Police Surgeon reports that "Little suffered from inflammation of the arm of rather a severe nature after vaccination, but this was entirely attributable to his catching cold after the operation; his habit of body predisposed him to such a result. He is now convalescent." The Government has no information of any such case as is suggested in the latter part of this question.
- (6.) The Government do not intend to introduce a Bill to prohibit vaccination.

(3.) Great Northern Railway at Greta:—Mr. McElhone asked the Secretary for Public Works,—

- (1.) Is he aware, or has he been advised, that the Great Northern Railway has been undermined by the workings of the Greta Colliery?
- (2.) Will he cause inquiries to be at once made in this matter?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) Inquiries are being made, with the view of ascertaining what effect the undermining will have upon the Railway line, and remedial steps will be taken if found to be necessary.

(4.)

(4.) The Minister of Justice:—Mr. McElhone asked the Colonial Secretary,—

(1.) Can he inform me on what days, or at what hour of the day, the Minister of Justice is to be found at his office by persons wishing to see him on public business?

(2.) Is it a fact that persons wishing to see the Minister of Justice at his office can scarcely ever find him there?

Sir Henry Parkes answered,—I am desired by Sir George Innes to say:—

(1.) Every day during the usual office hours, except when he is absent on public business.

(2.) No.

(5.) Underground Railway to Circular Quay:—*Mr. Cameron*, for *Mr. Stuart*, asked the Secretary for Public Works,—Whether, with reference to the answer given by the Minister for Public Instruction, on 23rd March last, to a question asked in the Legislative Council by the Hon. Chas. Moore, in which the Minister stated “the Government has not yet decided upon the project”—the making of an Underground Railway from Darling Harbour to the Circular Quay,—the Minister for Works will now state whether the Government has now come to a decision on the subject?

Mr. Lackey answered,—No decision has yet been arrived at.

(6.) Inspectors of Marine Boilers and Engines:—*Mr. Farnell* asked the Colonial Treasurer,—

(1.) Is it a fact that the salaries of the two Inspectors of Marine Boilers and Engines have been reduced; if so, what reduction in the said salaries has been made?

(2.) Are the said Inspectors allowed to engage in private practice in their respective professions while occupying the position of Inspecting Officers under the Government?

Mr. James Watson answered,—

(1.) No.

(2.) No.

(7.) Miss Catherine Parnell:—*Mr. Brunker* asked the Secretary for Mines,—Whether it is intended to compensate Miss Catherine Parnell for the loss she has sustained by the severance of the northern part of her Conditional Purchase No. 71, of 100 acres, in the county of Buckland, parish of Boramble, and through which a stock road 3 chains wide has been made; and also, whether compensation will be allowed to Miss Parnell for the area of land taken for the purpose of forming the said road?

Mr. Baker answered,—A road was taken through the land referred to, under the provisions of the 15th section of the Crown Lands Act Amendment Act of 1875, and refund of the purchase money of the land so resumed was made in terms of that section. Miss Catherine Parnell does not appear to be entitled to any other compensation.

2. TAMWORTH GAS AND COKE COMPANY'S BILL:—*Mr. Burdekin* presented a Petition from the Directors of the Tamworth Gas and Coke Company (Limited), praying for leave to bring in a Bill to enable the Tamworth Gas and Coke Company (Limited) to construct Gasworks within the Town and Suburbs of Tamworth.

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

3. PAPERS:—

Mr. James Watson laid upon the Table,—Return to an Order made on 4th April, 1881,—“Goat Island Powder Magazine.”

Ordered to be printed.

Mr. Baker laid upon the Table,—Return to an Order made on 15th July, 1881,—“Circulars to Sheep Inspectors.”

Ordered to be printed.

4. CHALLENGE IN FELONIES AND MISDEMEANOURS AMENDMENT BILL (*Formal Motion*):—

(1.) *Mr. Buchanan* moved, pursuant to Notice, for leave to bring in a Bill to amend the law of Challenge in Felonies and Misdemeanours.

Question put and passed.

(2.) *Mr. Buchanan* presented a Bill, intituled “*A Bill to amend the law of Challenge in Felonies and Misdemeanours*,”—which was read a first time.

Ordered to be printed, and read a second time on Friday, 26th August.

5. INFUX OF CHINESE RESTRICTION 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, 28 JULY, 1881, A.M.

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 ten 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, 28 JULY, 1881.

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

QUESTIONS :—

(1.) Road from Glen Innes to Vegetable Creek :—Mr. Fergusson asked the Secretary for Mines,—
What is the cause of delay in surveying and proclaiming the road from Glen Innes to Vegetable Creek, *via* Clairvaux ; and when will it be open for traffic ?

Mr. Baker answered,—It was only determined to have this road laid out in May last, when the Surveyor was instructed to measure. Additional information is about to be supplied to the Surveyor to enable him to lay out the road, and several months must necessarily elapse before the road can be opened for traffic.

(2.) Public School at Black Jack :—Mr. Joseph P. Abbott asked the Colonial Secretary,—

(1.) What steps have been taken to establish a Public or any School at Black Jack ?

(2.) When will tenders be called for the erection of the necessary buildings ?

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—

(1.) A site has been applied for to the Minister for Lands, and the Architect for Public Schools has been instructed to prepare necessary plans.

(2.) As soon as the site is available and the plans approved.

(3.) Public School at Tambar Springs :—Mr. Joseph P. Abbott asked the Colonial Secretary,—

(1.) What steps have been taken to establish a Public School at Tambar Springs ?

(2.) When will tenders be called for the erection of the necessary buildings ?

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—

(1.) A suitable site has been secured, and plans for School Buildings prepared.

(2.) In about a fortnight from this date, if the plans are approved.

(4.) Public School at Hall's Creek :—Mr. Joseph P. Abbott asked the Colonial Secretary,—

(1.) What steps have been taken to establish a Public School at Hall's Creek, near Bingera ?

(2.) When will tenders be called for the erection of the necessary buildings ?

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—

(1.) A site has been applied for and plans prepared for School Buildings.

(2.) In about a fortnight from this date, if the plans are approved.

(5.) Branch Railway to North Shore :—Mr. Farnell asked the Secretary for Public Works,—Has a survey in connection with the Great Northern Railway to the waters of Port Jackson, at the North Shore, been completed ?

Mr. Lackey answered,—No, it has not yet been commenced, but will be immediately.

(6.) Post and Telegraph Office at St. Leonards :—Mr. Farnell asked the Postmaster General,—
When will tenders be invited for the erection of the Post and Telegraph Office at St. Leonards, for which the money has been appropriated on several occasions ?

Mr. Suttor answered,—The Honorable Member is aware that great difficulty has been experienced in choosing a site which would be sufficiently central and satisfactory to all parties. Owing to this difficulty the vote has lapsed, but Parliament will be asked to re-vote the amount on the Estimates for next year. The matter of the site is still under consideration, and it is hoped that a final determination will be arrived at before long.

(7.)

(7.) Recreation Ground, Macdonald Town :—Mr. W. J. Foster asked the Colonial Secretary,—Has a site been determined upon for a Recreation Ground for the inhabitants of Macdonald Town ; and if so, where ?

Sir Henry Parkes answered,—No decision has yet been arrived at in this matter.

(8.) Small-pox :—Mr. W. J. Foster asked the Colonial Secretary,—

(1.) Is it a fact that in some of the recent cases of small-pox in Sydney the diseased persons have been removed to Quarantine, while their beds, furniture, and clothing have been left shut up in the houses from which they have been taken ?

(2.) Is it the intention of the Government to require that in future all infected materials which can reasonably be destroyed shall be so destroyed as soon as the persons affected with small-pox have been removed from their dwellings ?

(3.) Is it the intention of the Government to require that the houses from which persons suffering from small-pox are removed shall at once be opened, cleansed thoroughly, and disinfected ?

Mr. James Watson answered,—

(1.) Yes, as, under the circumstances stated, their removal would have been prejudicial to the public health.

(2.) Yes, and an ambulance and disinfecting staff has been engaged for the purpose.

(3.) The Health Officer advises that it would be unsafe to open the houses referred to “at once” ; but the disinfecting staff is now engaged in dealing with the various premises in detail, and when thoroughly disinfected and purified they will be thrown open.

(9.) Census Collectors, New England :—*Mr. Jacob*, for Mr. Copeland, asked the Colonial Secretary,—

(1.) Is he aware that the Census Collectors for New England have not yet been paid for their services ?

(2.) What is the cause of such delay ?

Sir Henry Parkes answered,—

(1.) The sum of £234 10s. was lodged in the Bank of New South Wales on the 21st instant to the credit of Mr. Marriott, the Enumerator, for the payment of fourteen Collectors out of twenty.

(2.) The delay with reference to the other six Collectors has been caused by the non-receipt of the necessary vouchers from the Enumerator, and in two or three cases by attempted overcharge on the part of the Collectors.

2. TAMWORTH GAS AND COKE COMPANY'S BILL (*Formal Motion*) :—Mr. Burdekin moved, pursuant to Notice, for leave to bring in a Bill to enable the Tamworth Gas and Coke Company (Limited) to construct Gasworks within the Town and Suburbs of Tamworth.
Question put and passed.

3. VOTING AT MUNICIPAL ELECTIONS (*Formal Motion*) :—Mr. Copeland moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing :—

(1.) How many Ratepayers there were, and how many possible votes on each of the Municipal Rolls for last year throughout the county of Cumberland.

(2.) How many of such Ratepayers voted, and the number of votes recorded at the last Municipal Elections for each of such Municipalities.

Question put and passed.

4. INFLEX OF CHINESE RESTRICTION BILL :—The Order of the Day having been read,—Mr. James Watson moved, “That” this Bill be now read a third time.

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 5, 7, 13, and 15.”

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

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

Question then,—That the Bill be recommitted for the reconsideration of clauses 5, 7, 13, and 15,—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. PAPER :—Sir Henry Parkes laid upon the Table,—Return to an Order made on 18th February, 1881,—“Site for Public School at Bulla Creek.”

Ordered to be printed.

6. RING-BARKING ON CROWN LANDS REGULATION BILL :—The Order of the Day having been read,—Mr. Baker moved, That this Bill be now read a second time.

And notice being taken that the Bill had not been prepared according to the Order of Leave,—

Ordered, that the Order of the Day be discharged.

Ordered, that the Bill be withdrawn.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 16.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 29 JULY, 1881.

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

QUESTIONS:—

- (1.) Reserves on Runs in New England District:—Mr. Fergusson asked the Secretary for Lands,—
 (1.) The number of reserves on the following Runs in the New England District:—Ben Lomond, Mauran, Stonehenge, Blair Hill, Yarra Creek, King's Gate, Glen Elgin, Newton Boyd, Shannon Vale, Waterloo, Clair Vaulx, Wellingrove, King's Plains, Strathbogie, Ranger's Valley, Deepwater, Wellington Vale, Dundee, Yarraford, Furrick Vad, and Graham's Valley?
 (2.) The area of each reserve, for what purpose made, and upon whose recommendation?
 (3.) Will he supply a tracing showing the positions of the different reserves?

Mr. Hoskins answered—

- (1 and 2.) I will presently lay upon the Table a Return containing the information asked for in Parts 1 and 2 of the Honorable Member's question.
 (3.) Yes; a tracing will be laid upon the Table in the course of next week.

- (2.) School Books in Public and Denominational Schools:—Mr. Myers asked the Colonial Secretary,—Are there any regulations in the Public or Denominational Schools respecting the prices of school books supplied to the children, and what are the regulations?

Sir Henry Parkes answered,—Sir John Robertson desires me to state that school books are supplied to the children attending Public and Denominational Schools free of cost.

- (3.) Little River Gold Field:—Mr. Davies, for Mr. H. H. Brown, asked the Secretary for Mines,—
 (1.) Has anything been done with reference to the claim of Messrs. Gillies & Murphy for the discovery of the Deep Creek or Little River Diggings?
 (2.) Is it intended to give the reward to Murphy & Gillies; if so, when?

Mr. Baker answered,—Notice was given on the 2nd January, 1879, by Peter Gillies & James Murphy that they had discovered gold at Little River, but at that time the requisite number of miners was not employed upon the field, and since then no claim in respect of such discovery has been made.

- (4.) Railway to Boggabri:—Mr. Joseph P. Abbott asked the Secretary for Public Works,—

- (1.) Is it the intention of the Government to open the Railway to Boggabri when the line is completed to that town?
 (2.) Have any steps been taken to cause a Goods Shed and Passenger Station to be erected at Boggabri?

Mr. Lackey answered,—

- (1.) No; the specified time for the completion of the Railway to Narrabri is the 30th June, 1882, and if the line be opened to Boggabri it will cause considerable delay in finishing the contract.
 (2.) A Goods Shed and a Passenger Station will be erected at Boggabri.

- (5.) Cemetery at Bundalla:—Mr. Joseph P. Abbott asked the Secretary for Lands,—

- (1.) Has the land yet been dedicated for a Cemetery at Bundalla; if not, when will it be?
 (2.) Has the land applied for in Gunnedah for a Recreation Reserve yet been dedicated; if not, when will it be?
 (3.) Has the land applied for for an Hospital Reserve in Gunnedah been yet dedicated; if not, when will it be?

Mr.

Mr. Hoskins answered,—

- (1.) The proposed dedication will be included in the next abstract to be laid before Parliament.
- (2.) The papers were referred in June last to Mr. District-Surveyor Dewhurst for the purpose of the land being surveyed.
- (3.) The proposed dedication will be included in the next abstract to be laid before Parliament.

(6.) Railway Surveyors :—*Mr. Fergusson*, for Mr. Murray, asked the Secretary for Public Works,—

- (1.) Is it true that Railway Surveyors have been sent for to England?
- (2.) Is he aware that there is a great number of Surveyors, licensed by the Surveyor General, at present in New South Wales who are unemployed?

Mr. Lackey answered,—

- (1.) The Railway Department has not sent to England for Surveyors.
 - (2.) Yes, I believe so; but ordinary Land Surveyors have not had the special training which is necessary to qualify them to perform the duties of Railway Surveyors.
- (7.) Bridge over South Creek Road to Luddenham :—*Mr. T. R. Smith* asked the Secretary for Public Works,—Will he say what is the cause of delay in accepting tenders for Bridge over South Creek Road to Luddenham?

Mr. Lackey answered,—No unnecessary delay has occurred. A tender for the work has been accepted.

(8.) Post and Telegraph Office at South Creek :—*Mr. T. R. Smith* asked the Secretary for Public Works,—When will the Post and Telegraph Office at South Creek be proceeded with, for which the money was voted last Parliament?

Mr. Lackey answered,—A plan has already been prepared for this building, but the work proposed was considered too costly, the amount voted being only £600. A revised plan is now in hand, and will shortly be completed.

(9.) Granville Railway Station :—*Mr. Beyers*, for Mr. McCulloch, asked the Secretary for Public Works,—

- (1.) Is he aware that there being no Goods Shed at Granville Railway Station, goods for that suburb have to be sent on to Parramatta and carted back to Granville?
- (2.) Will he cause a Goods Shed to be erected at Granville to remedy this inconvenience?

Mr. Lackey answered,—The necessity for a Goods Shed at Granville has not, I am informed, been felt hitherto; but as this suburb is rapidly increasing, it is proposed to erect one.

(10.) Eveleigh Estate :—*Mr. Copeland* asked the Secretary for Public Works,—

- (1.) Was the Eveleigh Estate purchased for the purpose of erecting Railway Workshops thereon, owing to the overcrowded state of the present Workshops?
- (2.) Has the necessity ceased to exist; and if so, do the Government intend selling the land again?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) No; the Workshops will be commenced as soon as possible.

(11.) Paupers from other Colonies :—*Mr. Copeland* asked the Colonial Secretary,—

- (1.) Has his attention been drawn to clause 6 of the report of Mr. King on the Government Asylums, dated 28th September, 1880, which is as follows :—“6. The necessity for passing an Act similar to that in force in Victoria to prevent the landing of paupers from neighbouring Colonies has been frequently urged in my reports; but I must again, in view of the continuance of a practice which is so common, namely, that of saddling this Colony with the maintenance of numerous paupers sent from other Colonies, express the hope that action in this direction may be taken by the Government”?
- (2.) Is it his intention to introduce a Bill to deal with this matter during the present Session?

Sir Henry Parkes answered,—The Government has no intention of introducing any such Bill.

(12.) Inquest respecting the death of Tom Hayes :—*Mr. Roseby* asked the Attorney General,—

- (1.) Has the Minister of Justice received any official report of the death by accident of a man named Tom Hayes, while riding home from Ulladulla on the 20th of June last?
- (2.) Did the Coroner decline to hold an inquest upon his death?
- (3.) Is it the intention of the Minister to take steps to cause an inquiry to be held before the District Coroner into the circumstances connected with the death of the said Tom Hayes?

Mr. Wisdom answered,—

- (1.) Yes.
- (2.) Upon the matter being referred to the Coroner for his report, that officer reported the circumstances as he was informed of them by the Police, and stated that he did not think it necessary to hold an inquest.
- (3.) The Minister of Justice, however, thought otherwise, and directed an inquest to be held. Instructions to that effect have been communicated to the Coroner.

(13.) The Case of Mrs. Clyne :—*Dr. Ross* asked the Secretary for Lands,—Is it the intention of the Government to take any steps to compensate Mrs. Clyne, of Cumnock, for losses she alleges she has sustained through having been deprived of her Conditional Purchase; if not, will the Minister have any objection to lay a copy of all the papers and correspondence, &c., upon the Table of this House?

Mr. Hoskins answered,—It is not the intention of the Government to compensate Mrs. Clyne. There is no objection to copies of the papers and correspondence being laid upon the Table of the House.

(14.) Clock at Post Office, Orange :—*Mr. Fullford* asked the Secretary for Public Works,—Is it true that during the recess the Government caused a Clock to be placed in the tower of the Post Office at Orange; if so, will he please state the cost thereof?

Mr. Lackey answered,—Yes, a Clock has been recently placed in the tower of the Post and Telegraph Office at Orange, it having been found that a definite promise had been made by the Minister for Works some time ago; the cost was £205.

2. **FRIENDLY SOCIETIES** :—Mr. Roseby presented a Petition from the Board of Management and Manager of the Sydney Permanent Freehold Land and Building Society, stating that they have observed with satisfaction that the subject of the proper management of Friendly Societies registered in this Colony has been brought under the notice of the House ; and praying the House to cause inquiry to be instituted into the management and condition of all Friendly Societies in this Colony.
Petition received.
3. **RIGHT OF REPLY IN DEBATES.—PROPOSED STANDING ORDER** :—Mr. Stephen Brown, on behalf of the Chairman, brought up from the Standing Orders Committee the following Report, with the Standing Order prepared by that Committee, pursuant to an instruction referred to them on 12th July instant:—
“ The Standing Orders Committee, acting under instruction (see Votes and Proceedings, “ No. 5, 12th July, 1881), ‘ to prepare and submit for the approval of this House a Standing “ ‘ Order for the purpose of enabling the Mover of the second or third reading of a Bill, or of any “ ‘ substantive motion, or main question, to speak in reply in debate thereon,’ have agreed to the “ following Report:—
“ Your Committee, in accordance with the above instruction, have prepared the following “ Standing Order for presentation to your Honorable House, viz.:—
“ That the mover of the second or third reading of a Bill, or of any substantive motion, or “ main question, shall have the right to speak in reply in debate thereon.
“ 2. Having thus discharged the duty imposed upon them by the Resolution of your Honor- “ able House, the terms of which they considered to be mandatory, your Committee desire to “ express their opinion that a Standing Order in the words above written, while dealing with some “ matters in which a reply is already allowed, would in other matters tend greatly to extend debate “ upon questions in which the mover had had previous opportunities of addressing the House. Your “ Committee are of opinion that the right of reply may be given with advantage to the mover of “ the second or third reading of a Bill, but that upon other questions it is inadvisable to extend “ the right beyond that which is now allowed.
“ Your Committee therefore recommend for the adoption of your Honorable House the “ following Standing Order :—
“ That the mover of the second or third reading of a Bill shall be allowed to speak in reply in “ debate thereon.
“ *Mr. Speaker's Room,* “ G. WIGRAM ALLEN,
“ *Legislative Assembly,* “ Chairman.”
“ *Sydney, 29th July, 1881.*”
- Ordered to be printed.
4. **PAPER** :—Mr. Hoskins laid upon the Table,—Return showing the number of Reserves, area, &c., on certain Runs in the New England District.
Ordered to be printed.
5. **WENTWORTH ELECTORATE (Formal Motion)** :—Mr. Brodribb moved, pursuant to Notice, That there be laid upon the Table of this House a Return of all moneys voted and spent in the Wentworth Electorate from 1861 up to 31st December, 1880, designating the respective works on which money was so spent, and the locality.
Question put and passed.
6. **POSTPONEMENT** :—The Order of the Day for the second reading of the Electoral Act Amendment Bill postponed until Friday, 2nd September.
7. **LEGAL PRACTITIONERS BILL** :—The Order of the Day having been read,—Mr. Joseph P. Abbott moved, That this Bill be now read a second time.
Debate ensued.
Mr. Fitzpatrick moved, That this Debate be now adjourned.
Question put and passed.
Ordered, that the Debate be adjourned until Friday next.
8. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Alienation of Crown Lands ; adjourned Debate,—until Friday next.
(2.) Evidence in Summary Convictions Bill ; second reading,—until Friday, 12th August.

The House adjourned at five minutes after Nine 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, 2 AUGUST, 1881.

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

QUESTIONS:—

(1.) Commissioners under Land Act of 1875:—Mr. Fergusson asked the Secretary for Lands,—

- (1.) The number of Commissioners of Inquiry there are under the Land Act of 1875?
- (2.) The amount paid to each for travelling expenses or otherwise during each year?
- (3.) The number of cases referred to each Commissioner during each year?
- (4.) The number of Courts held, the places held at, and distance from Commissioner's head quarters?

Mr. Hoskins answered,—I will presently lay upon the Table a Return giving the information desired by the Honorable Member.

(2.) Alienation of Crown Lands:—Mr. Fergusson asked the Secretary for Lands,—

- (1.) How many acres of land were given away in free grants in the Colony of New South Wales either to persons or companies?
- (2.) How many acres in town allotments have been sold or given away up to the 30th of June last?
- (3.) How many acres of suburban lands have been sold or given away up to same date?
- (4.) How many acres have been sold by auction other than town or suburban up to same date?
- (5.) How many acres have been taken up as conditional purchases and additional conditional purchases?
- (6.) How many acres have been sold as improvement purchases?
- (7.) How many acres have been sold as mineral purchases?
- (8.) How many acres have been alienated from the Crown, other than described as above, up to the 30th June last?

Mr. Hoskins answered,—I will presently lay upon the Table of the House the answers to the questions of the Honorable Member in the form of a Return.

(3.) Timber for Railway Purposes:—*Mr. Jacob*, for *Mr. T. G. Dangar*, asked the Secretary for Lands,—Is it necessary for men employed in procuring timber for Railway purposes to pay the usual timber licenses, or are they exempt under the Railway Act?

Mr. Baker answered,—Except as regards the land referred to in the Act 22 Victoria No. 19, namely, lands contiguous to or adjoining a Railway, the men employed in procuring timber for Railway purposes are required to hold timber licenses.

(4.) Sheep Directors for Merriwa District:—*Mr. Joseph P. Abbott* asked the Secretary for Mines,—

- (1.) How many meetings of the Sheep Directors of the Merriwa Sheep District have been held during the past three years?
- (2.) How many of such meetings lapsed for want of a quorum?
- (3.) How many elections during that time of Sheep Directors have taken place?
- (4.) How many meetings called to elect Directors during that time have lapsed?

Mr. Baker answered,—

- (1.) Three meetings were held during the past three years.
- (2.) Three meetings lapsed for want of a quorum.
- (3.) No elections have taken place during the period.
- (4.) Four meetings called during the three years to elect Directors have lapsed.

(5.)

(5.) Tramway from Campbelltown to Camden :—Mr. Joseph P. Abbott asked the Secretary for Public Works,—

- (1.) What was the name of each of the tenderers for the rails required for the Tramway from Campbelltown to Camden ?
- (2.) What was the price of each tenderer for iron rails or for steel rails per ton ?
- (3.) Whose tender was accepted ?

Mr. James Watson answered,—

- (1.) Messrs. G. H. Royce & Co., Enoch Hughes, and Messrs. John Slater & Co. The tender of the last-named firm, however, was ineligible, as the rails offered were not of the description specified.
- (2.) The price of Mr. Hughes's rails, made at Lithgow from Colonial ores, was £10 per ton, delivered at Campbelltown. Messrs. G. H. Royce & Co.'s price for English iron rails, delivered at Campbelltown, was £11 per ton, and Messrs. John Slater & Co.'s, £11 5s. Messrs. G. H. Royce & Co.'s price for steel rails, delivered at Campbelltown, was £11 10s. per ton.
- (3.) The tender of Mr. E. Hughes was accepted.

(6.) Bonded Stores :—*Mr. Jacob*, for Dr. Ross, asked the Colonial Treasurer,—

- (1.) Upon whose recommendation was it that all goods passed under imperfect entries at the Port of Sydney are sent to private Bonds instead of the Queen's Bond ?
- (2.) What quantity of imperfect goods have been sent to the Queen's Bond since 1st January, 1881, up to the 30th June, and to each of the other Bonds, viz., Dibbs's, Moore's, Metcalfe's, Parbury's, and Alger's, for the same period ?
- (3.) The scale of charges per ton for imperfect goods chargeable by the Queen's and other Bonds for cartage, storing per week, receiving, and delivering ?
- (4.) Are any reductions made at such Bonds as Dibbs's and Moore's for goods from vessels lying at their wharfs where they are merely run across the wharf ?
- (5.) Have any complaints been made to the Collector of Customs for the excessive charges made on imperfect goods by proprietors of private Bonds ?
- (6.) Will the Colonial Treasurer give instructions that all imperfect goods in the future be sent to the Queen's Bond, to protect consignees from annoyance and imposition ?

Mr. James Watson answered,—

- (1.) Goods may be sent to the Queen's Warehouse or to any private Bond. All Bonded Stores are Queen's Warehouses under the Customs Regulation Act of 1879, and goods are sent according to the election of ship-brokers and agents.
- (2.) It will take a long time to prepare a Return of goods sent to Bonds and the Queen's Warehouse on imperfect entry.
- (3.) The rates for storage are at this time under consideration.
- (4.) I am not aware.
- (5.) Yes, complaints have been made, and the whole question is undergoing careful investigation with a view to prevent excessive rates being charged.
- (6.) The Queen's Bond at the Custom House is quite insufficient to warehouse all goods warehoused under imperfect entry.

(7.) Mining under Roads :—*Mr. Beyers* asked the Secretary for Mines,—Have any applications been made by persons for mining under certain roads ; if so, will he cause attention to be given to these applications ?

Mr. Baker answered,—Applications have been made by persons for permission to mine under roads, and they will be dealt with shortly.

(8.) Bridge over Cook's River, Croydon :—*Mr. Henson* asked the Secretary for Mines,—

- (1.) Is he aware that the public are prevented from using the bridge recently erected over Cook's River, Croydon, the owners of property on the southern side of the bridge having stopped the traffic through their lands ?
- (2.) Will the Minister inquire into this matter as early as possible ?

Mr. Baker answered,—

- (1.) I am informed that the public are prevented using the bridge recently erected over Cook's River, Croydon, through the owners of property on the southern side of the bridge having failed to carry out their promise to open and clear the road through their lands.
- (2.) I am further informed that action is now being taken to compel them to open the road.

(9.) Aldermen for Sydenham Ward, Petersham :—*Mr. Henson* asked the Colonial Secretary,—How many persons were recommended to him to be appointed Aldermen for Sydenham Ward, Borough of Petersham, and by whom were the recommendations signed ?

Sir Henry Parkes answered,—*Mr. A. A. P. Tighe* was recommended by the Mayor of the Borough of Petersham for appointment as an Alderman for Sydenham Ward, and the appointment was confirmed by the Governor in Council, but *Mr. Tighe* declined to act, whereupon the Mayor submitted the name of *Mr. J. Henderson*.

(10.) Railway between Gundagai and Cootamundra :—*Mr. Fitzpatrick*, for *Mr. William Forster*, asked the Secretary for Public Works,—With reference to *Mr. Forster's* questions, and the Ministerial answers, dated 7th ultimo, about the Railway between Gundagai and Cootamundra,—

- (1.) Have any applications for employment reached the Government from Railway Surveyors ; and if so, with what result ?
- (2.) Are the Government aware that the statement that Surveyors are not to be got is contradicted in certain Papers ?
- (3.) Has any further progress been since made in obtaining Surveyors, or in commencing the survey ; and if so, to what extent ?

Mr. James Watson answered,—

- (1.) Yes, and competent Railway Surveyors of good character have been offered employment.
- (2.) No.
- (3.) Yes ; three Surveyors have been sent to survey the line from Cootamundra to Gundagai.

- (11.) Railway over Canterbury Road :—*Mr. Abigail*, for *Mr. Withers*, asked the Secretary for Public Works,—Will he say what is the cause of the delay in the completion of the Railway line over the old Canterbury Road ?
- Mr. James Watson* answered,—The delay has been caused by the non-arrival of the girders. They were, however, delivered a few days ago, and the work will be completed without unnecessary delay.
- (12.) Insufficient Accommodation for Second-class Railway Passengers :—*Mr. Abigail*, for *Mr. Withers*, asked the Secretary for Public Works,—Has his attention been called to the insufficient accommodation for second-class passengers on Saturday nights ?
- Mr. James Watson* answered,—I am informed that the accommodation is generally sufficient ; it is very seldom found to be insufficient, and when it has been so it has been caused by circumstances which it was impossible to foresee.
- (13.) Waiting Rooms at Moore Park :—*Mr. Abigail*, for *Mr. Withers*, asked the Secretary for Public Works,—Is it the intention of the Government to erect Waiting Rooms at Moore Park and such places without delay ?
- Mr. James Watson* answered,—The Waiting Rooms at Moore Park will be erected in about six weeks from this time. They will be erected at other places as required.
- (14.) Pitch-paving Crown-street :—*Mr. Abigail*, for *Mr. Withers*, asked the Secretary for Public Works,—Is it the intention of the Government to pitch-pave the portion of Crown-street not taken up by the line ?
- Mr. James Watson* answered,—The Government will observe in this respect the provisions of the Tramway Act, which do not require them to pitch-pave the whole width of the street, but only one foot and six inches on either side of the rails.
- (15.) Nuisance on Barcom Glen Estate :—*Mr. Abigail*, for *Mr. Withers*, asked the Secretary for Public Works,—Is it the intention of the Government to proceed with that portion of the Sewerage Scheme to abate the nuisance on the Barcom Glen Estate ?
- Mr. James Watson* answered,—The matter is under the consideration of the Government.
- (16.) Widening Oxford-street :—*Mr. Abigail*, for *Mr. Withers*, asked the Secretary for Public Works,—Is it the intention of the Government to resume Cassidy's Hotel, or any portion, to widen Oxford-street at its intersection with Botany-street ?
- Mr. James Watson* answered,—There is no such intention.
- (17.) Oxford-street :—*Mr. Abigail*, for *Mr. Withers*, asked the Secretary for Public Works,—What is the name of the officer in charge of the tar-metal road making in Oxford-street, and what experience has he had in that particular work before he commenced to experiment on the said street ; will immediate steps be taken to have the work done properly ?
- Mr. James Watson* answered,—Inspector Waring has charge of the tar-metal, and takes his instructions as to the manner in which the work is to be done from the Engineer for Existing Lines, who is not aware that the work is being improperly done.
- (18.) Road from Gunning to Queanbeyan :—*Mr. Fitzpatrick* asked the Secretary for Public Works,—
- (1.) What was the amount voted last Session for the road from Gunning to Queanbeyan ?
 - (2.) What is the amount of the tender accepted, as referred to in the answer of the Minister on 7th ultimo ?
 - (3.) Is that the only contract to be called for for this road ?
- Mr. James Watson* answered,—
- (1.) £2,100 (two thousand one hundred pounds).
 - (2.) The reply given on the 7th ultimo had reference to the expenditure of the balance of Vote for the previous year. The amount of the tender was £140, and the balance of Vote £145. Two small contracts have been let to be paid from Vote for this year, amounting to £92 18s., and provision is being made for a further expenditure.
 - (3.) Other contracts will of course be called for for the repair of this road.
- (19.) Blue Mountain Reserves :—*Mr. T. R. Smith* asked the Secretary for Lands,—Referring to the question asked him on the 12th July last,—When does he intend to forward the Rules and Regulations for the Blue Mountain Reserves to the Crown Law Officers ?
- Mr. Hoskins* answered,—They have been sent to the Crown Law Offices.
- (20.) Tramway from Randwick to Coogee Bay :—*Mr. Trickett* asked the Secretary for Public Works,—
- (1.) Cannot the Tramway line from Randwick to Coogee Bay be now proceeded with, seeing that the double line in Oxford-street is approaching completion ?
 - (2.) When will the Waiting Sheds at Randwick be erected ?
- Mr. James Watson* answered,—
- (1.) It has been considered that the lines of Tramway mentioned in the Schedule to the Act should be first proceeded with. The extension of the line beyond Randwick to Coogee Bay is not mentioned in the Schedule, and its construction has not yet been approved of.
 - (2.) In about six weeks from this date.
- (21.) Timber Licenses :—*Mr. T. R. Smith* asked the Secretary for Mines,—Is it a fact that a man with a £4 license can fell millions of feet of timber in the year, and be allowed to keep it there for years until it is quite rotten and not fit for use ?
- Mr. Baker* answered,—The holder of a license can fell timber during the currency of his license ; but such timber must be removed from Crown Lands during the currency of the license under which it was obtained, or renewal of such license.

2. VALE OF CLWYDD AND LITHGOW VALLEY COMPANY'S INCORPORATION BILL :—Mr. W. J. Foster, 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 6th July, 1881; together with a copy of the Bill as agreed to by the Committee.
Ordered to be printed.
Mr. Foster then moved, That the Bill be read a second time on Friday, 19th August.
Question put and passed.
3. PAPERS :—
Mr. Hoskins laid upon the Table,—
(1.) Return respecting Commissioners of Inquiry under the Lands Acts Amendment Act of 1875.
(2.) Return respecting the Alienation of Crown Lands.
Ordered to be printed.
Mr. Baker laid upon the Table,—Return to an Order made on 20th July, 1881,—“ Clearing Pine and Scrub from Leased Lands.”
Ordered to be printed.
Sir Henry Parkes laid upon the Table,—
(1.) Further Return to an Address adopted on 6th July, 1877,—“ Immigration,”—Ship “ Peterborough.”
(2.) Report of the New South Wales Commissioners for the Melbourne International Exhibition, 1880-81.
(3.) Report of the Executive Commissioner on the Melbourne International Exhibition, 1880-81.
Ordered to be printed.
4. LICENSING BILL :—Mr. Stuart presented a Petition from the Rev. William M. Cowper, Acting President of the Committee and Officers of the New South Wales Church of England Temperance Society, suggesting certain amendments in this Bill; and praying the House to adopt such amendments.
Petition received.
5. CHINESE PROTECTION BILL (*Formal Motion*) :—Mr. Jacob moved, pursuant to Notice, for leave to bring in a Bill for the better protection of Chinese from insult, illtreatment, and assault.
Question put and passed.
6. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2) (*Formal Motion*) :—Mr. Baker moved, pursuant to Notice, for leave to bring in a Bill to regulate Ringbarking on Crown Lands, and to limit claims for compensation under the 15th section of the Lands Acts Further Amendment Act of 1880.
Question put and passed.
7. CHINESE PROTECTION BILL :—Mr. Jacob presented a Bill, intituled “ *A Bill for the better protection of Chinese from insult illtreatment and assault,*”—which was read a first time.
Ordered to be printed, and read a second time on Friday, 26th August.
8. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2) :—Mr. Baker presented a Bill, intituled “ *A Bill to regulate Ringbarking on Crown Lands and to limit claims for compensation under the 15th section of the Lands Acts Further Amendment Act of 1880,*”—which was read a first time.
Ordered to be printed, and read a second time to-morrow.
9. NOXIOUS TRADES :—Mr. Fremlin moved, pursuant to Notice,—
(1.) That, in the opinion of this House, an area of land within easy access of Sydney should at once be set apart for sale to those persons engaged in noxious trades.
(2.) That a Bill should be introduced regulating the sale of such land, and protecting the purchasers from prosecution when committing nuisances of an unavoidable nature.
(3.) That the above Resolutions be communicated by Address to His Excellency the Governor.
Debate ensued.
Question put.
The House divided.

Ayes, 31.

Mr. Abigail,	Mr. Hezlet,
Mr. Russell Barton,	Mr. Kerr,
Mr. H. H. Brown,	Mr. Lyne,
Mr. Burns,	Mr. McCulloch,
Mr. Byrnes,	Mr. McElhone,
Mr. Cameron,	Mr. Melville,
Mr. Carter,	Mr. O'Connor,
Mr. Copeland,	Mr. R. B. Smith,
Mr. Cramsie,	Mr. Trickett,
Mr. H. C. Dangar,	Mr. Turner,
Mr. Davies,	Mr. Wilkinson,
Mr. Dillon,	Mr. Wilson.
Mr. Fawcett,	<i>Tellers,</i>
Mr. Fergusson,	Mr. Joseph P. Abbott,
Mr. Fletcher,	Mr. Fremlin.
Mr. Garrett,	
Mr. Henson,	

Noes, 31.

Mr. R. P. Abbott,	Mr. Martin,
Mr. Andrews,	Mr. Murray,
Mr. Baker,	Mr. Myers,
Mr. Edmund Barton,	Sir Henry Parkes,
Mr. Beyers,	Mr. Stuart,
Mr. Cass,	Mr. Suttor,
Mr. Henry Clarke,	Mr. Teece,
Mr. Cooke,	Mr. Terry,
Mr. Farnell,	Mr. Tooth,
Mr. Fitzpatrick,	Mr. Webb,
Mr. W. J. Foster,	Mr. Wisdom,
Mr. Fullford,	Mr. Young.
Mr. Garvan,	<i>Tellers,</i>
Mr. Hoskins,	Mr. McLaughlin,
Mr. Jacob,	Mr. Proctor.
Mr. G. A. Lloyd,	
Mr. Loughnan,	

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

10. MR. AUSTIN FORREST WILSHIRE :—Mr. Farnell 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 1881 a sum not exceeding £2,000, to compensate Mr. Austin Forrest Wilshire for losses sustained by him as set forth in his Petition of 18th May, 1880.
Debate ensued.
Question put and passed.

11. RAILWAY FROM WALLERAWANG TO MUDGEES:—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, letters, minutes, &c., bearing on the estimated cost of the Wallerawang and Mudgee Railway which have passed between the Engineer-in-Chief and the Assistant Engineer-in-Charge of Surveys, including all other minutes thereon; also a Return showing the sum at which contracts Nos. 1 and 2 have been taken, the estimated cost, including earth-works, bridges, and culverts, of both contracts, together with a detailed estimate showing the quantities of each contract, with the prices they have been taken at.
Debate ensued.
Question put and passed.
12. LANDS GRANTED TO THE AUSTRALIAN AGRICULTURAL COMPANY:—Mr. O'Connor presented a Petition from Jesse Gregson, General Superintendent of the Australian Agricultural Company, praying for permission to appear in person or by Counsel, on behalf of the Australian Agricultural Company, before the Select Committee now inquiring into the subject of Grants of Land to that Company, and, if necessary, to produce papers and witnesses.
Petition received,—and, on motion of Mr. O'Connor, referred to the said Select Committee.
13. ROAD FROM YARRAMAN TO QUIRENDI:—Mr. Fullford moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, reports, correspondence, and all other documents relative to that part of the road from Yarraman to Quirindi which passes the Parnell Estate.
Question put and passed.
14. FRIENDLY SOCIETIES:—Mr. Abigail moved, pursuant to Notice, That the Order of the Day for the resumption of the adjourned Debate on Friendly Societies, which lapsed on Tuesday, 26th July, for want of a quorum, be restored to the Paper, and stand an Order of the Day for Tuesday, 9th August.
Debate ensued.
Question put and passed.
15. INFUX OF CHINESE RESTRICTION BILL:—The Order of the Day having been read,—Mr. James Watson moved, That this Bill be now read a third time.
Debate ensued.
Question put.
The House divided.

Ayes, 48.

Mr. Joseph P. Abbott,	Mr. Hezlet,
Mr. R. F. Abbott,	Mr. Holborow,
Mr. Andrews,	Mr. Hoskins,
Mr. Baker,	Mr. G. A. Lloyd,
Mr. Beyers,	Mr. Lyne,
Mr. Bodcl,	Mr. Martin,
Mr. Brodribb,	Mr. Melville,
Mr. H. H. Brown,	Mr. Murray,
Mr. Burdckin,	Sir Henry Parkes,
Mr. Burns,	Mr. Poole,
Mr. Byrnes,	Mr. Proctor,
Mr. Cameron,	Mr. Purves,
Mr. Carter,	Mr. R. B. Smith,
Mr. Cass,	Mr. Teece,
Mr. Henry Clarke,	Mr. Terry,
Mr. Cooke,	Mr. Trickett,
Mr. Cramsie,	Mr. Turner,
Mr. Davies,	Mr. James Watson,
Mr. Pawcett,	Mr. Wilkinson,
Mr. Fergusson,	Mr. Wisdom,
Mr. Fletcher,	Mr. Young.
Mr. W. J. Foster,	
Mr. Fullford,	<i>Tellers,</i>
Mr. Garrard,	Mr. William Clarke,
Mr. Henson,	Mr. O'Connor.

Noes, 4.

Mr. Fitzpatrick,
Mr. Stuart.
<i>Tellers,</i>
Mr. Buchanan,
Mr. Jacob.

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 restrict the Influx of Chinese into New South Wales.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to restrict the Influx of Chinese into New South Wales,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 2nd August, 1881.

The House adjourned at twenty-one minutes after Ten 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, 3 AUGUST, 1881.

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

QUESTIONS:—

(1.) Railway Traffic Managers and Station Masters:—Mr. Lyne asked the Secretary for Public Works,—Is it intended to increase the salaries of the Traffic Managers and Station Masters employed upon the New South Wales Railways?

Mr. Lackey answered,—This question will receive consideration when the Estimates for 1882 are being determined.

(2.) Architect to the Department of Public Instruction:—Mr. McElhone, for Mr. Joseph P. Abbott, asked the Colonial Secretary,—

(1.) Is he aware that there is employed in the Department of Public Instruction only one Architect to prepare the plans of new Public Schools or the plans of any alterations required?

(2.) Is it not a fact that such Architect has more work to do than he can possibly perform?

(3.) Is not the erection of many required Schools consequently delayed?

(4.) Is it the intention of the Department of Public Instruction to employ more Architects?

Sir Henry Parkes answered,—Sir John Robertson desires me to state:—

(1.) Only one duly appointed Architect is at present employed; he is assisted in his duties by a competent professional staff—four draughtsmen, seven clerks of works, and four junior draughtsmen.

(2.) He has not said so, or other Architects would have been employed.

(3.) Yes.

(4.) Yes, there is nothing to prevent that being done; and, in fact, some works are under the supervision of Mr. Mansfield, Architect to the late Council of Education.

(3.) Forest Rangers:—Mr. McElhone, for Mr. Joseph P. Abbott, asked the Secretary for Mines,—

(1.) What are the names of the persons now employed as Rangers or Inspectors of Forests?

(2.) Where are the respective head-quarters of each of these officers?

(3.) What is the salary of each?

(4.) What allowance have they for forage?

(5.) What allowance for travelling expenses when away from home?

Mr. Baker answered,—This question requires such a lengthy answer that I will lay it upon the Table in the shape of a Return.

(4.) Timber for Railway Purposes:—Mr. Withers asked the Secretary for Public Works,—Do the Government use foreign timber, such as Baltic deal, Oregon, and other perishable material, in the external works in connection with the Railway Stations and other works, in preference to Colonial timber, which can be procured in the Colony in abundance?

Mr. Lackey answered,—Only in cases in which the imported timber is found to be more suitable.

(5.) Tramway, Moore Park:—Mr. Withers asked the Secretary for Public Works,—Is it the intention of the Government to enclose the Tram lines along Moore Park with an open batten fence, the same as in Belmore Park; and if so, when?

Mr. Lackey answered,—Instructions have been given for the erection of the fence in question, and the work will be at once proceeded with.

(6.) Oxford-street:—Mr. Withers asked the Secretary for Public Works,—What is the frontage to Oxford-street on the north side from Hyde Park to the west side of Bourke-street, and the Government estimate of the same, say 40 feet deep, and levelling up to height of street and forming same, including retaining-wall, &c.?

Mr. Lackey answered,—No estimate has been made by the Government of this work.

(7.)

- (7.) Cemeteries in Devonshire-street:—Mr. Withers asked the Colonial Secretary,—Have the Government considered the desirableness of discontinuing the burial of the dead in the Cemeteries in Devonshire-street henceforth under any circumstances?

Sir Henry Parkes answered,—This matter has not yet engaged the attention of the Government, but no burials can take place in the above Cemeteries without special license under the Sydney Burial Grounds Act of 1866.

- (8.) Cemetery at Rookwood:—Mr. Withers asked the Colonial Secretary,—Have the Government retained or secured land to enable them to extend the Cemetery at Rookwood when required?

Sir Henry Parkes answered,—Some time ago a block of land consisting of 1,340 acres was purchased by the late Administration for this purpose.

- (9.) Equity Branch of the Supreme Court:—*Mr. Burns*, for Mr. Farnell, asked the Colonial Secretary,—

(1.) Whether the Government intend to take any and what steps to give legislative effect to the recommendations contained in the Report of the Select Committee of this House, dated 22nd June, 1880, on the Equity Branch of the Supreme Court, by the introduction of a Bill embodying the principles of the Judicature Acts of England so far as they may be found applicable to the circumstances of this Colony?

(2.) When will the Government redeem the positive pledge given by the Honorable the Colonial Secretary, on behalf of himself and his Colleagues (if re-elected) to the Electors of East Sydney at the last election, to “endeavour to make the procedure in our Courts of Justice more in conformity with that of the Mother Country”?

Sir Henry Parkes answered,—By the passing of the Act 44 Vic. No. 18 a considerable reform has been effected in the administration of the law on the Equity side of the Supreme Court; but in view of the conflicting opinions held as to the beneficial working of the Judicature Acts of England, and the many points in which those Acts are considered defective as increasing the delays and expense of litigation, it is deemed advisable to await the result of further experience before adopting the legislation referred to.

- (10.) Purchase of Works of Art by the Government:—*Mr. Fitzpatrick*, for Mr. William Forster, asked the Colonial Secretary,—

(1.) Have any purchases of exhibits, pictures, statues, vases, or other works of art, or manufactures of a like character, been made by the Government or any Minister out of public funds at the Sydney or Melbourne Exhibitions, or elsewhere?

(2.) If so, what was the total cost on each occasion and in the aggregate?

(3.) By what authority and from what particular fund was the money so appropriated?

(4.) Were any of the purchases selected by advice or assistance of any connoisseur or expert or recognised authority in such articles?

(5.) If not, by what Minister or Ministers?

(6.) Are all or any of the articles so purchased intended for public exhibition, or in any way for public use, entertainment, or instruction?

(7.) If so, how is it intended to dispose of or distribute them, and where or when are they to be offered to public view or inspection?

(8.) Have any of the said articles been sent out of the Colony as presents to Her Majesty, or any other distinguished personage?

(9.) If so, by what authority, or from what fund, was public money appropriated for such a purpose?

Sir Henry Parkes answered,—I fear I cannot reply categorically in the order here stated to these questions: I have already informed the House, in reply to the Honorable Member for the Upper Hunter, that I will lay a statement giving full particulars of these purchases upon the Table of the House; this I hope to do next week. There is, however, a new matter imported into these questions. The eighth clause says, “Have any of the said articles been sent out of the Colony as presents to Her Majesty, or any other distinguished personage.” I have to reply to this that none of the articles have been sent out of the Colony either to Her Majesty or to any other person whatever.

- (11.) Government Insurance Business:—*Mr. Fitzpatrick*, for Mr. William Forster, asked the Colonial Treasurer,—

(1.) What has been the precise nature of the change effected, at or about the end of the year 1879, by the ostensible transfer of the Government insurance business upon freights to the Colony from the hands of the Colonial Shipping Agents in London, and by free competition among a number of insuring firms selected by him, to the hands of a single firm?

(2.) Have all the public advantages anticipated from the change, in particular greater economy, been realized?

(3.) If so, in what respects?

(4.) What were the amounts respectively of such insurances and of total charges for the same during the year before as compared with the year after the change was effected?

(5.) Was any report on the subject received from the Shipping Agents in London, and to what effect?

(6.) Has the present Agent General reported on the subject, and to what effect?

Mr. James Watson answered,—

(1.) The nature of the change effected was that the insurance business of the Government, which had previously been done by the shipping agents in London, was transferred, not, as stated by the Honorable Member, “to the hands of a single firm,” but to our five local Incorporated Insurance Companies.

(2.) Yes.

(3.) Reduced rates, and saving of exchange and commission.

(4.) A statement containing the information required will be laid upon the Table in a few days.

(5.) Not that I am aware of.

(6.) No. Mr. Samuel was in the Colony at the time the arrangement was made, and as a Member of the Government concurred in it.

(12.) Mining Act :—Mr. Fergusson asked the Secretary for Mines,—Will he state when the Government intend to introduce a Bill to amend the Mining Act?

Mr. Baker answered,—The Bill to amend the Mining Act will be introduced this Session at as early a date as possible.

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

Ordered to be printed.

Mr. Suttor laid upon the Table,—Return (*in part*) to an Order made on 31st March, 1881,—“Postal Services.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return to an Order made on 9th February, 1881,—“Religious Instruction in Public and Denominational Schools.”

Ordered to be printed.

3. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2) :—The Order of the Day having been read,—Mr. Baker 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. 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 progress, and obtained leave to sit again to-morrow.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Jeanneret's Tramway Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled “*An Act to authorize the construction and maintenance of a Tramway along George-street Parramatta,*”—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 3rd August, 1881.*

JOHN HAY,
President.

(2.) Supreme Court (Additional Judge) Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “*An Act to authorize the appointment of an Additional Judge of the Supreme Court,*”—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 August, 1881.*

JOHN HAY,
President.

SUPREME COURT (ADDITIONAL JUDGE) BILL.

Schedule of the Amendment referred to in Message of 3rd August, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 6. Omit clause 6.

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendment made by the Legislative Council in this Bill be taken into consideration to-morrow.

The House adjourned at fifteen minutes before Twelve 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, 4 AUGUST, 1881.

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

QUESTIONS:—

(1.) Paving in front of Public School, Crown-street:—*Mr. Davies*, for *Mr. Withers*, asked the Secretary for Public Works,—When will the paving in front of the Public School in Crown-street be done in accordance with the Corporation Act?

Mr. Lackey answered,—The Architect for Public Schools has been instructed to take the necessary steps in this matter.

(2.) Small-pox:—*Mr. G. A. Lloyd* asked the Colonial Treasurer,—

- (1.) How many cases of small-pox have been discovered up to this date?
- (2.) How many of the parties infected had been vaccinated?

Mr. James Watson answered,—

- (1.) Twenty-four cases to date.
- (2.) This information will be obtained as soon as possible.

(3.) Land Agents:—*Mr. McElhone* asked the Secretary for Lands,—

- (1.) Have land agents, whether Members of Parliament or not, the right to see letters written to him by selectors and others?
- (2.) If not, is he aware that they have access to such letters, and that people outside of the Lands Office believe that officials in the Lands Office showed certain land agents the correspondence of the office?

Mr. Hoskins answered,—

- (1.) No.
- (2.) I am not aware that correspondence is shown to private land agents. There is an express instruction to the contrary, except when specially authorized. Should it be discovered that an officer has committed a breach of the instruction he will be removed from his position.

(4.) *Dr. Clune*:—*Dr. Renwick* asked the Colonial Treasurer,—

- (1.) On what grounds was *Dr. Clune* removed to the Quarantine Station?
- (2.) How long has he been in quarantine?
- (3.) Is *Dr. Clune* employed professionally at the Quarantine Station; if so employed, on what terms have his services been engaged?
- (4.) In what part of the Station is he so employed?
- (5.) Is the Minister aware that the retention of *Dr. Clune* against his own desire, and that of his family, must not only break up all his professional connection in the City but also greatly distress his wife and family?
- (6.) In view of all the painful circumstances thus connected with the retention of *Dr. Clune* in quarantine, is it the intention of the Colonial Treasurer as soon as practicable to release *Dr. Clune*?
- (7.) Is it the intention of the Government to compensate *Dr. Clune* not only for his services but also for the injurious consequences of his detention in quarantine?

Mr. James Watson answered,—

- (1.) In consequence of his having attended *Edward Rout*, who was suffering at the time from small-pox, and who died from that disease on the 16th June.
- (2.) Forty-eight days.
- (3.) Yes, upon terms hereafter to be agreed upon.

(4.)

(4.) He is in charge of the hospital for sick women and children suffering from the small-pox.
 (5, 6, and 7.) Dr. Clune is detained under the authority of the Governor and Executive Council, under the provisions of the Quarantine Laws. It is intended to release him, as well as other persons similarly circumstanced, at the earliest possible period consistent with the public safety. He will be paid for his services at the Quarantine Station, and any claim which he may make for compensation for any loss sustained by the action of the Government, as well as all other claims in cases of detention, will be favourably considered by the Government.

(5.) Post Office Money Orders :—Dr. Ross asked the Postmaster General,—Upon whose authority, or by what law, is a duty stamp of one penny allowed to be charged upon all Post Office Orders issued under one pound ?

Mr. Suttor answered,—A duty stamp of one penny is charged upon all Post Office Orders under authority of the Stamp Duties Act 44 Vic. No. 3.

(6.) Helmets for the Police Force :—Dr. Ross asked the Colonial Secretary,—Have any complaints been made of the weight of the helmet hats at present worn by the Police, and is he aware that the weight of the same, including the cover, approaches to something like three-quarters of a pound ; if so, is it the intention of the Government to make any provision for supplying the Force with lighter hats for summer use ?

Mr. James Watson answered,—No such complaints have been received. These helmets are, in fact, of the lightest and most improved design, some having been imported (of straw) specially made for use in hot climates, and weighing only eight ounces, than which a cooler or better head-gear could not be manufactured.

(7.) Vaccination of Government Officials and Prisoners :—Mr. Buchanan asked the Colonial Secretary,—Does the Government enforce vaccination upon all Government Officials as well as all prisoners in our Gaols ?

Mr. James Watson answered,—No, it is merely a matter of discipline.

(8.) Vessels from China liable to Quarantine :—Mr. Stuart asked the Colonial Secretary,—Whether he received a telegram from the Government of Hong-Kong, dated 20th June last, in reply to or commenting on his telegram of 17th June, announcing the intention to quarantine vessels from China ; and if so, what was the purport of such telegram ?

Mr. James Watson answered,—The telegram referred to forms one of a set of telegraphic correspondence, and there will be no objection to laying copies of the whole upon the Table.

2. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

- (1.) By Dr. Renwick. From Residents of Woolloomooloo, in Public Meeting assembled in Palmer-street Presbyterian School Room.
- (2.) By Mr. Hezlet. From Residents of Paddington, in Public Meeting assembled in St. Matthias School Room.
- (3.) By Mr. Andrews. From Residents of the Manning River District, in Public Meeting assembled at Tinonee.
- (4.) By Mr. Abigail. From the Hearts of Oak Division No. 127 Sons of Temperance.
- (5.) By Mr. McElhone, for Mr. McLaughlin. From Matrons and Spinsters in the District of Morpeth.
- (6.) By Mr. McElhone, for Mr. McLaughlin. From Residents of the District of Morpeth, in Public Meeting assembled in the School House, Miller's Forest.
- (7.) By Mr. Andrews. From Matrons and Spinsters resident in the District of the Manning River.
- (8.) By Mr. Jacob. From Matrons and Spinsters resident in the District of Barrington, County of Gloucester.
- (9.) By Mr. Jacob. From Residents of the District of Barrington, County of Gloucester, in Public Meeting assembled in the Old School House, Barrington River.
- (10.) By Mr. Fremlin. From Residents of the District of Redfern, in Public Meeting assembled in St. Paul's School Room, Chippendale.
- (11.) By Mr. Fremlin. From Residents of the District of Chippendale.
- (12.) By Mr. Fremlin. From Matrons and Spinsters resident in the District of Chippendale.
- (13.) By Mr. Fremlin. From Residents of the District of Chippendale, in Public Meeting assembled in the Mission Hall, Abercrombie-street.
- (14.) By Mr. Cameron. From Residents of Sydney, in Public Meeting assembled in the Sailors Reading Room.
- (15.) By Mr. Fletcher. From Residents of the Parading Ground, Newcastle, in Public Meeting assembled in the Wesleyan Church.
- (16.) By Dr. Ross. From Residents of the District of Molong, in Public Meeting assembled in the School of Arts.
- (17.) By Mr. Davies. From Residents of the District of South Sydney, in Public Meeting assembled in the Presbyterian School Room.
- (18.) By Mr. Fremlin. From Residents of Sydney, in Public Meeting assembled in the Haymarket Reserve.

Petitions received.

3. PAPER :—Mr. Baker laid upon the Table,—Return showing the names of the persons now employed as Rangers or Inspectors of Forests.

Ordered to be printed.

4. MINERAL LEASES AT WINGEN HELD BY MESSRS. MOORE & Co (*Formal Motion*):—*Mr. Davies*, for *Mr. Carter*, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all documents relating to an application made by *W. T. Muston* for cancellation, on the ground of non-fulfilment of conditions, of certain Mineral Leases at Wingen held by Messrs. Moore, Mears, & Gould.
Question put and passed.

5. HOSPITALS ACTS 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 Hospital Acts and to enable Trustees thereof to invest the funds of such Hospitals*,"—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 August, 1881.

JOHN HAY,
President.

HOSPITALS ACTS AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 4th August, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1. Omit clause 1.

„ 2, clause 2, lines 8 to 10. Omit " or in any debentures or debenture stock of any Municipal Corporation in the said Colonies or of any Bank or Incorporated Company carrying on business therein or by way of purchase of "

„ clause 2, line 10. After " or " insert " on first "

„ clause 2, line 11. Omit " there as well as " insert " within the Colony of New South Wales or "

„ clause 2, line 11. Omit " or "

„ clause 2, lines 15 and 16. Omit " with the consent of the said Trustees in their absolute discretion "

„ clause 3, lines 22 to 24. Omit " in any Court nearest to the Hospital where such person shall have been a patient "

„ clause 3, line 24. After " medical " insert " or surgical "

„ clause 3, line 27. After " attention " omit remainder of clause insert " and such proceedings may be taken either in the District Court or Court of Petty Sessions of the district in which the Hospital is situated or of the district in which the person resides. "

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

6. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2):—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.

7. SUPREME COURT (ADDITIONAL JUDGE) 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 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. 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 amendment made by the Legislative Council in the Bill, intituled "*An Act to authorize the appointment of an Additional Judge of the Supreme Court*."

Legislative Assembly Chamber,
Sydney, 4th August, 1881.

8. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2):—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, 5 AUGUST, 1881, A.M.

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

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 20.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 5 AUGUST, 1881.

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

QUESTIONS:—

- (1.) Destruction of Kangaroos.—Scab Act:—Mr. Bodel asked the Secretary for Mines,—
 (1.) Have the Government taken into consideration the necessity of placing a sum of money on the next Estimates to subsidize the assessment received under the Pastures and Stock Prevention Act for the destruction of kangaroos on Crown Lands?
 (2.) What is the amount of money to the credit of the Sheep Account under the Scab Act?

Mr. Baker answered,—

- (1.) The matter will be considered before the Estimates are laid upon the Table of the House.
 (2.) The amount to the credit of the Sheep Account under the Scab Act, after deducting the sums appropriated by Parliament, is £7,163.

- (2.) Road from Mellaly to Black Stump:—Mr. Joseph P. Abbott asked the Secretary for Public Works,—

- (1.) Will he say what is the reason of the delay in repairing the road from Mellaly to Black Stump?
 (2.) What funds are now available for that purpose, and when will such sum be expended?

Mr. Lackey answered,—

- (1.) The work has been delayed until other more important works in the district are carried out.
 (2.) £125 available. Arrangements are now being made for expending this amount.

- (3.) Mr. Howell's Market Cases:—Mr. Joseph P. Abbott, for Mr. McLaughlin, asked the Attorney General,—

- (1.) Who was the Justice in the Summons Court of the Water Police Office who postponed Mr. Howell's Market Cases on the 8th July, at 11.55, to attend the Licensing Bench in the Charge Court, without adjourning the cases?
 (2.) Had Mr. Lucas, the Clerk of the Court, to adjourn these cases on that day in consequence of the absence of Justices?
 (3.) Is it a fact that these cases have been adjourned from week to week since, and are still uninitiated by the Bench?
 (4.) Will the Government take steps to relieve the defendants in those cases from the position they are now in?

Mr. Wisdom answered,—

- (1.) Messrs. Penfold, Robinson, and Bayldon presided in the Summons Court on the 8th July last, and at 12 o'clock adjourned the Court till after a Special Licensing Meeting that had been summoned to consider an application for the transfer of a publican's license which had been objected to.
 (2.) Mr. Lucas postponed the remaining cases, viz., two of Howell's, not in consequence of the absence of the Justices, but because the defendant's Attorney applied to him to do so. Whilst the Licensing Meeting was being held the defendant's Attorney applied to Mr. Lucas, who, after consulting Messrs. Penfold, Robinson, and Bayldon, and after ascertaining that the City Solicitor consented to the postponement, postponed the cases for a week. There was a number of Justices on the Bench who would have adjudicated after the Licensing Meeting was over, which terminated shortly after.
 (3.) These cases are still uninitiated, having been postponed from week to week for the convenience and at the request of the Attorneys for the complainant and defendants.

(4.)

- (4.) Bathurst Burr and Scotch Thistle :—Mr. Proctor asked the Secretary for Mines,—
 (1.) Has the attention of the Government been called to the increased growth of Scotch Thistle, Bathurst Burr, and other noisome weeds in the pastoral and agricultural districts of the Colony?
 (2.) Is it the intention of the Government to introduce a Bill to deal with this subject, as provided for by Acts in force in South Australia and Victoria?

Mr. Baker answered,—

- (1.) Yes.
 (2.) The question as to legislation on this subject is under the consideration of the Government.

- (5.) Mr. Hope, late Postmaster at Wagga :—*Mr. Melville*, for Mr. Loughnan, asked the Postmaster General,—

- (1.) Was an inquiry held concerning the defalcations of Mr. Hope, late Postmaster at Wagga?
 (2.) If so, did any blame appear to attach to any of Mr. Hope's subordinates?

Mr. Suttor answered,—

- (1.) A full investigation was made into the defalcations of Mr. Hope, with the result that he was dismissed the Service and convicted of embezzlement.
 (2.) It did not appear that any of Hope's subordinates were implicated in the irregularities.

- (6.) Connection of Great Northern Railway with Sydney :—Mr. Bruncker asked the Secretary for Public Works,—Whether, in connection with the Northern Junction Railway, a survey has been made from East Maitland to a connecting point on the line proposed by the Government at or near Cooranbong; and if so, what is the estimated difference in cost of construction from Waratah and East Maitland to the said point?

Mr. Lackey answered,—Yes; and the estimated difference in cost of proposed single line of Railway between Cooranbong and Waratah, and Cooranbong and East Maitland—the latter being 3 miles longer than the former—is £85,000.

- (7.) Railway from Waratah to Homebush :—Mr. Bruncker asked the Secretary for Lands,—The names of the various persons who are owners of land upon the route of the proposed Railway to connect the Northern District with the interior, and at present known as the line from Waratah to Homebush?

Mr. Hoskins answered,—Information can only be given by the Department of Lands as to the names of the original purchasers from the Crown, and that must be approximate, as deviations may be made from the original trial survey. I will place upon the Table of the House a Return giving the names of the original purchasers of the land through which the present trial survey passes.

- (8.) Stolen Rope :—Mr. Henson asked the Attorney General,—

- (1.) Is it true that one of the three persons recently fined at the Bathurst Police Court for having on his premises rope stolen from the Government Railways is a Justice of the Peace?
 (2.) Will the Attorney General take any further steps in the case?

Mr. Wisdom answered,—No.

- (9.) Pymont Tramway :—Mr. Cameron asked the Secretary for Public Works,—When do the Government intend to take steps towards the construction of the Tramway along Harris-street, Pymont, authorized by this House?

Mr. Lackey answered,—Steps have already been taken, and tenders will be invited for the construction of this line on an early day.

- (10.) Railway Buffers :—*Mr. Melville*, for Mr. Garrard, asked the Secretary for Public Works,—

- (1.) The name and amount of the successful tenderer for the 400 buffers for which tenders were invited on the 5th ultimo?
 (2.) Will the tenderers be allowed to import the wrought iron parts of these buffers?
 (3.) The names and amounts of the unsuccessful tenderers for the same work?

Mr. Lackey answered,—

- (1.) Messrs. Hudson Brothers tender was accepted for the sum of £600.
 (2.) No.
 (3.) Mr. R. A. Ritchie, £900; and Mort's Dock and Engineering Company, £1,520.

- (11.) Sewerage of the City and Suburbs :—*Dr. Renwick*, for Mr. H. C. Dangar, asked the Secretary for Public Works,—What steps are being taken to carry out the scheme of Sewerage recommended by the late Mr. Clark, for which the sum of £400,000 was authorized to be raised by Loan in July, 1879?

Mr. Lackey answered,—I desire to say, in reply to the Honorable Member, that work involving a large amount of professional skill has been engaging the attention of the professional officers of this department since 1879, and the following progress has been made :—All surveys for the southern scheme between Nobbs-street, Surry Hills, and Cook's River have been made, levels taken, designs prepared, down to the crossing of Bourke-street to the Botany Road; and on the basis thereof Contract No. 2 has been let, which is now in course of construction. The line of the northern main intercepting sewer, from the corner of Newtown Road and Parramatta-street to the cliffs at Merryvera, near Bondi, has been surveyed, levelled, and designs initiated. Soundings are also being taken in front of the cliff. In connection with this work an overflow sewer through Rushcutter's Bay has been designed and the work let, and is being proceeded with. This action became necessary to afford prompt relief to an existing nuisance in the Valley of Lacrozia. A design has also been made to relieve the locality of Prince Alfred Hospital, and the work now in progress will ultimately be connected with the northern intercepting sewer.

2. PAPERS :—

Mr. James Watson laid upon the Table,—

- (1.) Report of the Trustees of the Sydney Grammar School for the year 1880.
 (2.) Notification of Land resumed for Public Purposes under the Lands for Public Purposes Acquisition Act.

Ordered to be printed.

Mr.

Mr. Hoskins laid upon the Table,—

- (1.) Return showing the names of the original purchasers of land upon the route of the Trial Survey of the Railway Lines from Homebush to Waratah.
- (2.) Tracing showing the positions of the different Reserves on Runs in the New England District. Ordered to be printed.

3. OSBORNE'S LEASING BILL:—Mr. Reid, 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 15th July, 1881; together with a copy of the Bill as amended and agreed to in the Committee.

Ordered to be printed.

Mr. Reid then moved, That the Bill be read a second time on Friday, 2nd September.

Question put and passed.

4. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

- (1.) By Mr. Trickett. From Residents of the District of Woollahra, in Public Meeting assembled in St. Mark's School Room.
 - (2.) By Mr. H. H. Brown. From Residents of the District of Paterson, in Public Meeting assembled in the Odd Fellows Hall.
 - (3.) By Mr. H. H. Brown. From Residents of the District of Dungog, in Public Meeting assembled in the Protestant Hall.
 - (4.) By Mr. H. H. Brown. From Matrons and Spinsters resident in the District of Paterson.
 - (5.) By Mr. Wisdom. From Residents of the District of Hinton, in Public Meeting assembled in the School of Arts.
 - (6.) By Mr. Suttor. From Residents of the District of Bathurst, in Public Meeting assembled in the Town Hall.
 - (7.) By Mr. Murray. From Residents of Palmer's Island, Lower Clarence, in Public Meeting assembled in the Protestant Hall, Palmer's Island.
 - (8.) By Mr. Fergusson. From Residents of the District of Vegetable Creek, in Public Meeting assembled in the Temperance Hall, Vegetable Creek.
- Petitions received.

5. ADJOURNMENT:—Mr. Melville moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. WIDTH OF STREETS AND LANES BILL:—The Order of the Day having been read,—Mr. Reid moved, That this Bill be now read a second time.

Debate ensued.

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

Question put and passed.

Ordered, that the Debate be adjourned until Friday, 26th August.

7. POSTPONEMENTS:—The following Orders of the Day postponed:—

- (1.) Justices Appeal Bill; second reading;—*until Friday, 9th September.*
- (2.) Press Bill; second reading;—*until Friday next.*

8. LEGAL PRACTITIONERS BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Joseph P. Abbott, "That this Bill be now read a second time,"—

And the Question being again proposed,—the House resumed the said adjourned Debate.

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

Debate ensued.

Question put.

The House divided.

Ayes, 16.

Mr. R. P. Abbott,
Mr. Byrnes,
Mr. Cameron,
Mr. Davies,
Mr. W. J. Foster,
Mr. Fullford,
Mr. Hay,
Mr. G. A. Lloyd,
Mr. Martin,
Mr. McCulloch,
Mr. Pilcher,
Mr. Poole,
Mr. Roseby,
Mr. Young.

Tellers,

Mr. Reid,
Dr. Renwick.

Noes, 37.

Mr. Joseph P. Abbott,	Mr. Kidd,
Mr. Abigail,	Mr. Lackey,
Mr. Andrews,	Mr. Lynch,
Mr. Baker,	Mr. McLaughlin,
Mr. Bodel,	Mr. O'Connor,
Mr. Brodribb,	Mr. Pigott,
Mr. H. H. Brown,	Mr. Slattery,
Mr. Stephen Brown,	Mr. Suttor,
Mr. Buchanan,	Mr. Teece,
Mr. Cass,	Mr. Terry,
Mr. Copeland,	Mr. Trickett,
Mr. Farnell,	Mr. Turner,
Mr. Fawcett,	Mr. Webb,
Mr. Fergusson,	Mr. Wisdom,
Mr. Fitzpatrick,	Mr. Withers.
Mr. Garrard,	
Mr. Garvan,	Tellers,
Mr. Hezlet,	Mr. R. B. Smith,
Mr. Hoskins,	Mr. Proctor.
Mr. Jacob,	

And so it passed in the negative.

Question again proposed,—That this Bill be now read a second time.
Debate continued.

Mr.

Mr. McCulloch moved, That this Debate be now adjourned.
Question put.
The House divided.

Ayes, 8.

Mr. R. P. Abbott,
Mr. Cameron,
Mr. Carter,
Mr. Hay,
Mr. Martin,
Mr. Pilcher.

Tellers,

Mr. McCulloch,
Mr. William Clarke.

Noes, 32.

Mr. Joseph P. Abbott,	Mr. Hezlet,
Mr. Baker,	Mr. Hoskins,
Mr. Bodel,	Mr. Lackey,
Mr. Brodribb,	Mr. Myers,
Mr. H. H. Brown,	Mr. O'Connor,
Mr. Stephen Brown,	Mr. Proctor,
Mr. Buchanan,	Mr. Purves,
Mr. Cass,	Mr. Reid,
Mr. Cooke,	Mr. Slattery,
Mr. Copeland,	Mr. R. B. Smith,
Mr. Farnell,	Mr. Suttor,
Mr. Fawcett,	Mr. Trickett,
Mr. Fergusson,	Mr. Webb.
Mr. Fitzpatrick,	
Mr. W. J. Foster,	Tellers,
Mr. Fullford,	Mr. Pigott,
Mr. Garvan,	Mr. Kidd.

And so it passed in the negative.

Question put, That this Bill be now read a second time.
The House divided.

Ayes, 25.

Mr. Bodel,	Mr. Kidd,
Mr. H. H. Brown,	Mr. Myers,
Mr. Stephen Brown,	Mr. O'Connor,
Mr. Buchanan,	Mr. Proctor,
Mr. Carter,	Mr. Purves,
Mr. Cass,	Mr. Slattery,
Mr. Cooke,	Mr. R. B. Smith,
Mr. Farnell,	Mr. Trickett,
Mr. Fawcett,	Mr. Webb.
Mr. Fergusson,	
Mr. Fitzpatrick,	Tellers,
Mr. Fullford,	Mr. Joseph P. Abbott,
Mr. Garvan,	Mr. Pigott.
Mr. Hezlet,	

Noes, 14.

Mr. R. P. Abbott,	Tellers,
Mr. Brodribb,	
Mr. Burns,	Mr. Pilcher,
Mr. William Clarke,	Mr. Reid.
Mr. Copeland,	
Mr. W. J. Foster,	
Mr. Hay,	
Mr. Lackey,	
Mr. Martin,	
Mr. McCulloch,	
Mr. Suttor,	
Mr. Wisdom.	

And so it was resolved in the affirmative.

Bill read a second time.

On motion of Mr. Joseph P. Abbott, 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, 9th September.

9. POSTPONEMENTS :—The following Orders of the Day postponed :—

(1.) Alienation of Crown Lands; adjourned Debate;—*until Friday, 2nd September.*

(2.) Mr. Austin Forrest Wilshire; consideration in Committee of an Address to the Governor;—*until Friday next.*

(3.) Hospitals Acts Amendment Bill; consideration in Committee of the Whole of Legislative Council's amendments;—*until Tuesday next.*

The House adjourned at half-past Eleven 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, 9 AUGUST, 1881.

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. James Watson, and read by Mr. Speaker:—

- (1.) Jeanncret's Tramway Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 10.

A Bill, intituled "*An Act to authorize the construction and maintenance of a Tramway along George-street Parramatta*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 9th August, 1881.

- (2.) Supreme Court (Additional Judge) Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 11.

A Bill, intituled "*An Act to authorize the appointment of an Additional Judge of the Supreme Court*,"—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 August, 1881.

2. PRIVILEGE—*Milburn Creek Copper-mining Company*:—Mr. Copeland moved, That certain statements having been made at a meeting of the Milburn Creek Copper Company, which by implication impugns the honor and honesty of "Members of Parliament and Government Officers," this House is of opinion that it is the duty of the Government to institute such legal or other proceedings as shall conclusively prove whether any Member of Parliament or Government Officer received any monetary or other consideration from the Trustees of the said Company, and if so, what was the nature and amount of such consideration, and who were the "Members of Parliament and Government Officers" referred to.

Debate ensued.

Motion, by leave, withdrawn.

3. QUESTIONS:—

- (1.) Railway Platform, Allandale:—Mr. Burns asked the Secretary for Public Works,—The amount obtained by the Government at or on account of Allandale Platform for freights and passages respectively from the 1st July to the 31st December, 1880, and from the 1st January to the 30th June, 1881?

Mr. Lackey answered,—

	1 July to 31 Decr., 1880.			1 Jany. to 30 June, 1881.		
Coaching	£114	9	8	£123	7	10
Goods	34	10	4	42	5	3
Total	£149	0	0	£165	13	1

(2.)

- (2.) Upper Murray District:—Mr. Lyne asked the Secretary for Public Works,—Has the sum of £4,000 included in the Estimates for 1880 for expenditure in the Upper Murray District been so expended; and if not, will he say what has occasioned the delay?

Mr. Lackey answered,—Only about £650 has been expended; but surveys have been made, and tenders for further works will be invited as soon as the Inspecting Officer, who will visit the district in a few days, shall have furnished his reports.

- (3.) Road from Welaregang to Tumberumba:—Mr. Lyne asked the Secretary for Public Works,—Has the sum of £3,000 included in the Estimates for 1880 for expenditure on the Road from Welaregang to Tumberumba been expended; and if not, what sum still remains unexpended?

Mr. Lackey answered,—Only about one-fifth of the Vote has yet been expended. Owing to the pressure of other duties the local officer has been unable to prepare contracts for other works, but will do so during the current month.

- (4.) Public School, Balmain:—*Mr. Abigail*, for Mr. Garrard, asked the Colonial Secretary,—

(1.) Is it the intention of the Government to erect a Public School at the east end of Balmain on land obtained for that purpose by the Council of Education?

(2.) When will increased school accommodation be provided for the west end of Balmain?

Mr. James Watson answered,—Sir John Robertson desires me to answer as follows:—

(1.) Yes.

(2.) It is in progress now.

- (5.) Minors Conditional Purchases:—*Mr. Joseph P. Abbott*, for Mr. Tooth, asked the Secretary for Lands,—

(1.) Is it a fact that in the case of minors under the age of 16 years having selected land under the Crown Lands Act of 1861 less than 320 acres, the Minister for Lands now refuses to accept applications by such minors under 16 years to increase the area of their conditional purchases to 320 acres?

(2.) If so, under what authority does he so refuse; and if under any Act, what Act and section?

(3.) Has the Attorney General advised on the point; if not, will the Minister for Lands take his opinion as to whether an infant in the case put is entitled or not to increase the area of his conditional purchase to 320 acres?

Mr. Hoskins answered,—

(1.) Existing conditional purchases of whatever area can only be increased by additional selections being made, and land cannot be conditionally purchased by persons under 16 years of age.

(2.) Under the 6th section of the Lands Acts Amendment Act of 1875.

(3.) No special advice has been given by the Attorney General on the point, which has not previously been questioned, and as the law is clear it is not considered necessary to apply for a legal opinion upon it.

- (6.) Publicans Licenses:—Mr. Reid asked the Colonial Treasurer,—

(1.) Will he be good enough to state, or lay this afternoon upon the Table of the House a Statement showing the number of Publicans Licenses in force for the past year in the following towns:—Sydney, Albury, Armidale, Bathurst, Berrima, Bourke, Braidwood, Burrowa, Carcoar, Cooma, Coonamble, Corowa, Deniliquin, Dubbo, Forbes, Goulburn, Grafton, Gulgong, Gundagai, Gunnedah, Hartley, Hay, Maitland, Molong, Mudgee, Newcastle, Orange, Parramatta, Tamworth, Wagga Wagga, Walgett, Waratah, Warrald, Wellington, Wilcannia, Windsor, Yass, and Young?

(2.) The total number, approximately, of inhabitants in the towns named according to the Census taken last April?

Mr. James Watson answered,—

(1.) The records of the Treasury show the "districts" in which Publicans Licenses are granted, but not the "towns." The latter information can only be obtained by reference to the various Clerks of Petty Sessions throughout the Colony, and will necessarily be a work of time.

(2.) Until such information is obtained the population of the various towns cannot be given. I have had a statement prepared showing the number of Publicans Licenses in force for the past year in the Licensing Districts, which I will presently lay upon the Table.

- (7.) Tramway Accidents:—Mr. Tarrant asked the Secretary for Public Works,—

(1.) How often did the Steam-tram run off the rails on Wednesday, the 13th July?

(2.) Where did the accidents occur?

(3.) How did they arise, and who was considered responsible?

(4.) Are all accidents on the line, fatal or otherwise, reported to the Superintendent; if so, by whom—engine-driver or guard?

(5.) Is any record made and kept of the accidents that occur, fatal or otherwise; if so, by whom?

(6.) Was the traffic on the Oxford-street line suspended for three-quarters of an hour on the 13th July whilst a motor was being lifted out of the excavations for the new line in Oxford-street into which it had run?

Mr. Lackey answered,—

(1.) Once only.

(2.) At the junction of Liverpool with Elizabeth-street.

(3.) The motor mounted the points.

(4.) Yes; they are reported to the Superintendent by the guard.

(5.) Yes; an official record is kept in the office and published in the annual report.

(6.) No, the delay did not exceed seventeen minutes.

- (8.) Vaccination of Prisoners:—Mr. Buchanan asked the Colonial Secretary,—Does the Government compel the prisoners in our gaols to undergo vaccination, those awaiting trial as well as those undergoing sentence?

Mr. James Watson answered,—No; prisoners, whether awaiting trial or undergoing sentence, are not compelled to be vaccinated.

- (9.) Pastures and Stock Protection Act :—*Mr. Joseph P. Abbott*, for *Mr. Murray*, asked the Secretary for Mines,—Is it the intention of the Government to introduce this Session a Bill to amend the Act for the Destruction of Marsupials, 44 Victoria No. 11 ?

Mr. Baker answered,—The matter is under consideration ; but I am not prepared at present to say that the Government will introduce this Session a Bill to amend the Act for the Destruction of Marsupials, 44 Victoria No. 11.

- (10.) Scab in Sheep :—*Mr. Joseph P. Abbott*, for *Mr. Murray*, asked the Secretary for Mines,—
- (1.) The amount of money to the credit of the Sheep Fund under the Act for the prevention of Scab in Sheep at the present date ?
 - (2.) The amount annually paid in salaries, &c., to Inspectors or otherwise ?
 - (3.) The names of gentlemen acting as Inspectors, and the salaries of each ?
 - (4.) The amount of money paid as assessment, ending May last, for the year 1881-2 ?

Mr. Baker answered,—I will lay upon the Table of the House a Return giving the information asked for.

4. BALMAIN CEMETERY BILL :—*Mr. Stephen Brown*, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 7th July, 1881 ; together with Appendix, and a copy of the Bill as amended and agreed to by the Committee.

Ordered to be printed.

Mr. Brown then moved, That the Bill be read a second time on Friday, 9th September.

Question put and passed.

5. RAILWAY RATES ON AGRICULTURAL PRODUCE :—

- (1.) *Mr. William Clarke* presented a Petition from Farmers and Residents of Orange and the surrounding Districts, alleging that they are harassed in their calling by the high rates charged for produce sent by rail to Sydney ; and praying the House to take the subject into consideration, with a view to the reduction of the rates.

- (2.) *Mr. Lynch* presented a similar Petition from Farmers and Residents of Blayney and the surrounding Districts.

Petitions received.

6. TAMWORTH GAS AND COKE COMPANY'S BILL :—*Mr. Burdekin* 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 Tamworth Gas and Coke Company Limited to construct Gas-works within the Town and Suburbs of Tamworth,*"—read a first time.

7. PAPER :—*Mr. James Watson* laid upon the Table,—Statement showing the number of Publicans Licenses in force for the past Licensing Year in certain Districts.

Ordered to be printed.

8. STIPENDIARY MAGISTRATES :—*Mr. Trickett* presented a Petition from the President and Vice-President of the Licensed Victuallers Association of New South Wales, praying that steps may be taken for the appointment of Stipendiary Magistrates for the trial of cases in the Police Courts of Sydney and its Suburbs.

Petition received.

9. INCREASE OF RABBITS AND MARSUPIALS (*Formal Motion*) :—*Mr. Brodribb* moved, pursuant to Notice, That there be laid upon the Table of this House copies of reports of the Inspectors under the Pastures and Stock Protection Act in regard to the increase of Rabbits and Marsupials in the South-western Districts.

Question put and passed.

10. DIAMOND DRILLS :—*Mr. W. J. Watson* moved, pursuant to Notice, That this House will, on Tuesday 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 1882 the sum of £10,000, for the purpose of purchasing Diamond Drills to assist miners and others in developing the mineral resources of the Colony.

Debate ensued.

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

Debate ensued.

Question put.

The House divided.

Ayes, 26.

<i>Mr. Baker,</i>	<i>Mr. Proctor,</i>
<i>Mr. Bodel,</i>	<i>Dr. Renwick,</i>
<i>Mr. Brodribb,</i>	<i>Mr. Slattery,</i>
<i>Mr. Byrnes,</i>	<i>Mr. Suttor,</i>
<i>Mr. Cooke,</i>	<i>Mr. Teece,</i>
<i>Mr. Copland,</i>	<i>Mr. Terry,</i>
<i>Mr. Fawcett,</i>	<i>Mr. Turner,</i>
<i>Mr. Garvan,</i>	<i>Mr. James Watson,</i>
<i>Mr. Holborow,</i>	<i>Mr. Wisdom,</i>
<i>Mr. Hoskins,</i>	<i>Mr. Young.</i>
<i>Mr. Lackey,</i>	
<i>Mr. Melville,</i>	<i>Tellers,</i>
<i>Mr. Myers,</i>	<i>Mr. T. R. Smith,</i>
<i>Mr. O'Connor,</i>	<i>Mr. Russell Barton.</i>

Noes, 15.

<i>Mr. Joseph P. Abbott,</i>	<i>Tellers,</i>
<i>Mr. Burdekin,</i>	
<i>Mr. Cameron,</i>	<i>Mr. W. J. Watson,</i>
<i>Mr. Carter,</i>	<i>Mr. Fergusson.</i>
<i>Mr. William Clarke,</i>	
<i>Mr. Davies,</i>	
<i>Mr. Farnell,</i>	
<i>Mr. Fletcher,</i>	
<i>Mr. Lyne,</i>	
<i>Mr. McElhone,</i>	
<i>Mr. Poole,</i>	
<i>Mr. R. B. Smith,</i>	
<i>Mr. Tarrant.</i>	

And so it was resolved in the affirmative.

Ordered, that the Debate be adjourned until Friday, 19th August.

11. AMENDMENT OF CROWN LANDS ACTS:—Mr. Garvan moved, pursuant to *amended* Notice, That this House will, on Friday, the 19th instant, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the Crown Lands Acts in certain particulars.
Debate ensued.
Question put and passed.
12. POSTPONEMENT:—The Order of the Day in reference to Friendly Societies postponed until Tuesday next.
13. HOSPITALS ACTS AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Joseph P. Abbott, 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. Abbott, the report was adopted.
14. ADJOURNMENT:—Mr. James 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 fifteen minutes before Twelve o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 22.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 10 AUGUST, 1881.

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

QUESTIONS:—

(1.) Reserves for Teamsters on Goulburn Road:—Mr. Teece asked the Secretary for Lands,—

- (1.) How many Reserves for the accommodation of teamsters are there on the roads from Goulburn to Braidwood, Goulburn to Crookwell, and Goulburn to Windellama?
- (2.) What is the area and situation of each Reserve?

Mr. Hoskins answered,—I will presently lay upon the Table of the House a Return furnishing the information asked for by the Honorable Member.

(2.) Suspension of an Engine-driver:—*Mr. Cameron*, for Mr. Abigail, asked the Secretary for Public Works,—

- (1.) Is it true that instructions were given by the Commissioner for Railways to the Locomotive Engineer to reinstate one of the engine-drivers who had been under suspension, and that the Locomotive Engineer refused to carry out the Commissioner's order?
- (2.) Is it true that instructions were then given to the Locomotive Overseer to reinstate the driver referred to?
- (3.) Was the Locomotive Overseer suspended from duty by the Locomotive Engineer for obeying the Commissioner's order; if so, what steps do the Government propose taking in the matter?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) Yes; but as the power of suspending an officer in Mr. Scott's position is not given to the Locomotive Engineer the action taken by him was of no effect, and Mr. Scott at once resumed duty. Subsequent action has been taken which will, it is thought, prevent a similar recurrence in future.

(3.) Railway Workshops at Eveleigh:—*Mr. Cameron*, for Mr. Abigail, asked the Secretary for Public Works,—

- (1.) Will he say what is the cause of delay in the erection of new workshops at Eveleigh?
- (2.) Has the Locomotive Engineer submitted any plans of the new workshops for the consideration and approval of the Minister?
- (3.) Have any plans been submitted by another officer of the Government?
- (4.) When will the work be proceeded with?

Mr. Lackey answered,—

- (1.) Awaiting report from the Locomotive Engineer, to whom, at his request, the plans prepared by the late Engineer for Existing Lines (Mr. Mason) were submitted.
- (2.) No.
- (3.) Yes, by the late Engineer for Existing Lines (Mr. Mason), and those plans also meet with the approval of the present Engineer for Existing Lines.
- (4.) As soon as the plans are approved. The Locomotive Engineer has been directed to expedite his report.

(4.) Tramways to Coogee and Bondi:—*Mr. Tarrant*, for Mr. Trickett, asked the Secretary for Public Works,—

- (1.) Has he not been apprised by Deputations and otherwise that large numbers of people travel to and from Coogee and Bondi Bays, and that the extension of Tramways to those places would be a great public convenience, and also remunerative?
- (2.) Will he take steps to have those Tramway extensions approved of by His Excellency the Governor during the present Session?

Mr.

Mr. Lackey answered,—

- (1.) It is believed that Tramways to Coogee Bay and Bondi would prove remunerative undertakings.
 - (2.) The question of the construction of these Tramways will be considered by the Government at an early day.
- (5.) Tolls at Bulahdelah Ferry :—Mr. Jacob asked the Secretary for Public Works,—Is the scale of tolls charged at the Public Ferry at Bulahdelah higher than at the Raymond Terrace, Nelson's Plains, and Seaham Ferries; if so, will he equalize the charges at the first-named Ferry with the others mentioned?

Mr. Lackey answered,—The scale of tolls charged at the Public Ferry at Bulahdelah is higher than at the Ferries named by the Honorable Member, and four others in the Hunter River District, but the same as charged at forty different Ferries in the Colony. If the charges are to be equalized, it would be better to raise the scale at the seven Ferries to that charged at the forty than to reduce the scale at Bulahdelah, where it scarcely pays a person to keep the Ferry at present rates.

- (6.) Approach-road to Stroud Road :—Mr. Jacob asked the Secretary for Public Works,—Will the Government place a sufficient amount on next year's Estimates for making an Approach-road to join the road from Stroud to Raymond Terrace, at the point of the Booral Bridge deviation, so as to give access to the public wharf at the head of the navigation of the Karuah River; and also for a receiving store at that wharf, as prayed for by the residents of the Port Stephens district in a Petition presented to him by Mr. Jacob on 14th March last?

Mr. Lackey answered,—The matter will be considered when the Estimates are being dealt with.

- (7.) Wharf at Bulahdelah :—Mr. Jacob asked the Secretary for Public Works,—Is it the intention of the Government to place a sum of money on the Estimates for next year for a Public Wharf at Bulahdelah, and for approaches thereto, in compliance with the terms of a Resolution adopted at a Public Meeting, and with the prayer of the Petition of the inhabitants interested, sent with his (Mr. Jacob's) letters of 16th March and 11th April last, respectively?

Mr. Lackey answered,—The subject is under consideration by the Government.

2. PAPERS :—

Mr. Lackey laid upon the Table,—Return to an Order made on 4th August, 1881,—“Mineral Leases at Wingen held by Messrs. Moore & Co.”
Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return showing the number of Reserves for the accommodation of Teamsters on the Roads from Goulburn to Braidwood, Goulburn to Windellama, and Goulburn to Crookwell, together with the area and situation of each Reserve.
Ordered to be printed.

Mr. Baker laid upon the Table,—Return to an Order made on 26th July, 1881,—“Road between Glen Innes and Grafton.”
Ordered to be printed.

3. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

- (1.) By Mr. Byrnes. From Residents of Parramatta and surrounding Districts.
- (2.) By Mr. Badgery. From Residents of the District of Monaro, in Public Meeting assembled in the School of Arts, Cooma.
Petitions received.

4. HOSPITALS ACTS AMENDMENT BILL :—Ordered, on motion of Mr. Joseph P. Abbott, 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 August, 1881, requesting its concurrence in certain amendments made by the Council in the Hospitals Acts Amendment Bill,—

Agrees to the amendment which omits clause 1.

Disagrees to the amendment which omits from “or” line 8 to “of” line 10 in clause 2, because,—

- 1st. It limits the mode and power of investment of the Hospital funds, and would have the effect of frequently debarring the Trustees from investing small savings of the Hospitals funds by reason of the restrictive character of the investments.
- 2nd. Certain funds of Hospitals have been and are already invested in securities of the character objected to by the Legislative Council.
- 3rd. The propriety of investments of the character referred to have already been recognized by the Legislature in the power conferred upon the Directors of the Prince Alfred Hospital.

Agrees to the amendment in lines 10 and 11 of same clause,—but

Disagrees to the amendment in lines 15 and 16 of that clause, because,—

- 1st. The Committees of the Hospitals are chosen annually, and would be invested with powers without any check, which it is not desirable that that body should possess.
- 2nd. That to compel the Committee to obtain the consent of the Trustees before realizing investments is not an unreasonable condition precedent to their doing so.

Agrees to the remaining amendments in the Bill.

*Legislative Assembly Chamber,
Sydney, 10th August, 1881.*

5. CROWN LANDS PURCHASES VALIDATION BILL (*Formal Motion*) :—Mr. Hoskins moved, pursuant to Notice, for leave to bring in a Bill to legalize certain Conditional and other Purchases of Crown Lands.

Question put and passed.

6. NAVIGATION LAW AMENDMENT BILL (*Formal Motion*) :—Mr. James 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 amend the law relating to Unseaworthy Ships and the Navigation Act of 1871, and for other purposes.
Question put and passed.
7. GOVERNMENT SAVINGS BANK BILL (*Formal Motion*) :—Mr. James 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 establish a General Savings Bank, with Government guarantee, by the amalgamation of the Savings Bank of New South Wales with the Government Savings Bank.
Question put and passed.
8. RIGHT OF REPLY IN DEBATES (*Formal Motion*) :—*Mr. Burns*, for Mr. Stephen Brown, moved, pursuant to Notice, That the Report from the Standing Orders Committee, brought up by him and ordered to be printed on 29th July, be taken into consideration in Committee of the Whole on Friday next.
Question put and passed.
9. TAMWORTH GAS AND COKE COMPANY'S BILL (*Formal Motion*) :—Mr. Burdekin moved, pursuant to Notice,—
(1.) That the Tamworth Gas and Coke Company's Bill be referred to a Select Committee for consideration and report.
(2.) That such Committee consist of Mr. Brodribb, Mr. Burns, Mr. Combes, Mr. Douglas, Mr. Fawcett, Mr. Fromlin, Mr. Levien, Mr. Poole, Mr. Trickett, and the Mover.
Question put and passed.
10. CROWN LANDS PURCHASES VALIDATION BILL :—Mr. Hoskins *presented* a Bill, intituled "*A Bill to legalize certain Conditional and other Purchases of Crown Land*,"—which was read a first time.
Ordered to be printed, and read a second time to-morrow.
11. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2) :—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.
12. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—
(1.) Bates's Estate Bill :—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the Sale Mortgage and Leasing of certain Lands and Hereditaments devised by the Will of Mary Ann Bates deceased and for other purposes*,"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 10th August, 1881.
JOHN HAY,
President.
- (2.) Debts of Deceased Persons Bill :—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to abolish the distinction as to priority of payment which now exists between the specialty and simple contract Debts of Deceased Persons*,"—returns the same to the Legislative Assembly without amendment.
Legislative Council Chamber,
Sydney, 10th August, 1881.
JOHN HAY,
President.
13. POSTPONEMENT :—The Order of the Day for the second reading of the Licensing Bill postponed until to-morrow.
14. SCRUB DESTRUCTION ON CROWN LANDS BILL :—
(1.) Mr. Garrett moved, pursuant to Notice, for leave to bring in a Bill to encourage the clearing of Scrub on Crown Lands.
Debate ensued.
Question put and passed.
(2.) Mr. Garrett *presented* a Bill, intituled "*A Bill to encourage the clearing of Scrub on Crown Lands*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 9th September.

The House adjourned at half-past Eleven 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, 11 AUGUST, 1881.

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

QUESTIONS :—

- (1.) Unseaworthy Ships.—Barque "Metaris" :—*Mr. Cameron*, for *Mr. Abigail*, asked the Colonial Treasurer,—

(1.) Who is the Government Officer stationed at Newcastle whose duty it is to see that unseaworthy ships do not leave the port?

(2.) Was any inquiry or examination made into the state or condition of the barque "Metaris," which left Newcastle on 23rd July for Honolulu, and foundered on 1st August; if so, who made it, and what was the report?

Mr. James Watson answered,—

(1.) Captain Bertram is the Inspector to the Marine Board at Newcastle, whose duty it is to see that ships are fitted with proper lights, boats, and other appliances; but there is at present no legal power to detain unseaworthy ships. A Bill to give such power is about to be introduced.

(2.) A reference will be made to Newcastle for the required information.

- (2.) Duplication of Illawarra Railway Line :—*Mr. Henson* asked the Secretary for Public Works,—Is it the intention of the Government to make provision for the duplication of that part of the Illawarra Railway from Macdonald Town to George's River?

Mr. Lackey answered,—The Government have not decided upon the construction of a double line. Funds have been granted for the construction of a single line only.

- (3.) Mudgee Railway :—*Mr. Garrard*, for *Mr. McElhone*, asked the Secretary for Public Works,—When will the correspondence in reference to the Mudgee Railway, moved for by *Mr. McElhone*, be laid upon the Table of the House?

Mr. Lackey answered,—The Return, in satisfaction of the Honorable Member's motion, will be laid upon the Table of this House as early as practicable.

2. PAPERS :—

Mr. Lackey laid upon the Table,—Abstract of Lands resumed for the purposes of the Sydney Water Supply, in accordance with the provisions of the Act 44 Victoria No. 16.

Ordered to be printed.

Mr. Wisdom laid upon the Table,—Return to an Order made on 5th April, 1881,—"Police Quarters at Woodburn."

Ordered to be printed.

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 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.

Ordered to be printed.

3. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

(1.) By *Mr. Purves*. From Residents of the District of Maclean, Lower Clarence, in Public Meeting assembled in the Wesleyan Church.

(2.) By *Mr. Martin*. From Residents of West Sydney, in Public Meeting assembled in the Temperance Hall, Pitt-street.

Petitions received.

4. BUILDING, LOAN, AND INVESTMENT SOCIETIES (*Formal Motion*):—Mr. Burns moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the names of all Building, Loan, and Investment Societies which have complied with the provisions of the Act 37 Vic. No. 4.
Question put and passed.
5. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2):—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.
6. PRIVILEGE:—Mr. Garvan, one of the Members for Eden, informed the House that he had been summoned to serve as a Juror at the Criminal Court, Darlinghurst, and that, believing he was exempt from such attendance in virtue of his position as a Member of Parliament, he had disregarded the summons, and did not attend, and that he had been informed by the Sheriff that a fine had been imposed on him for non-attendance.
Whereupon Mr. Buchanan moved, That this House directs the Honorable Member for Eden, Mr. Garvan, to refuse to pay the fine inflicted on him by the Chief Justice, and that the Speaker should adopt immediate steps to protect Members of this House against the repetition of such an insult.
Debate ensued.
Motion, by leave, withdrawn.
Dr. Renwick then moved, That Mr. Speaker take the necessary steps to protect the privilege of the Honorable Member for Eden, Mr. Garvan, in regard to the attempt to enforce his attendance as a Juror.
Debate ensued.
Motion, by leave, withdrawn.
7. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2):—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 AUGUST, 1881, A.M.

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

8. NAVIGATION LAW AMENDMENT BILL:—The Order of the day having been read,—on motion of Mr. James 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 amend the law relating to Unseaworthy Ships and the Navigation Act of 1871, and for other purposes.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had come to a Resolution.
Ordered, on motion of the Chairman (*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 law relating to Unseaworthy Ships and the Navigation Act of 1871, and for other purposes.
On motion of Mr. Watson, the Resolution was read a second time, and agreed to.
9. GOVERNMENT SAVINGS BANK BILL:—The Order of the Day having been read—on motion of Mr. James 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 establish a General Savings Bank, with Government guarantee, by the amalgamation of the Savings Bank of New South Wales with the Government Savings Bank.
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 General Savings Bank, with Government guarantee, by the amalgamation of the Savings Bank of New South Wales with the Government Savings Bank.
On motion of Mr. Watson, the Resolution was read a second time, and agreed to.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 12 AUGUST, 1881.

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

QUESTIONS :—

(1.) Architect to Department of Public Instruction :—*Mr. Jacob*, for *Mr. Levien*, asked the Colonial Secretary,—

- (1.) Was there a paid Architect employed by the late Council of Education ?
- (2.) If so, at what salary ?
- (3.) If not, who acted as the Architect for the late Council ?
- (4.) What was the amount of moneys paid to the Architect by the said Council ?
- (5.) Who is the Architect now employed, and what is his salary ?

Mr. James Watson answered,—*Sir John Robertson* desires me to state :—

- (1.) Yes.
 - (2.) £350 per annum, with allowances specified in the answer to the fourth question of the Honorable Member.
 - (3.) The Council of Education employed other Architects (eleven) occasionally.
 - (4.) £15,337 6s. 9d. was paid to the Council's Architect, including salary, commission, payments to assistants, rent, stationery, and travelling expenses.
 - (5.) *Mr. W. E. Kemp* ; £600.
- (2.) Vaccination in Darlinghurst Gaol :—*Mr. Fullford* asked the Colonial Secretary,—
- (1.) Is it true that there has recently been any interference on the part of the Gaol authorities at Darlinghurst with the Medical Officer of that institution in reference to vaccination ?
 - (2.) Have there been any complaints on the part of the warders or other officials of Darlinghurst Gaol, or on the part of the prisoners, on the subject of vaccination ?
 - (3.) Have the female warders of the Gaol, or any other persons connected with the institution, complained that they have been vaccinated with lymph taken from a reputed prostitute or from any prisoner in the Gaol ?
 - (4.) Has any correspondence recently passed between the Governor of the Gaol, or any other officer of the institution, and the Colonial Secretary, on the subject of vaccination, and complaints within the Gaol regarding vaccination ; and if so, will the Minister lay the correspondence before the House ?
 - (5.) Has any vaccination been performed in the Gaol at Darlinghurst recently ?
 - (6.) How many prisoners have been vaccinated within the past two months, and how many gaol officials ?
 - (7.) Has any compulsion or coercion been resorted to in the Gaol in the process of vaccination either upon prisoners or officials ?
 - (8.) Have there been any objections to vaccination in the Gaol during the past two months, and were the objections allowed as a bar to vaccination either on the part of officials or prisoners ?
 - (9.) What is the name of the Medical Officer who performs the operation of vaccination in Darlinghurst Gaol ?

Mr. James Watson answered,—The answer to these several questions will be found in a paper which I am about to lay upon the Table.

(3.) Morpeth Railway Station :—*Mr. Burns*, for *Mr. Brunker*, asked the Secretary for Public Works,—

- (1.) What has been the increase (if any) on the Railway receipts at the Morpeth Railway Station from the period commencing on the 1st January, 1881, and terminating on the 30th June, 1881, compared with the corresponding term last year ?
- (2.) Has it been necessary since the imposition of the wharfage rate at Newcastle to increase the staff in the Railway Department at Morpeth ?

Mr.

Mr. Lackey answered,—

(1.) For the six months ending 30th June, 1880, the receipts were for coaching, £1,477; for goods, £16,050; total, £17,527. For the six months ending 30th June, 1881, the receipts were for coaching, £1,736; for goods, £35,657; total, £37,393. Amount of increase, £19,866.

(2.) It has been found necessary to transfer a clerk from Newcastle to Morpeth.

- (4.) Attendants at Lunatic Asylum, Parramatta :—*Mr. Davies*, for *Mr. Byrnes*, asked the Colonial Secretary,—Is it the intention of the Government to raise the pay of the Attendants at the Lunatic Asylum at Parramatta to that of the Warders in the Gaol?

Mr. James Watson answered,—The Inspector General of the Insane does not recommend any such increase, and adds that the thing is not practicable.

- (5.) Foundation-stone of Queen's Statue :—*Dr. Renwick* asked the Colonial Secretary,—

(1.) Is it a fact that no invitation was issued to His Worship the Mayor of Sydney on the occasion of the laying of the Foundation-stone of the Queen's Statue on Hyde Park?

(2.) By whom were the arrangements made for the ceremony referred to, and who is to blame for the extraordinary omission referred to, if it occurred?

Mr. James Watson answered,—

(1.) Yes; no special invitations having been issued.

(2.) The arrangements were made, so far as the closing of the streets was concerned, by His Worship the Mayor and by the Inspector General of Police; some of them were made by a Committee appointed for the purpose at a public meeting, and some at the Colonial Secretary's Office. The omission was an accident, and under the circumstances of extreme hurry no one was specially to blame.

- (6.) Prince Alfred Hospital :—*Mr. Beyers* asked the Colonial Secretary,—Is the Prince Alfred Hospital ready for admission of patients; if not, will he say what is the cause of the delay?

Mr. James Watson answered,—The Hospital is not yet ready. The cause of delay is the non-completion of the branch-sewer from the grounds of the Hospital to the main sewer.

- (7.) Criminal Law Consolidation Bill :—*Mr. Jacob* asked the Colonial Secretary,—Is the Bill to Consolidate and Amend in certain respects the Criminal Law now before the Legislative Council a copy of the Bill with a similar title which was presented to this House in June, 1877, after having passed the Council?

Mr. James Watson answered,—The Bill now before the Legislative Council is not an exact copy of that of June, 1877.

- (8.) Census Collectors for Monaro :—*Mr. Murray*, for *Mr. Badgery*, asked the Colonial Secretary,—Have the Census Collectors for the Electoral District of Monaro been paid for their services during this year; if not, when will they be?

Mr. James Watson answered,—They have not been paid. The necessary vouchers for the service have not been supplied by the enumerator. The money will be paid as soon as these are furnished.

- (9.) Bridge from Glebe Point to Balmain :—*Mr. Melville*, for *Mr. Garrard*, asked the Secretary for Public Works,—

(1.) Is it true that a plan and estimate of a Bridge to connect Glebe Point and Balmain have been prepared?

(2.) Does the plan provide for a structure of sufficient strength to carry a rail or tramway line?

Mr. Lackey answered,—No plan or estimate has been prepared, but the question of communication between Glebe Point and Balmain has recently been brought under my notice by a Deputation, and is now under consideration.

- (10.) Inspection of Land Boilers and Machinery :—*Mr. Melville*, for *Mr. Garrard*, asked the Colonial Treasurer,—

(1.) Has the attention of the Government been called to the serious boiler explosion at Moruya on the 4th instant, whereby one man was killed and four others seriously injured, and to the rider of the Coroner's Jury, viz., "That the Government be urged to appoint an Inspector of land boilers immediately"?

(2.) When will the Government bring in their promised measure to provide for the inspection of land boilers and machinery, and so prevent the great waste of life and property daily occurring through the use of unsafe appliances?

Mr. James Watson answered,—

(1.) My attention has not been called to this matter, but as soon as the report comes in I will make inquiry into it.

(2.) The measure is still under the consideration of the Government.

- (11.) School Tents for Bob's Creek and Cheeseman's Creek :—*Dr. Ross* asked the Colonial Secretary,—Will he say what is the cause of delay in providing School tents or suitable School premises for residents at Bob's Creek and Cheeseman's Creek, in the Molong District; and is he aware that from fifty to sixty children are at present deprived of education for the want of a school in these localities?

Mr. James Watson answered,—*Sir John Robertson* desires me to state :—The cause of delay has been the preparation of tents and furniture. In the case of Cheeseman's Creek the tent and furniture are ready, and will be sent forthwith. In the case of Bob's Creek the tent is ready, but the furniture will not be for a few days; but no time shall be lost in getting it away.

2. BILLABONG GOLD FIELDS (*Formal Motion*) :—*Mr. Cooke* moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters and other documents relating to the claim of *James Pugh* for the discovery of the Billabong Gold Fields.

Question put and passed.

3. PARLIAMENTARY EVIDENCE BILL (*Formal Motion*):—Mr. Wisdom 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 summoning, attendance, and examination of Witnesses before Parliament.
Question put and passed.
4. PAPER :—Mr. James Watson laid upon the Table,—Correspondence respecting Vaccination in Darlington Gaol.
Ordered to be printed.
5. POSTPONEMENTS :—The following Orders of the Day postponed :—
(1.) Railway Debt Reduction Bill ; second reading ;—*until Friday, 16th September.*
(2.) Municipal Baths Site Acquisition Bill ; second reading ;—*until Friday, 9th September.*
6. EVIDENCE IN SUMMARY CONVICTIONS BILL :—The Order of the Day having been read,—Mr. Pigott 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. Pigott, 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, and with an amendment in the Title.
On motion of Mr. Pigott (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
7. POSTPONEMENTS :—The following Orders of the Day postponed :—
(1.) Press Bill ; second reading ;—*until Friday, 16th September.*
(2.) Mr. Austin Forrest Wilshire ; consideration in Committee of an Address to the Governor ;—*until Friday, 26th August.*
(3.) Right of Reply in Debates ; consideration in Committee of Report from Standing Orders Committee ;—*until Friday next.*

The House adjourned at twenty minutes after Five 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, 16 AUGUST, 1881.

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

QUESTIONS :—

(1.) Bridge over Tumberumba Creek :—Mr. Lyne asked the Secretary for Public Works,—When will tenders be called for the erection of a Bridge over Tumberumba Creek at Tumberumba, for which purpose a sum of money has been voted ?

Mr. Lackey answered,—Plans and specifications are now being prepared, and tenders will be invited as soon as possible.

(2.) Land Office at Tumberumba :—Mr. Lyne asked the Secretary for Lands,—Whether the Government intend taking any, and if so what, steps in reference to a largely signed and influential Petition sent from the town and district of Tumberumba praying for the establishment of a Land Office at Tumberumba ?

Mr. Hoskins answered,—From a report received from the District Surveyor on the subject, it is not considered necessary to establish a Land Office at Tumberumba.

(3.) Redfern Railway Station :—Mr. Davies, for Mr. Poole, asked the Secretary for Public Works,—

(1.) What is the official estimated cost of the alterations at the Redfern Passenger Station, including the new carriage dock and platform at the eastern face of the Station, the raising and metalling of the roadway, the new retaining wall with iron palisading and stone steps on the south side of Devonshire-street, and the additions to the Station Building now in progress at the northern end of the Station ?

(2.) Were these works submitted for public competition ?

(3.) If tendered for privately, what is the name of the contractor or contractors, and the amount of the tender in each case ?

Mr. Lackey answered,—

(1.) The expenditure to this date on the works in question has been £11,000 ; a further sum of £12,000 will be required to complete the improvements.

(2.) The character of the greater portion of the work did not admit of its being carried out by contract.

(3.) The work, so far, has been carried out by the Department, and with the exception of the supply of the iron roofing, for which a contract will be taken, the remainder of the work will be carried out in the same way.

(4.) Railway Carriage Bogies :—Mr. Melville, for Mr. Garrard, asked the Secretary for Public Works,—

(1.) The name and amount of the successful tenderer for the six Railway Carriage Bogies for which tenders were called on the 5th ultimo ?

(2.) The names and amounts of the unsuccessful tenderers for the same work ?

Mr. Lackey answered,—

(1.) The tender of Messrs. Hudson Brothers was accepted for the sum of £372.

(2.) Mr. R. A. Ritchie, £432 ; and Messrs. Davy and Sands, £585.

(5.)

(5.) Mrs. Bardwell, Head Mistress Crown-street Public School:—Mr. Melville asked the Colonial Secretary,—

(1.) What certificate of classification gained by examination has Mrs. Bardwell, Head Mistress of Crown-street School?

(2.) How long did the gentleman who gave her marks for skill in teaching know her as a teacher before giving her such marks, and what is his name?

(3.) Where did her examination take place; in how many did she fail previous to passing?

(4.) Is there any stated plan by which the gentlemen who preside at the examination of teachers obtain the papers set for such examination; were those used by Mrs. Bardwell obtained according to that plan?

(5.) Has it ever been known that an examinee obtained the questions set for examination previous to such examination taking place?

(6.) Did the examiners recommend Mrs. Bardwell for the classification she now has; if not, for what certificate did they do so?

(7.) Among the testimonials lodged by Mrs. Bardwell when applying for appointment, were there any from a resident or residents of Fiji?

(8.) How long has Mrs. Bardwell been employed under the Educational Department, and how many charges has she laid against other teachers, and what was the nature of such charges?

(9.) Is the Minister aware that upon Mrs. Bardwell receiving the communication containing the decision in the late case at Crown-street School that she caused the scholars to cheer?

(10.) Have any of the parents of children attending Crown-street School complained of Mrs. Bardwell's unseemly conduct and indecorous exposure of such children when punishing them?

Mr. James Watson answered,—Sir John Robertson desires me to state:—

(1.) Class IA, being the highest class.

(2.) I will ascertain how long he knew Mrs. Bardwell. Mr. Inspector Bridges examined her.

(3.) At the Inspector's Office. She had not been examined for classification before.

(4.) Yes. Papers are supplied by the Chief Examiner; those used in the case of Mrs. Bardwell were so obtained.

(5.) Yes. It was ascertained that some students in the Training School on one occasion obtained questions set for their examination improperly. Mrs. Bardwell was not among them.

(6.) The then Examiner did not; but he recommended her for classification IB, when Mrs. Bardwell appealed, and in the absence (in England) of the Chief Examiner, the papers in the case were referred to the Chief Inspector, who reported: "I have examined these papers; they are of high merit, and afford evidence that the writer is a lady of large attainments and of considerable mental culture. I have no hesitation in stating that in my opinion they fully entitle Mrs. Bardwell to be placed, as regards literary acquirements, in class IA."

(7.) No.

(8.) Upwards of three years. I cannot find any record of more than two—one against Mr. Wright, the Training Master, for disparaging remarks respecting her to the students, and instigating them to be disobedient; the other a counter charge against Mr. Rooney, Acting Head Master of the Crown-street School.

(9.) On inquiry, I have been informed that Mrs. Bardwell did not cause the children to cheer, though they clapped their hands without being asked.

(10.) I have been unable to find that anything of the kind has occurred.

2. PAPERS:—

Mr. James Watson laid upon the Table,—Telegraphic Correspondence respecting Chinese Immigration. Ordered to be printed.

Mr. Suttor laid upon the Table,—

(1.) Second Annual Report on the Occupation of Crown Lands, Stock and Brands, and Roads, Streets, and Gates Branches of the Department of Mines, for the year 1880.

(2.) Return respecting the Sheep Fund, under the Act for the Prevention of Scab in Sheep. Ordered to be printed.

Mr. Wisdom laid upon the Table,—Correspondence respecting Vaccination in Darlinghurst Gaol. (*In substitution for Paper laid upon the Table on Friday, 12th August.*) Ordered to be printed.

3. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

(1.) By Mr. Fletcher. From Citizens of Newcastle, in Public Meeting assembled in the Victoria Theatre, Newcastle.

(2.) By Mr. Melville. From Residents of the District of Waratah, in Public Meeting assembled in the Northumberland Hall.

(3.) By Mr. Young. From Residents of Redbank, Manning River, in Public Meeting assembled in the Protestant Hall.

(4.) By Mr. R. B. Smith. From Matrons and Spinsters resident in the District of Macleay.

(5.) By Mr. R. B. Smith. From Residents of the Macleay District, in Public Meeting assembled in the Good Templars Hall, West Kempsey.

(6.) By Mr. William Clarke. From Residents of the City of Sydney, in Public Meeting assembled in the Temperance Hall, Pitt-street.

(7.) By Mr. Buchanan. From Residents of the Town of Mudgee, in Public Meeting assembled. Petitions received.

4. RAILWAY RATES ON AGRICULTURAL PRODUCE:—Mr. Webb presented a Petition from Farmers of Bathurst and surrounding Districts, representing that they are harassed in their calling by the high rates charged for Produce sent by Rail to Sydney; and praying the House to take the matter into consideration, with a view to relief. Petition received.

5. COLONIAL DEFENCES (*Formal Motion*) :—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House copies of all minutes or memoranda by the Agent General or by his Secretary in London, as well as of all correspondence between the Agent General and the Government upon the subject of Colonial Defences, and in particular of any proposal made by certain persons in London to have appointed by the Australian Colonies an Officer or Agent in London to superintend their common arrangements for Local Defences, and in that capacity to negotiate and settle matters between the Imperial and Colonial Governments.
Question put and passed.
6. EVIDENCE IN SUMMARY CONVICTIONS BILL (*Formal Order of the Day*),—on motion of Mr. Pigott, read a third time, and *passed*.
Mr. Pigott then moved, That the Title of the Bill be “ *An Act to enable Defendants to give Evidence in all cases of Summary Conviction.*”
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 Defendants to give Evidence in all cases of Summary Conviction,*”—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 16th August, 1881.
7. POSTPONEMENT :—The Order of the Day in reference to Friendly Societies postponed until Tuesday next.

The House adjourned at seven minutes before Five 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, 17 AUGUST, 1881.

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

QUESTIONS:—

(1.) Bridge over the Namoi at Gunnedah:—*Mr. McElhone*, for Mr. Joseph P. Abbott, asked the Secretary for Public Works,—

(1.) Did he, or the Under Secretary for his department, in 1879 inform the then Honorable Member for the Gwydir (*Mr. Dangar*) that tenders for the erection of the Bridge over the Namoi at Gunnedah would be invited in about a month from the time stated, and that plans had been then prepared?

(2.) Is the Minister aware that no steps have been taken to erect the Bridge in question?

(3.) Will the Minister state why this delay has taken place?

(4.) Are the plans of the Bridge yet prepared?

(5.) When will tenders be called for its erection?

Mr. Lackey answered,—

(1.) Yes, the Honorable Member was so informed.

(2.) Steps towards the erection of the Bridge in question have been taken.

(3.) Delays have arisen, owing to some necessary alterations in the original design.

(4.) Revised plans and specifications are now being prepared.

(5.) In about five or six weeks.

(2.) Area of Land in Counties of Selwyn, Wynyard, and Buccleugh:—*Mr. Douglas* asked the Secretary for Lands,—

(1.) What is the area of all lands sold to conditional purchasers, or others, within the County of Selwyn, and how much remains unsold?

(2.) What are the areas of sold and unsold lands in the County of Wynyard to the west of the range dividing the Tarcutta Creek from the Yarren Yarren Creek and Gilmore Creek?

(3.) What are the areas of sold and unsold lands within the remainder of that County?

(4.) What are the areas of sold and unsold lands within the County of Buccleugh?

(5.) What are the areas of sold and unsold lands within the Parishes of Yarrara, Coppabella, Currajong, and Jingellie?

Mr. Hoskins answered,—I will presently lay upon the Table of the House a Return conveying the information asked for by the Honorable Member.

(3.) Crown-street Public School:—*Mr. Roseby* asked the Colonial Secretary,—

(1.) Has an investigation recently been held by the Chief Inspector, at the Crown-street Public School, regarding some complaints made against the Head Mistress of the Girls Department by the Head Master and other Teachers of that School?

(2.) Were gentlemen connected with the Press refused admission to the investigation, and was the Mistress represented by Counsel during the inquiry?

(3.) Were charges brought by the Head Mistress against the Head Master, and a Lawyer employed to prosecute on her behalf?

(4.) Have any complaints been made since the inquiry by any of the parents of the girls attending the School, or by any of the Assistant Female Teachers, of the conduct of the said Head Mistress?

(5.) Has the Minister any objection to lay upon the Table of this House the papers in connection with the inquiry referred to, and the report of the Chief Inspector upon the same?

Mr.

Mr. James Watson answered,—Sir John Robertson desires me to state :—

- (1.) Such complaints were made by the Acting Head Master, and were examined into.
- (2.) No; none applied. Mrs. Bardwell applied to be assisted by a Solicitor, which was granted; the same being offered by the Chief Inspector to Mr. Rooney.
- (3.) Mrs. Bardwell, in accord with the answer to question 2, employed a Lawyer at her own expense.
- (4.) Complaints have been made, which are under consideration.
- (5.) The papers alluded to will be laid upon the Table.

(4.) Compensation to Daniel Orman :—*Mr. Roseby* asked the Secretary for Public Works,—

- (1.) Did a person named Daniel Orman, of the Cockburn River, near Moonbi, make application for compensation for damage done to his growing crop of wheat by the Railway line passing through it in the year 1879?
- (2.) Was this claim considered by the Government, and has any compensation been paid?
- (3.) If so, to whom was the money paid, and what was the amount, and at what date was the payment made?

Mr. Lackey answered,—

- (1.) Yes, through Messrs. Levien & Murphy, on 28th August, 1880.
- (2.) It was considered, and compensation awarded.
- (3.) The money, amounting to £54, was paid on the 15th February last to Messrs. Levien & Murphy, Solicitors, Tamworth.

(5.) Friendly Societies :—*Mr. Roseby*, for Mr. Abigail, asked the Colonial Secretary,—Will the Government appoint a Commission to inquire into and report upon the state of the various Societies registered under the Friendly Societies Act?

Mr. James Watson answered,—The subject is one of much interest and importance, and will be brought under the consideration of the Government.

(6.) Fisheries Act :—*Mr. Roseby*, for Mr. Abigail, asked the Colonial Secretary,—

- (1.) Are the Commissioners of Fisheries administering the Act lately passed?
- (2.) Have licenses been issued to fishermen and oyster salesmen in accordance with the Fisheries Act?
- (3.) Have any Assistant Inspectors been appointed; if not, when will they be?
- (4.) Is it true that the Commissioners have made certain recommendations which the Colonial Secretary does not approve of; if so, will the Colonial Secretary have any objection to lay a copy of such recommendations upon the Table of the House?
- (5.) Is it true that the provision of the Fisheries Act applying to licenses will allow any person paying one license fee of £5 to carry on a wholesale oyster business and as many retail shops for the sale of oysters throughout the Colony as he likes, providing the one name appears as the proprietor?
- (6.) Will a man using a barrow in the street for the sale of oysters have to pay the same license fee as a man with several shops and a wholesale business?

Mr. James Watson answered,—

- (1.) Yes.
- (2.) Not yet. I understand that the Commissioners expect to issue them next week.
- (3.) Eleven have been appointed, of whom five have been gazetted, and six will be gazetted this week.
- (4.) It is not true.
- (5 and 6.) For the answers to these questions, I can only refer the Honorable Member to the terms of the Act itself.

(7.) Engine-driver Frost :—*Mr. Fitzpatrick*, for Mr. William Forster, asked the Secretary for Public Works,—

- (1.) Was John Frost, engine-driver, lately or at any time dismissed by the Locomotive Engineer or Superintendent, Mr. Burnett?
- (2.) Was the dismissal afterwards approved of by the Minister for Works, or by the Government?
- (3.) Was Mr. Burnett afterwards ordered to reinstate the person so dismissed?
- (4.) Was the same person afterwards reinstated by the Minister, or the Government, against Mr. Burnett's remonstrance?
- (5.) If so, under what circumstances and upon what grounds?
- (6.) Has Mr. Burnett been, or will he be, called to account for disobedience in the matter?

Mr. Lackey answered,—

(1.) Yes, in January last. Frost appealed against the decision; but the action of the Locomotive Engineer was upheld by the Commissioner, who, however, decided that, in consideration of Frost's previous good character during a period of nineteen years service, he should be restored to his position after an interval of six months.

(2.) The Secretary for Public Works approved of the action taken by the Commissioner.

(3.) Yes, at the expiration of six months, in accordance with the decision referred to.

(4 and 5.) Mr. Burnett at first refused to carry out the direction given to him by the Commissioner, but was informed by the Minister for Works that unless he did so he would be suspended.

(6.) He has been informed that he must observe the instructions given to him, or the Government would have no alternative but to dispense with his services.

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

Debate ensued.

Question put and negatived.

3. PAPERS :—

Mr. Hoskins laid upon the Table,—Return showing the area of Lands sold to Conditional Purchasers or others, within the Counties of Selwyn, Wynyard, and Buccleugh, together with the areas of unsold Land in such Counties; also the areas of sold and unsold Lands in the Parishes of Yarrara, Coppabella, Currajong, and Jingellic.

Ordered to be printed.

Mr.

Mr. Lackey laid upon the Table,—Return to an Order made on 8th March, 1881,—“Carriage of Produce and Stock by Railway.”
Ordered to be printed.

4. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

(1.) By Mr. Henry Clarke. From Members of the Bega Band of Hope.

(2.) By Mr. Henson. From Residents of the District of Wallabadah, in Public Meeting assembled in the Church of England School Room.
Petitions received.

5. MESSRS. MUNFORD AND BLOMFIELD:—Mr. Terry presented a Petition from Edward Merigold Munford and Matthew Blomfield, representing that in the year 1872 they entered into contracts with the Government for making certain Roads, and completed their contracts, with the exception of small portions thereof, and that a balance remains due to them on account of such contracts, which balance they have been unable to obtain; and praying the House to take their case into consideration, with a view to relief.
Petition received.

6. PARLIAMENTARY EVIDENCE 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 to provide for the summoning, attendance, and examination of Witnesses before either House of Parliament or any Committee thereof.

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 summoning, attendance, and examination of Witnesses before either House of Parliament or any Committee thereof.

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

(2.) Mr. Wisdom presented a Bill, intituled “*A Bill to provide for the summoning attendance and examination of Witnesses before either House of Parliament or any Committee thereof*,”—which was read a first time.

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

7. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2):—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of this Bill.

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

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

The provision for claims for compensation for ringbarking being under consideration, an amendment was proposed limiting the actual cost of such ringbarking to thirteen pence per acre, and that he (the Chairman) gave his opinion that the amendment was not admissible, an amendment substantially the same having already been negatived by the Committee. And certain Honorable Members dissenting from his opinion, the question was referred to Mr. Speaker.

Mr. Speaker said that he concurred in the opinion expressed by the Chairman.

On motion of Mr. Hoskins, Mr. Speaker left the Chair, and the Committee resumed.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again 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. 27.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 18 AUGUST, 1881.

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

QUESTIONS:—

(1.) Immigration Regulations:—Mr. Burns asked the Colonial Secretary,—Whether the Government intend to issue Supplementary or Amended Regulations authorizing the Agent for Immigration to receive deposits in the Colony, and in other respects modifying the Regulations of the 14th March, 1881?

Mr. James Watson answered,—The Government has under consideration the question of issuing Amended Regulations.

(2.) Post and Telegraph Offices, Redfern:—Mr. Fremlin asked the Postmaster General,—When will the new Post and Telegraph Offices at Redfern be commenced?

Mr. Suttor answered,—Tenders for erection of this building have been received, but as some additions to the plan have been proposed, fresh tenders will have to be invited.

(3.) Court-house, Redfern:—Mr. Fremlin asked the Colonial Secretary,—Is it the intention of the Government to open the new Court-house at Redfern which has been built at so much expense and completed some time ago; and if so, when?

Mr. James Watson answered,—Yes; but the opening of this Court-house must be decided in connection with several applications which have been received for the establishment of Courts of Petty Sessions in other suburban localities, and are still under the consideration of the Government. The opening of the Court-house will take place as soon as may be practicable.

(4.) Foundation-stone of Queen's Statue:—Mr. Abigail asked the Colonial Secretary,—

(1.) Who applied to the Mayor of the City for permission to barricade the streets on the occasion of laying the Foundation-stone of the Queen's Statue?

(2.) Did the Inspector General of Police receive authority to bring on the ground such a large body of Police as was present; if so, who gave it?

(3.) What was the total cost to the Country of the Ceremony, and from what fund will it be paid?

Mr. James Watson answered,—

(1.) The application was made by the Colonial Architect, and was granted by the City Surveyor for and in the absence of the Mayor.

(2.) No special authority was issued. It is the Inspector General's duty to provide for the attendance of Police at all public gatherings.

(3.) The cost cannot yet be ascertained, as accounts are not furnished.

(5.) Road to Nepean Water Works:—Mr. Kidd asked the Secretary for Public Works,—

(1.) Are the Government aware that some of the contractors along the line of the Nepean Water Works have no right of road to the works from any main road, and are at the mercy of landowners for a right of road?

(2.) Are the Government aware that the landowners in many instances are inflicting heavy charges upon the contractors for the carriage of material, and upon storekeepers for the carriage of rations to the men, for a right-of-way to the works?

(3.) Will the Government resume such roads as may be required for the temporary use of the contractors.

Mr. Lackey answered,—

(1.) The Government are aware that in some cases the contractors have experienced some inconvenience from the want of a road to their works.

(2.) The Government have heard that such is the case.

(3.) Yes; the Government have power to resume roads for temporary purposes, and the matter of resumption is now under consideration.

(6.)

- (6.) Border Duties on the Murray:—Mr. Levin asked the Colonial Secretary,—Is it the intention of the Government to invite the Victorian Government to a Conference, with a view to come to some mutual agreement and a speedy settlement of the Border Duties question on the Murray, and thereby place the settlers of the south-western portion of the Colony in the same position as those on the South Australian frontier?

Mr. James Watson answered,—The matter has not been under the consideration of the Government since the termination of the Conference at the beginning of the year.

- (7.) Dr. Caffyn:—Mr. McCulloch asked the Colonial Treasurer,—

- (1.) Why was Dr. Caffyn sent to the Quarantine Station?
- (2.) How long has he been in Quarantine?
- (3.) Is he employed there professionally; and if so, on what terms is he engaged?
- (4.) Is his detention against his will; and if so, when will he be released?
- (5.) Will the Government compensate Dr. Caffyn for the loss he has sustained in consequence of his detention in Quarantine?

Mr. James Watson answered,—

- (1.) In consequence of his having attended persons who were suffering from small-pox.
 - (2.) Sixty-three days.
 - (3.) Yes; upon terms hereafter to be agreed upon.
 - (4.) Dr. Caffyn is detained under the authority of the Governor and Executive Council, under the provisions of the Quarantine Laws. It is intended to release him at an early date.
 - (5.) He will be paid for his services at the Quarantine Station; and any claim which he may make for compensation for any loss sustained by the action of the Government, as well as all other claims in cases of detention, will be favourably considered by the Government.
- (8.) Mr. Justice Hargrave:—Mr. Abigail asked the Attorney General,—Is it true that Mr. Justice Hargrave does not take his seat in the Court before 11 o'clock in the morning, and will not sit after 1 o'clock; if so, will the Attorney General take the necessary steps to prevent public inconvenience arising in consequence?

Mr. Wisdom answered,—The Minister for Justice having communicated with Mr. Justice Hargrave in reference to the Honorable Gentleman's question, Mr. Justice Hargrave has sent the following reply:—

- (1.) In reply to the very courteous inquiries by the Honorable the Minister of Justice, just received, and to enable the Honorable the Attorney General to answer Mr. Abigail's question in the Legislative Assembly this afternoon, Mr. Justice Hargrave begs to state that for the more effectual administration of Justice throughout the Colony of New South Wales, various jurisdictions have been vested in the Primary Judge besides the Equity jurisdiction, such as all Lunacy matters, the Curator's matters, Ecclesiastical and Intestacy matters, &c., &c., not entrusted to the other Judges of the Supreme Court except by way of appeal to the Full Court.
- (2.) The Primary Judge encloses printed copies of the last Supreme Court Rules, 13th December, 1880, and the Regulations by the Primary Judge on 5th November, 1880, which will explain the matter very clearly if read together.
- (3.) In accordance with these Rules and Regulations, Mr. Justice Hargrave invariably leaves his own door at nine o'clock every Court or Chamber day, and arrives at his duties before a quarter past nine, where the Associate and all the Clerks are ready for their several duties for each day at half-past nine o'clock. The Chamber and Court business having been settled by lists previously fixed by the parties themselves, the Primary Judge hears and determines every case as rapidly as he possibly can, consistently with the evidence brought before him.
- (4.) The Causes for hearing in open Court and the arguments of Counsel cannot conveniently commence before 11 o'clock, as fixed by the Rules, otherwise constant adjournments of Chamber business would be necessary, and great expense and delay caused to the parties concerned.
- (5.) The Cause List being called on in open Court, the Primary Judge hears and determines each case as rapidly as he can till the usual adjournment for half-an-hour at 1 o'clock, as in the other Courts of Justice. The afternoon is proceeded with in the same Court business till four o'clock, and if the business of Court ceases before that hour, the Primary Judge frequently takes papers home with him for his perusal, to expedite the work of the following day. Of course, by omitting all notice of the Primary Judge's multitudinous jurisdictions, and of his almost hourly Chamber business on every day except Saturday, his work may be made to appear very different from its realities; but every Barrister or Solicitor can understand the topic; and the Government are heartily welcome to make any further inquiries from the Curator, Mr. Chapman, Mr. Curtis, the Chief Clerk in Equity, Mr. Garrett, the Ecclesiastical Clerk, Mr. Hargraves, the Lunacy Clerk, or even from my own Associate, Mr. Robberds. As I really cannot spare any more time to attempt any further written explanations to Mr. Abigail, if he will favour me with a visit between 9.30 and 4 o'clock, I will answer any question he wishes to ask me.

In the Supreme Court of New South Wales. In Equity.

His Honor the Primary Judge has (in pursuance of the power vested in him by the General Rules of the Court dated the 10th September, 1880, and under the Equity Act of 1880) made the following Regulations as to his sittings in Court and in Chambers as follows, that is to say,—

Sittings in Court.—For hearing of Causes, &c., as set down in the Judge's Cause Book, on Tuesdays and Fridays, at 11 o'clock a.m.

Sittings in Chambers.—For settling Minutes or Draft Orders and Decrees, on Mondays and Thursdays, at 11 o'clock a.m.

Chamber Applications.—On Wednesdays and Thursdays, at 11 o'clock a.m.

N.B.—The above Regulations will be adhered to so far as practicable, but subject to any order for adjournment of any cause or matter as the Primary Judge may think requisite or desirable.

Equity Office, 5th November, 1880.

Monday,

Monday, the 13th day of December, 1880.

REGULÆ GENERALES.

Sittings in Equity, Ecclesiastical, and Lunacy Matters.

4. The Primary Judge will sit on Tuesdays and Fridays in and out of Term alike, at the Supreme Court-house, King-street, in the above Jurisdictions, at 11 o'clock, and on any other days the Judge may specially appoint. Chamber business in these Jurisdictions will be taken on the same days, at 9'30 a.m.

Regulations as to the Sittings of the Primary Judge.

5. The Primary Judge will sit in Court, and in Chambers, as follows:—That is to say—Sittings in Court for hearing of Causes, &c., as set down in the "Judges Cause Book," on Tuesdays and Fridays, at 11 o'clock a.m. Sittings in Chambers for settling Minutes or Draft Orders and Decrees, on Mondays, at 11 o'clock a.m. Chamber applications on Wednesdays and Thursdays, at 11 a.m. N.B.—The above Regulations will be adhered to so far as practicable, but subject to any adjournment of any Cause or matter as His Honor, the Primary Judge, may think requisite or desirable.

Fines and Estreats.

6. All Schedules of Fines, and Estreated Recognizances, shall be returnable on some Friday out of Term, at 10 o'clock; to be then heard before the Primary Judge.

Saturdays.

9. There will be no sitting of the Court in Sydney (except for the trial of prisoners and except the last day of Term) on any Saturday: Provided that any Argument or Trial not concluded on Friday may be continued on Saturday, if the Court or Presiding Judge shall think fit. On all Saturdays the Supreme Court Offices will close at 12 o'clock noon.

Vacations.

18. During the Vacations, Causes may be set down, and notices of Trial, and to admit or produce Documents, may be given, and all Writs may be issued, executed, and returned; and all necessary proceedings may be taken for the purposes of an Appeal, or for obtaining or dissolving any Injunction. And Summonses in cases of emergency may be returnable in Chambers on any Friday.

19. During the Vacations no other business than that above specified will be taken.

20. From the commencement of the long Vacation to the 17th January, both days inclusive, and from the commencement of the short Vacation to the 11th July, both days inclusive, no pleading shall be filed or delivered without the leave of a Judge, nor shall time run at Law or in Equity; but after the 17th January and 11th July, respectively, pleadings may during the Vacations be filed and delivered, and Time shall run both at Law and in Equity.

JAMES MARTIN, C.J.
JOHN F. HARGRAVE.
P. FAUCETT.
W. M. MANNING.
W. C. WINDEYER.

- (9.) Post and Telegraph Offices, Grenfell:—Mr. Vaughn asked the Postmaster General,—
(1.) Is he aware that the business of the Post and Telegraph Offices at Grenfell is carried on in a room about 9 feet x 12?
(2.) As £500 has been voted by this House for providing increased accommodation to this office, will the Minister take the necessary steps to carry out the intention of Parliament in voting this sum?
(3.) When will plans and specifications be prepared for this work?

Mr. Suttor answered,—

(1.) It is true that the business is conducted in an apartment of only about the size named, but this is owing to the Postmaster having appropriated for living accommodation a portion of the space intended for office purposes. The building contains six living rooms, exclusive of the office and out-buildings. Since 1873 over £1,000 has been spent in altering and adding to this building (which was originally the Court-house), and when the necessary alterations for the restoration of the office portion have been completed, it is thought that the premises will be sufficiently commodious.

(2 and 3.) Answered above.

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

Delivered by Mr. James Watson,—

- (1.) Debts of Deceased Persons Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 12.

A Bill, intituled "*An Act to abolish the distinction as to priority of payment which now exists between the specialty and simple contract debts of Deceased Persons,*"—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 August, 1881.

(2.) Bates's Estate Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 13.

A Bill, intituled "*An Act to authorize the Sale Mortgage and Leasing of certain Lands and Hereditaments devised by the Will of Mary Ann Bates deceased 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 August, 1881.

Delivered by Mr. Wisdom,—

(3.) Parliamentary Evidence Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 14.

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 provide for the summoning, attendance, and examination of Witnesses before either House of Parliament, or any Committee thereof."

Government House,
Sydney, 18th August, 1881.

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

8. PAPERS:—

Mr. Wisdom laid upon the Table,—Return to an Order made on 11th August, 1881,—"*Building, Loan, and Investment Societies*."

Ordered to be printed.

Mr. James Watson laid upon the Table,—General Abstract of Bank Liabilities and Assets for the quarter ended 30th June, 1881.

Ordered to be printed.

4. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

- (1.) By Mr. Combes. From Residents of the District of Oberon, in Public Meeting assembled in the Temperance Hall.
- (2.) By Mr. Cameron, for Sir Wigram Allen. From Matrons and Spinsters resident in the District of the Glebe.
- (3.) By Mr. Cameron, for Sir Wigram Allen. From Residents of the City of Sydney.
- (4.) By Mr. Roseby. From Residents of the District of Ulladulla, in Public Meeting assembled in the School of Arts.
- (5.) By Mr. Roseby. From Officers and Members of the No. 1 Grand Division of the Sons of Temperance, in Session assembled in the Temperance Hall, Pitt-street, Sydney.
- (6.) By Mr. Wisdom. From Matrons and Spinsters resident in the District of Morpeth.
- (7.) By Mr. Wisdom. From Residents of Morpeth, in Public Meeting assembled.
- (8.) By Mr. Wisdom. From Residents of the District of Morpeth.
- (9.) By Mr. Burns. From Residents of the District of Largs, in Public Meeting assembled in the Largs School of Arts.
- (10.) By Mr. Terry. From Matrons and Spinsters resident in the District of Mudgee.
- (11.) By Mr. Terry. From Residents of the District of Mudgee.
- (12.) By Mr. Poole. From Residents of the District of Darlington, in Public Meeting assembled.
- (13.) By Mr. Teece. From Residents of the District of Bungendore.
- (14.) By Mr. Teece. From Matrons and Spinsters resident in the District of Bungendore.
- (15.) By Mr. Andrews. From Residents of the District of Taree, in Public Meeting assembled in the Protestant Hall.
- (16.) By Mr. Garvan. From Residents of the District of Bega, in Public Meeting assembled in the School of Arts.
- (17.) By Mr. Garvan. From Matrons and Spinsters resident in the District of Brogo.
- (18.) By Mr. Garvan. From Residents of the District of Brogo, in Public Meeting assembled.
- (19.) By Mr. Kidd. From Residents of the District of Judd's Creek, in Public Meeting assembled in the Temperance Hall at Judd's Creek.
- (20.) By Mr. Kidd. From Residents of the District of Bundanoon, in Public Meeting assembled in the Primitive Methodist Chapel.
- (21.) By Mr. Young. From Residents of the District of the Manning River.
- (22.) By Mr. Young. From Matrons and Spinsters resident in the District of Kimbriki, Manning River.
- (23.) By Mr. Young. From Residents of the District of Kimbriki, Manning River.
- (24.) By Mr. Young. From Residents of the Manning River District.

(25.)

- (25.) By Mr. O'Connor. From Matrons and Spinsters resident in Sussex-street North, Sydney.
- (26.) By Mr. O'Connor. From Residents of the District of Pyrmont, assembled in Public Meeting in the Public Hall, Harris-street.
- (27.) By Mr. Tarrant. From Residents of the District of Kiama, in Public Meeting assembled in the Temperance Hall, Kiama.
- (28.) By Mr. Fremlin. From Matrons and Spinsters resident in the District of Redfern.
- (29.) By Mr. Fremlin. From Residents of and near the District of Darlington.
- (30.) By Mr. Fremlin. From Residents of the District in or near Redfern.
- (31.) By Mr. Fremlin. From Matrons and Spinsters resident in and near the District of Darlington.
- (32.) By Mr. Suttor, for Mr. Pilcher. From Residents of the District of Rockley, in Public Meeting assembled in the Wesleyan Church.
- (33.) By Mr. Suttor. From Residents of the District of Bathurst, in Public Meeting assembled in the Church School Room.
- (34.) By Mr. Suttor. From Residents of Bathurst.
- (35.) By Mr. William Clarke. From Matrons and Spinsters resident in the Districts of Springside and Cadia.
- (36.) By Mr. William Clarke. From the Congregational Union of New South Wales.
- (37.) By Mr. William Clarke. From Residents of the District of Orange, in Public Meeting assembled in the School of Arts.
- (38.) By Mr. Beyers. From Residents of the District of Hill End, in Public Meeting assembled in the Temperance Hall.
- (39.) By Mr. Abigail. From Matrons and Spinsters resident in George-street, West Sydney.
Petitions received.
5. RAILWAY RATES ON AGRICULTURAL PRODUCE:—Mr. William Clarke, for Mr. Edmund Barton, presented a Petition from Farmers of Wellington and surrounding Districts, representing that they are harassed in their calling by the high rates charged for Produce sent by Rail to Sydney; and praying the House to take the matter into consideration, with a view to relief.
Petition received.
6. BANKS'S MEADOW RESERVE (*Formal Motion*):—Mr. Hoskins moved, pursuant to Notice, That the papers laid upon the Table of this House by Sir Henry Parkes on 7th July, 1881, having reference to the Banks's Meadow Reserve be printed.
Question put and passed.
7. CROWN-STREET PUBLIC SCHOOL (*Formal Motion*):—Mr. McElhone moved, pursuant to Notice, That there be laid upon the Table of this House,—
(1.) Copies of all evidence taken at the Inquiry into the management of the Crown-street Superior Public School; and also copies of charges made against the Mistress, Mrs. Bardwell, before Inspectors Johnson and Morris.
(2.) Also copies of all minutes, reports, &c., thereon; and also any charges of whatsoever nature or character made against Mrs. Bardwell.
(3.) Also copies of instructions to Principal Teachers issued on the 29th February, 1879; also Mrs. Bardwell's replies, &c., to the charges, more especially correct copies of her replies, with the exact way she spelled the different words.
(4.) Also copies of all evidence, minutes, &c., taken at the inquiry held by the Council of Education on the occasion of her dismissal as a Teacher by the Council of Education.
Question put and passed.
8. CONTRIBUTIONS UNDER SCAB IN SHEEP PREVENTION ACT (*Formal Motion*):—Mr. Terry moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing, for the last five years, the amount of money contributed each year by Sheep Owners under the Scab in Sheep Prevention Act, with a detailed statement of each year's expenditure.
Question put and passed.
9. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2):—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.
10. LANDS GRANTED TO THE AUSTRALIAN AGRICULTURAL COMPANY:—Mr. Joseph P. Abbott (*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 "Lands granted to the Australian Agricultural Company," and the Committee being desirous to examine the Honorable Philip Gidley King, a Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee on such day and days as shall be arranged between him and the said Committee.
Legislative Assembly Chamber,
Sydney, 18th August, 1881.
Question put and passed.

11. PARLIAMENTARY EVIDENCE 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 progress, and obtained leave to sit again on Wednesday next.

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. 28.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 19 AUGUST, 1881.

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

QUESTIONS:—

- (1.) Land Sale at Urana:—*Dr. Ross*, for Mr. Lyne, asked the Secretary for Lands,—Will he postpone the sale of land advertised to take place at Urana on the 26th instant until the Ringbarking Bill is disposed of?

Mr. Hoskins answered,—The sale of the land referred to having been postponed pending the passing of the Ringbarking Bill, and as that Bill has not yet been disposed of, the sale will be further postponed.

- (2.) Escort from Wilcannia:—Mr. Brodribb asked the Postmaster General,—Will he say why Cobb & Co. received charge of escort from Wilcannia, while Charters Brothers, the mail contractors from Wilcannia to Hay, and Morrison Brothers from Wilcannia to Mount Browne, have not been communicated with?

Mr. Suttor answered,—I may inform the Honorable Member that this matter is not under my control at all, but I have obtained the following information from the Inspector General of Police:—“Cobb & Co. were employed because they had a contract on all their lines in the district to convey Police and prisoners. The present arrangement for the conveyance of the gold escort is only a temporary one. If a permanent escort be established, tenders will be called for in the usual manner.”

- (3.) Macdonald Town Railway Platform:—Mr. Copeland asked the Secretary for Public Works,—(1.) Was he aware, when replying to the question of Mr. Stephen Brown on 12th July last as to the amount of money received by the Department from passenger traffic to and from Macdonald Town, that the Redfern Booking Office issues Newtown tickets for Macdonald Town?

(2.) If so, will he, for the purpose of having accurate statistics, give instructions to discontinue this practice?

Mr. James Watson answered,—

(1.) Tickets both for Newtown and Macdonald Town are issued at the Redfern Booking Office. It would seem that some passengers who have obtained tickets for Newtown alight at Macdonald Town.

(2.) The inconvenience that would arise by stopping the sale of Newtown tickets at Redfern Station would far outweigh the advantage of Statistical Returns, which, however, can be obtained by keeping a record of the Newtown tickets collected at Macdonald Town.

- (4.) Dynamite Explosion:—Mr. Buchanan asked the Attorney General,—

(1.) Has the Attorney General noticed the accident through an explosion of dynamite at the Crown Ridge, whereby one unfortunate man was blown to pieces, nine persons injured, and the house (a public-house) blown down?

(2.) Will the Government adopt some very stringent measure to protect the public against persons carrying explosives in the Railway Carriages with them?

Mr. Wisdom answered—

(1.) Yes.

(2.) Under the Gunpowder Act and the regulations made thereunder there are the most stringent rules as to the carriage of gunpowder and other combustibles or explosives both by land and water; these are in force at the present time. In the case referred to, it is most likely it was not known that this unfortunate man was carrying the explosives in the way he was. There is at present a most stringent law to prevent them being carried except in a particular way and in particular quantities.

(5.)

- (5.) Mining Registrar Margules :—Mr. Buchanan asked the Secretary for Mines,—
- (1.) What has been done in reference to the Petition signed by 400 miners sent from Temora relating to the conduct of Mining Registrar Margules, and asking for his dismissal ?
 - (2.) What has been done in the matter of the Court of Inquiry held at Temora before the Warden in reference to the complaints made by John Thomas Moran ?
- Mr. Suttor answered,—Mr. Margules has been suspended from official duty, and called upon to show cause why he should not be dismissed from the Public Service, and the papers are now under the consideration of the Executive Council.
- (6.) Small-pox—Mrs. Bonner's Case :—Mr. William Forster asked the Colonial Treasurer,—
- (1.) Is it true that one Mrs. Bonner was of late forcibly taken to and detained at the Quarantine Ground under a false impression, in accordance with a medical opinion that she had small-pox ?
 - (2.) Under what authority of law or regulation did the Government or the Police act in this matter ?
 - (3.) Is it intended by the Government to introduce a Bill of Indemnity to relieve all parties concerned of their liabilities in the matter ?
 - (4.) Is it intended, and how, to compensate Mrs. Bonner ?
 - (5.) Who are the Medical Practitioners responsible for the mistaken diagnosis in this case ?
 - (6.) Have they been, or will they be, called to account, and how ?
- Mr. James Watson answered,—
- (1.) It is not true that Mrs. Bonner was forcibly taken and detained at the Quarantine Station under a false impression that she had small-pox ; she was removed with her own consent, under a medical certificate, dated 13th ultimo, certifying to the fact that she had the small-pox.
 - (2.) Under the authority of the Governor and the Executive Council, and in accordance with the provisions of the Act 3 William IV. No. 1.
 - (3.) No.
 - (4.) Mrs. Bonner's case will be considered with all other cases where the removal to the Quarantine Station or otherwise has been considered necessary for the preservation of the public health.
 - (5 and 6.) As I am not aware of any mistaken diagnosis, it does not appear to me that there is anyone to call to account.
- (7.) Engine-driver Frost :—Mr. William Forster asked the Secretary for Public Works,—With reference to my questions, and the Ministerial answers thereto, of Wednesday, 17th instant, on the subject of the dismissal and subsequent reinstatement of John Frost, engine-driver,—
- (1.) What reasons were stated by the Locomotive Superintendent for dismissing the engine-driver in the first instance ?
 - (2.) Did any Member of Parliament, or other person not specially concerned in the matter by official duties or position, recommend or urge upon the Government the reinstatement of the said engine-driver ; and if so, who ?
- Mr. James Watson answered,—
- (1.) Insubordination ; but subsequent inquiry showed that there were mitigating circumstances and considerable provocation on the part of the officer to whom Frost was insubordinate.
 - (2.) No person other than the officers of the department was concerned in the reinstatement of Frost.
- (8.) Small-pox—Mrs. Bonner's Case :—Mr. Reid asked the Colonial Treasurer,—
- (1.) Is it true that the children isolated in Mrs. Bonner's house were vaccinated by some person acting under authority who did not visit the children after such vaccination ?
 - (2.) Was the person alluded to responsible for this alleged neglect ; if so, will his services be dispensed with ?
- Mr. James Watson answered,—I am not aware of any such circumstance, but I will cause inquiry to be made.
- (9.) Milburn Creek Copper Mining Company :—Mr. Reid asked the Attorney General,—
- (1.) Did he write and communicate to the Department of Mines some time ago an opinion or minute condemnatory of certain proceedings respecting the claim of the Milburn Creek Company ?
 - (2.) If so, is he aware that a copy of the same has never been laid upon the Table of this House with the other papers in the case ?
 - (3.) Will he cause some inquiry to be made, and a copy of the opinion (if any) to be communicated to this House ?
- Mr. Wisdom answered,—A case was submitted to me by the Crown Solicitor with regard to the Milburn Creek arbitration matter, upon which I gave an opinion. The case and opinion given upon it was not forwarded to the Mining Department, for what reason I am unable to say ; but after a search it was discovered in the office of Mr. Williams, Crown Solicitor. I will presently lay it upon the Table of the House.
- (10.) Tramway Accidents :—Mr. Reid asked the Secretary for Public Works,—Has he taken steps for an exhaustive inquiry as to the best means of preventing such frightful accidents as have recently occurred on the Government Lines of Tramway in this City ; if not, will he consider the propriety of taking some such steps without delay ?
- Mr. James Watson answered,—Every precaution will be taken to prevent the occurrence of accidents on the Tramway.
- (11.) Railway from the Clarence River to New England :—Mr. Reid asked the Secretary for Public Works,—Have the Government promised to submit to this House, during the present Session, an estimate for the construction of a Railway line from the Clarence River to the table land of New England ; if so, what route is the line to take, and what are to be the two terminal points ?
- Mr. James Watson answered,—The question of submitting to Parliament an estimate for the construction of a Railway line from the Clarence River to the table lands of New England would necessarily be dependent upon the completion of the surveys which have been commenced, but are not yet finished. Whether the submission can be made this Session, and which route will be adopted, are questions which must await the report of the Surveyors. (12.)

(12.) Wages of Gangers and Fetlers:—Mr. Henson asked the Secretary for Public Works,—Have the wages of the gangers and fetlers on Government Railway lines been reduced; if so, to what amount?

Mr. James Watson answered,—The gangers wages have been reduced 6d. per diem, and the fetlers 4d. per diem, in consequence of the hours of labour being reduced from nine to eight. If the reduction in wages had been in proportion to the reduction in the working hours, it would have amounted to over 11d. for gangers, and over 9d. for fetlers.

(13.) Leases of Tin Lands:—Mr. Joseph P. Abbott, for Mr. Murray, asked the Secretary for Lands,—When will the Returns of Rent for Tin Lands, ordered by this House in February last, be laid upon the Table?

Mr. Hoskins answered,—The Return is partly prepared; it is at present with the Treasury, and will require some time for its completion. It will be laid upon the Table of the House as soon as possible.

(14.) Mr. Licensed-Surveyor Christie:—Mr. Joseph P. Abbott, for Mr. Murray, asked the Secretary for Lands,—Do the Government intend to appoint a Short-hand Reporter to report the proceedings in the Arbitration Case of Mr. Licensed-Surveyor Christie?

Mr. Hoskins answered,—The Government sees no objection to the employment of a Short-hand Writer to report the proceedings in the Arbitration Case of Christie v. the Secretary for Lands, although it is not considered necessary. If Mr. Christie will deposit with the Colonial Treasurer a sufficient sum of money to defray half the cost of the services of a Short-hand Writer, and of the printing of the evidence taken, previous to the commencement of the arbitration, the Government will have no objection to pay the other half.

2. PAPER:—Mr. Wisdom laid upon the Table,—Copy of Case submitted for Attorney General's Opinion in the matter of the Arbitration between the Milburn Creek Copper Mining Company and the Government.

Ordered to be printed.

3. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

- (1.) By Mr. Henry Clarke. From Residents of the District of Bega, in Public Meeting assembled.
- (2.) By Mr. Henry Clarke. From Residents of the District of Bega.
- (3.) By Mr. Henry Clarke. From Matrons and Spinsters resident in the District of Bega.
- (4.) By Mr. Henry Clarke. From Residents of the District of Eden, in Public Meeting assembled.
- (5.) By Mr. Fergusson. From Residents of the District of Glen Innes, in Public Meeting assembled in the Temperance Hall.
- (6.) By Mr. Melville. From Residents of the District of Lambton, in Public Meeting assembled in the Music Hall.
- (7.) By Mr. Martin. From Residents of Miller's Point, in Public Meeting assembled in the Trinity School Room.
- (8.) By Mr. Bowman. From Residents of the District of the Hawkesbury, in Public Meeting assembled in the School of Arts, Windsor.
- (9.) By Mr. Fullford. From Residents of the District of West Maitland, in Public Meeting assembled in the School of Arts.
- (10.) By Mr. T. R. Smith. From Matrons and Spinsters resident in the District of St. Mary's, South Creek.
Petitions received.

4. WATER FRONTAGES RESERVATION BILL:—The Order of the Day for the second reading of this Bill having been read,—Mr. Reid moved, That this Order of the Day be postponed until Friday, 23rd September.

Debate ensued.

Question put and passed.

5. BIRDS PROTECTION BILL (No. 2):—The Order of the Day for the second reading of this Bill having been read,—Mr. McLaughlin moved, That this Order of the Day be discharged.

Debate ensued.

Question put and passed.

Ordered, that the Bill be withdrawn.

6. VALE OF CLWYDD AND LITHGOW VALLEY COMPANY'S INCORPORATION BILL:—The Order of the Day having been read,—Mr. W. J. Foster moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Foster, 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, and with an amended Title.

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

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

7. DIAMOND DRILLS:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. W. J. Watson, "That this House will, on Tuesday 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 1882 the sum of £10,000, for the purpose of purchasing Diamond Drills to "assist" miners and others in "developing the mineral resources of the Colony,"—

And

And the Question being again proposed,—the House resumed the said adjourned Debate. Mr. O'Connor moved, That the Question be amended by the omission of all the words after the word "assist," with a view to the insertion in their place of the words "in developing the resources of the Colony."

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, 41.

Mr. Joseph P. Abbott,	Mr. G. A. Lloyd,
Mr. R. P. Abbott,	Mr. Lynch,
Mr. Abigail,	Mr. Martin,
Mr. Andrews,	Mr. McLaughlin,
Mr. Beyers,	Mr. Melville,
Mr. H. H. Brown,	Mr. O'Connor,
Mr. Bruncker,	Mr. Proctor,
Mr. Burdekin,	Mr. Purves,
Mr. Burns,	Mr. Slattery,
Mr. Cameron,	Mr. Suttor,
Mr. Carter,	Mr. Teece,
Mr. Cass,	Mr. Terry,
Mr. William Clarke,	Mr. Trickett,
Mr. Cramsie,	Mr. James Watson,
Mr. H. C. Dangar,	Mr. W. J. Watson,
Mr. Fawcett,	Mr. Wilson,
Mr. W. J. Foster,	Mr. Wisdom,
Mr. Garvan,	<i>Tellers,</i>
Mr. Henson,	
Mr. Hoskins,	Mr. Roseby,
Mr. Jacob,	Mr. Pigott.
Mr. Levin,	

Nocs, 2.

Tellers

Mr. McCulloch,
Mr. Day.

And so it was resolved in the affirmative.

Original Question then put and passed.

8. AMENDMENT OF CROWN LANDS ACTS :—The Order of the Day in reference to this subject read,—and, on motion of Mr. Garvan, discharged.
9. POSTPONEMENT :—The Order of the Day respecting Right of Reply in Debates postponed until Friday, 2nd September.
10. NAVIGATION LAW AMENDMENT BILL :—Mr. James Watson *presented* a Bill, intituled "*A Bill to amend the Law relating to Unseaworthy Ships and the Navigation Act of 1871 and for other purposes,*"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.

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. 29.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 23 AUGUST, 1881.

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

QUESTIONS:—

(1.) Tram Motors:—*Mr. Cameron*, for *Mr. Garrard*, asked the Secretary for Public Works,—

- (1.) The total number of Tram motors imported by the Government?
- (2.) The names of the manufacturers, the number each supplied, and the cost delivered in Sydney?
- (3.) The names of the agents who were employed, and the amount paid to each as commission?
- (4.) Is it the intention of the Government to invite tenders in the Colony for the construction of the motors required for the new Tram lines?

Mr. Lackey answered,—

- (1.) Twenty-seven have been received out of thirty-seven ordered.
- (2.) The Baldwin Locomotive Company, of Philadelphia, have supplied the twenty-seven received at a cost of £29,878, averaging £1,106 12s. per motor. Two motors have been ordered from Messrs. Kitson & Co., of Leeds, the price of which is £1,220 each. One compressed air motor has been ordered from the Beaumont Compressed Air Company, and a combined engine and car, on Captain Rowan's principle, has also been indented for, but the prices for these have not yet been arranged.
- (3.) No agents have been either employed or paid by the Department.
- (4.) Yes, when the most suitable motor for our lines has been decided upon, to determine which the Kitson steam motors, the combined engine and car, and the compressed air motor are being obtained.

(2.) Crown-street Public School:—*Mr. McElhone* asked the Colonial Secretary,—

- (1.) Is it a fact that *Mr. Rooney*, Head Master in the Crown-street Superior School, has received notice to hold himself in readiness to be removed to another School; if so, on what grounds?
- (2.) Has any charge been made against the Mistress, *Mrs. Bardwell*, of insubordination, ill-treatment of other Teachers, of disobeying the instructions of the Inspectors, of breach of instructions to Principal Teachers of February, 1879, and improper management of the Girls Department?
- (3.) Is he aware that the Inspector of Nuisances received a letter complaining of the state of the girls closets, and was any report of obscene language written on various parts of the girls closets?
- (4.) Is it not a fact that obscene writing of the most filthy and foul nature was written all over the girls closets in female writing?
- (5.) Was an inquiry held into these charges; if so, how long did it last, and what was the nature of the report on the charges made?
- (6.) Did *Mr. John Davies*, M.L.A., attend this inquiry; if so, in what capacity; and is it usual for Members of Parliament to take part in departmental inquiries; if not, on what ground was *Mr. John Davies*, M.L.A., allowed to attend the inquiry?

Sir Henry Parkes answered,—I will in a few minutes lay a paper upon the Table of the House giving answers to the questions of the Honorable Member.

(3.) Redfern Railway Station:—*Mr. Poole* asked the Secretary for Public Works,—

- (1.) Will he say if there were any special reasons why the construction of the retaining-wall and stone steps at the Devonshire-street entrance to the Redfern Station should not be submitted to public competition?
- (2.) From what Vote are the works included in my Question No. 3 of the 16th instant paid for?
- (3.) Before these works were commenced, was an estimate of the probable cost submitted to the Minister; if so, by whom, and what is the amount, and the date?

Mr.

Mr. Lackey answered,—

(1.) At the time the work was undertaken there were proposals before the Government for the extension of the Railway over Devonshire-street, and it was considered undesirable to enter into a contract for the retaining-wall, as it might have to be abandoned if the Railway scheme were adopted.

(2.) From the Vote for alterations and additions to Station Buildings, &c., to meet increasing traffic.

(3.) No exact estimate was made. The Engineer for Existing Lines (Mr. Mason) prepared the plans, &c., and gave estimates of some portions of the work. The whole of the works were not authorized at the same time.

- (4.) Thomas Clancy :—*Mr. Jacob*, for Dr. Ross, asked the Colonial Secretary,—Is it true that a young man named Clancy, the son of a respectable farmer residing at Bob's Creek, has recently been imprisoned by the Bench of Magistrates at Molong for being drunk, and without the option of paying a fine, it being the young man's first offence and the first time he ever was before a Court of Justice; if so, what are the names of the Magistrates who inflicted the punishment, and is it the intention of the Government to take steps to call upon the Bench to furnish an explanation of their conduct in the matter?

Sir Henry Parkes answered,—I am informed that one Thomas Clancy was imprisoned for a period of seven days at Molong, without the option of a fine, on a charge of having been drunk and disorderly on the 11th August; the case was heard before John M'Nevin, Esq., J.P. Steps have been taken to obtain an explanation and report in the matter.

- (5.) Vaccination in Darlinghurst Gaol :—*Mr. Reid* asked the Colonial Secretary,—Will he be good enough to explain to this House why, in papers laid upon the Table on Tuesday last respecting vaccination in Darlinghurst Gaol, a question asked by the Honorable Member for Mudgee is included, but not the answer given to it; and why question and answer on the same subject of 9th instant are also omitted?

Sir Henry Parkes answered,—In this case a mistake was made in including the question asked by Mr. Buchanan in the papers. It is not usual to reproduce records of the House; and these questions being already on record, as well as the answers to them, none of them should have been included.

- (6.) Dimond's Licensing Case :—*Mr. Reid* asked the Colonial Secretary,—Will he be good enough to explain to this House why a most important document referred to in papers relating to the Dimond Licensing Case, laid upon the Table in April last, was not produced until specifically asked for on 22nd July last by the Hon. Member for Canterbury (*Mr. Pigott*)—the document being an order to the Officials of the Water Police Court, signed by eighteen Magistrates, ordering them to put Dimond's application on the Business Paper for the day, and ordering the application to be granted?

Sir Henry Parkes answered,—The document alluded to was inadvertently omitted from the papers when furnished for printing, and there is nothing in them to show that it was necessary to complete the correspondence, the substance being already given in Mr. Davidson's memorandum on page 8, which is as follows :—“I asked those Magistrates who ordered the application to be put on the sheets and granted the license to sign a paper or memo. to that effect, which I wrote out; eighteen of the Magistrates did so. The certificate was asked for at once, and handed by some of the Magistrates sitting behind me from the Bench to Mr. Coonan, I believe, in open Court, without going into the office as usual.” I believe the fact is that this memo. was not sent from the Water Police Office when asked for.

- (7.) Local Government Bill :—*Mr. Reid* asked the Colonial Secretary,—

(1.) Is it the intention of the Government to introduce a Local Government Bill this Session?

(2.) If so, will it be substantially the same as the measure laid upon the Table last Session?

(3.) If not, will Members of this House be given the earliest convenient opportunity of considering the amended proposals of the Government on this important subject?

Sir Henry Parkes answered,—The Local Government Bill will be brought up to-morrow. It will in some respects differ from the Bill laid upon the Table last Session.

- (8.) Public School at Splitters Creek :—*Mr. Joseph P. Abbott* asked the Colonial Secretary,—What steps have been taken to establish a Public School at Splitters Creek, near Murrurundi, applied for by me in January last?

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—The application for a Public School at Splitters Creek was declined; the Inspector, the District Inspector, and the Chief Inspector having reported that the number of pupils who would attend the proposed School was below the number (20) required in terms of section 8 of the Public Instruction Act; but aid was promised to a Provisional School under the 22nd section of that Act, upon the usual conditions as to provision of building and school furniture.

- (9.) Small-pox :—*Mr. Copeland* asked the Colonial Secretary,—

(1.) On what date were the various houses placed in Quarantine from which small-pox patients have been removed?

(2.) How many healthy people were confined in each house, and the number of rooms in each house?

(3.) On what date was the bedding, &c., destroyed in each case?

(4.) When will these people be released?

(5.) Under what authority were these people confined to their houses?

Mr. James Watson answered,—

(1, 2, and 3.) The information asked for under these heads is embodied in a Return, which I will presently lay upon the Table.

(4.) At the earliest possible moment that such release can be effected, with a due regard for the public health.

(5.) Under the authority of the provisions of the Act 3 Wm. IV No. 1.

(10.) Assisted Immigration:—Mr. Martin asked the Colonial Secretary,—

(1.) Is it true that a Mr. James Quin, of this City, nominated Mary Miller and Bridget Fowler about July, 1880, and paid the sum of £8 for their passages, and on his being informed early this year that they were refused because their brother had removed to Victoria that only half the amount paid was refunded?

(2.) Is it usual to refund the full amount paid should an immigrant be nominated and not accepted?

Sir Henry Parkes answered,—In this case there are some errors in the question asked; the sum was £4, and not £8, and there is no information that any person went to Geelong. But I may state that for some time it was suspected that Mr. Quin was acting as an agent to get out immigrants for the Colony of Victoria. In this particular case Bridget Fowler had an uncle who lives at Geelong, who wrote to the Agent General in London stating that if the girl came out he would pay for her passage from Sydney to Geelong. The money will not be refunded.

(11.) Remuneration to School Teachers for Loss of Fees:—*Mr. Copeland*, for Mr. Bowman, asked the Colonial Secretary,—

(1.) How many Teachers under the Department of Public Instruction have been paid for loss of fees?

(2.) How many who applied for remuneration remain unpaid?

(3.) Will they be paid; and if so, when?

Sir Henry Parkes answered,—Sir John Robertson desires me to state:—

(1.) 119.

(2.) 80.

(3.) They will as soon as necessary inquiry now going on is completed, which will be probably in a few days.

2. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

(1.) By Mr. Purves. From Residents of the District of Chatsworth, in Public Meeting assembled in the Temperance Hall.

(2.) By Mr. Purves. From Residents of the District of Chatsworth Island.

(3.) By Mr. Purves. From Matrons and Spinsters resident in the District of Chatsworth Island.

(4.) By Mr. Purves. From Residents of Ulmarra, in Public Meeting assembled.

(5.) By Mr. Garrard. From Matrons and Spinsters resident in the District of Balmain.

(6.) By Mr. Cass. From Residents of the District of Coonamble, in Public Meeting assembled in the Mechanics Institute.

(7.) By Mr. Kidd. From John Roseby, Chairman of a Public Meeting.

(8.) By Mr. See. From Citizens of Grafton, in Public Meeting assembled in the School of Arts.

Petitions received.

3. UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL:—*Mr. Joseph P. Abbott*, for Mr. Stuart, presented a Petition from John Cooper, Frederick Oatley, and others, praying for leave to bring in a Bill to enable John Cooper, Frederick Oatley, Prosper Nicholas Trebeck, Thomas Matthews, and Richard Westaway, as Trustees of certain land situate at Paddington, to sell the same, and providing for the application of the proceeds.

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

4. PAPERS:—

Mr. James Watson laid upon the Table,—Return in reference to Houses placed in Quarantine in consequence of Small-pox.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—

(1.) Supplementary Return to an Order made on 30th March, 1881,—“Leave of Absence to Public Officers.”

(2.) Return respecting Correspondence relative to the Case of Mr. Alexander Clyne's Conditional Purchase.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return in reply to certain Questions in reference to the Crown-street Public School, asked by Mr. McElhone on Tuesday, 23rd August.

Ordered to be printed.

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 fifteen minutes before Seven 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, 24 AUGUST, 1881.

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

QUESTIONS:—

(1.) Agent General for the Colony:—*Mr. Slattery*, for *Mr. William Forster*, asked the Colonial Secretary,—With reference to the Vote of £250 on page 34 of the Estimates of Expenditure for 1880, under head “Agent General for the Colony,” specified as “Extra-official expenses incidental to the Office;” and further, to the following expression of opinion on the subject in a letter from the Colonial Secretary to *Mr. Alexander Stuart*, dated 21st November, 1879, included in correspondence respecting appointment of *Mr. Alexander Stuart*, ordered by the Legislative Assembly to be printed on 10th December, 1879, namely:—“Believing as I do that the Agent General of the Colony should incur expenses outside and in excess of those consequent upon his ordinary official duties in entertaining within moderate limits influential Colonists and other public personages, I am prepared to submit a Vote for 1880 (say) of £250 for this purpose in addition to the salary.”

- (1.) Was such Vote submitted pursuant to or in consequence of any application or recommendation by the former, or by any former, Agent General?
 (2.) Had the opinion of the former Agent General upon the subject been either given or invited?
 (3.) Has the present Agent General received any instructions, verbal or in writing, to direct him in the expenditure of the money so voted?
 (4.) If so, what has been the character of such instructions?
 (5.) In particular, have the names or classes of “influential Colonists and other public personages,” who are to be entertained “within moderate limits,” been in any way indicated to the present Agent General?
 (6.) Will an account of such expenditure be prepared from time to time for general information?

Sir Henry Parkes answered,—The answer to all these questions is simply, No.

(2.) Small-pox—*Mrs. Bonner's Case*:—*Mr. Jacob* asked the Colonial Treasurer,—With reference to his answer given on 19th instant to the second question put by the Honorable Member for Gundagai, to the effect that the Government or Police acted in the case of *Mrs. Bouner* “under the authority of the Governor and the Executive Council, and in accordance with the provisions of the Act 3 Wm. IV. No. 1.”—Has he any objection to state under what section or sections of that Statute was action taken?

Mr. James Watson answered,—The second section of the Act.

(3.) Supreme Court Causes undisposed of:—*Mr. Joseph P. Abbott* asked the Attorney General,—How many Causes remained undisposed of in the Supreme Court at the termination of the sittings on the 19th instant; and will he say why these Causes were not disposed of?

Mr. Wisdom answered,—Forty-eight; and I am informed that the sittings prior to those just ended were occupied in the trial of Causes of unusual length, which in a great measure caused the arrears now existing.

(4.) Prothonotary's Office:—*Mr. Joseph P. Abbott* asked the Attorney General,—In reference to the reply given by him to me on 12th July last,—Can he say what (if any) steps have yet been taken to provide more accommodation to the Prothonotary's Department in the Supreme Court?

Mr. Wisdom answered,—In view of the present state of the accommodation in the Supreme Court in King-street, among other references on this subject inquiries have been made whether under existing circumstances there would be any objection to allow the temporary use of the building known as St. James's School, or a portion of it, for the purposes of an Insolvent Court, which would leave the Court and offices now used by the Chief Commissioner in Insolvency available as additional accommodation for the Supreme Court; but it has been ascertained that there are objections and difficulties in the way of doing so, and every inquiry has shown that so far it has not been possible to obtain or hire the requisite accommodation for the purpose in question. The subject will, however, continue to receive the attention of the Government.

2. **LOCAL GOVERNMENT BILL:**—Sir Henry Parkes *presented* a Bill, intituled “ *A Bill to establish a system of Local Government,*”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday, 7th September.
3. **PAPERS:**—
Mr. Wisdom laid upon the Table,—Copy of a Commission appointing Julian Emanuel Salomons, Esquire, Q.C., to inquire into the expenditure and distribution of the sum of £17,199 voted by Parliament and paid to the Milburn Creek Copper Mining Company.
Ordered to be printed.
Mr. Hoskins laid upon the Table,—Return to an Order made on 22nd July, 1881,—“ Patrick Ryan’s Conditional Purchase.”
Ordered to be printed.
Sir Henry Parkes laid upon the Table,—Further Correspondence relating to Vaccination in Darlinghurst Gaol.
Ordered to be printed.
4. **LICENSING BILL:**—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—
(1.) By Mr. Brunker. From Residents of the District of East Maitland, in Public Meeting assembled in the Mechanics Institute.
(2.) By Mr. Kerr. From Residents of the District of Orange, in Public Meeting assembled at Spring Grove.
(3.) By Mr. Kerr. From Residents of the District of Springside.
Petitions received.
5. **DISCOVERY OF GOLD IN AUSTRALIA:**—Mr. Combes presented a Petition from William Tom, the younger, John Hardman Australia Lister, and James Tom, claiming to have been the discoverers of the first payable Gold Field in Australia ; and praying for the appointment of a Committee to inquire into the matter.
Petition received.

The House adjourned at twenty-five minutes before Five 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, 25 AUGUST, 1881.

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

QUESTIONS:—

(1.) Wages of Gangers and Fetlers:—Mr. Fremlin asked the Secretary for Public Works,—

- (1.) How many men employed as gangers and fetlers on the Permanent Way signed in favour of a reduction of wages?
- (2.) Has a reduction been made in opposition to the wishes of the men?
- (3.) Is it necessary that the ganger should walk his length on Sundays?

Mr. Lackey answered,—

- (1.) Thirty-three; but the reduction then proposed was 1s. 2d. a day for gangers, and 1s. per day for labourers.
- (2.) The reduction made in consideration of the reduced hours of labour has been 6d. for gangers, and 4d. per day for labourers. I am not aware that on these terms the men are opposed to the Eight-hour System, but it was adopted in pursuance of the Resolution of Parliament.
- (3.) Yes.

(2.) Bathurst Hospital:—Dr. Renwick asked the Colonial Secretary,—

- (1.) Has his attention been directed to the report of a Special Meeting of the Committee of the Bathurst Hospital contained in the *Bathurst Free Press and Mining Journal* of 13th August, 1881?
- (2.) Is it true, as there reported, that the Head Nurse is not informed as to the nature of the medicines she administers, and that a resolution has been adopted by the Committee, at the suggestion of one of the Medical Attendants, that the prescriptions of the Medical Gentlemen shall not be placed either on the medicine bottles or on the patient's bed-board?
- (3.) How many beds are there in the Hospital for male and for female patients; are all the patients put in charge of the Head Nurse during the absence of the Visiting Medical Gentlemen; is there any Resident Medical Officer in the Hospital?
- (4.) How many Medical Gentlemen visit the Hospital, and with what frequency; are they paid for their services, and how much?
- (5.) What accommodation is provided in the Hospital for the Manager and his family; is he a medical man; how many nurses are there in the Hospital, and what accommodation and other conveniences are provided for them?
- (6.) Has the Inspector of Public Charities ever reported to the Government on the character of the accommodation for patients and for administrative purposes in this Hospital?

Sir Henry Parkes answered,—

- (1.) The attention of the Colonial Secretary has been directed to the report of the Special Hospital Meeting as published in the *Bathurst Free Press, &c.*, of 13th August.
- (2.) The Colonial Secretary cannot say what is now done; but, till quite recently, it was the practice to write the prescriptions on the "bed-boards" of patients, and any omission to do so is not usual in well conducted Hospitals.
- (3.) Thirty-four beds for males, ten beds for females; but further accommodation could be provided by direction of the Committee. In the absence of the Visiting Medical Staff the patients are in the charge of the Superintendent, Mr. Andrews. The Superintendent is Dispenser, and also acts as Resident Surgeon. There is no legally qualified Medical Officer resident.
- (4.) The Visiting Medical Staff consisted of four members; one of these (Dr. Spencer) lately resigned; it is not known if the vacancy has been filled up; cannot say how frequent their visits are to the Hospital; they are not paid for their services.
- (5.) The Manager, or Superintendent (Mr. Andrews), has a large family, and very ample accommodation has been assigned to him by the Committee. I believe he is not a legally qualified medical man. There are four men who act as wardsmen, and one trained female nurse; the female nurse has a bedroom.
- (6.) The Inspector of Public Charities Annual Report contains particulars as to the accommodation for patients, and statistics of the working of the Bathurst Hospital, but no particular mention is made of the accommodation for administrative purposes. He has, however, drawn the attention of
the

the Committee to the want of isolating wards, and to certain defects in the building and arrangements generally which came under his observation. Further inquiry will be made.

- (3.) Assisted Immigration :—Mr. Abigail asked the Colonial Secretary,—
- (1.) Are deposits being received in the Colony under the Assisted Immigration system?
 - (2.) If so, what is the number received from 1st February to 31st July of the present year, and the places where they were so received?
 - (3.) Are the deposits being received under the new or old Regulations?
 - (4.) When did the new Immigration Regulations, framed and approved last Session of Parliament, come into force, and how many deposits have been received under them?

Sir Henry Parkes answered,—

- (1, 2, and 3.) No deposits are being received in the Colony.
- (4.) On the 1st of June last; no deposits have been received under them.

- (4.) James Leonard's Conditional Purchase :—*Mr. Murray*, for Mr. Joseph P. Abbott, asked the Secretary for Lands,—Why was not the Opinion of the Crown Law Officers, referred to in the minute of the Deputy Surveyor General of the 28th August, 1879, on the papers relating to the conditional purchase of James Leonard, laid upon the Table of this House in compliance with the Order of the 23rd of last February?

Mr. Hoskins answered,—No opinion was given. An opinion was asked as to the depth of frontage to be allowed on a frontage river or creek when a frontage road ran parallel to either. After a consultation with the Attorney General, I gave a direction that in such cases the frontage road was not to interfere with the measurement of lands with proper frontage to the river or creek, as the case might be. The allusion to the opinion in Leonard's case was only on the supposition that it might affect it if given. As will be observed, no opinion was given.

- (5.) Great Northern Railway :—*Mr. Murray*, for Mr. Joseph P. Abbott, asked the Secretary for Public Works,—

- (1.) Is he aware that sufficient carriages were not provided on the days of the last Singleton Show to accommodate the people then travelling, and is he aware that consequently many people were unable to visit the Show?
- (2.) Is he aware that there were not sufficient first-class carriages on the up Mail Train on the 15th instant to accommodate those travellers who had first-class tickets?
- (3.) When will the system of lighting the Passenger Trains with gas be introduced on the Northern Line?
- (4.) Is it intended to light those trains with gas; and if so, when?

Mr. Lackey answered,—

- (1.) Only as regards first-class carriages. There was, however, room in the second-class carriages, and I am not aware that any people were unable to visit the Show. All the first-class carriages were in use.
- (2.) It seems that there was an unusual number of first-class passengers travelling to Newcastle on the 15th instant, and between Murrurundi and Singleton there was a want of room; additional carriages, however, were attached on the arrival of the train at Singleton.
- (3.) The necessity for lighting the carriages with gas on the Northern Line is not so great as it is on the Southern and Western Lines, as for the most part the trains on the Northern Line are day trains.
- (4.) When the lines are extended, and night trains are run, gas-lights will be introduced.

- (6.) Land Office at Grafton :—*Mr. Levien*, for Mr. McElhone, asked the Secretary for Lands,—

- (1.) Are Land Agents allowed to close Land Offices on Thursday, the day it is open to take up selections?
- (2.) If not, is he aware that the Land Agent at Grafton closed the Land Office for part of the day at Grafton on 14th July to attend the Grafton Races?
- (3.) Did he grant permission for him to close the Office and attend the above Races?

Mr. Hoskins answered,—

- (1.) No.
- (2.) No; the Land Agent has been called upon for an explanation.
- (3.) No.

- (7.) Bluett's Conditional Purchase :—*Mr. Levien*, for Mr. McElhone, asked the Secretary for Lands,—

- (1.) Were two selections of Mary and Catherine Bluett, in the Wagga Wagga District, forfeited for non-residence?
- (2.) What is the area of the above conditional purchases, and were the improvements valued at £1 an acre?
- (3.) If so, were the above conditional purchases forfeited and sent on for auction?
- (4.) Is it not a fact that they were put up to auction and passed, as the value of land and improvements could not be got?
- (5.) Is he aware that this land has since been selected by a person named Higgs; and is it not a fact that the land is not open to selection from the fact of its being improved to extent of £1 an acre?
- (6.) Did a selector named Pratt report Mary and Catherine Bluett as non-resident, and were not the conditional purchases forfeited on report of Inspector?
- (7.) Is he aware that Mary and Catherine Bluett were only dummy selectors for a person named Donnelly, and taken up so as to surround Pratt and prevent him from increasing the area of his conditional purchase at any time?
- (8.) Putting aside the question of the conditional purchase taken up by Higgs not being legally open to his selection from the fact of its being improved to the extent of £1 an acre, is it not also not open to be selected from the shape of it?
- (9.) Has Higgs selected this land since he has been in office; if so, will he cause an immediate inquiry to be held in the case?

Mr. Hoskins answered,—

- (1.) The selections became lapsed through the non-transmission of the customary declarations as to residence, &c.
- (2.)

(2.) Mary Bluett's conditional purchases comprised two portions of 40 acres and 280 acres, reported to be improved to the value of £255; and Catherine Bluett's four portions of 40 acres each, the whole improved to £88.

(3.) The portions were declared lapsed, as before stated, but not advertised for or offered at auction.

(4.) No.

(5.) These portions have been re-selected with other land by Thomas Higgs. It cannot at present be stated that it was not open to selection, though part of it appears not to have been so. No complaint as to the re-selection appears to have been made.

(6.) A complaint was received from Pratt, but not until after the residence had expired. The purchases were not forfeited on the report of the Inspector.

(7.) No.

(8.) The land had been measured prior to the application of Higgs, and no objection to the shape of it has been taken by the Survey Department.

(9.) Higgs's selection was made on 10th April, 1879. A report will be called for as to the improvements existing on certain portions, and as to the length of certain of the boundaries.

(8.) Miss Morrow, Teacher in Protestant Orphan School, Parramatta:—*Mr. Levien*, for *Mr. McElhone*, asked the Colonial Secretary,—

(1.) Is it a fact that Miss Morrow, a teacher in the Protestant Orphan School, Parramatta, has been repeatedly reported for insubordination and illtreating the children in the school, and in consequence her removal has been recommended by the Government Inspector?

(2.) Will the Government cause an immediate inquiry into this matter?

Sir Henry Parkes answered,—Sir John Robertson desires me to state as follows:—

(1.) Miss Morrow has been reported three times during the past twelve months for failing to carry out the instructions of her superior officer. Upwards of two years ago she was reported for illtreating some of the children. Her removal has not been recommended by the Inspector.

(2.) Yes.

(9.) Expenditure in Electorate of Wentworth:—*Mr. Cameron*, for *Mr. Brodribb*, asked the Colonial Treasurer,—The amount of money expended in Public Works at Euston, Wentworth, Menindie, Wilcannia, and around these townships; also in snagging the Darling River; part of the Murray River; on Telegraph Lines and Roads in the different townships; and on Dams and Tanks, since 1861?

Mr. James Watson answered,—It will take some time to procure the information required by the Honorable Member; but I will have a Return prepared and laid upon the Table as soon as possible.

(10.) Public School at Norway, near Oberon:—*Mr. Combes* asked the Secretary for Public Works,—Has any tender for a Public School at Norway, near Oberon, been accepted by the Government; if so, who is the successful tenderer?

Mr. Lackey answered,—Sir John Robertson requests me to state:—Yes; *Mr. L. Gronan*.

2. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY LAND SALE BILL:—*Mr. Cameron*, for *Mr. Farnell*, presented a Petition from the Very Reverend John Thomas Monsignor Lynch, the Venerable Samuel John Austin Sheehy, and Thomas Cooper Makinson, praying for leave to bring in a Bill to enable the Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson, Trustees of certain land in the City of Armidale, and the Very Reverend John Thomas Monsignor Lynch, Trustee of certain other land in the said City, respectively, to sell the said respective lands, and to provide for the application of the proceeds thereof.

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

3. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

(1.) By *Mr. Stephen Brown*. From Matrons and Spinsters resident in the District of Newtown.

(2.) By *Mr. Stuart*. From Members of the Church of England Temperance Society, Sons of Temperance, Residents of the District of Cobbity and Camden, in Public Meeting assembled.

(3.) By *Mr. Stuart*. From Members of the Church of England, Uralla.

(4.) By *Mr. Stephen Brown*. From Residents of the District of Newtown, in Public Meeting assembled in the Town Hall.

(5.) By *Mr. Stephen Brown*. From Matrons and Spinsters in the District of Newtown.

Petitions received.

4. PRESBYTERIAN CHURCH PROPERTY MANAGEMENT BILL:—*Mr. Kerr* presented a Petition from the Reverend Henry Macready, Moderator of the General Assembly of the Presbyterian Church of New South Wales, praying for leave to bring in a Bill to make better provision for the management of the Property of the Presbyterian Church of New South Wales, and to provide for the election and appointment of Trustees in whom such Property may be vested, and to make further provisions in reference thereto.

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

5. PAPERS:—

Sir Henry Parkes laid upon the Table,—Further Correspondence respecting Vaccination in Darlinghurst Gaol.

Ordered to be printed.

Mr. Suttor laid upon the Table,—Notice cancelling Regulation No. 53 under the Pastures and Stock Protection Act.

Ordered to be printed.

6. WIDTH OF STREETS AND LANES BILL:—*Mr. Reid* presented a Petition from the President, Vice-President, Secretary, and Treasurer of the New South Wales Institute of Surveyors, in favour of the passing of this Bill.

Petition received.

7. JAMES BOLAND'S CONDITIONAL PURCHASE (*Formal Motion*):—*Mr. Jacob*, for *Dr. Ross*, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, correspondence, reports, minutes, plans, and other documents in reference to the Conditional Purchase 78-309 made by James Boland on the 11th July, 1878, in the County of Ashburnham, part of the said selection having been claimed by *Mr. John Smith*.
Question put and passed.
8. UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL (*Formal Motion*):—*Mr. Stuart* moved, pursuant to Notice, for leave to bring in a Bill to enable *John Cooper*, *Frederick Oatley*, *Prosper Nicholas Trebeck*, *Thomas Matthews*, and *Richard Westaway*, as Trustees of certain land situate at Paddington, to sell the same, and providing for the application of the proceeds.
Question put and passed.
9. COLONIAL ARCHITECT'S DEPARTMENT (*Formal Motion*):—*Mr. Proctor* moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the Public Works carried out, and in progress, under the present Colonial Architect to the 1st January, 1881, their cost and all charges thereon, and the cost of the Colonial Architect's Department during the same period.
Question put and passed.
10. VALE OF CLWYDD COMPANY'S INCORPORATION BILL (*Formal Order of the Day*),—on motion of *Mr. W. J. Foster*, read a third time, and passed.
Mr. Foster then moved, That the Title of the Bill be "*An Act to incorporate the 'Vale of Clwydd Coal Mining and Copper Smelting Company (Limited).'*"
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 incorporate the Vale of Clwydd Coal Mining and Copper Smelting Company (Limited).'*"—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 Documents produced before the Committee.
Legislative Assembly Chamber,
Sydney, 25th August, 1881.
11. UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL:—*Mr. Stuart* 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 John Cooper Frederick Oatley Prosper Nicholas Trebeck Thomas Matthews and Richard Westaway as Trustees of certain Land situate at Paddington to sell the same and providing for the application of the proceeds.*"—read a first time.
12. POSTPONEMENTS:—The Orders of the Day of Government Business, Nos. 1 to 5 inclusive, postponed, to follow after the Notices of Motions of General Business.
13. MILBURN CREEK COPPER MINING COMPANY:—*Mr. William Forster* moved, pursuant to (*amended*) Notice, That this House is of opinion that it would be more satisfactory to this House and to the public if at least two other persons were associated with *Mr. Salomons* in the Royal Commission.
Debate ensued.
Question put.
The House divided.

Ayes, 6.

Mr. R. P. Abbott,
Mr. William Forster,
Mr. Garvan,
Mr. Stuart.

Tellers,

Mr. O'Connor,
Mr. Slattery.

Noes, 65.

<i>Mr. Abigail,</i>	<i>Mr. Kidd,</i>
<i>Mr. Andrews,</i>	<i>Mr. Lackey,</i>
<i>Mr. Badgory,</i>	<i>Mr. Levin,</i>
<i>Mr. Edmund Barton,</i>	<i>Mr. G. A. Lloyd,</i>
<i>Mr. Russell Barton,</i>	<i>Mr. Martin,</i>
<i>Mr. Beyers,</i>	<i>Mr. McLaughlin,</i>
<i>Mr. Bodel,</i>	<i>Mr. Melville,</i>
<i>Mr. Brodribb,</i>	<i>Mr. Murray,</i>
<i>Mr. Stephen Brown,</i>	<i>Mr. Myers,</i>
<i>Mr. Burdekin,</i>	<i>Sir Henry Parkes,</i>
<i>Mr. Burne,</i>	<i>Mr. Pigott,</i>
<i>Mr. Byrnes,</i>	<i>Mr. Poole,</i>
<i>Mr. Cameron,</i>	<i>Mr. Proctor,</i>
<i>Mr. Campbell,</i>	<i>Mr. Reid,</i>
<i>Mr. Carter,</i>	<i>Dr. Renwick,</i>
<i>Mr. Cass,</i>	<i>Mr. Roschy,</i>
<i>Mr. Henry Clarke,</i>	<i>Mr. See,</i>
<i>Mr. William Clarke,</i>	<i>Mr. T. R. Smith,</i>
<i>Mr. Cramsie,</i>	<i>Mr. Suttor,</i>
<i>Mr. H. C. Dangar,</i>	<i>Mr. Tecce,</i>
<i>Mr. Davies,</i>	<i>Mr. Footh,</i>
<i>Mr. Day,</i>	<i>Mr. Trickett,</i>
<i>Mr. Douglas,</i>	<i>Mr. Vaughn,</i>
<i>Mr. Fawcett,</i>	<i>Mr. James Watson,</i>
<i>Mr. Fremlin,</i>	<i>Mr. W. J. Watson,</i>
<i>Mr. Fullford,</i>	<i>Mr. Wilkinson,</i>
<i>Mr. Garrard,</i>	<i>Mr. Wilson,</i>
<i>Mr. Garrett,</i>	<i>Mr. Wisdom,</i>
<i>Mr. Henson,</i>	<i>Mr. Withers.</i>
<i>Mr. Hezlet,</i>	
<i>Mr. Holborow,</i>	Tellers,
<i>Mr. Hoskins,</i>	<i>Mr. H. H. Brown,</i>
<i>Mr. Jacob,</i>	<i>Mr. Brunker.</i>
<i>Mr. Kerr,</i>	

And so it passed in the negative.

And

And the House continuing to sit till after Midnight,—

FRIDAY, 26 AUGUST, 1881, 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. 32.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 26 AUGUST, 1881.

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

QUESTIONS:—

- (1.) Court-house, Forbes:—Mr. Bodel asked the Secretary for Public Works,—When will tenders be accepted for the Fencing and Tank, &c., at the new Court-house, Forbes?

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

- (2.) Circuit Court at Forbes:—Mr. Bodel asked the Colonial Secretary,—Have the Government considered the necessity of establishing a Circuit Court at Forbes, so as to save persons in that district a journey, in many instances, of over 250 miles to the nearest Circuit Court?

Sir Henry Parkes answered,—The expediency of establishing a Circuit Court at Forbes has been under consideration for some time. There are some obstacles in the way, and if they can be removed it will be carried out.

- (3.) Defences of the Colony:—Mr. Burns asked the Colonial Secretary,—Is it true that the Commanders of Regiments or Corps furnished reports on the Defences to the Royal Commission on that subject; and if so, will he cause copies of the reports to be laid upon the Table of the House?

Sir Henry Parkes answered,—I find, on inquiry, that reports were furnished by Officers commanding Regiments and Corps to the Royal Commission on the Defences of the Colony. It does not appear that they were allowed to form any part of the proceedings. They are not in the possession of my office.

- (4.) Mr. Oscar Meyer:—*Mr. Jacob*, for Mr. Joseph P. Abbott, asked the Colonial Secretary,—
(1.) Is it true that Mr. Oscar Meyer has been chosen by the Government to represent this Colony at the International Geographical Congress to be held in Venice early next month?

(2.) Upon whose recommendation was he selected, and what qualifications does he possess to act as such Representative?

(3.) Is there any salary or other emoluments attached to the appointment?

Sir Henry Parkes answered,—The facts in this case may be briefly stated. The Government determined to have some representation of the Colony at the Geographical Congress in Venice, but they desired to do that within narrow limits as to expense. Mr. Meyer was asked to take this office, not on anybody's recommendation, but because he was considered in every way eligible. He is a gentleman in every way eligible. Being a native of Italy, of course he has a thorough knowledge of the Italian language; he is also a good French and German scholar. He has been two years in this Colony, and has a very fair knowledge of the country. He is married to a lady who is a native of New South Wales, and he intends to return and settle here. As we were not in a position to offer a salary, or even to authorize a large expenditure, we asked him if he would represent us, and he undertook to do so on condition that his expenses of attending at Venice alone were paid. These expenses will be limited to £200. These are the facts.

- (5.) Small-pox Hospital at Little Bay:—*Mr. Melville*, for Mr. McElhone, asked the Colonial Secretary,—

(1.) What is the cost of the Small-pox Hospital at Little Bay, near Botany, or the amount of tender accepted for it?

(2.) Is he aware that the whole of these buildings, or nearly all, are being built of soft wood?

(3.) Is he aware that this soft wood will soon be destroyed by the white ants, and is he aware that these insects have already commenced to destroy the soft wood of which the Hospital is built?

Sir

Sir Henry Parkes answered,—The following information has been furnished by the Colonial Architect :—

(1.) As the buildings are not yet completed, and will be paid for according to the quantity of material and labour used in the work, their cost cannot at present be ascertained, and being required at once there was no time to obtain tenders.

(2.) Pine is being used for the framing and floor boards, as it is considered the best timber adapted for the purpose ; but the floor joists and ground timbers are of hardwood upon brick piers.

(3.) The pine used is not more liable to attack from white ant than hardwood. No white ant has yet been discovered in the locality of the buildings, nor has any been seen in the timbers.

(6.) Post and Telegraph Office, Copeland North :—Mr. Jacob asked the Postmaster General,—

(1.) What has been the cost up to date of the Post and Telegraph Office at Copeland North, including the purchase of site and buildings thereon, and for office fittings ?

(2.) What have been the amounts received at the office named during the twelve months ending 31st July last from the following sources respectively :—Telegrams, Money Orders, Deposits in Savings Bank, and Stamps ?

Mr. Suttor answered,—

(1.) £275 7s. 9d. ; and it is proposed to expend a further sum of £200 in completing the premises so soon as funds are available.

(2.) Telegrams, £146 17s. 3d. ; Commission on Money Orders and Savings Bank Deposits, £14 8s. 6d. ; Postage Stamps, £280 16s. ; total, £442 1s. 9d.

(7.) Expenditure in Electorate of Wentworth :—*Mr. Kerr*, for Mr. Brodribb, asked the Secretary for Public Works,—The amount of money expended in Public Works at Euston, Wentworth, Menindie, Wilcannia, and around those townships, including snagging the Darling River, part of the Murray River, on Bridges, Telegraph Wires, Roads, Dams, and Tanks, since 1861 ?

Mr. Lackey answered,—I will lay a Return upon the Table in a few days giving the information asked for by the Honorable Member.

2. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

(1.) By Mr. Melville. From Residents of Wallsend and surrounding Districts.

(2.) By Mr. Fawcett. From Residents of the District of Richmond River, in Public Meeting assembled in the Temperance Hall, Lismore.

(3.) By Mr. W. J. Foster. From Residents of the District of Newtown.

(4.) By Mr. T. R. Smith. From Residents of the District of St. Mary's, South Creek, in Public Meeting assembled in the Church of England Sunday School Room.

(5.) By Mr. Trickett. From the Municipal Council of the Borough of Paddington.

(6.) By Mr. Davies. From Residents of South Sydney, in Public Meeting assembled in the Presbyterian School Room, Pitt-street.
Petitions received.

3. REPORT ON DEPARTMENT OF MINES :—Mr. Suttor (*by consent*) moved, without Notice, That the Order for printing the Report of the Department of Mines for the year 1880, made by this House on the 7th July last, be now rescinded.

Question put and passed.

4. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY LAND SALE BILL (*Formal Motion*) :—Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to enable the Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson, Trustees of certain land in the City of Armidale, and the Very Reverend John Thomas Monsignor Lynch, Trustee of certain other land in the said City, respectively, to sell the said respective lands, and to provide for the application of the proceeds thereof.

Question put and passed.

5. PRESBYTERIAN CHURCH PROPERTY MANAGEMENT BILL (*Formal Motion*) :—Mr. Kerr moved, pursuant to Notice, for leave to bring in a Bill to make better provision for the management of the Property of the Presbyterian Church of New South Wales, and to provide for the election and appointment of Trustees in whom such Property may be vested, and to make further provisions in reference thereto.

Question put and passed.

6. UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL (*Formal Motion*) :—Mr. Stuart moved, pursuant to Notice,—

(1.) That the United Church of England and Ireland School at Paddington Sale Bill be referred to a Select Committee for consideration and report.

(2.) That such Committee consist of Mr. Burns, Mr. Hezlet, Mr. Brodribb, Mr. Fremlin, Mr. Farnell, Mr. Roseby, Mr. William Clarke, Mr. Fawcett, and the Mover.

Question put and passed.

7. PRESBYTERIAN CHURCH PROPERTY MANAGEMENT BILL :—Mr. Kerr 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 make better provision for the management of the Property of the Presbyterian Church of New South Wales and to provide for the election and appointment of Trustees in whom such Property may be vested and to make further provisions in reference thereto,*"—read a first time.

8. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY 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 Revenue Fund of the Colony, Bill, intituled "*A Bill to enable the Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson Trustees of certain land in the City of Armidale and the Very Reverend John Thomas Monsignor Lynch Trustee of certain other land in the said City respectively to sell the said respective lands and to provide for the application of the proceeds thereof,*"—read a first time.

9. CHALLENGE IN FELONIES AND MISDEMEANOURS 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, 11.

Mr. Copeland,
Mr. Fletcher,
Mr. William Forster,
Mr. McLaughlin,
Mr. Melville,
Mr. Reid,
Mr. Slattery,
Mr. R. B. Smith,
Mr. W. J. Watson.

Tellers,

Mr. Levien,
Mr. Buchanan.

Noes 44.

Mr. Abigail,	Mr. Hoskins,
Mr. Andrews,	Mr. Jacob,
Mr. Russell Barton,	Mr. Kerr,
Mr. Beyers,	Mr. Kidd,
Mr. Bodel,	Mr. Lackey,
Mr. Stephen Brown,	Mr. Loughnan,
Mr. Burdekin,	Mr. Martin,
Mr. Burns,	Mr. O'Connor,
Mr. Cameron,	Sir Henry Parkes,
Mr. Campbell,	Mr. Poole,
Mr. Henry Clarke,	Mr. Proctor,
Mr. Combes,	Dr. Renwick,
Mr. Cramsie,	Mr. Roseby,
Mr. H. C. Dangar,	Mr. Suttor,
Mr. Davies,	Mr. Teece,
Mr. Douglas,	Mr. Terry,
Mr. Fawcett,	Mr. Trickett,
Mr. Fitzpatrick,	Mr. James Watson,
Mr. W. J. Foster,	Mr. Wilkinson.
Mr. Fremlin,	
Mr. Garrett,	<i>Tellers,</i>
Mr. Henson,	Mr. Pigott,
Mr. Hezlet,	Mr. Murray.

And so it passed in the negative.

Mr. Davies moved, That the Order of the Day be discharged.

Debate ensued.

Question put and passed.

Ordered, that the Bill be withdrawn.

10. CHINESE PROTECTION BILL :—The Order of the Day for the second reading of this Bill having been read,—Mr. Jacob moved, That the Order of the Day be discharged.

Debate ensued.

Question put and passed.

Mr. Jacob then moved, That the Bill be withdrawn.

Debate ensued.

Question put and passed.

11. WIDTH OF STREETS AND LANES BILL :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Reid, "That" this Bill be now read a second time,—Mr. Burns moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "this Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.

"(2.) That such Committee consist of Mr. Reid, Mr. Hoskins, Mr. Stephen Brown, Mr. Farnell, Mr. Fremlin, Mr. Jacob, Mr. Poole, Mr. Terry, Mr. Russell Barton, and the Mover,"—

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

Debate ensued.

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

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

Question then,—

(1.) That this Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.

(2.) That such Committee consist of Mr. Reid, Mr. Hoskins, Mr. Stephen Brown, Mr. Farnell, Mr. Fremlin, Mr. Jacob, Mr. Poole, Mr. Terry, Mr. Russell Barton, and the Mover,—put and passed.

12. POSTPONEMENT :—The Order of the Day respecting Compensation to Mr. Austin Forrest Wilshire postponed until Friday, 9th September.
13. FRIENDLY SOCIETIES :—The Order of the Day respecting Friendly Societies read,—and, on motion of Mr. Roseby, discharged.
14. POSTPONEMENT :—The Order of the Day respecting Diamond Drills postponed until Friday, 23rd September.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 33.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 30 AUGUST, 1881.

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

QUESTIONS:—

- (1.) Technical Education:—Mr. Burns asked the Colonial Secretary,—Whether the Government have adopted, or intend to adopt, the recommendation of the Inspector of Public Charities respecting the promotion of Technical Education through the agency of the various Mechanics Institutes of the Colony?

Sir Henry Parkes answered,—The passages from the report of the Inspector of Charities have not been under the consideration of the Government with any view of carrying out the change proposed.

- (2.) Tramway for Goods Traffic:—Mr. Bodel asked the Secretary for Public Works,—Will the Government have an estimate made of the probable cost of opening and forming a new street, wide enough to carry a double line of Tramway for goods traffic, on a level with the wharfs, extending through the wharf properties from the head of Darling Harbour to the Circular Quay?

Mr. Lackey answered,—This question will receive consideration when the further extension of Tramways is being dealt with.

- (3.) Dawes Point:—Mr. Burns, for Mr. Farnell, asked the Colonial Secretary,—

(1.) Is it the intention of the Government to give or hand over Dawes Point to the Imperial Government for the use of the Royal Navy?

(2.) If it is the intention, have the Government considered the effect of the same as regards the Public of Sydney in the vicinity of Dawes Point being deprived of this recreation ground?

Sir Henry Parkes answered,—Negotiations are going on with a view to setting apart some site for a Naval Station and Commodore's Residence. In these negotiations it is hoped that Garden Island will be restored to the people of Sydney as a recreation ground, and also that the land upon which stands the building known as the Commissariat Stores will be surrendered. At present the portion of land known as Dawes Point is considered the most eligible for the purposes of the Imperial Navy.

- (4.) Redfern Railway Station:—Mr. Poole asked the Secretary for Public Works,—

(1.) Will he be good enough to say why the additions at the northern end of the Redfern Station were not submitted to public competition?

(2.) What portion of the works included in my question No. 3 on the 16th instant did Mr. Mason give an estimate for, and what is the amount and the date of the estimate or estimates?

(3.) Did any other person or persons give an official estimate or estimates of the whole or any portion of the remainder of the works not included in Mr. Mason's estimate; if so, what is his or their names, and the amount and date of the estimates in each case?

(4.) By whom was the construction of the works authorized, and the date or dates of such authority?

Mr. Lackey answered,—

(1.) Some of the additions were of a character that necessitated their being carried out by the Department. I have already explained in the answer I gave to the Honorable Member's question on the 23rd instant why the retaining-wall at Devonshire-street, which formed a portion of these additions, was not carried out by contract.

(2.) Mr. Mason has not left on record the estimates he made of the cost of these additions, except an addition to the western buildings (since abandoned), the cost of which he estimated at £1,100. The estimate is dated 12th April, 1878. Mr. Mason, however, in reply to inquiries made of him,

verbally

verbally stated what the approximate cost of the outside platforms and docks would be, and also the cost of the retaining-wall in Devonshire-street. The estimates were given at the time the works were approved, viz., the platforms on 4th May, 1878, and the retaining-wall on the 16th June, 1879. The estimate for the retaining-wall was about £2,000.

(3.) Mr. Cowdrey, who has succeeded Mr. Mason as Engineer for Existing Lines, stated on the 12th instant that the cost of completing the works upon which the expenditure had to that time been £11,000 would be £12,000.

(4.) The platforms and docks were authorized by Mr. Secretary Hoskins on the 22nd May, 1877, and subsequently by Mr. Secretary Sutherland on the 4th May, 1878. The retaining-wall in Devonshire-street was authorized by Mr. Secretary Lackey on the 16th June, 1879.

(5.) Sydney Water Works :—*Mr. Kidd*, for Mr. Garrett, asked the Secretary for Public Works,—

(1.) The names of the tenderers for No. 5 section of the Sydney Water Works, and amounts of each tender ?

(2.) Has any tender been accepted ?

(3.) Have the accepted tenderers transferred their contract ?

(4.) Is it a fact that the "truck" system is carried on to a large extent on the sections 4 and 6 of the Water Works ?

(5.) If wages are not stopped from the men, are they discharged unless they obtain their stores, groceries, &c., from a store on the said sections, kept by a relative of one of the contractors, &c. ?

Mr. Lackey answered,—

(1.) The information asked for in this question will be more conveniently shown in a Return, which will be laid upon the Table in a day or two.

(2.) Yes.

(3.) Yes; the contract has been transferred from Messrs. Topham, Angus & Co. to Messrs. Ahearn and McLean.

(4 & 5.) I am not aware of this being so; and from inquiries which I have instituted I gather that it is not the case; but further inquiry will be made. I need hardly say that the "truck" system is expressly disallowed by the terms of the contract, and will not be tolerated.

(6.) Railway from Glen Innes to Inverell :—*Mr. Murray* asked the Secretary for Public Works,—Have Surveyors been instructed to survey the Railway Route from Glen Innes to Inverell; and if so, when is it probable that the result of such survey will be known ?

Mr. Lackey answered,—Instructions were given to the Engineer-in-Chief in April last for the survey of the route from Glen Innes to Inverell on the completion of the trial survey from Grafton to New England. The survey will be commenced in about a month.

(7.) Mr. W. H. K. Reynolds :—*Mr. Fergusson* asked the Secretary for Mines,—Was a person named Reynolds recently appointed to an office under the Minister for Mines; if so, to what office, when was he appointed, and at what salary ?

Mr. Suttor answered,—Mr. W. H. K. Reynolds was employed from the 1st July last to the 1st August instant to report whether ring-barking was, as alleged, being carried on upon certain runs on the river Darling. Mr. Reynolds was paid salary at the rate of £200 per annum.

(8.) Board of Water Supply and Sewerage :—*Mr. Trickett* asked the Colonial Secretary,—Do the Government intend, under the provisions of the Metropolitan Water and Sewerage Act 43 Vic. No. 32, to take steps to have appointed a Board of Water Supply and Sewerage; and if so, when ?

Sir Henry Parkes answered,—By the Metropolitan Water and Sewerage Act the Minister for Works is appointed to act as the Board, and to exercise all the powers of the Board during the time of carrying out and completing the works. When that has been done the Board will be appointed in the terms of the Act.

(9.) Sewer into Rushcutter's Bay :—*Mr. Trickett* asked the Secretary for Public Works,—Will he state the reason of the delay in the construction of the Sewer into Rushcutter's Bay ?

Mr. Lackey answered,—Some delay was occasioned by a proposed change of design in the foundation, which having been arranged the works will be now proceeded with.

2. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

(1.) By Mr. Burdekin. From Residents of the District of Tamworth.

(2.) By Mr. Turner. From Residents of the District of New Lambton.

(3.) By Mr. Fletcher. From the Mayor and Aldermen of the Municipal District of Wickham.

(4.) By Mr. Badgery. From Residents of the District of Bombala, in Public Meeting assembled in the Temperance Hall.

(5.) By Mr. Garrard. From the Mayor and Aldermen of the Borough of Balmain.

(6.) By Mr. R. B. Smith. From Matrons and Spinners in the District of Port Macquarie.

(7.) By Mr. R. B. Smith. From Residents of Port Macquarie.

(8.) By Mr. R. B. Smith. From Residents of the Bellinger River, in Public Meeting assembled at Fernmount.

(9.) By Mr. Garrard. From Residents of Balmain, in Public Meeting assembled in the Oddfellows Hall.

Petitions received.

3. MOFFITT'S ESTATE ENABLING BILL :—*Mr. W. J. Foster* presented a Petition from John Williams, Trustee of the Will of the late William Moffitt, deceased, praying for leave to bring in a Bill to authorize John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt, deceased, to sell, lease, or otherwise dispose of portions of the Real Estate of the said William Moffitt, deceased.

And

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

4. RAILWAY RATES ON AGRICULTURAL PRODUCE :—Mr. Hoskins presented a Petition from Farmers of Tumut and surrounding Districts, representing that they are harassed in their calling by the high rates charged for Produce sent by rail to Sydney ; and praying the House to take the matter into consideration, with a view to relief.
Petition received.
5. WIDTH OF STREETS AND LANES BILL :—Mr. Beyers, for Mr. McCulloch, presented a Petition from Property Owners and others resident in the City and Suburbs of Sydney, stating that they are favourable, on the whole, to the provisions contained in this Bill, but objecting to the 3rd clause ; and praying that the objections they have made may be favourably entertained by the House.
Petition received.
6. ROBERT FOSTER'S CONDITIONAL PURCHASE (*Formal Motion*) :—Mr. W. J. Watson moved, pursuant to Notice, That there be laid upon the Table of this House copies of all applications, letters, minutes, the Land Commissioner's reports, with the evidence taken before him, and any other papers relating to the forfeiture of a Conditional Purchase of 616 acres taken up by Robert Foster at Young in the month of September, 1875.
Question put and passed.
7. PRESBYTERIAN CHURCH PROPERTY MANAGEMENT BILL (*Formal Motion*) :—Mr. Jacob, for Mr. Kerr, moved, pursuant to Notice,—
(1.) That the Presbyterian Church Property Management Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.
(2.) That such Committee consist of Mr. Jacob, Mr. Henry Clarke, Mr. Reid, Mr. Stuart, Sir Patrick Jennings, Mr. Ryrie, Mr. Hezlet, Dr. Ross, Mr. Farnell, and Mr. Kerr.
Question put and passed.
8. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY LAND SALE BILL (*Formal Motion*) :—Mr. Farnell moved, pursuant to Notice,—
(1.) That the Armidale Roman Catholic Church School and Presbytery Land Sale Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.
(2.) That such Committee consist of Mr. Garrett, Mr. Fergusson, Mr. Jacob, Mr. Burns, Mr. R. P. Abbott, Mr. Hay, Mr. Terry, Mr. Cass, Mr. Poole, and the Mover.
Question put and passed.
9. CROWN-STREET PUBLIC SCHOOL :—Mr. Roseby moved, pursuant to Notice,—
(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the management of the Public School in Crown-street, Sydney, and the differences between the Head Master and Head Mistress of that School.
(2.) That such Committee consist of Sir Henry Parkes, Mr. Farnell, Dr. Renwick, Mr. Fitzpatrick, Mr. Fremlin, Mr. William Forster, Mr. Abigail, Mr. Hezlet, Mr. Poole, and the Mover.
Mr. Suttor moved, That this Debate be now adjourned.
Question put and passed.
Ordered, that the Debate be adjourned until Friday, 9th September.
10. SMALL-POX.—QUARANTINE :—Mr. Copeland moved, pursuant to Notice,—
(1.) That this House is of opinion that the system of imprisoning healthy persons in houses supposed to be infected with small-pox, under an alleged system of quarantine, is tyrannical and cruel, and an infringement of the liberties of the subject.
(2.) That the above Resolution be communicated by Address to His Excellency the Governor.
Debate ensued.
Mr. McElhone moved, That this Debate be now adjourned.
Debate ensued.
Question put,—That this Debate be now adjourned.
The House divided.

Ayes, 16.

Mr. Beyers,
Mr. Byrnes,
Mr. Cass,
Mr. Copeland,
Mr. Fitzpatrick,
Mr. William Forster,
Mr. Garvan,
Mr. Levien,
Mr. Melville,
Mr. O'Connor,
Mr. Pigott,
Mr. Tarrant,
Mr. Turner,
Mr. Withers.
Tellers,
Mr. William Clarke,
Mr. Joseph P. Abbott.

Noes, 35.

Mr. Andrews,
Mr. Russell Barton,
Mr. Bodel,
Mr. Brodribb,
Mr. H. H. Brown,
Mr. Cameron,
Mr. Carter,
Mr. Davies,
Mr. Fawcett,
Mr. Fletcher,
Mr. Garrett,
Mr. Henson,
Mr. Hezlet,
Mr. Holborow,
Mr. Hoskins,
Mr. Kerr,
Mr. Kidd,
Mr. Lackey,
Mr. G. A. Lloyd,
Mr. Martin,
Mr. Murray,
Mr. Myers,
Mr. Poole,
Mr. Proctor,
Dr. Renwick,
Mr. Roseby,
Mr. Ryrie,
Mr. Suttor,
Mr. Vaughn,
Mr. James Watson,
Mr. Wilson,
Mr. Wisdom,
Mr. Young.
Tellers,
Mr. Burdekin,
Mr. W. J. Watson.

And so it passed in the negative.

Original

Original Question again proposed.

Debate continued.

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

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. 34.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 31 AUGUST, 1881.

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

QUESTIONS:—

- (1.) Fire Brigades Bill:—Mr. G. A. Lloyd asked the Colonial Secretary,—When he will be able to bring in the Fire Brigades Bill promised to a Deputation last Session?

Sir Henry Parkes answered,—This Bill will probably be introduced within a fortnight.

- (2.) Gaol at Wagga Wagga:—Mr. Davies, for Mr. Douglas, asked the Colonial Secretary,—

(1.) If the Memorial from the Residents of Wagga Wagga in reference to the Gaol there has been received?

(2.) Has the same been considered and replied to?

(3.) Is it the intention of the Government to take immediate action to carry out the prayer of the Memorialists?

Sir Henry Parkes answered,—

(1.) Yes.

(2 & 3.) The Memorial has been, and is still under the consideration of the Government, and particularly as regards the site. The question of necessary action will be determined as soon as may be practicable.

- (3.) Business of the Supreme Court:—Mr. Davies, for Mr. Joseph P. Abbott, asked the Attorney General,—Having regard to his reply to my question of the 24th instant,—Will the Government invite the Judges of the Supreme Court to make such arrangements for the conduct of the business of the Court during the next year as will enable three of the Judges to sit for the trial of Causes during the time set apart for that business, and also to allow one of them to sit during Term time for the disposal of any Causes which may be ready for trial?

Mr. Wisdom answered,—The subject will be brought under the notice of their Honors the Judges of the Supreme Court for consideration.

- (4.) Public School, Village of Double Bay:—Mr. Trickett asked the Colonial Secretary,—

(1.) Was not a Petition presented in the year 1878 asking for a Public School in Double Bay Village?

(2.) Was not a second Petition presented recently asking for a Public School at Double Bay Village, and promising the attendance of a large number of children?

(3.) Was not such School, together with a site therefor, favourably recommended by the Mayor of the Borough and others?

(4.) Do the Government intend to take any steps towards the establishment of such School, and when?

Sir Henry Parkes answered,—Sir John Robertson desires me to state:—

(1.) Yes.

(2.) Yes.

(3.) Yes.

(4.) The Inspector, the District Inspector, and the Chief Inspector take a different view of the matter from that taken by the Members for the district, and the Mayor and the late Mayor thereof. He (the Minister) has withheld decision for the purpose of personal inspection.

(5.)

(5.) Special Trains for Carriage of Stock :—Dr. Ross asked the Secretary for Public Works,—In how many cases have sheep or cattle been sent to market by special train, by whom, and at what price compared with ordinary rates ?

Mr. Lackey answered,—Assuming that the Honorable Member alludes to the conveyance of sheep and cattle from Riverina, I beg to refer him for particulars of the several cases to the Return respecting “Rebate on carriage of Stock by Railway,” laid upon the Table of the House on the 6th July last.

2. PAPERS :—

Sir Henry Parkes laid upon the Table,—

- (1.) By-laws of the Borough of East Maitland.
- (2.) Amended By-law of the Borough of Petersham.
- (3.) Additional By-law of the Borough of Albury.
- (4.) By-laws of the Borough of Newcastle.

Ordered to be printed.

Mr. Lackey laid upon the Table,—Return to an Order made on 18th January, 1881,—“Free Railway Passes.”

Ordered to be printed.

3. ROGERS'S ESTATE BILL :—Mr. Burns, for Mr. Pilcher, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 22nd July, 1881; together with Appendix, and a copy of the Bill as agreed to by the Committee.

Ordered to be printed.

Mr. Burns then moved, That the Bill be read a second time on Friday, 16th September.

Question put and passed.

4. LANDS GRANTED TO THE AUSTRALIAN AGRICULTURAL COMPANY :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 18th instant, requesting leave for the Honorable Philip Gidley King, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly on “Lands granted to the Australian Agricultural Company,” the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

Legislative Council Chamber,
Sydney, 24th August, 1881.

JOHN HAY,
President.

5. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

- (1.) By Mr. Myers. From Residents of the District of Crookwell, in Public Meeting assembled in the Temperance Hall.
- (2.) By Mr. Myers. From Matrons and Spinsters resident in the District of Crookwell.
- (3.) By Mr. John Brown. From the Mayor and Aldermen of the Borough of Singleton.
- (4.) By Mr. Fletcher. From William H. Button, Mayor of Hamilton, Chairman of a Public Meeting assembled in the Mechanics Institute.

Petitions received.

6. RAILWAY RATES ON AGRICULTURAL PRODUCE :—Dr. Ross presented a Petition from Farmers and Residents of Cargo, representing that they are harassed in their calling by the high rates charged for Produce sent by rail to Sydney; and praying the House to take the matter into consideration, with a view to relief.

Petition received.

7. INSTITUTE OF SURVEYORS INCORPORATION BILL :—Mr. Cameron, for Mr. Farnell, presented a Petition from the President, Vice-President, and other Members of the New South Wales Institute of Surveyors, praying for leave to bring in a Bill to incorporate the New South Wales Institute of Surveyors.

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

Petition received.

8. MOFFITT'S ESTATE ENABLING BILL (*Formal Motion*) :—

- (1.) Mr. W. J. Foster moved, pursuant to Notice, for leave to bring in a Bill to authorize John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt, deceased, to sell, lease, or otherwise dispose of portions of the Real Estate of the said William Moffitt, deceased.

Question put and passed.

- (2.) Mr. Foster 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 John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt deceased to sell lease or otherwise dispose of portions of the Real Estate of the said William Moffitt deceased.*”—read a first time.

9. POSTPONEMENTS :—The Orders of the Day of Government Business, Nos. 1 to 5 inclusive, postponed, to follow after the Order of the Day of General Business.

10. SMALL-POX.—QUARANTINE :—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Copeland,—

“(1.) That this House is of opinion that the system of imprisoning healthy persons in houses supposed to be infected with small-pox, under an alleged system of quarantine, is tyrannical and cruel, and an infringement of the liberties of the subject.

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

And the Question being again proposed,—the House resumed the said adjourned Debate.

Question put.

The House divided.

Ayes, 11.

Mr. Fergusson,
Mr. Fitzpatrick,
Mr. William Forster,
Mr. Garvan,
Sir Patrick Jennings,
Mr. O'Connor,
Dr. Ross,
Mr. Slattery,
Mr. Tarrant.

Tellers,

Mr. Copeland,
Mr. McLaughlin.

Noes, 63.

Mr. R. P. Abbott,	Mr. G. A. Lloyd,
Mr. Andrews,	Mr. Loughnan,
Mr. Badgery,	Mr. Lynch,
Mr. Baker,	Mr. Martin,
Mr. Beyers,	Mr. McCulloch,
Mr. Bodel,	Mr. McElbone,
Mr. Brodribb,	Mr. Melville,
Mr. H. H. Brown,	Mr. Murray,
Mr. John Brown,	Mr. Myers,
Mr. Bruner,	Sir Henry Parke,
Mr. Burdekin,	Mr. Poole,
Mr. Burns,	Mr. Proctor,
Mr. Byrnes,	Dr. Renwick,
Mr. Cameron,	Mr. Roseby,
Mr. Campbell,	Mr. Rutledge,
Mr. Cass,	Mr. Ryrie,
Mr. Henry Clarke,	Mr. See,
Mr. William Clarke,	Mr. R. B. Smith,
Mr. Cramsie,	Mr. Suttor,
Mr. H. C. Dangar,	Mr. Trickett,
Mr. Davies,	Mr. Turner,
Mr. Fawcett,	Mr. James Watson,
Mr. Fletcher,	Mr. W. J. Watson,
Mr. Garrard,	Mr. Wilkinson,
Mr. Henson,	Mr. Wilson,
Mr. Hezlet,	Mr. Wisdom,
Mr. Holborow,	Mr. Withers,
Mr. Hoskins,	Mr. Young.
Mr. Jacob,	<i>Tellers,</i>
Mr. Kerr,	Mr. Joseph P. Abbott,
Mr. Kidd,	Mr. Pigott.
Mr. Lackey,	
Mr. Levin,	

And so it passed in the negative.

The House adjourned at two 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.

THURSDAY, 1 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Railway Statistics:—Dr. Ross asked the Secretary for Public Works,—

(1.) The number of miles of Railway that are open for traffic on the North, West, and Southern Lines, ending 1st July, 1881; the amount expended on each; the number of persons employed thereon respectively; and the number of persons per mile?

(2.) The total number of passengers conveyed on each of the three lines in the year 1880-1 (ending July); the receipts from passengers; also receipts from goods, cattle, parcels, minerals, wool, grain, and flour; and the number of Free Passes?

(3.) The proportion of the passenger traffic to goods traffic; also total expenditure and total receipts, and per mile?

(4.) The total receipts from all sources of traffic on the three lines, and per mile; also the proportion which the working expenses bear to the receipts on each respectively?

Mr. James Watson answered,—A report upon the Railway transactions is prepared every year giving the above information. The report for 1880 was laid upon the Table of the House on the 19th July last. It is not considered desirable to make a report for six months, which would in effect be the result of a compliance with the Honorable Member's requirements. It would take at least three or four months to compile the information asked for.

(2.) Railway Free Passes:—*Mr. Fitzpatrick*, for *Mr. William Forster*, asked the Secretary for Public Works,—

(1.) Are Railway Free Passes issued by the Government, or by the Commissioner of Railways under their authority, to members of the Press as such, or to persons connected with newspapers?

(2.) Are such Passes issued for permanent use, or for fixed periods, or only for special occasions?

(3.) If for special occasions, has the Commissioner any formal instructions in writing or otherwise to guide him in the issue of Free Passes, indicating the nature of the occasion?

(4.) Has he any such instructions to guide him indicating the nature of the connection with the Press which is to entitle any person to claim or obtain a Free Pass?

(5.) Has it come to the knowledge of the Government, or have they any reason to believe, that such Passes issued for fixed periods or special occasions are used after the period or occasion has ceased?

(6.) Does each Pass distinctly specify the period or occasion, so as to enable the Railway Officials to detect and prevent such improper use?

Mr. James Watson answered,—

(1.) Yes.

(2.) They are not issued for permanent use, but only for the special occasions for which they are required.

(3 & 4.) It is necessarily left in a great measure to the discretion of the Commissioner, with a general direction that the issue of Press Passes is to be confined to occasions of general public interest.

(5.) No.

(6.) Each Pass distinctly specifies the period and the places for which it is available.

(3.)

(3.) Crown-street Public School :—*Mr. Turner*, for *Mr. Melville*, asked the Colonial Secretary,—

- (1.) Is it true that *Mrs. Bardwell* has been removed from Crown-street Public School?
- (2.) If so, to what School is she going, and what position is she to occupy in such School?
- (3.) What is the reason of her removal from Crown-street School?
- (4.) How long is it since *Mr. Fisher* attended the girls department of Crown-street Public School in his capacity as Singing Master?
- (5.) Has he given any reason for his absence to the Department; if so, what?

Sir Henry Parkes answered,—*Sir John Robertson* desires me to state :—

- (1.) *Mrs. Bardwell* has received authority for leave of absence for a month, on account of ill health.
- (2.) Answered by the first answer.
- (3.) Answered by the first answer.
- (4.) Since December, 1880.
- (5.) He has officially assigned ill health as his reason.

(4.) Census and Agricultural Returns :—*Dr. Ross* asked the Colonial Secretary,—When will the compilation of the Census and Agricultural Returns collected in April last be completed and available for public use?

Sir Henry Parkes answered,—The Registrar General reports that the compilation of the Census Returns will not be completed for at least twelve months from this date. They will comprise about 1,500 pages of closely printed tabular matter. The Agricultural Returns are embodied in the Statistical Register, which will be laid upon the Table of the House during next week.

(5.) The Case of *Mrs. Preston* :—*Mr. Buchanan*, for *Mr. Murray*, asked the Attorney General,—On what grounds was the release from prison of *Mrs. Preston* ordered, she, with her husband, having been convicted at Inverell in April last of having caused the death of her adopted child, and having received a sentence of eighteen months imprisonment?

Mr. Wisdom answered,—I am requested by the Minister of Justice to state that in this case three Petitions were received, including one from the mother of the two prisoners, praying remission of the sentence passed, and urging (among other reasons) that the female prisoner was the mother of ten children, who were left wholly unprotected, and also that she was near her accouchement. Under the painful circumstances of the case, and the critical state of *Mrs. Preston's* health, in accordance with suggestion of *Mr. Justice Windeyer*, who tried the case, and to whom the several Petitions were referred for report, the Minister of Justice recommended to the Governor the immediate release of the female prisoner (*Mrs. Preston*), of which His Excellency approved, and she was released accordingly.

2. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

- (1.) By *Dr. Renwick*. From Justices of the Peace resident in the Police District of Sydney.
- (2.) By *Mr. Hezlet*. From Matrons and Spinsters resident in the District of Waverley.
- (3.) By *Mr. Hezlet*. From Matrons and Spinsters resident in the District of Paddington and Woollahra.
- (4.) By *Mr. Cameron*. From Residents of the District of Pymont.
- (5.) By *Mr. Cameron*. From Matrons and Spinsters resident in the District of Forest Lodge.
- (6.) By *Mr. Burns*. From Residents of the District of Raymond Terrace.
- (7.) By *Mr. Burns*. From Matrons and Spinsters resident in the District of Raymond Terrace.
- (8.) By *Mr. Burns*. From Residents of the District of Raymond Terrace, in Public Meeting assembled in the Temperance Hall.
- (9.) By *Mr. Andrews*. From Matrons and Spinsters resident in the District of Ennis, Hastings River.
- (10.) By *Mr. Andrews*. From Residents of the District of Ennis, Hastings River.
- (11.) By *Dr. Renwick*. From Members of Australia's Hope Degree Temple, I.O.G.T., in Meeting assembled in the Temperance Hall, Sydney.
- (12.) By *Mr. Jacob*. From Residents of the District of Barrington.
- (13.) By *Dr. Ross*. From Matrons and Spinsters resident in the District of Molong.
- (14.) By *Mr. Farnell*. From Residents in the Municipality of Manly.
- (15.) By *Mr. Farnell*. From Matrons and Spinsters resident in the District of North Willoughby.
- (16.) By *Mr. Farnell*. From Residents of the District of North Willoughby.
- (17.) By *Mr. Farnell*. From Residents of North Willoughby, in Public Meeting assembled in the Temperance Hall.
- (18.) By *Mr. John Brown*. From Residents of the District of Patrick's Plains, in Public Meeting assembled in the Oddfellows Hall, Singleton.
- (19.) By *Mr. McLaughlin*. From Matrons and Spinsters resident in the District of Branxton.
- (20.) By *Mr. McLaughlin*. From Residents in the District of Branxton, in Public Meeting assembled in the School of Arts.
- (21.) By *Mr. Suttor*. From Residents of the District of Bathurst.
- (22.) By *Mr. Suttor*. From Matrons and Spinsters resident in the District of Bathurst.

- (23.) By Mr. Copeland. From Matrons and Spinsters resident in the District of Vegetable Creek.
 (24.) By Mr. Copeland. From Residents of the District of Vegetable Creek.
 (25.) By Mr. Fawcett. From Matrons and Spinsters resident in the District of Wardell, Richmond River.
 (26.) By Mr. Henry Clarke. From Matrons and Spinsters in the District of Bega.
 (27.) By Mr. Henry Clarke. From Residents of the District of Bega.
 (28.) By Mr. Davies. From Matrons and Spinsters resident in the District of Petersham.
 (29.) By Mr. Proctor. From Residents of the District of Inverell.
 (30.) By Mr. Roseby. From Residents of the District of Shoalhaven.
 (31.) By Mr. Roseby. From Residents of the District of Merimbula, in Public Meeting assembled in the Lodge Room.
 (32.) By Mr. R. B. Smith. From Matrons and Spinsters resident in the District of Maclean, Lower Clarence River.
 (33.) By Mr. R. B. Smith. From Residents of the District of Nambucca, in Public Meeting assembled in the Temperance Hotel.
 Petitions received.

3. UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL :—Mr. Burns, 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 26th August, 1881 ; together with a copy of the Bill as agreed to by the Committee.
 Ordered to be printed.
 Mr. Burns then moved, That the Bill be read a second time on Friday, 16th September.
 Question put and passed.
4. 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.
 (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.) Abstract of Alterations of Designs of Towns and Villages, under the 22nd section of the Act 43 Victoria No. 29.
 Ordered to be printed.
5. SPECIAL ADJOURNMENT (*Formal Motion*) :—Mr. Farnell moved, pursuant to Notice, That this House at its rising this day do adjourn until Seven o'clock To-morrow.
 Question put.
 The House divided.

Ayes, 28.

Mr. Andrews,	Sir Patrick Jennings,
Mr. Russell Barton,	Mr. Kerr,
Mr. Bodel,	Mr. Kidd,
Mr. Cameron,	Mr. Levin,
Mr. Henry Clarke,	Mr. Myers,
Mr. Cransie,	Mr. Proctor,
Mr. Davies,	Dr. Renwick,
Mr. Day,	Mr. R. B. Smith,
Mr. Farnell,	Mr. Trickett,
Mr. Fawcett,	Mr. Vaughn,
Mr. Fitzpatrick,	Mr. Wilkinson.
Mr. Garrett,	<i>Tellers,</i>
Mr. Henson,	Mr. O'Connor,
Mr. Hezlet,	Mr. McLaughlin.
Mr. Jacob,	

Noes, 26.

Mr. Abigail,	Mr. Figott,
Mr. Beyers,	Mr. Poole,
Mr. Brodribb,	Mr. Reid,
Mr. John Brown,	Dr. Ross,
Mr. Buchanan,	Mr. Rutledge,
Mr. Burns,	Mr. Sutor,
Mr. Copeland,	Mr. Tarrant,
Mr. Fletcher,	Mr. James Watson,
Mr. William Forster,	Mr. Wisdom.
Mr. Fromlin,	<i>Tellers,</i>
Mr. Holborow,	Mr. Tooth,
Mr. Hoskins,	Mr. Roseby.
Mr. Lackey,	
Mr. Loughnan,	
Sir Henry Parkes,	

And so it was resolved in the affirmative.

6. INSTITUTE OF SURVEYORS INCORPORATION BILL (*Formal Motion*):—
 (1.) Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to Incorporate the New South Wales Institute of Surveyors.
 Question put and passed.
 (2.) Mr. Farnell having *presented* this Bill, and produced a certificate of the payment of Twenty-five Pounds to the credit of the Consolidated Revenue Fund of the Colony, Bill, intituled "*A Bill to Incorporate the New South Wales Institute of Surveyors,*"—read a first time.
7. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2) :—The Order of the Day having been read for the adoption of the report from the Committee of the Whole on this Bill,—Mr. James Watson 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 Bill be recommitted for the reconsideration of clause 4."
 Question proposed,—That the words proposed to be omitted stand part of the Question.
 Debate ensued.

Question

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

Ayes, 41.

Mr. Baker,	Mr. Loughnan,
Mr. Russell Barton,	Mr. Lynch
Mr. Beyers,	Mr. Martin,
Mr. Brodribb,	Mr. McCulloch,
Mr. H. H. Brown,	Mr. Murray,
Mr. Stephen Brown,	Sir Henry Parkes,
Mr. Brunker,	Dr. Renwick,
Mr. Burdekin,	Mr. Rutledge,
Mr. Cameron,	Mr. R. B. Smith,
Mr. Carter,	Mr. T. R. Smith,
Mr. Cramsie,	Mr. Suttor,
Mr. H. C. Dangar,	Mr. Tarrant,
Mr. Davies,	Mr. Turner,
Mr. Fletcher,	Mr. James Watson,
Mr. William Forster,	Mr. Wilkinson,
Mr. Garrett,	Mr. Wilson,
Mr. Henson,	Mr. Wisdom.
Mr. Hoskins,	
Sir Patrick Jennings,	<i>Tellers,</i>
Mr. Kerr,	Mr. Ryrie,
Mr. Lackey,	Mr. Pilcher.
Mr. G. A. Lloyd,	

Noes, 31.

Mr. Joseph P. Abbott,	Mr. Poole,
Mr. Andrews,	Mr. Proctor,
Mr. Bodel,	Mr. Reid,
Mr. John Brown,	Dr. Ross,
Mr. Burns,	Mr. See,
Mr. Campbell,	Mr. Terry,
Mr. Cass,	Mr. Vaughn.
Mr. Henry Clarke,	<i>Tellers,</i>
Mr. Copeland,	Mr. Slattery,
Mr. Day,	Mr. McLaughlin.
Mr. Fawcett,	
Mr. Fergusson,	
Mr. Fitzpatrick,	
Mr. W. J. Foster,	
Mr. Garrard,	
Mr. Garvan,	
Mr. Hezlet,	
Mr. Holborow,	
Mr. Levin,	
Mr. McElhone,	
Mr. Myers,	
Mr. O'Connor,	

And so it was resolved in the affirmative.

Original Question put,—That the report be now adopted.
The House divided.

Ayes, 47.

Mr. Andrews,	Mr. Martin,
Mr. Baker,	Mr. McCulloch,
Mr. Russell Barton,	Mr. Murray,
Mr. Brodribb,	Mr. Myers,
Mr. H. H. Brown,	Sir Henry Parkes,
Mr. Stephen Brown,	Mr. Pilcher,
Mr. Cameron,	Dr. Renwick,
Mr. Campbell,	Mr. Rutledge,
Mr. Carter,	Mr. Ryrie,
Mr. Cramsie,	Mr. See,
Mr. H. C. Dangar,	Mr. R. B. Smith,
Mr. Davies,	Mr. T. R. Smith,
Mr. Fletcher,	Mr. Suttor,
Mr. William Forster,	Mr. Tarrant,
Mr. W. J. Foster,	Mr. Terry,
Mr. Garrett,	Mr. Turner,
Mr. Henson,	Mr. James Watson,
Mr. Holborow,	Mr. Wilkinson,
Mr. Hoskins,	Mr. Wilson,
Sir Patrick Jennings,	Mr. Wisdom.
Mr. Kerr,	
Mr. Lackey,	<i>Tellers,</i>
Mr. G. A. Lloyd,	Mr. Brunker,
Mr. Loughnan,	Mr. Burdekin.
Mr. Lynch,	

Noes, 14.

Mr. Joseph P. Abbott,
Mr. Beyers,
Mr. Cass,
Mr. Henry Clarke,
Mr. Day,
Mr. Fawcett,
Mr. Hezlet,
Mr. Levin,
Mr. McElhone,
Mr. McLaughlin,
Mr. O'Connor,
Dr. Ross.
<i>Tellers,</i>
Mr. Fergusson,
Mr. Garvan.

And so it was resolved in the affirmative.

Mr. James Watson then moved, That the third reading of the Bill stand an Order of the Day for "Wednesday next."

Mr. Farnell moved, That the Question be amended by the omission of the words "Wednesday next," with a view to the insertion in their place of the words "this day six months."

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

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

Question,—That the third reading of the Bill stand an Order of the Day for Wednesday next,—put and passed.

8. PARLIAMENTARY EVIDENCE 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. Wisdom (*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 eight minutes after Eleven o'clock, until To-morrow at Seven o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 36.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 2 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Notices under Railways Act:—Mr. Beyers asked the Secretary for Public Works,—Is it true that the notices under the Railways Act of 1874 served upon the owners of land at Mudgee were served after the required time and not in accordance with the Act; if so, will he make inquiries into the matter?

Mr. James Watson answered,—The notices have been served in time, and in accordance with the provisions of the Act.

(2.) Railway Accidents:—Mr. Kidd asked the Secretary for Public Works,—

(1.) Is the Government aware that a serious accident, by which several persons lost their lives, occurred on the Railway line between Brighton and Melbourne, Victoria?

(2.) Is the Government aware that such accident might have been prevented had there been proper means of communication between passengers and guard or engine-driver?

(3.) Is it the intention of the Government to take action, as in other Countries, to provide the means of communicating intelligence from one part of a train to another on the lines under its control?

Mr. James Watson answered,—

(1.) Yes.

(2.) Without further information on the subject it would be premature to say whether the accident might have been prevented in the way suggested.

(3.) The subject has been under consideration for some time, and permission having recently been obtained from the patentees to use Winter's Electric System of Intercommunication, directions were given to make a trial of it as early as practicable.

(3.) Bridge over the Murrumbidgee River at Wagga Wagga:—*Mr. Day*, for Mr. Buchanan, asked the Secretary for Public Works,—

(1.) Is it true that the Bridge over the Murrumbidgee at Wagga Wagga is insecure, and that men are in constant attendance to repair injury done to it by the traffic?

(2.) Is it true that other cylinders are to be put down to strengthen the Bridge?

Mr. James Watson answered,—

(1.) No.

(2.) No.

(4.) Tramway Accidents:—Mr. Tarrant asked the Secretary for Public Works,—When will he be prepared to lay upon the Table a Return of persons maimed and killed by the Government Tramways, and the amount of compensation paid in each case, in accordance with the Resolution of this House of the 19th July?

Mr. James Watson answered,—I will lay this Return upon the Table of the House to-day.

(5.) Steamship "Brisbane":—Mr. Tarrant asked the Colonial Treasurer,—Will he be pleased to lay upon the Table of this House at an early date a copy of the correspondence which passed between him and the Agents of the s.s. "Brisbane," between him and Drs. Alleyne and Foucart, and any other correspondence which took place in connection with this vessel, according to his promise of 15th July last?

Mr. James Watson answered,—These papers were overlooked, but they will be laid upon the Table of the House early next week.

2. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

- (1.) By *Mr. Cameron*, for Mr. Filcher. From Matrons and Spinsters resident in the District of Judd's Creek.
- (2.) By Mr. Garrard. From Residents of the District of Balmain.
- (3.) By *Mr. Poole*, for Mr. Bowman. From Matrons and Spinsters resident in the District of the Hawkesbury.
- (4.) By *Mr. Poole*, for Mr. Bowman. From Residents of the District of the Hawkesbury.
- (5.) By Mr. Fergusson. From Matrons and Spinsters resident in the District of Glen Innes.
- (6.) By Mr. Fergusson. From Residents of the District of Glen Innes, in Public Meeting assembled in the School House.
- (7.) By Mr. Fergusson. From Residents of the District of Glen Innes.
- (8.) By Mr. Stuart. From Residents of the District of Bulli, in Public Meeting assembled in the Assembly Room.
- (9.) By Mr. Stuart. From Residents of the District of Milton, in Public Meeting assembled.
- (10.) By Mr. Stuart. From Residents of the District of Milton.
- (11.) By Mr. Stuart. From Matrons and Spinsters resident in the District of Milton.
- (12.) By Mr. Stuart. From Members of the Church of England.
- (13.) By Mr. Fullford. From Matrons and Spinsters resident in the District of West Maitland.
- (14.) By Mr. Fullford. From Residents of the District of West Maitland.
- (15.) By Mr. Fullford. From Residents in the District of Maitland.
- (16.) By Mr. Fullford. From Matrons and Spinsters resident in the District of Maitland.
- (17.) By Mr. William Clarke. From Residents of the District of Orange.
- (18.) By Mr. William Clarke. From Residents in the District of Orange.
- (19.) By Mr. William Clarke. From Matrons and Spinsters resident in the District of Orange.
- (20.) By Mr. William Clarke. From Matrons and Spinsters resident in the District of Orange.
- (21.) By Mr. William Clarke. From Residents of the District of Spring Hill.
- (22.) By Mr. William Clarke. From Matrons and Spinsters resident in the District of Orange.
- (23.) By Mr. Garvan. From Matrons and Spinsters resident in the District of Eden.
- (24.) By Mr. Garvan. From Residents of the District of Eden, in Public Meeting assembled.
- (25.) By Mr. Teece. From Residents of the District of Goulburn, in Public Meeting assembled in the Temperance Hall.
- (26.) By Mr. Davies. From Matrons and Spinsters resident in the Police District of Sydney.

Petitions received.

3. PAPER:—Mr. James Watson laid upon the Table,—Return to an Order made on 19th July, 1881,—“Accidents on Tramways.”
Ordered to be printed.

4. SPECIAL ADJOURNMENT (*Formal Motion*):—Mr. H. C. Dangar moved, pursuant to Notice, That this House at its rising this day do adjourn until Seven o'clock on Tuesday next.

Question put.

The House divided.

Ayes, 34.

Mr. R. P. Abbott,	Mr. Levin,
Mr. Bruncker,	Mr. Loughnan,
Mr. Burdekin,	Mr. McLaughlin,
Mr. Burns,	Mr. Melville,
Mr. Cameron,	Mr. Myers,
Mr. Cass,	Mr. O'Connor,
Mr. Cramsie,	Mr. Rutledge,
Mr. Davies,	Mr. Rylie,
Mr. Day,	Mr. Slattery,
Mr. Hawcett,	Mr. R. B. Smith,
Mr. Fergusson,	Mr. Teece,
Mr. Fitzpatrick,	*Mr. Turner,
Mr. Fletcher,	Mr. Wilson,
Mr. Fullford,	Mr. Young.
Mr. Garrett,	
Mr. Garvan,	<i>Tellers,</i>
Mr. Kidd,	Mr. H. C. Dangar,
Mr. Levien,	Mr. Purves.

Noes, 22.

Mr. Joseph P. Abbott,	Mr. James Watson,
Mr. Abigail,	Mr. Wisdom.
Mr. Andrews,	<i>Tellers,</i>
Mr. Beyers,	Mr. Trickett,
Mr. Byrnes,	Mr. Vaughn.
Mr. William Clarke,	
Mr. Copeland,	
Mr. W. J. Foster,	
Mr. Garrard,	
Mr. Hoskins,	
Mr. Jacob,	
Mr. Pigott,	
Mr. Pool,	
Mr. Reid,	
Mr. Stuart,	
Mr. Suttor,	
Mr. Tarrant,	
*Mr. Turner,	

* *So in Tellers' Lists.*

And so it was resolved in the affirmative.

5. ELECTORAL ACT AMENDMENT BILL:—The Order of the Day for the second reading of this Bill having been read,—Mr. R. B. Smith moved, That this Order of the Day be postponed until Friday, 30th September.

Debate ensued.

Question put and passed.

6. OSBORNE'S LEASING BILL:—The Order of the Day having been read,—Mr. Reid moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On

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

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

7. ALIENATION OF CROWN LANDS :—The Order of the Day having been read for the adjourned Debate, on the motion of Mr. Copeland,—

“(1.) That, in the opinion of this House, the present system of alienating Crown Lands with regard to mineral and water frontage reservations is inequitable, injudicious, and opposed to the best interests of the future.

“(2.) That in consequence of the rapid alienation of Crown Lands at present taking place, it is the duty of the Government to make better provision in respect to such reservations, either by legislation or otherwise, during the present Session.

“(3.) That the above Resolutions be communicated by Address to His Excellency the Governor.”—

And the Question being again proposed,—

Debate ensued.

Question put and negatived.

8. RIGHT OF REPLY IN DEBATES :—The Order of the Day having been read,—on motion of Mr. Fitzpatrick, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Report from the Standing Orders Committee, brought up and ordered to be printed on 29th July.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the following new Standing Order :—

That the Mover of the second or third reading of a Bill shall be allowed to speak in reply in Debate thereon.

On motion of Mr. Fitzpatrick, the House adopted the report.

Mr. Fitzpatrick then moved, That the Standing Order, as so adopted by this House, be by Mr. Speaker presented for approval to His Excellency the Governor.

Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 37.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 6 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Surveyors Accounts:—Mr. Murray asked the Secretary for Lands,—When will the Return of Surveyors Accounts, ordered by this House on the 19th July, be laid upon the Table?

Mr. Hoskins answered,—The Return will be laid upon the Table of the House as soon as it can be completed. A much longer time will be occupied in preparing it than it would otherwise take in consequence of the books from which it must be compiled being required at an arbitration case now being heard at the Supreme Court.

(2.) Salaries of School Teachers:—Mr. Jacob, for Mr. Levien, asked the Colonial Secretary,—

(1.) Have all Public School and Denominational Teachers been paid the difference between their present salaries and their former total incomes since 1st May, 1880?

(2.) Have the necessary forms been sent to all such Teachers in order to enable them to make their claims upon the Department; if not, will the Minister cause the necessary forms to be sent out in order that the amounts so due may be applied for with a view to their speedy settlement?

Sir Henry Parkes answered,—Sir John Robertson desires me to state as follows:—

(1.) All who have applied for it up to 31st December last.

(2.) It is believed that they have; but should it become known that any have been omitted they will be sent.

(3.) Allowance for Provident Purposes to School Teachers:—Mr. Jacob, for Mr. Levien, asked the Colonial Secretary,—

(1.) Has the allowance for provident purposes granted by the late Council of Education and voted by Parliament in 1880 been paid to Public School Teachers and others for the last year of the Council's existence; if not, is it the intention of the Government to pay the said augmentation allowance for the year ending 30th June, 1880, in accordance with the Circular dated May, 1873?

(2.) Have the employes of the late Council of Education received any payment for provident purposes since 30th June, 1879?

Sir Henry Parkes answered,—Sir John Robertson desires me to state as follows:—

(1.) The Parliament made no such vote specifically. The Officers and Teachers became Civil Servants on the 1st May, 1880, under the Public Instruction Act; and the Superannuation Act Repeal Act making no provision for pensions or other allowances for Civil Servants, it has been held that the spirit of the present law is against them.

(2.) No; but it is available for them up to the day that the Public Instruction Act came into force.

(4.) Mr. Mansfield, Architect:—Mr. Jacob, for Mr. Levien, asked the Colonial Secretary,—

(1.) Was Mr. Mansfield employed in any manner by the Minister for Public Instruction or the Architect for Public Schools; and if so, in what capacity?

(2.) What date did his employment commence, and is he still receiving employment from the Department of Public Instruction?

(3.) What amount has been paid to him up to the present time?

Sir Henry Parkes answered,—Sir John Robertson desires me to state as follows:—

(1.) Yes, as Architect to complete work already in his hands.

(2.) Necessarily on the 1st May, 1880, as on that day the Minister of Public Instruction took the Department over from the Council of Education.

(3.) I will ascertain and communicate the amount.

(5.)

- (5.) Police Sergeant Keelty:—Mr. Brodribb asked the Colonial Secretary,—Has he any objection to state why it is that Sergeant Keelty has not been promoted, although he was strongly recommended by his superior officer and the Mayor and Bench of Magistrates of Wentworth as far back as February last?

Sir Henry Parkes answered,—I find that there are no vacancies at present to admit of promotions to the rank of officer, and that there are eighteen Senior Sergeants on the list senior to Keelty, many of whom have stronger claims to advancement.

- (6.) Tanks on Road from Wilcannia to Milparinka:—Mr. Brodribb asked the Secretary for Mines,—What steps have been taken for the excavations of some large Tanks on the road from Wilcannia to Milparinka for the use of the public to and from Mount Browne Diggings?

Mr. Suttor answered,—Service Tanks are now in course of construction at Ten-mile, Beefwood, Turkey Creek, and One Tree, on the road in question.

- (7.) Tanks between Booligal and Wilcannia.—Embankment at Tallawalka Creek:—Mr. Brodribb asked the Secretary for Mines,—What steps have been taken to construct two more Tanks (one at Mount Monara, the other at Ivanhoe) between Booligal and Wilcannia; also what steps have been taken for the extension at each end of the present embankment over the Tallawalka Creek about 9 miles from Wilcannia—these two ends being washed away during the last heavy floods?

Mr. Suttor answered,—It is in contemplation to make provision on the Estimates for the construction of a Tank at Mount Monara and Ivanhoe respectively, but the work of construction will probably be delayed pending further trials to obtain suitable water from a subterranean source. It is also in contemplation to make provision on the Estimates for the extension of the embankment over the Tallawalka Creek.

- (8.) Customs House at Wentworth:—Mr. Brodribb asked the Secretary for Public Works,—If it be the intention of the Government to place a sum of money on the Estimates for the erection of a Customs House at Wentworth?

Mr. Lackey answered,—Yes; a sum of £2,500 voted in 1879 lapsed, but it will be included in the list of Re-Votes for the present year.

- (9.) Railway from Hay to Wentworth, and from Forbes to Wilcannia:—Mr. Brodribb asked the Secretary for Public Works,—Have the Government during the present Session any intention of submitting to this House Estimates for the construction of a Line of Railway from Hay to Wentworth; also a line from Forbes to Wilcannia?

Mr. Lackey answered,—Not during the present Session.

- (10.) "Old" Volunteers:—Mr. Farnell, for Mr. Trickett, asked the Colonial Secretary,—

(1.) Did he order rifles to be issued to "old" Volunteers to enable them to compete at the forthcoming Prize Meeting?

(2.) Is he aware that the Brigade Order issued on the 18th August, 1881, will disqualify "old" Volunteers from receiving a prize in a Volunteer Match owing to the word "efficient" being introduced into such Brigade Order?

(3.) Is he aware that "old" Volunteers have, through no fault of theirs, been unable to comply with the conditions of this Brigade Order?

(4.) Will instructions be given for "old" Volunteers to be allowed to compete as in the year 1879?

Sir Henry Parkes answered,—

(1.) Yes.

(2.) Efficiency as regards competition in certain matches of Volunteers serving under the old regulations is not a qualification laid down by Brigade Order, but by Rule 24 of the New South Wales Rifle Association, a body not under the Commandant's control. The definition of efficiency, which has alone formed the subject of Brigade Order, is based on the law which the Commandant has no warrant to depart from.

(3.) I am aware that old Volunteers have done no military duty, and so not qualified as efficient. The Brigade Order makes no condition of efficiency, it only states the law as to what such consists of.

(4.) I cannot see any authority which can compel the New South Wales Rifle Association to waive its Rule requiring efficiency, that body being independent of official control.

- (11.) Convictions under the Publicans Licensing Act:—Mr. Davies, for Mr. Henson, asked the Colonial Secretary,—

(1.) The number of convictions under the Publicans Licensing Act for selling in prohibited hours in the Police District of Sydney since 1st January, 1880, to this date?

(2.) The number of convictions under the Publicans Licensing Act for selling on the Sunday in the Police District of Sydney for the same period?

(3.) The number of publicans summoned at the Annual Licensing Meeting for the Police District of Sydney in 1880 and 1881 to show cause why their licenses should be renewed?

(4.) The number of licenses recommended by the Magistrates to be cancelled?

(5.) The offences for which they were recommended to be cancelled?

Sir Henry Parkes answered,—The answers to these several questions, in the form of Returns from the Central, the Water, and the Newtown Police Courts, will be found in a paper which I am about to lay upon the Table.

- (12.) William McGowan:—Mr. Beyers asked the Colonial Secretary,—Is it the intention of the Government to make any mitigation of the life sentence passed upon the boy William McGowan for rape at Maitland Assizes in 1870 by Sir Alfred Stephen, and to which object a numerous signed Petition was many months ago presented to the Colonial Secretary?

Sir Henry Parkes answered,—In view of the report of the Judge before whom the prisoner William McGowan was tried at the Maitland Circuit Court in the month of April, 1871, and his prison history, as shown by return of punishments from Parramatta Gaol, and the whole of the circumstances,

circumstances, the time does not yet appear to have arrived for determining whether any or what mitigation of sentence could with propriety be granted in this case. Police inquiries are, however, being made, and the question will be further considered when the requisite information shall have been obtained.

(13.) Roads from Blayney to Grenfell, and from Grenfell to Forbes and Young:—*Mr. Garrard*, for *Mr. Vaughn*, asked the Secretary for Public Works,—

- (1.) Has he any objection to state the sums of money voted for the repair and maintenance of the road from Blayney to Grenfell during the last five years?
- (2.) The amount of said Votes expended within 15 miles of Grenfell?
- (3.) Will he also give information of a similar nature respecting the road from Grenfell to Forbes, and the road from Grenfell to Young?

Mr. Lackey answered,—Returns in answer to the Honorable Member's questions will be laid upon the Table so soon as the information required shall have been received from the local officers.

(14.) Railway Regulations:—*Mr. Copeland* asked the Secretary for Public Works,—

- (1.) Did he promise some two years ago to provide passenger carriages with continuous landing-steps; and if so, will he give effect to such promise?
- (2.) Has the practice of leaving carriage doors unlocked been found to work satisfactorily on the Suburban Lines; if so, will he extend the same regulation beyond the Suburban Lines?

Mr. Lackey answered,—

(1.) In pursuance of the promise made that continuous foot-boards should be adopted, fifty-seven carriages have been provided with them, and twenty-two carriages of the American type have been supplied with wider foot-boards.

(2.) The practice of leaving one of the doors of the Suburban carriages unlocked has not been unattended with accidents; and it is still a question of considerable doubt whether locked or unlocked doors provide for the greater safety of passengers. With the means of communication with the guard, there can be no doubt that passengers will be safer with locked doors.

(15.) Alarm Bells on Railways:—*Mr. Beyers* asked the Secretary for Public Works,—Is it the intention of the Government to construct Alarm Bells in Railway Trains, to be connected with the engines in case of danger?

Mr. Lackey answered,—An experiment is now being made of the Cord and Alarm Bell System of Intercommunication between the passengers and the guard, and the guard and engine-driver.

(16.) Railway Rails:—*Mr. Young* asked the Secretary for Public Works,—

- (1.) The quantity of rails imported in each year for the last ten years?
- (2.) The average price per ton each year of the rails so imported when landed in the Colony?

Mr. Lackey answered,—

Year.	Tonnage.	Cost per ton.
1871	461	8 13 10
1872	Nil.	.....
1873	Nil.	.....
1874	6,616	13 9 6
1875	27,418	10 19 1
1876	252	8 3 3
1877	24,179	8 16 0
1878	19,893	8 6 8
1879	12,034	6 19 6
1880	19,867	7 13 0
Total...	110,720	Average ... £9 3 0

(17.) Land for Railway Buildings at Elgin-street, West Maitland:—*Mr. Jacob*, for *Mr. H. H. Brown*, asked the Secretary for Public Works,—

- (1.) What extent of land was purchased at West Maitland to erect the new Railway Buildings at Elgin-street?
- (2.) The price paid per acre, and the total amount of purchase money?
- (3.) Also the names of the owner of such land and the vendor or vendors?

Mr. Lackey answered,—

(1.) 6 acres 3 roods 7½ perches.

(2.) Price per acre, £595 5s. 8d.; total price, £4,047.

(3.) William Mills and John Skinner were the owners; the vendors were William Mills and Messrs. Alger and Powell (Trustees of Skinner).

2. LICENSING BILL:—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

- (1.) By *Mr. Abigail*. From Residents of the City of Sydney, in Public Meeting assembled.
- (2.) By *Mr. Brunker*. From Matrons and Spinsters resident in the District of Bolwarra, Maitland.
- (3.) By *Mr. Brunker*. From Residents of the District of Bolwarra, Maitland.
- (4.) By *Mr. Brunker*. From Matrons and Spinsters resident in the District of Hinton.
- (5.) By *Mr. Brunker*. From Residents of the District of Hinton.
- (6.) By *Mr. Brunker*. From Matrons resident in the District of East Maitland.
- (7.) By *Mr. Brunker*. From Residents of the District of East Maitland.
- (8.) By *Mr. Tarrant*. From the Municipal Council of the Borough of Kiama.

Petitions received.

3. PAPERS:—

Sir Henry Parkes laid upon the Table,—

- (1.) Return showing the number of Convictions under the Publicans Licensing Act, from 1st January, 1880, to date.
- (2.) Notification of resumption of Land at Piper's Flat, under the Lands for Public Purposes Acquisition Act.
- (3.) Regulations under State Children Relief Act of 1881.
- (4.) Return to an Order made on 18th August, 1881,—“ Crown-street Public School.”

Ordered to be printed.

Mr. Suttor laid upon the Table,—Return to an Order made on 2nd August, 1881,—“ Road from Yarraman to Quirindi.”

4. RAILWAY FROM WERRIS CREEK TO GUNNEDAH (*Formal Motion*):—Mr. Joseph P. Abbott moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing,—

- (1.) The cost of the construction of the Railway Line from Werris Creek to Gunnedah, including all Stations and other buildings purchased, rented, and erected thereon.
- (2.) The cost of the construction of the Railway Line from Werris Creek to Tamworth north, including the viaduct, bridge, old and new station houses, and other buildings purchased, rented, and erected thereon.
- (3.) The amounts received at Gunnedah and Stations between Werris Creek and that town for goods, live stock, and coaching traffic; the amounts collected by all Stations on the Great Northern Line for goods and live stock forwarded from Gunnedah and Stations between Werris Creek and that town; also the amounts collected by all Stations for coaching traffic to Gunnedah and Breeza during the year ending 30th June, 1881;—these Returns to be exclusive of goods carried for Government works.
- (4.) The amounts received at Tamworth and other Stations between Werris Creek and that town for goods, live stock, and coaching traffic; the amounts collected by all the Stations on the Great Northern Line for goods and live stock forwarded from Tamworth and other Stations between Werris Creek and that town; also the amounts collected by all Stations for coaching traffic to Tamworth and Currabubula during the year ending the 30th June, 1881;—these Returns to be exclusive of goods carried for Government works.
- (5.) The cost of maintaining and working the Line between Werris Creek and Gunnedah, giving cost and number of locomotive engines employed, cost and description of passenger carriages used, and expenditure of every description incurred by Locomotive, Permanent Way, and Traffic Departments during the year ending 30th June, 1881.
- (6.) The cost of maintaining and working the Line between Werris Creek and Tamworth, giving cost and number of locomotive engines employed, and cost and description of passenger carriages used, and expenditure of every description incurred by Locomotive, Permanent Way, and Traffic Departments during the year ending 30th June, 1881.

Question put and passed.

5. TELEGRAPH LINE FROM BOMBALA TO DELEGATE (*Formal Motion*):—Mr. Tooth moved, pursuant to Notice, That there be laid upon the Table of this House copies of the correspondence relative to the extension of the Telegraph Line from Bombala to Delegate, together with copies of any reports that have been furnished by local or other officers of the Department having reference to the proposed extension.

Question put and passed.

6. INSTITUTE OF SURVEYORS INCORPORATION BILL (*Formal Motion*):—Mr. Farnell moved, pursuant to Notice,—

- (1.) That the Institute of Surveyors Incorporation Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.
- (2.) That such Committee consist of Mr. Hoskins, Mr. Joseph P. Abbott, Mr. Russell Barton, Mr. Murray, Mr. Pilcher, Mr. Poole, Mr. Levien, Mr. Fullford, Mr. Vaughn, and the Mover.

Question put and passed.

7. MOFFITT'S ESTATE ENABLING BILL (*Formal Motion*):—Mr. W. J. Foster moved, pursuant to Notice,

- (1.) That Moffitt's Estate Enabling Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.
- (2.) That such Committee consist of Mr. Burns, Mr. Cass, Mr. Copeland, Mr. Day, Mr. Withers, Mr. Terry, Mr. Reid, Mr. Poole, and the Mover.

Question put and passed.

8. OSBORNE'S LEASING BILL (*Formal Order of the Day*),—on motion of Mr. Reid, read a third time, and passed.

Mr. Reid then moved, That the Title of the Bill be “*An Act to enable Henry Hill Osborne of Bowral formerly of the District of Illawarra in the Colony of New South Wales Esquire Patrick Hill Osborne of Currandooley Lake George in the said Colony Esquire Alick Osborne of May Brook Moss Vale in the said Colony Esquire and Ben Marshall Osborne of Berrima in the said Colony Esquire Trustees of the Will of Henry Osborne late of Marshall Mount in the District of Illawarra Esquire deceased or other the Trustees for the time being of the Will of the said Henry Osborne deceased to grant building and mining leases of certain lands devised by the said Will to the said Henry Hill Osborne Patrick Hill Osborne Alick Osborne and Ben Marshall Osborne.*”

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 Henry Hill Osborne of Bowral formerly of the District of Illawarra in the Colony of New South Wales Esquire Patrick Hill Osborne of Currandooley Lake George in the said Colony Esquire Alick Osborne of May Brook Moss Vale in the said Colony Esquire and Ben Marshall Osborne of Berrima* in

in the said Colony Esquire Trustees of the Will of Henry Osborne late of Marshall Mount in the District of Illawarra Esquire deceased or other the Trustees for the time being of the Will of the said Henry Osborne deceased to grant building and mining leases of certain lands devised by the said Will to the said Henry Hill Osborne Patrick Hill Osborne Alick Osborne and Ben Marshall Osborne,"— 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 documents produced before the Committee.

*Legislative Assembly Chamber,
Sydney, 6th September, 1881.*

9. LICENSING BILL No. 2 (*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 remodel the Law relating to Publicans and other persons engaged in the sale of Liquors.
Question put and passed.
10. BILLIARD TABLES AND BAGATELLE BOARDS (*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 regulate the keeping of Billiard Tables and Bagatelle Boards.
Question put and passed.
11. MAINTENANCE OF HER MAJESTY'S SHIPS ON THE AUSTRALIAN STATION:—Mr. Copeland proceeding to move the following Motion standing in his name:—
That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the following Resolutions:—
(1.) That, in the opinion of this House, one moiety of the cost of maintaining such of Her Majesty's Ships as are in commission on the Australian Station should be borne ratably by the Australian Colonies and New Zealand in proportion to the estimated population of each Colony.
(2.) That a sum of money equal to such proportion for this Colony shall each year be appropriated from the proceeds of land sales and transmitted to Her Majesty's Government for the above-mentioned purpose.
(3.) That the foregoing Resolutions be communicated by Address to His Excellency the Governor,—

Point of Order.—Mr. Joseph P. Abbott called Mr. Speaker's attention to the 54th clause of the Constitution Act, which provides that "it shall not be lawful for the Legislative Assembly to originate or pass any Vote, Resolution, or Bill, for the appropriation of any part of the Consolidated Revenue Fund to any purpose which shall not have been first recommended by a Message of the Governor to the said Legislative Assembly,"—and requested Mr. Speaker's ruling whether the Motion under consideration did not contravene this provision of the Constitution Act.

Mr. Speaker said that he regarded the first Resolution in the light of an abstract question, and as such may be proposed to the House; but the second Resolution, directly appropriating a part of the Consolidated Revenue Fund without the recommendation of the Crown, was clearly out of order.

Whereupon Mr. Copeland moved the first and third Resolutions only.
Debate ensued.
Question put and negatived.

The House adjourned at eight minutes before 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.

WEDNESDAY, 7 SEPTEMBER, 1881.

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

QUESTIONS:—

- (1.) Railway from Nyngon to Bourke:—Mr. Wilson asked the Secretary for Public Works,—When will tenders be invited for the construction of the authorized Extension of the Railway from Nyngon to Bourke?

Mr. Lackey answered,—The working plans and drawings are not yet completed. Tenders will be invited as early as practicable.

- (2.) Trustees for Gold Fields Common, Temora:—Mr. Melville asked the Colonial Secretary,—

(1.) Has any application been received from Residents of Temora requesting the appointment of Trustees for the Gold Fields Common?

(2.) Is it the intention of the Government to appoint such Trustees, and when?

Sir Henry Parkes answered,—

(1.) I find that an application has been received from the Honorary Secretary of the "Progress Committee" at Temora asking that Trustees may be appointed for the Temporary Common, and submitting the names of five persons for appointment.

(2.) The matter is under consideration, but no decision has yet been arrived at.

- (3.) Sunday Goods Trains between Bathurst and Dubbo:—Mr. Melville asked the Secretary for Public Works,—

(1.) How many Goods Trains have been run from Bathurst to Dubbo, and *vice versa*, on each of the last four Sundays?

(2.) Do the Government intend continuing the running of Goods Trains on this line on Sundays?

Mr. Lackey answered,—

(1.) On Sunday, 14th August, there was one up-train run; on the 21st there was one down; on the 28th there were three up, and three down; and on the 4th instant three up, and four down.

(2.) No, if it can possibly be avoided. The engine power, however, at the present time is not equal to the requirements of the traffic on ordinary days, and the engines are used on Sundays to prevent a block in the traffic. Additional engines have now arrived, and will be of service in meeting the pressure at an early day.

- (4.) Vaccination in Darlinghurst Gaol:—Mr. Jacob asked the Colonial Secretary,—With reference to the correspondence ordered to be printed on 16th of last month, headed "Vaccination in Darlinghurst Gaol,"—

(1.) Will he lay upon the Table of the House, in time for printed copies thereof to be in the hands of Members by Tuesday next, transcripts of instructions or minutes of his, and correspondence based thereon, relative to vaccination of inmates and officers in departments under his control?

(2.) The like with regard to departments other than prisons under the control of the Minister of Justice?

Sir Henry Parkes answered,—There will be no objection to laying copies of these papers upon the Table, and I will have them laid upon the Table to-morrow in type, so that they may be circulated among Honorable Members.

- (5.) Railway Trial Survey Reports:—Mr. Jacob, for Mr. Fergusson, asked the Secretary for Public Works,—When will the Railway Trial Survey Reports, moved for on the 17th July, be laid upon the Table of the House?

Mr. Lackey answered,—I have not been able to get the answer, but will as soon as possible.

(6.)

(6.) Telephone Exchange :—Mr. Martin asked the Postmaster General,—Do the Government intend forming a Telephone Exchange in Sydney ; if so, how soon ; or will they permit the formation of the same by private enterprise ?

Mr. Suttor answered,—The Government intend establishing a Telephone Exchange immediately they have determined upon the best system to adopt, and experiments are now being made for that purpose.

(7.) Vaccine Lymph :—Mr. Abigail asked the Colonial Treasurer,—

(1.) Are the Government taking any steps, and if so what, to supply the Colony with pure vaccine lymph in sufficient abundance to meet urgent present requirements ?

(2.) Has the Colonial Treasurer any objection to lay upon the Table of the House copies of the regulations in detail of the measures they have lately adopted for staying the spread of small-pox ?

Mr. James Watson answered,—

(1.) Supplies, both of vaccine lymph and of pure heifer lymph, have been ordered from England by cablegram, and are shortly expected to arrive. The Government have also under consideration the desirability of procuring a supply of pure lymph by other means.

(2.) There is no objection to lay the papers upon the Table, and I will do so to-morrow.

(8.) Spread of Pine and other Scrubs :—Mr. Garrett asked the Secretary for Lands,—Has he called for and received answers to certain questions from District Surveyors and others as to the spread of pine and other scrubs throughout the Colony ; if so, will he cause the same to be laid upon the Table of the House before the Bill introduced relative to the subject comes up for second reading ?

Mr. Hoskins answered,—Yes. I have no objection to lay copies of the replies given to certain questions put to the Surveyors on this subject upon the Table of the House ; but as the copying will take some time, and must subsequently be printed, it will be impossible to circulate the printed copies by Friday next, when the Scrub Destruction on Crown Lands Bill is down for second reading. As the replies contain very valuable information on the subject, which will be of great use to Honorable Members when considering the provisions of the Scrub Destruction on Crown Lands Bill, I would suggest to the Honorable Member the propriety of postponing the second reading until a later date.

2. LICENSING BILL :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

(1.) By Mr. Cass. From Matrons and Spinsters resident in the District of Coonamble.

(2.) By Mr. Cass. From Residents of the District of Coonamble and Walgett.

(3.) By Mr. Fawcett. From Residents of the District of Richmond and Kurrajong.

(4.) By Mr. Suttor. From Matrons and Spinsters resident in the District of Bathurst.

(5.) By Mr. Suttor. From Residents of the District of Bathurst.

(6.) By Mr. Badgery. From Residents of the District of Cooma.

(7.) By Mr. Badgery. From Residents of the District of Monaro.

(8.) By Mr. Badgery. From Matrons and Spinsters resident in the District of Monaro.

(9.) By Mr. Davies. From Residents of the District of Oberon.

(10.) By Mr. Davies. From Matrons and Spinsters resident in the District of Oberon.

(11.) By Mr. Davies. From Matrons and Spinsters resident in the District of Hill End.

Petitions received.

3. PAPERS :—

Mr. Lackey laid upon the Table,—Progress Report of the Engineer-in-Chief for Harbours and Rivers on the Sydney Water Supply Works (*with 10 Plans*).
Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Further Return to an Order made on 18th August, 1881,—“Crown-street Public School.”
Ordered to be printed.

4. PARLIAMENTARY EVIDENCE 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 provide for the summoning attendance and examination of Witnesses before either House of Parliament or any Committee 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 provide for the summoning attendance and examination of Witnesses before either House of Parliament or any Committee thereof,*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 7th September, 1881.

5. NEW STANDING ORDER (*Right of Reply in Debates*) :—Mr. Speaker reported that he had this day presented to the Governor the Standing Order adopted by this House on the 2nd instant respecting the Right of Reply on the second or third reading of a Bill, and that His Excellency had been pleased to approve of the same.

6. LICENSING BILL (No. 2) :—The Order of the Day in reference to this Bill read,—and, on motion of Sir Henry Parkes, discharged.

7. BILLIARD TABLES AND BAGATELLE BOARDS :—The Order of the Day having been read,—Sir Henry Parkes moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the keeping of Billiard Tables and Bagatelle Boards.

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 regulate the keeping of Billiard Tables and Bagatelle Boards.

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

8. POSTPONEMENT :—The Order of the Day for the second reading of the Local Government Bill postponed until Thursday, 15th September.

9. RINGBARKING ON CROWN LANDS REGULATION BILL :—The Order of the Day having been read,—Mr. Suttor moved, "That" this Bill be now read a third time.

Debate ensued.

Mr. Lyne 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, with a view to inserting after the word 'claims' in clause 4, line 56, the words 'such actual cost in no case to exceed the sum of one shilling and sixpence per acre.'"

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, 37.

Mr. Andrews,	Sir Patrick Jennings,
Mr. Badgery,	Mr. Kidd,
Mr. Baker,	Mr. Loughnan,
Mr. Russell Barton,	Mr. Martin,
Mr. Beyers,	Mr. McCulloch,
Mr. Brodribb,	Sir Henry Parkes,
Mr. Brunker,	Mr. Proctor,
Mr. Cameron,	Mr. Rutledge,
Mr. Carter,	Mr. Ryrie,
Mr. Cramsie,	Mr. T. R. Smith,
Mr. H. C. Dangar,	Mr. Suttor,
Mr. T. G. Dangar,	Mr. Teece,
Mr. Davies,	Mr. James Watson,
Mr. Fletcher,	Mr. Wisdom,
Mr. William Forster,	Mr. Young,
Mr. Fremlin,	
Mr. Fullford,	<i>Tellers,</i>
Mr. Hay,	Mr. Wilson,
Mr. Hoskins,	Mr. Joseph P. Abbott.
Mr. Jacob,	

Noes, 25.

Mr. R. P. Abbott,	Mr. Poole,
Mr. Bodel,	Mr. Slattery,
Mr. John Brown,	Mr. Terry.
Mr. Burns,	<i>Tellers,</i>
Mr. Campbell,	Mr. Lyne,
Mr. Cass,	Mr. McLaughlin.
Mr. Henry Clarke,	
Mr. Copeland,	
Mr. Day,	
Mr. Fergusson,	
Mr. Fitzpatrick,	
Mr. W. J. Foster,	
Mr. Garrard,	
Mr. Garvan,	
Mr. Henson,	
Mr. Holborow,	
Mr. Levien,	
Mr. Levin,	
Mr. Melville,	
Mr. Myers,	

And so it was resolved in the affirmative.

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

The House divided.

Ayes, 44.

Mr. Joseph P. Abbott,	Sir Patrick Jennings,
Mr. Andrews,	Mr. Kidd,
Mr. Badgery,	Mr. Loughnan,
Mr. Baker,	Mr. Martin,
Mr. Russell Barton,	Mr. Murray,
Mr. Brodribb,	Mr. Myers,
Mr. Burns,	Sir Henry Parkes,
Mr. Cameron,	Mr. Pigott,
Mr. Carter,	Mr. Poole,
Mr. Cramsie,	Mr. Rutledge,
Mr. H. C. Dangar,	Mr. Ryrie,
Mr. T. G. Dangar,	Mr. T. R. Smith,
Mr. Davies,	Mr. Suttor,
Mr. Fletcher,	Mr. Teece,
Mr. William Forster,	Mr. Terry,
Mr. W. J. Foster,	Mr. James Watson,
Mr. Fremlin,	Mr. Wilson,
Mr. Fullford,	Mr. Wisdom,
Mr. Garrard,	Mr. Young,
Mr. Hay,	
Mr. Henson,	<i>Tellers,</i>
Mr. Holborow,	Mr. Proctor,
Mr. Hoskins,	Mr. Brunker.

Noes, 19.

Mr. R. P. Abbott,
Mr. Beyers,
Mr. John Brown,
Mr. Campbell,
Mr. Cass,
Mr. Henry Clarke,
Mr. Copeland,
Mr. Day,
Mr. Fergusson,
Mr. Fitzpatrick,
Mr. Jacob,
Mr. Levien,
Mr. Levin,
Mr. Lyne,
Mr. McLaughlin,
Mr. Melville,
Mr. Slattery.
<i>Tellers,</i>
Mr. Garvan,
Mr. McCulloch.

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 to regulate Ringbarking on Crown Lands and to limit claims for compensation under the fifteenth section of the 'Lands Acts Further Amendment Act of 1880.'*"

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 regulate Ringbarking on Crown Lands and to limit claims for compensation under the fifteenth section of the 'Lands Acts Further Amendment Act of 1880,'*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 7th September, 1881.*

10. VALE OF CLWYDD COMPANY'S INCORPORATION 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 incorporate the 'Vale of Clwydd Coal Mining and Copper Smelting Company (Limited),'*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 7th September, 1881.*

JOHN HAY,
President.

VALE OF CLWYDD COMPANY'S INCORPORATION BILL.

Schedule of the Amendments referred to in Message of 7th September, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 3, clause 3, line 46. Omit "is" insert "are"
" 4, clause 5, line 1. Omit "upon"

Examined,—

JOSEPH DOCKER,
Chairman.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

11. LICENSING BILL :—The Order of the Day for the second reading of this Bill read,—and, on motion of Sir Henry Parkes, discharged.

Ordered, that the Bill be withdrawn.

12. LICENSING BILL (No. 2) :—

(1.) Sir Henry Parkes moved, That the Resolution agreed to by this House on the 7th July last, and on which the Licensing Bill had been founded, be now read.

Question put and passed.

And the said Resolution (*as recorded in Votes and Proceedings No. 3, entry 9*) read by the Clerk, by direction of Mr. Speaker.

(2.) Sir Henry Parkes then presented a Bill, intituled "*A Bill to remodel the Law relating to Publicans and other persons engaged in the sale of Liquor,*"—which was read a first time.

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

13. 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 without amendment.

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

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

14. NAVIGATION LAW AMENDMENT BILL :—The Order of the Day having been read,—Mr. James 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 progress, and obtained leave to sit again to-morrow.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 39.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 8 SEPTEMBER, 1881.

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

QUESTIONS :—

(1.) Thomas Pearce, Railway Porter :—*Mr. Jacob*, for *Mr. McCulloch*, asked the Secretary for Public Works,—

- (1.) Was Thomas Pearce, recently in charge of the Summer Hill Platform, suspended; and if so, for what reason?
- (2.) Was any inquiry made into the conduct of the said Thomas Pearce, and what was the result of the inquiry?
- (3.) Has the said Thomas Pearce been previously guilty of any misconduct; if so, what was the nature of it?
- (4.) Has he been reinstated?

Mr. Lackey answered,—

- (1.) I find that the Traffic Manager suspended Thomas Pearce, porter in charge at Summer Hill, for insubordination; he had been previously reported for neglecting the Station Books, &c., and his insubordination consisted in his refusing to give possession of the books when called upon to do so.
- (2.) Yes, an inquiry was made, and as a punishment for his conduct Pearce was removed to Guildford, which places him further down on the list for promotion.
- (3.) Yes, for irregularities in his accounts when Station-master at Douglas Park; he was dismissed for that offence.
- (4.) He has not been reinstated in his former position.

(2.) Public Schools :—*Mr. Cameron*, for *Mr. Byrnes*, asked the Colonial Secretary,—

- (1.) Is it a fact that (with the exception of a few Teachers who hold schools above their classification) 2nd class Teachers sustain a heavy loss through the change in the payment of salaries only and the old system of part salaries and school fees, while the 1st and 3rd class Teachers are somewhat improved?
- (2.) Is it a fact that the 6th class schools have to maintain an average of from 50 to 100 scholars, while the 7th class only have to maintain from 40 to 50?
- (3.) Is any arrangement made by the Department of Public Instruction to have the school rooms properly cleaned, and at whose expense?

Sir Henry Parkes answered,—*Sir John Robertson* desires me to state as follows :—

- (1.) I am told that the great majority of 2nd class Teachers do not lose by the change.
- (2.) Yes. The Teacher of a 7th class school, however, is unassisted; whereas the Teacher of a 6th class school has assistance in the school work.
- (3.) It is, and ever has been, the duty of Teachers to have the schools kept clean, and at their expense. It is not, however, considered desirable to make that a permanent arrangement.

(3.) Cattle Sale Yards Bill :—*Mr. Abigail* asked the Colonial Secretary,—When do the Government propose to introduce the Cattle Sale Yards Bill, as promised by him on the 5th of May last?

Sir Henry Parkes answered,—The Bill will be introduced in a day or two.

(4.) Board of Health :—*Mr. Abigail* asked the Colonial Treasurer,—

- (1.) Is it the intention of the Government to appoint any Citizens to act on the Health Board in place of the Civil Servants now acting?
- (2.) Will the Government take the necessary steps to give the Health Board full power to act in the same manner as they do in England and several Continental Countries?

Mr.

Mr. James Watson answered,—

(1) Two additional members having been recently appointed to the Board of Health it is not considered necessary further to increase the number, and it is presumed that the Citizens are efficiently represented by His Worship the Mayor, who is Chairman of the Board.

(2) The Government are now considering the propriety of such a course as that suggested by the Honorable Member.

(5.) Works of Art purchased by the Government:—Mr. William Forster asked the Colonial Secretary,—When will the Return promised by him relative to Exhibits, Works of Art, and the like, purchased by the Government, be laid upon the Table?

Sir Henry Parkes answered,—These Returns would have been laid upon the Table before this if it had not been for my unavoidable absence from the business of my office. They will be produced next week.

[2. CONNECTION OF NORTHERN WITH SOUTHERN AND WESTERN RAILWAYS:—Mr. John Brown presented a Petition from Residents of Patrick's Plains, the Upper Hunter, Liverpool Plains, New England, Gwydir, Namoi, and other parts of the Northern and North-western Districts, praying the House to cause a thorough and exhaustive survey to be made of the country lying between Sydney and Singleton, with a view of ascertaining whether a shorter and more desirable route cannot be obtained than any of those at present proposed; and also praying that, pending such survey, no further steps be taken with reference to the Waratah-Homebush route.

Petition received.

3. LICENSING BILL:—Mr. Poole presented a Petition from Francis Abigail, Chairman of a Public Meeting of Citizens of Sydney, assembled in the Temperance Hall, suggesting certain amendments in this Bill; and praying the House to give such amendments earnest and careful consideration.

Petition received.

4. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY LAND SALE BILL:—Mr. Farnell, as Chairman, brought up the Report from, and laid upon the Table the Minutes of the Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 30th August, 1881; together with Appendix, and a copy of the Bill as agreed to by the Committee.

Ordered to be printed.

Mr. Farnell then moved, That the Bill be read a second time on Friday, 23rd September.

Question put and passed.

5. LICENSING BILL (No. 2):—The Order of the Day having been read,—Sir Henry Parkes moved, That this Bill be now read a second time.

Debate ensued.

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

Debate ensued.

Question put and passed.

Ordered, that the Debate be adjourned until Wednesday next.

6. CROWN LANDS PURCHASES VALIDATION BILL:—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. Hoskins, *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 legalize certain Conditional and other Purchases of Crown Land,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 8th September, 1881.

7. NAVIGATION LAW 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.

On motion of Mr. James 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 fifteen minutes before Eleven o'clock, until to-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 40.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 9 SEPTEMBER, 1881.

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

QUESTIONS :—

(1.) Compensation to Mr. J. J. Thompson, of Bukkulla :—Mr. Murray asked the Secretary for Lands,—Do the Government intend to compensate Mr. J. J. Thompson, of Bukkulla, for any loss he may have sustained through the cancellation of his conditional purchase and pre-lease?

Mr. Hoskins answered,—The case is still under consideration. It is deemed necessary to obtain reports from the different Officials who dealt with the conditional purchase before a decision is arrived at.

(2.) Court-house, Deniliquin :—Mr. Wilson asked the Secretary for Public Works,—Has any complaint been made by the Chief Justice, or any of the Judges, of the inadequacy of the accommodation at the Deniliquin Court-house; if so, has any report been furnished by the Colonial Architect with reference to it, and what is the tenor of such report?

Mr. Lackey answered,—I am not aware of any complaint having been made by the Chief Justice, or any of the Judges; but a Petition from the Magistrates, jurymen, &c., of Deniliquin, has been received through His Honor Judge Windeyer, pointing out the inadequacy of accommodation. No report has been furnished by the Colonial Architect, but a sum will be submitted, to provide a new Court-house, on the Estimates for 1882 for consideration by the Cabinet.

(3.) Crown-street Public School :—Mr. Melville asked the Colonial Secretary,—

(1.) How often, and for what periods, has Mrs. Bardwell obtained leave of absence since the first day of January, 1880?

(2.) By whom were Mrs. Bardwell's duties performed during her absence in the month of July, this year?

(3.) What is the rule concerning leave of absence with reference to the performance of Teachers duties and the payment of their salaries?

(4.) Has the usual rule been followed in Mrs. Bardwell's case?

(5.) What is the Inspector's report concerning complaints preferred against Mrs. Bardwell on account of the alleged clapping of hands and cheering by herself and her pupils on a certain occasion, and what action has the Minister taken in connection with this report?

(6.) What is the exact date of the last attendance of Mr. J. C. Fisher in his capacity as Singing Master at Crown-street Girls School?

(7.) What is the date of Mr. Fisher's letter of application for leave of absence on account of ill-health?

(8.) Did Mr. J. C. Fisher, in December last, verbally or otherwise report Mrs. Bardwell's conduct to the Head Master of the School, or the Under Secretary; and what instruction did Mr. Fisher verbally or otherwise receive?

(9.) What Schools did Mr. J. C. Fisher perform his usual duties in from 1st December, 1880, till 28th March, 1881; upon what date did he resume his duties, and in what Schools has he performed them?

Mr. James Watson answered,—Sir John Robertson desires me to state :—

(1.) Seven times—three in 1880, four in 1881, including the present. The periods were in 1880, two of two weeks each, one of a month. In 1881, two of one week each, one of two weeks, and her present leave—a month. All (duly certified) on account of illness.

(2.) By the Teachers then engaged in the School.

(3.) A copy of the rules will be laid upon the Table.

(4.)

(4.) In all the cases alluded to in answer to question No. 1. The Inspector under the Council of Education, or, after the passing of the Public Instruction Act, the Inspector, the District Inspector, and the Chief Inspector recommending the granting of such leave by the Minister under the rules.

(5.) The information will be found on pages 47 and 48 of the papers on the subject laid before Parliament.

(6.) I understand that Mr. Fisher states that the date of his last attendance was the 2nd December, 1880.

(7.) 2nd April, 1881. But Mr. Fisher had, I believe, been unable to attend for some days prior to that date.

(8.) I am told that Mr. Fisher states that he verbally reported Mrs. Bardwell's conduct to Mr. Rooney, but received no instruction in the matter. I also understand that he consulted the Under Secretary, as a friend, and that officer suggested that he might discontinue his visits to the Girls School at Crown-street for a short period, during which matters in dispute might be adjusted. Mr. Fisher would appear to have been unaware of the necessity of reporting the matter to the Inspector.

(9.) A Return will be supplied giving the information asked.

(4.) Fumigating Letter Bags:—Mr. Beyers asked the Postmaster General,—Have instructions been given for fumigating all bags containing letters and newspapers for the Country before leaving Sydney; if not, will he cause it to be done as a preventive against the spread of small-pox?

Mr. Suttor answered,—I have given considerable attention to this matter, and find that it is impossible to fumigate the letters unless each one is opened. The Honorable Member will see how impossible this is. I may add that I have asked the Colonial Treasurer to obtain a report from the Medical Board on this subject.

(5.) Eight-hour System of Labour on Railways:—Mr. Joseph P. Abbott asked the Secretary for Public Works,—

(1.) Is it a fact that the men in the Locomotive Department at Singleton and at Newcastle only work eight hours per day?

(2.) Is he aware that the men in the same department at Murrurundi have to work for nine hours per day?

(3.) Do the men at Murrurundi receive higher wages than those at Singleton or Newcastle?

Mr. Lackey answered,—

(1.) The mechanics work eight hours a day.

(2.) The same class of men at Murrurundi work eight hours. Pumpers, labourers, and waggon repairers, work nine hours.

(3.) Those who work nine hours are paid for that time.

2. PAPERS:—

Mr. James Watson laid upon the Table,—

(1.) Rules relating to Leave of Absence to Teachers under the Department of Public Instruction.

(2.) Further Correspondence respecting Vaccination.

(3.) Regulations, &c., respecting Small-pox.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Reports by District and other Surveyors as to the spread of Pine and other Scrubs.

Ordered to be printed.

3. LICENSING BILL (No. 2):—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

(1.) By Mr. T. R. Smith. From Residents of the District of Penrith, in Public Meeting assembled in the Temperance Hall.

(2.) By Mr. McLaughlin. From Residents of the District of the Hunter River.

(3.) By Mr. McLaughlin. From Residents of the District of Largs.

(4.) By Mr. McLaughlin. From Matrons and Spinsters resident in the District of Largs.

Petitions received.

4. MARSUPIALS:—Mr. Terry presented a Petition from Residents of Hargraves and adjacent Districts, alleging that they suffer great loss from the destruction of their crops and grass by marsupials; and praying the House to take the matter into consideration, with a view to relief.

Petition received.

5. GOVERNMENT PLANS AND LITHOGRAPHS (*Formal Motion*):—Mr. Murray moved, pursuant to Notice,—

(1.) That, in the opinion of this House, it is desirable that Agencies should be appointed in the City of Sydney and other large towns throughout the Colony for the sale of all Plans and Lithographs published by the Government.

(2.) That complete catalogues of the same should be prepared and circulated for the information of the public.

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

Question put and passed.

6. TECHNICAL EDUCATION (*Formal Motion*):—Mr. Martin moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the Report and Appendices on Technical Education in the Mechanics Institutes of New South Wales, submitted by the Committee of the Technical or Working Men's College of the Sydney Mechanics School of Arts for the consideration of the Honorable the Minister of Public Instruction; also copies of all letters (if any) from the Engineering Association on the same subject.

Question put and passed.

7. **DOWER ABOLITION BILL (Formal Motion)** :—Mr. Terry moved, pursuant to Notice, for leave to bring in a Bill to abolish Dower within a limited period.
Question put and passed.
8. **CATTLE SALE-YARDS ADDITIONAL LOAN BILL (Formal Motion)** :—
(1.) *Mr. James Watson*, for Sir Henry Parkes, moved, pursuant to Notice, for leave to bring in a Bill to enable the Municipal Council of Sydney to raise by Debentures the sum of £55,000 in addition to the sum of £25,000 authorized to be borrowed by the Sydney Corporation Act of 1879 for the establishment of Cattle Sale-yards, and to enlarge the time prescribed by the said Act for their erection.
Question put and passed.
(2.) *Mr. Watson* presented a Bill, intituled “*A Bill to enable the Municipal Council of Sydney to raise by Debentures the sum of Fifty-five Thousand Pounds in addition to the sum of Twenty-five Thousand Pounds authorized to be borrowed by the ‘Sydney Corporation Act of 1879’ for the establishment of Cattle Sale-yards and to enlarge the time prescribed by the said Act for their erection,*”—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
9. **JUSTICES APPEAL BILL** :—The Order of the Day having been read,—Mr. Joseph P. Abbott moved, That this Bill be now read a second time.
Debate ensued.
Question put.
The House divided.

Ayes, 39.

Mr. R. P. Abbott,	Mr. Melville,
Mr. Abigail,	Mr. Murray,
Mr. Andrews,	Mr. Pigott,
Mr. Brodribb,	Mr. Poole,
Mr. Carter,	Mr. Proctor,
Mr. H. C. Dangar,	Mr. Reid,
Mr. T. G. Dangar,	Mr. Roseby,
Mr. Day,	Mr. Rutledge,
Mr. Farnell,	Mr. Rytic,
Mr. Fawcett,	Mr. Slattery,
Mr. Fletcher,	Mr. R. B. Smith,
Mr. W. J. Foster,	Mr. T. B. Smith,
Mr. Fremlin,	Mr. Terry,
Mr. Garrard,	Mr. Trickett,
Mr. Garrett,	Mr. James Watson,
Mr. Hoskins,	Mr. Wisdom.
Mr. Jacob,	
Mr. Lackey,	<i>Tellers,</i>
Mr. G. A. Lloyd,	Mr. Joseph P. Abbott,
Mr. Loughnan,	Mr. Levien.
Mr. McLaughlin,	

Noes, 9.

Mr. Beyers,
Mr. Bodel,
Mr. Stephen Brown,
Mr. Cameron,
Mr. Davies,
Mr. Teece,
Mr. Withers.
<i>Tellers,</i>
Mr. Byrnes,
Mr. Campbell.

And so it was resolved in the affirmative.

Bill read a second time.

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

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

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

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

10. **LEGAL PRACTITIONERS 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,—

SATURDAY, 10 SEPTEMBER, 1881, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again on Friday, 30th September.

11. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Scrub Destruction on Crown Lands Bill; second reading ;—*until Friday, 30th September.*
(2.) Balmain Cemetery Bill (*as amended and agreed to in Select Committee*); second reading ;—*until Friday, 30th September.*
12. **MUNICIPAL BATHS SITE ACQUISITION BILL** :—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Garrett, discharged.
Ordered, that the Bill be withdrawn.
13. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Mr. Austin Forrest Wilshire; consideration in Committee of an Address to the Governor ;—*until Friday, 7th October.*
(2.) Crown-street Public School; adjourned Debate ;—*until Friday, 7th October.*
(3.) Vale of Clwydd Company's Incorporation Bill; consideration in Committee of the Whole of Legislative Council's amendments ;—*until Friday next.*
14. **NAVIGATION LAW AMENDMENT BILL** :—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.

Mr. Wisdom then moved, That the Title of the Bill be "*An Act to amend the Law relating to Unseaworthy Ships and the 'Navigation Act of 1871' and for other purposes.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Law relating to Unseaworthy Ships and the 'Navigation Act of 1871' and for other purposes,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 10th September, 1881, A.M.*

The House adjourned at twenty-two minutes after Twelve o'clock A.M., until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 41.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 13 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Applications for Mineral Leases:—Mr. Fletcher asked the Secretary for Mines,—

(1.) The names of all persons who have applied for the right to mine for coal, shale, and minerals other than gold, under the 26th and 28th sections of the Mining Act?

(2.) The area applied for by each party?

Sir Henry Parkes answered,—

(1.) No applications have been made under section 26. A Return of the names of all persons who have applied to mine for coal, shale, or minerals other than gold, will be laid upon the Table.

(2.) The area applied for is given in those cases in which it is specified in the application, or known in the office.

(2.) Small-pox:—*Mr. R. B. Smith*, for Mr. McLaughlin, asked the Colonial Treasurer,—

(1.) How many of the small-pox patients had been vaccinated, distinguishing those who had been recently vaccinated or re-vaccinated?

(2.) How many were unvaccinated?

(3.) How many deaths occurred among the vaccinated, distinguishing those who had been recently vaccinated?

(4.) How many deaths of the unvaccinated?

Mr. James Watson answered,—I have been unable to obtain sufficient particulars to enable me to answer the Honorable Gentleman's question in full, but I will give such information as I have been able to procure:—Prior to the 18th ultimo no accurate records are stated to be obtainable. From that date to the present time seventy-six persons (including patients) have been at the Station. Of these, sixty-eight persons had been already vaccinated, of whom fifty-five were re-vaccinated at the Station, and three persons were vaccinated there for the first time. Since 18th ultimo there have been two deaths. In the one case, the patient had not been vaccinated; in the other case, the fact of vaccination was doubtful.

(3.) Mrs. Bardwell:—*Mr. Melville* asked the Colonial Secretary,—

(1.) On what date did Mrs. Bardwell's examination take place upon which she received her certificate I B?

(2.) On what date did the Secretary of the Council of Education obtain the questions from the Examiner?

(3.) What were the marks for practical skill which Mrs. Bardwell received from the Inspector who examined her, and what was the classification corresponding with the work?

Sir Henry Parkes answered,—*Sir John Robertson* desires me to state:—

(1.) 3rd September, 1879.

(2.) On inquiry, *Mr. Examiner Forbes* states as follows:—"With respect to question No. 2, I desire to state that as no record was kept of the dates on which examination questions were submitted to the Secretary, the date in question cannot be given. My belief is that it was some time in June." *Mr. Wilkins*, who was Secretary to the Council, thinks it was at a later date.

(3.) *Mr. Gardiner*, the Chief Examiner, furnishes the following:—"Exceeding the mark 'Good,' Class I, section B."

(4.)

(4.) Blacksmiths employed in the Railway Department:—Mr. Garrard asked the Secretary for Public Works,—

- (1.) Is it true that owing to a press of work the blacksmiths in the Permanent Way Department, Redfern, were obliged to work two hours overtime each day from about 15th January to 31st March in this year?
- (2.) Did the men on or about the 31st March, by verbal or written petition, request that this overtime might cease or be modified?
- (3.) Is it true that from about the 14th of June to 31st August the men were again compelled to work two hours overtime each day?
- (4.) Did the men again complain, and suggest the employment of a night shift?
- (5.) Was a night shift started on the 5th instant?
- (6.) Was a letter received by the Department on the 8th instant from the Messrs. Hudson complaining that some of the men so started had recently left their employ?
- (7.) Were these men discharged from the Government Service owing to the Messrs. Hudson's complaint?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) Yes.
- (3.) Yes.
- (4.) Yes.
- (5.) Yes; but to be discontinued as early as possible, owing to the extra cost.
- (6.) No. Messrs. Hudson Brothers on the 5th instant furnished the names of the men who were out on strike from their establishment.
- (7.) No complaint was received.

(5.) Site for Railway Station, West Maitland:—Mr. Jacob asked the Secretary for Public Works,—What is the area of land in West Maitland purchased for Railway Station and other buildings from the Executors of the late John Skinner, Esq., the price per acre paid for same, and date of such purchase?

Mr. Lackey answered,—Area of land, 5 acres 2 roods 38½ perches; rate per acre, £261 6s.; date of purchase, 24th September, 1879.

(6.) Delivery of Powder from Goat Island Magazine:—Mr. Garrard asked the Colonial Treasurer,—Was there on the morning of 24th November, 1880, any delivery of powder from Goat Island Magazine for town or rail; if so, at what hour was the said powder delivered at Fort Macquarie and Darling Harbour respectively?

Mr. James Watson answered,—Yes; at Fort Macquarie, about 7.30 a.m.; and Darling Harbour, between 10 a.m. and noon.

(7.) Contracts of G. H. Royce & Co.:—Mr. Garrard asked the Secretary for Public Works,—When will the papers relating to the contracts of G. H. Royce & Co., which he promised on the 13th July, be laid upon the Table?

Mr. Lackey answered,—The papers will be laid upon the Table of the House in the course of a few days.

2. LICENSING BILL (No. 2):—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

- (1.) By Mr. R. B. Smith. From Residents of the Macleay District, in Public Meeting assembled in the Township of Gladstone.
- (2.) By Mr. W. J. Foster. From the Committee of the Lord's Day Observance Society.
- (3.) By Mr. Jacob, for Mr. Tarrant. From Robert Boyd, Mayor of the Municipal Council of Broughton Vale.
- (4.) By Mr. Jacob, for Mr. Tarrant. From Residents of the District of Wollongong, in Public Meeting assembled.
- (5.) By Dr. Ross. From Residents of the District of Molong.
- (6.) By Mr. Myers. From Residents of the District of Gullen.
- (7.) By Mr. Myers. From Matrons and Spinsters resident in the District of Gullen.
- (8.) By Mr. Tarrant. From Members of the Church of England.

Petitions received.

3. GALLERY OF ARTS:—Mr. W. J. Foster presented a Petition from the Committee of the Lord's Day Observance Society, praying the House to reject the proposal for opening the Gallery of Arts at the Botanical Gardens during certain hours of the Lord's Day.
Petition received.

4. ROYAL SOCIETY OF NEW SOUTH WALES INCORPORATION BILL:—Mr. Reid presented a Petition from Members of the Royal Society of New South Wales, praying for leave to bring in a Bill to incorporate a Society called "The Royal Society of New South Wales."

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

5. HENRY PYEMONT:—Mr. Terry presented a Petition from Henry Pyemont, alleging that he has been deprived, by the decision of Mr. Warden Morisset, of a Water Race and Water Right at Hill End; and praying the House to inquire into the matter.
Petition received.

6. PAPERS :—

Mr. James Watson laid upon the Table,—Correspondence between the Colonial Treasurer, the Agents of the steamship "Brisbane," Dr. Alleyne, and Dr. Foucart, and other Correspondence in connection with the said vessel.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return to an Order made on 22nd July, 1881,—“Cargo Gold Field Reserve.”

Ordered to be printed.

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

Debate ensued.

Question put and negatived.

8. BILLIARD AND BAGATELLE LICENSING BILL :—

(1.) The following Message from His Excellency the Governor was delivered by Sir Henry Parkes, and read by Mr. Speaker :—

AUGUSTUS LOFTUS,
Governor.

Message No. 15.

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 regulate the keeping of Billiard-tables and Bagatelle-boards.

Government House,

Sydney, 13th September, 1881.

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

(2.) Sir Henry Parkes presented a Bill, intituled “A Bill to regulate the keeping of Billiard-tables and Bagatelle-boards,”—which was read a first time.

Ordered to be printed, and read a second time on Wednesday, 21st September.

9. SUSPENSION OF CERTAIN RAILWAY OFFICIALS (*Formal Motion*) :—Mr. Abigail moved, pursuant to Notice,—

(1.) That there be laid upon the Table of this House copies of all minutes, papers, or other documents, having reference to the case where the Locomotive Engineer is said to have disobeyed the order of the Commissioner in not reinstating an engine-driver when instructed to do so.

(2.) The same in connection with the suspension and subsequent removal of such suspension of the Locomotive Overseer; also a copy of the minutes which it is stated will have the effect of preventing the like occurring again.

Question put and passed.

10. BINDA AND FISH RIVER ROAD (*Formal Motion*) :—Mr. Teece moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, Surveyors reports, minutes, documents, and other papers having reference to the Binda and Fish River Road and any proposed deviation therein.

Question put and passed.

11. PETITION OF MR. E. W. RUDDER :—Mr. R. B. Smith moved, pursuant to Notice, That the Report from the Select Committee on the Petition of Mr. E. W. Rudder, brought up on the 9th July, 1880, be adopted.

Debate ensued.

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

Question put.

The House divided.

Ayes, 11.

Mr. Andrews,
Mr. Burns,
Mr. Combes,
Mr. William Forster,
Mr. Garvan,
Mr. Melville,
Mr. O'Connor,
Dr. Ross,
Mr. R. B. Smith.

Tellers,

Mr. Fremlin,
Mr. Slattery.

Noes, 37.

Mr. Abigail,	Mr. Lackey,
Mr. Bodel,	Mr. Martin,
Mr. Brodribb,	Mr. McElhonn,
Mr. Byrnes,	Sir Henry Parkes,
Mr. Cass,	Mr. Poole,
Mr. Henry Clarke,	Mr. Proctor,
Mr. William Clarke,	Dr. Renwick,
Mr. Davies,	Mr. Rosoby,
Mr. Day,	Mr. Rutledge,
Mr. Fawcett,	Mr. Ryrie,
Mr. Fitzpatrick,	Mr. See,
Mr. Garrard,	Mr. Terry,
Mr. Garrett,	Mr. James Watson,
Mr. Henson,	Mr. Wisdom,
Mr. Hezlet,	Mr. Young.
Mr. Holborow,	Tellers,
Mr. Hoskins,	Mr. Bruncker,
Mr. Jacob,	Mr. Carter.
Mr. Kerr,	
Mr. Kidd,	

And so it passed in the negative.

Original Question again proposed.

Debate continued.

Question put and negatived.

12. CONSERVATION OF WATER IN COUNTRY DISTRICTS :—Mr. Bodel moved, pursuant to Notice, That this House will, on Tuesday 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 1882 the sum of £25,000 for the purpose of Conservation of Water in the Country Districts.

Debate ensued,

Question

Question put.
The House divided.

Ayes, 10.

Mr. William Clarke,
Mr. Copeland,
Mr. William Forster,
Mr. Fremlin,
Mr. Melville,
Dr. Ross,
Mr. Slattery,
Mr. R. B. Smith.

Tellers,

Mr. Bodel,
Mr. O'Connor.

Noes 41.

Mr. Andrews, Mr. Brodribb, Mr. Brunker, Mr. Burns, Mr. Byrnes, Mr. Cass, Mr. Henry Clarke, Mr. Combes, Mr. Davies, Mr. Fawcett, Mr. Fitzpatrick, Mr. Fletcher, Mr. W. J. Foster, Mr. Fullford, Mr. Garrard, Mr. Garrett, Mr. Hezlet, Mr. Holborow, Mr. Hoskins, Mr. Jacob, Mr. Kerr, Mr. Kidd,	Mr. Lackey, Mr. Levien, Mr. Martin, Mr. Myers, Sir Henry Parkes, Mr. Poole, Mr. Proctor, Mr. Reid, Dr. Renwick, Mr. Rutledge, Mr. Rylie, Mr. See, Mr. Tarrant, Mr. Tecce, Mr. James Watson, Mr. Wisdom, Mr. Young.
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Tellers,

Mr. Day,
Mr. Garvan.

And so it passed in the negative.

13. GALLERY OF ARTS:—Mr. Copeland moved, pursuant to Notice,—

(1.) Having in view the large attendance of Sunday visitors at the Museum and Public Library, this House is of opinion that it is desirable to open the Gallery of Arts at the Botanical Gardens from 2 to 5 p.m. on Sundays in future.

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

Debate ensued.

Question put.

The House divided.

Ayes, 23.

Mr. Brodribb, Mr. Burdekin, Mr. Combes, Mr. Day, Mr. Farnell, Mr. Fawcett, Mr. Fitzpatrick, Mr. William Forster, Mr. Garvan, Mr. Holborow, Mr. Hoskins, Mr. Jacob, Mr. Levien, Mr. O'Connor,	Mr. Proctor, Mr. Reid, Dr. Ross, Mr. Slattery, Mr. Teece, Mr. Wisdom, Mr. Young, <i>Tellers,</i> Mr. McLaughlin, Mr. Copeland.
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Noes, 26.

Mr. Abigail, Mr. Andrews, Mr. Brunker, Mr. Byrnes, Mr. Carter, Mr. Henry Clarke, Mr. Davies, Mr. Fergusson, Mr. Fletcher, Mr. W. J. Foster, Mr. Fullford, Mr. Garrard, Mr. Henson, Mr. Hezlet,	Mr. Kerr, Mr. Martin, Mr. Melville, Mr. Poole, Dr. Renwick, Mr. Roseby, Mr. Rutledge, Mr. Rylie, Mr. See, Mr. James Watson, <i>Tellers,</i> Mr. William Clarke, Mr. Kidd.
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And so it passed in the negative.

14. RAILWAY FREIGHT ON FARM PRODUCE:—Mr. William Clarke moved, pursuant to Notice,—

(1.) That, in the opinion of this House, the rate of Railway Freight on Farm Produce should not exceed three farthings per ton per mile.

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

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

Debate ensued.

Question put and passed.

Ordered, that the Debate be adjourned until Tuesday, 27th September.

15. JUSTICES APPEAL BILL:—The Order of the Day having been read,—Mr. Brunker moved, That this Bill be now read a third time.

Question put and passed.

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

Mr. Brunker then moved, That the Title of the Bill be "*An Act to improve the Administration of the Law so far as respects Summary Proceedings before Justices of the Peace.*"

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 improve the Administration of the Law so far as respects Summary Proceedings before Justices of the Peace,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 13th September, 1831.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 42.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 14 SEPTEMBER, 1881.

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

QUESTIONS :—

- (1.) Inverell Court-house :—*Mr. Davies*, for *Mr. Murray*, asked the Secretary for Public Works,—
- (1.) Have the Government been informed of the complaints made by *Mr. District Court Judge Murray* at the last Quarter Sessions of the want of accommodation afforded by the Inverell Court-house ?
 - (2.) Will the Colonial Architect be instructed to prepare plans for enlarging this building, so as to afford sufficient accommodation for Magistrates, jurors, and witnesses ?

Mr. Lackey answered,—

- (1.) Yes.
 - (2.) A plan for providing increased accommodation for Magistrates, jurors, and witnesses, is nearly completed, and tenders for the work will be invited in the course of a few days.
- (2.) Over-head Railway Bridge, Parramatta :—*Mr. Jacob*, for *Mr. Byrnes*, asked the Secretary for Public Works,—When will the Over-head Passenger Bridge be commenced at the Parramatta Railway Station ?

Mr. Lackey answered,—A notice, inviting tenders for this work, will be issued to-day.

- (3.) George Tucker, *alias* Osborne :—*Dr. Ross* asked the Colonial Secretary,—
- (1.) Is it true that one George Tucker, *alias* Osborne, was convicted at the Bathurst Assizes in October, 1880, for sheep stealing, and sentenced to three years imprisonment ; if so, how long was he confined in gaol ?
 - (2.) Is it true that he has recently been discharged ?
 - (3.) Will he say when, and for what reason, he was so discharged before the completion of the sentence ?

Sir Henry Parkes answered,—The following information has been supplied by the Department of the Minister of Justice :—

- (1.) Yes ; he was convicted on the 25th of October, 1880, and was released after he had been confined in gaol 139 days.
- (2.) Yes.
- (3.) His release was ordered on the 12th of March last, upon urgent representations as to his dying condition.

2. PAPERS :—

Sir Henry Parkes laid upon the Table,—

- (1.) Notification of Resumption of Land at Buchanan, under the Lands for Public Purposes Acquisition Act.
 - (2.) Notification of Resumption of Land at Caergwrie and Thalaba, under the same Act.
 - (3.) Annual Report on the Nautical School Ship "Vernon," being for the year 1881.
- Ordered to be printed.

Mr. Lackey laid upon the Table,—

- (1.) Return showing the amounts voted during the last five years for Roads Blayney to Grenfell, and Grenfell to Forbes and Young.
 - (2.) Return to an Order made on 25th August, 1881,—“ Colonial Architect's Department.”
- Ordered to be printed.

3. LICENSING BILL (No. 2):—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—
- (1.) By Mr. Trickett. From the Municipal Council of the Borough of Waverley.
 - (2.) By Mr. Roseby. From Residents of the District of Merimbula.
 - (3.) By Mr. Murray. From Residents of the District of Cope's Creek.
 - (4.) By Mr. Murray. From Matrons and Spinsters resident in the District of Cope's Creek.
 - (5.) By Mr. Teece. From Matrons and Spinsters resident in the District of Goulburn.
 - (6.) By Mr. Bodel. From Residents of the District of Parkes.
 - (7.) By Mr. Bodel. From Matrons and Spinsters resident in the District of Parkes.
 - (8.) By Mr. Purves. From Residents of the District of Woodford Island, Clarence River, in Public Meeting assembled.
 - (9.) By Mr. Purves. From Residents of the District of Chatsworth Island.
- Petitions received.
4. INSTITUTE OF SURVEYORS INCORPORATION BILL:—Mr. Trickett presented a Petition from certain Surveyors practising in Sydney, praying the House not to pass this Bill.
Petition received.
5. DEDICATED CROWN LANDS RESUMPTION BILL (*Formal Motion*):—Mr. Hoskins moved, pursuant to Notice, for leave to bring in a Bill to authorize the Resumption of certain Dedicated Crown Lands.
Question put and passed.
6. ROYAL SOCIETY OF NEW SOUTH WALES INCORPORATION BILL (*Formal Motion*):—Mr. Reid moved, pursuant to Notice, for leave to bring in a Bill to incorporate a Society called "The Royal Society of New South Wales."
Question put and passed.
7. MINERAL LEASES AT WINGEN HELD BY MESSRS. MOORE & Co. (*Formal Motion*):—Mr. Davies, for Mr. Carter, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all further documents relating to the cancellation of Mineral Leases Nos. 90 and 91, Wingen, District of Scone.
Question put and passed.
8. RELEASE OF ISABELLA O'BRIEN FROM DARLINGHURST GAOL (*Formal Motion*):—Mr. Tarrant 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, Executive Minutes, and other documents, in connection with the release of Isabella O'Brien from Darlinghurst Gaol.
Question put and passed.
9. STEAMSHIP "BRISBANE" (*Formal Motion*):—Mr. Tarrant 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 Executive Minutes in connection with the recent visit of the s.s. "Brisbane" to this Port.
Question put and passed.
10. BARRISTERS ADMISSION BILL (*Formal Motion*):—Mr. Slattery moved, pursuant to Notice, for leave to bring in a Bill to amend the Acts to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales.
Question put and passed.
11. ROYAL SOCIETY OF NEW SOUTH WALES INCORPORATION BILL:—Mr. Reid 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 Society called 'The Royal Society of New South Wales,'*"—read a first time.
12. BARRISTERS ADMISSION BILL:—Mr. Slattery presented a Bill, intituled "*A Bill to amend the Acts to regulate the admission in certain cases of Barristers of the Supreme Court of New South Wales,*"—which was read a first time.
Ordered to be printed, and read a second time on Friday, 14th October.
13. DEDICATED CROWN LANDS RESUMPTION BILL:—Mr. Hoskins presented a Bill, intituled "*A Bill to authorize the Resumption of certain Dedicated Crown Lands,*"—which was read a first time.
Ordered to be printed, and read a second time on Wednesday next.
14. LICENSING BILL (No. 2):—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. William Forster moved, That this Debate be now adjourned.
Question put and passed.
Ordered, that the Debate be adjourned until to-morrow.
15. CRIMINAL LAW AMENDMENT BILL:—Mr. Speaker reported the following Message from the Legislative Council:—
- MR. SPEAKER,
The Legislative Council having this day passed a Bill, intituled "*An Act to consolidate and amend in certain respects the Criminal Law,*"—presents the same to the Legislative Assembly for its concurrence.
Legislative Council Chamber,
Sydney, 14th September, 1881.
- JOHN HAY,
President.
- Bill, on motion of Mr. Wisdom, read a first time.
Ordered to be printed, and read a second time on Wednesday next.

The House adjourned at fifteen 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.

THURSDAY, 15 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) New Gaol at Forbes:—Mr. Bodel asked the Secretary for Public Works,—When will a commencement be made in the erection of the new Gaol at Forbes?

Mr. Lackey answered,—No vote has yet been taken for a new Gaol at Forbes, but the cost of the work will be submitted with the Estimates for the consideration of the Government.

(2.) Railway Rails:—Mr. Joseph P. Abbott, for Mr. Reid, asked the Secretary for Public Works,—

(1.) The average price approximately of iron rails in England based on the prices of the past ten years?

(2.) The price of English iron rails delivered in Sydney on the basis of latest advices?

(3.) The lowest price paid for iron rails manufactured in the Colony?

(4.) The price of English steel rails delivered in Sydney on the basis of latest advices?

Mr. Lackey answered,—

(1.) The average price, free on board at British Ports, has been £7 9s. per ton; with freight and charges added for delivery at Redfern, the price would have been £9 per ton.

(2.) £8 3s. 3d. per ton, delivered in Sydney.

(3.) No Railway rails admitting of a comparison being made have been manufactured in the Colony. The lowest price for Tramway rails, which are rolled to a more expensive section, has been £9 10s. per ton. Steel rails to the same section, ordered from England, will also cost £9 10s. per ton.

(4.) For Railway rails, from £7 5s. to £7 10s. per ton.

(3.) Bridge over Ghinni Ghinni Creek, Manning River:—Mr. Davies, for Mr. R. B. Smith, asked the Secretary for Public Works,—

(1.) Will he say what is the cause of delay in inviting tenders for the construction of a Bridge over Ghinni Ghinni Creek, Manning River, for which money was voted last Parliament?

(2.) When will tenders be invited?

Mr. Lackey answered,—

(1.) The delay has been caused through pressure of other important works.

(2.) Tenders will be invited in the course of five or six weeks time.

(4.) Public Wharf at Moreton's Creek, Hastings River:—Mr. Davies, for Mr. R. B. Smith, asked the Secretary for Public Works,—When will tenders be invited for the construction of a Public Wharf at Moreton's Creek, Hastings River, for which money was voted by the last Parliament?

Mr. Lackey answered,—Tenders for this work will be invited in about three weeks time.

(5.) Prince Alfred Hospital Sewer:—Mr. Tarrant asked the Secretary for Public Works,—

(1.) What was the amount of money voted by this House for the construction of the Prince Alfred Hospital Sewer?

(2.) What amount has been expended in its construction, including salaries of all officials and other persons connected therewith, to the present date?

(3.) What was the amount of the first tender accepted for this work?

(4.) Did he complete the terms of his contract, or if released from it, upon what grounds?

(5.) What was the amount of the second tender, if any; and has it been accepted by the Department?

(6.) What will be the total cost of this Sewer when complete?

Mr.

Mr. Lackey answered,—

- (1.) £5,000 (five thousand pounds).
- (2.) £6,527 13s. 6d. (six thousand five hundred and twenty-seven pounds thirteen shillings and six pence).
- (3.) £7,669 9s. 3d. (seven thousand six hundred and sixty-nine pounds nine shillings and three pence).
- (4.) Contractor did not complete his contract. The contract was determined by the Minister on the grounds of insufficient progress of the works and breach of contract.
- (5.) £10,000, accepted by Department.
- (6.) Estimated at about £12,000.

(6.) Parramatta Court-house :—Mr. Byrnes asked the Secretary for Public Works,—Has any complaint been made by any of the District Court Judges of the insufficiency and inconvenience of the accommodation at the Parramatta Court-house; if so, is it his intention to place a sum of money upon the Estimates for 1881 for the purpose of making the necessary improvements?

Mr. Lackey answered,—Such complaints have been made; and plans have been prepared for increasing the accommodation and erection of a new Lock-up. The cost of these works will be considered in preparing the next Estimates.

2. LICENSING BILL (No. 2) :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

- (1.) By Mr. Combes. From Matrons and Spinsters, residents of O'Connell Plains, in the District of Bathurst.
- (2.) By Mr. Combes. From Residents of O'Connell Plains, in Public Meeting assembled in the Temperance Hall.
- (3.) By Mr. R. B. Smith. From Matrons and Spinsters resident in the District of Macleay River.
- (4.) By Mr. R. B. Smith. From Residents of the District of Macleay River.
- (5.) By Mr. Garrard. From Matrons and Spinsters resident in the District of Balmain.
- (6.) By Mr. Young. From Residents of the Manning River District.
- (7.) By Mr. Young. From Matrons and Spinsters resident in the Manning River District.
- (8.) By Mr. Pigott. From persons residing in and around the Borough of Marrickville.
- (9.) By Mr. Davies. From Residents of the District of Sydney West.
- (10.) By Mr. Davies. From Matrons and Spinsters, Residents of Waterloo, Botany Road, and surrounding neighbourhood.

Petitions received.

3. LICENSING BILL (No. 2) :—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. Pigott moved, That this Debate be now adjourned.

Debate ensued.

Question put and passed.

Ordered (*with the unanimous consent of the House*), that the Debate be adjourned until to-morrow, and take precedence of General Business.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Hospitals Acts Amendment Bill :—

MR. SPEAKER,

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated the 10th August last, in reference to the Hospitals Acts Amendment Bill, does not insist upon its amendments disagreed to by the Assembly.

*Legislative Council Chamber,
Sydney, 15th September, 1881.*

JOHN HAY,
President.

(2.) Parliamentary Evidence Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide for the summoning attendance and examination of Witnesses before either House of Parliament or any Committee thereof*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 15th September, 1881.*

JOHN HAY,
President.

PARLIAMENTARY EVIDENCE BILL.

Schedule of the Amendments referred to in Message of 15th September, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1. At end of clause add " 'President' means the President of the Legislative Council and 'Speaker' means the Speaker of the Legislative Assembly."

Page

Page 2, clause 5. *Omit clause 5 insert the following new clause :—*

“ 5. If any witness so summoned shall fail to attend and give evidence in obedience to the orders served upon him it shall be lawful for the President or the Speaker as the case may be upon being satisfied of the failure of such witness so to attend and that his non-attendance is without just cause or reasonable excuse to certify such facts under his hand and seal to a Judge of the Supreme Court according to the form in the First Schedule hereto or to the like effect And upon such certificate any such Judge shall issue his warrant for the apprehension of the person named in such certificate for the purpose of bringing him before the Council Assembly or Committee to give evidence And such warrant shall be in the form in the Second Schedule hereto or to the like effect and shall be a sufficient authority for all persons acting thereunder to apprehend the person named in such warrant and to retain him in custody to the intent that he may from time to time be produced for the purpose of giving evidence or be remanded and finally be discharged from custody pursuant to any order under the hand and seal of the President or Speaker as the case may be And every such order shall be a sufficient warrant for all persons acting thereunder.”

Penalty for non-attendance of witness.

Page 2. At end of Bill *add* the following two Schedules :—

“ FIRST SCHEDULE.

“ *Form of Certificate.*

“ To His Honor

“ In the matter of the ‘ Parliamentary Evidence Act 1881 ’ and A.B. of

“ This is to certify to your Honor that it hath been made to appear to me that the said A.B. has been duly summoned to attend and give evidence before the pursuant to the ‘ Parliamentary Evidence Act 1881 ’ and that the said A.B. has failed to appear and that his non-appearance is without just cause or reasonable excuse.

“ Given under my hand and seal at this day of in the year of our Lord one thousand eight hundred and

“ President of the Legislative Council

“ or

“ Speaker of the Legislative Assembly
“ (as the case may be).”

“ SECOND SCHEDULE.

“ *Form of Judge’s Warrant.*

“ In the Supreme Court of }
New South Wales. }

“ In the matter of the ‘ Parliamentary Evidence Act 1881 ’ and

“ To the Sheriff of New South Wales his Deputy and Assistants and to all Constables and other Her Majesty’s Officers and Ministers of the Peace whom it may concern

“ Whereas it hath this day been certified under the hand of* that of has been duly summoned to attend and give evidence before the pursuant to the ‘ Parliamentary Evidence Act 1881 ’ but hath failed to appear

“ This is to require you forthwith to apprehend the said and to detain him in custody for the purpose of being brought before to give evidence and there to obey all further orders under the hand of the* or for his remand or for his final discharge from custody.

“ Given under my hand and seal at aforesaid this day of
“ in the year of our Lord one thousand eight hundred and

“ A Judge of the Supreme Court of New South Wales.”

* President or Speaker (as the case may be).

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration 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. 44.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 16 SEPTEMBER, 1881.

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

QUESTIONS :—

- (1.) Pastures and Stock Protection Act :—Mr. Copeland asked the Secretary for Mines,—
- (1.) The amount of money raised by local taxation under the Pastures and Stock Protection Act in each of the districts since the passing of the Act?
 - (2.) The amount expended in each district, with the number and kind of animals destroyed?
 - (3.) Whether any of the Boards have expressed desire for amendments in the Act so as to give power to raise additional rates; and if so, which of them?
 - (4.) Will the Government consider the advisableness of placing £10,000 or such other sum on the Estimates as will subsidize the local rates to the extent of pound for pound?

Mr. Suttor answered,—

- (1, 2, and 3.) I will presently lay upon the Table of the House a Return giving the information required by these questions.
 - (4.) The matter is now under the consideration of the Government.
- (2.) Public Works in Electorate of Wentworth :—Mr. Brodribb asked the Secretary for Public Works,—Is it the intention of the Government to place a sum of money on the Estimates for the year 1882,—
- (1.) For the purpose of using the Diamond Drill in boring for water at the Mount Poole Gold Fields?
 - (2.) For the erection of a Bridge, or a Pontoon Bridge, over the Darling at Wentworth?
 - (3.) For the erection of a Bridge, or a Pontoon Bridge, over the Darling at Wilcannia?
 - (4.) For snagging the Murray River between Hay and Wentworth?

Mr. Lackey answered,—These matters will be taken into consideration when the Estimates are before the Cabinet.

- (3.) Small-pox :—Mr. Davies, for Mr. W. J. Foster, asked the Colonial Treasurer,—
- (1.) Have the Government prevented the owner of an infected house isolated under Quarantine Regulations from entering that house?
 - (2.) Have the Government compelled the removal of healthy persons from an infected house so isolated to premises which are not infected; and if not, is it their intention to ask authority from Parliament to enable them to do so?
 - (3.) How many healthy persons have been detained or allowed to remain in quarantine in infected houses in the City of Sydney for periods exceeding a week, and what is the longest period during which they have been so detained or allowed to remain?
 - (4.) How many of such healthy persons have taken the disease of small-pox whilst in such infected houses?
 - (5.) How many of such persons have succumbed to the disease?

Mr. James Watson answered,—

- (1.) Where any premises have been quarantined on account of a small-pox patient having been found therein, all persons are prohibited from entering such premises.
- (2.) Where persons presumed healthy have been removed from an infected house to isolated premises, such removal has been made with their own consent, not otherwise.
- (3.) 174 persons; the detention in every case exceeding a week; the longest detention being the case of On Chong, fifty-five days.
- (4.) Fifteen.
- (5.) One.

(4.)

(4.) Electorate of Wentworth:—Mr. Brodribb asked the Secretary for Lands,—When will the information asked for on the 22nd July, stating the sale of land by auction, by conditional purchase, rents of lands, and all other sources per year from 1861 up to 31st December, 1880, be laid upon the Table?

Mr. Hoskins answered,—I will to-day lay upon the Table of the House a Return showing the sales by auction and in virtue of improvements, and the rental derived from pre-emptive leases. The receipts in connection with conditional purchases will be supplied when obtained from the Treasury. The Return required being one relating to revenue should properly be wholly obtained from the Treasury.

(5.) Expenditure in Electorate of Wentworth:—Mr. Brodribb asked the Secretary for Public Works,—When will the information asked for on the 26th August last of all moneys voted and spent in the Wentworth Electorate from 1861 up to 1880 be laid upon the Table?

Mr. Lackey answered,—A Return of the information referred to by the Honorable Member is being prepared, and will be completed in the course of a few days.

(6.) Tanks for Court-house and Police Buildings at Pilliga:—Mr. T. G. Dangar asked the Secretary for Public Works,—Is it intended to make any provision for a Tank or Well for the use of the Court-house and Police Buildings at Pilliga?

Mr. Lackey answered,—A tender has been accepted for the supply of four 400-gallon iron tanks for these buildings.

(7.) Sydney Municipal Cattle Sale-yards:—*Dr. Ross*, for Mr. Myers, asked the Colonial Secretary,—

(1.) What will be the probable total cost of the Sydney Municipal Cattle Sale-yards now being erected at Homebush?

(2.) What is the amount of dues proposed to be charged per head on cattle, sheep, horses, pigs, &c.; and who will have to pay such dues?

(3.) In which way is it intended to appropriate the revenue derived from such Sale-yards?

Sir Henry Parkes answered,—

(1.) I am informed that the probable cost will be about £60,000.

(2.) It is proposed, I understand, to charge dues according to the "maximum scale" set forth in Schedule G to the "Sydney Corporation Act of 1879."

(3.) The revenue will be appropriated in the manner provided by section 137 of the same Act

(8.) Recreation Ground for Macdonald Town:—Mr. Stephen Brown asked the Colonial Secretary,—

(1.) Have the Government arrived at any decision with respect to the application of the Municipal Council of Macdonald Town that a parcel of land should be purchased as a Park or Recreation Ground for the inhabitants?

(2.) Seeing that the available land within the Municipality is being rapidly disposed of, would the Government as early as possible come to such decision?

Sir Henry Parkes answered,—I hope to get this matter settled, perhaps, within a month. The whole thing is excessively troublesome, as I have repeatedly had occasion to state.

(9.) Vote for Exploration of Caves:—*Mr. Burns*, for Mr. William Forster, asked the Colonial Secretary,—Can the Government give the House any information about certain money voted for scientific purposes, with special reference to the exploration of caves containing relics of extinct races of animals, and to the collection of specimens and remains of extinct or existing Australian fishes?

Sir Henry Parkes answered,—Sir John Robertson desires me to state as follows:—The sum voted for 1881 for this purpose (£600) is intact, and the business remains in the hands of the Trustees of the Australian Museum, who are understood to have made certain arrangements in connection therewith.

(10.) Charges made by Mr. John Roche Ardill against Officers of the Lands Department:—*Dr. Ross* asked the Secretary for Lands,—Has one John Roche Ardill, a Licensed Surveyor of this Colony, laid any charges against any officer or officers of the Lands Department; and if so, will the Minister for Lands lay copies of such charges upon the Table of this House?

Mr. Hoskins answered,—Yes. Copies will be laid upon the Table of the House so soon as they can be prepared, that is if the Honorable Member wishes it; but I may say that the papers contain scandalous and abusive letters addressed to the Surveyor General, most unjustifiably.

2. LICENSING BILL (No. 2):—Mr. Henson presented a Petition from Matrons and Spinsters resident in the District of Burwood, in favour of this Bill, but suggesting certain amendments therein. Petition received.

3. PAPERS:—

Mr. Suttor laid upon the Table,—

(1.) Returns in connection with the Pastures and Stock Protection Act.

(2.) Return showing the names of Applicants for the right to mine for coal, shale, and minerals other than gold, under the 28th section of the Mining Act of 1874, and the area applied for by each party.

(3.) Return to an Order made on 12th August, 1881,—“Billabong Gold Fields.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Application for pecuniary assistance from the Sister of the late Dr. Ludwig Leichhardt.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return (*in part*) of moneys received from the Wentworth Electorate for the sale of land by auction, by conditional purchase, rents of lands, and all other sources, per year, from 1861 to 31st December, 1880.

Ordered to be printed.

4. RECLAMATION OF LAND AT RUSHCUTTER'S BAY (*Formal Motion*):—Mr. Tarrant moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers, reports, correspondence, and any other documents relating to the reclamation of the land in the neighbourhood of Rushcutter's Bay; the complaints, if any, in respect of it, and the compensation asked by either leasehold or freehold proprietors in the vicinity.
Question put and passed.
5. THE CASE OF CONSTABLE MULQUINN (*Formal Motion*):—*Mr. Jacob*, for Mr. Levien, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers connected with the inquiry into the conduct of Constable Mulquinn towards Sir George Innes on the occasion of the laying of the Foundation Stone of the Queen's Statue.
Question put and passed.
6. ROYAL SOCIETY OF NEW SOUTH WALES INCORPORATION BILL (*Formal Motion*):—Mr. Reid moved, pursuant to Notice,—
(1.) That the Royal Society of New South Wales Incorporation Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.
(2.) That such Committee consist of Mr. Russell Barton, Mr. Brodribb, Mr. Burns, Mr. William Forster, Mr. Hay, Sir Patrick Jennings, Mr. Jacob, Mr. Kerr, and the Mover.
Question put and passed.
7. LICENSING BILL (No. 2):—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.

And the House continuing to sit till after Midnight,—

SATURDAY, 17 SEPTEMBER, 1881, A.M.

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

The House divided.

Ayes, 54.

Mr. Joseph P. Abbott,	Mr. Hoskins,
Mr. Abigail,	Mr. Lackey,
Mr. Andrews,	Mr. Martin,
Mr. Badgery,	Mr. Melville,
Mr. Beyers,	Mr. Murray,
Mr. Burdekin,	Mr. Myers,
Mr. Burns,	Sir Henry Parkes,
Mr. Byrnes,	Mr. Pigott,
Mr. Cameron,	Mr. Poole,
Mr. Campbell,	Mr. Proctor,
Mr. Carter,	Mr. Purves,
Mr. Cass,	Dr. Renwick,
Mr. Henry Clarke,	Mr. Roseby,
Mr. Copeland,	Mr. See,
Mr. H. C. Dangar,	Mr. T. R. Smith,
Mr. T. G. Dangar,	Mr. Suttor,
Mr. Davies,	Mr. Tarrant,
Mr. Day,	Mr. Teece,
Mr. Dillon,	Mr. Trickett,
Mr. Fawcett,	Mr. James Watson,
Mr. Fergusson,	Mr. Wilkinson,
Mr. Fullford,	Mr. Wisdom,
Mr. Garrard,	Mr. Withers,
Mr. Garrett,	Mr. Young.
Mr. Garvan,	<i>Tellers,</i>
Mr. Henson,	Mr. William Clarke,
Mr. Hezlet,	Mr. Kidd.
Mr. Holborow,	

Noes, 5.

Mr. Buchanan,
Mr. Fitzpatrick,
Mr. O'Connor.
<i>Tellers,</i>
Mr. Slattery,
Mr. McLaughlin.

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.

8. POSTPONEMENT:—The Order of the Day for the second reading of the Railway Debt Reduction Bill postponed until Friday, 21st October.

The House adjourned at five minutes after One o'clock A.M., until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 45.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 20 SEPTEMBER, 1881.

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

QUESTIONS :—

- (1.) Sewerage of the City and Suburbs :—Mr. Trickett asked the Secretary for Public Works,—
- (1.) Has the promise of the Department, made some months ago, "that tenders would be called within a few weeks for the construction of part of the Bondi Main Sewer, in connection with the Sydney Sewerage Scheme," been carried out?
 - (2.) How far has the design for this Sewer progressed?
 - (3.) When will the Department be ready to call for tenders for this portion of the work, or the entire of the Main Sewer?
 - (4.) According to the progress hitherto made, when will the whole scheme as recommended by the late Mr. Clark be carried out?
- Mr. Lackey answered,—
- (1.) Owing to the absence of the Engineer-in-Chief some delay has taken place in calling for tenders.
 - (2.) Survey, staking out, and levelling of the whole line have been completed, and borings taken. Detail survey and soundings off Bondi Cliffs have also been completed. For a length of 1 mile the working drawings and specifications are nearly completed. For other portions in the City, survey has been made, levels taken, and designs are being prepared.
 - (3.) Tenders may be called for the mile before mentioned in five or six weeks.
 - (4.) The progress made hitherto is no criterion for the future. Until the work is further advanced it will be impossible to state when the whole scheme will be completed.
- (2.) Sewerage of the City and Suburbs :—Dr. Renwick asked the Secretary for Public Works,—
- (1.) Referring to the late Mr. Clark's Report on Sydney Drainage, 19th July, 1877,—Have any, and what, steps been decided on, as therein recommended (page 26), to undertake the survey of the entire area of the City of Sydney and Suburbs (the scale of the plan 40 feet to 1 inch, similar to City plans)?
 - (2.) What is the estimated cost of the survey so recommended?
 - (3.) Would not the plans obtained by such a survey, if properly conducted and of reliable character, save the expense of the surveys now made independently by different branches of the service?
 - (4.) Are not all Ordnance Plans for city work in England thus prepared?
 - (5.) Is the Minister aware that the survey thus recommended by Mr. Clark in regard to the City of Adelaide has already been completed?
 - (6.) Have any, and what, recommendations on this subject been submitted by the Surveyor General, the Engineer for Railways, or other Heads of Departments?
 - (7.) Is it the intention of the Government to place a sum on the Estimates for the performance of this important public work?
- Mr. Lackey answered,—
- (1.) The surveys required for the prosecution of the Main Sewerage Works are complete up to present requirements, and no difficulty will be experienced in keeping them so. The object of Mr. Clark's report has been kept in view so far as these surveys have gone, and the scale adopted is the one recommended.
 - (2.) The estimated cost of the whole survey recommended by Mr. Clark has not yet been gone into, but it would probably amount to some £47,000; the cost will depend on the degree of accuracy aimed at in detail.
 - (3.) Yes; this is the principle upon which the general survey of the City and Suburbs has been commenced, and it is based on triangulation.
 - (4.) Yes.
- (5.)

- (5.) Yes, but the survey of Adelaide was a trifling matter compared with that of Sydney.
- (6.) Yes. The Surveyor General brought the subject under notice, but since doing so all his available staff have been employed on other work.
- (7.) It is the intention of the Government to provide the amount necessary for this work.
- (3.) Steam Launches :—Mr. Abigail asked the Colonial Treasurer,—
- (1.) How many Steam Launches have the Marine Board under their control?
 - (2.) Their names, and the number of men they have as crew?
 - (3.) Is it true that one, and often two of these launches are used as pleasure boats, cruising about the harbour every Sunday?
 - (4.) If true, who uses them; and by whose authority are they so used?
 - (5.) Is it a regular part of the men's duty to go out on these Sunday pleasure trips, or are they paid extra for Sunday work?
- Mr. James Watson answered,—
- (1.) Three in Sydney.
 - (2.) The "Nea," "Pioneer," and "Sol." The "Nea" requires a crew of three men, the others only need two each.
 - (3.) The "Pioneer" and sometimes the "Sol" also is used, but for what purpose I am unable to say.
 - (4.) His Excellency, the Governor's Private Secretary and Aides-de-Camp, on the general authority that the wants of Government House in the way of boats, &c., are always to be attended to.
 - (5.) It is the duty of the men who are on watch on Sunday to perform any work that may be required of them. They are not paid extra.
- (4.) Bridges over Wee-Waa Lagoon and Dubbo Creek :—Mr. Davies, for Mr. T. G. Dangar, asked the Secretary for Public Works,—
- (1.) When will tenders be invited for the Bridges over Wee-Waa Lagoon and Dubbo Creek, on road to Walgett, money for which has been voted by Parliament?
 - (2.) Have the sites been fixed; and if so, where?
- Mr. Lackey answered,—
- (1.) Tenders will be invited in about a month's time.
 - (2.) Yes; the proposed site for Bridge over Wee-Waa Lagoon is at the foot of Charles-street; that for Dubbo Creek Bridge is at the centre of cleared line about 4 miles south of Pilliga.
- (5.) Tramway in Parramatta-street :—Mr. Cameron asked the Secretary for Public Works,—
- (1.) Will he say what is the cause of the discontinuance of the work of laying the Tramway along Parramatta-street?
 - (2.) Is it intended to re-form, lower, and flatten the street?
 - (3.) Do the Government intend to bear the whole cost of the alterations, or do the Municipal Council bear a proportion; if so, what is the proportion?
- Mr. Lackey answered,—
- (1.) Beyond the men ceasing to labour for a day or two recently, on account of the heavy rains, I am not aware that the work has been discontinued. The contractors are, I am informed, proceeding with it, and the laying down of the rails will be commenced in a few days.
 - (2 and 3.) Proposals for lowering a portion of the roadway, and for re-forming the street from gutter to gutter at the joint cost of the Government and the Corporation, in proportion to their respective interests, have been submitted for the consideration of the City Municipal Council; the proportion of the cost to be contributed by the Government will be dependent upon the width of the streets, and whether single or double lines are constructed through them.
2. LICENSING BILL (No. 2) :—
- (1.) Mr. R. P. Abbott presented a Petition from Residents of the District of Hartley, in Public Meeting assembled in the Good Templar Lodge Room, in favour of the passing of this Bill, and suggesting certain amendments therein.
 - (2.) Dr. Renwick presented a Petition from the President and Vice-Presidents of the City and Provincial Licensed Victuallers Association, protesting against certain clauses in this Bill, and suggesting amendments in others.
Petitions received.
3. PAPER :—Mr. Suttor laid upon the Table,—Return to an Order made on 14th September, 1881,—
"Mineral Leases at Wingen held by Messrs. Moore & Co."
Ordered to be printed.
4. FREE RAILWAY PASSES (*Formal Motion*) :—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House,—
- (1.) A Return of all free Railway Passes granted to members of, or to persons connected with, the Press as such from 1st January, 1880, to the present time, specifying the name of every such grantee or holder of such Pass, the newspaper or other periodical with which he is or was at the time connected, the nature of such connection, and the special purpose or occasion for which every such Pass was granted.
 - (2.) A similar Return with reference to Members of Parliament, distinguished visitors, eminent persons, and others to whom such Passes have been granted for special reasons or occasions.
Question put and passed.
5. THE MINISTER FOR MINES AND THE MINISTER OF JUSTICE :—Mr. Buchanan moved, pursuant to Notice,—
- (1.) That, in the opinion of this House, the office of Minister for Mines should be abolished, and the Department of Mines be attached to the Lands Department.
 - (2.) That the office of Minister of Justice be abolished, and the Department of Justice be absorbed in the Attorney General's Department.
 - (3.) That the above Resolutions be communicated by Address to His Excellency the Governor.
- Debate ensued.

Mr.

Mr. William Forster moved the Previous Question.

Debate continued.

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

The House divided.

Ayes, 38.

Mr. R. P. Abbott,	Mr. Kidd,
Mr. Badgery,	Mr. Lackey,
Mr. Beyers,	Mr. G. A. Lloyd,
Mr. Brodribb,	Mr. Murray,
Mr. Buchanan,	Sir Henry Parkes,
Mr. Burns,	Mr. Pigott,
Mr. Byrnes,	Mr. Poole,
Mr. Cameron,	Mr. Roseby,
Mr. Carter,	Mr. Suttor,
Mr. Davies,	Mr. Terry,
Mr. Farnell,	Mr. Trickett,
Mr. Fawcett,	Mr. James Watson,
Mr. Fletcher,	Mr. Wilkinson,
Mr. Fullford,	Mr. Wisdom,
Mr. Garrett,	Mr. Withers,
Mr. Garvan,	Mr. Young.
Mr. Henson,	
Mr. Hezlet,	<i>Tellers,</i>
Mr. Hoskins,	Mr. Joseph P. Abbott,
Mr. Jacob,	Mr. See.

Noes, 10.

Mr. Campbell,
Mr. H. O. Dangar,
Mr. Dillon,
Mr. Fergusson,
Mr. William Forster,
Mr. McCulloch,
Mr. McElhone,
Mr. O'Connor.

Tellers,

Mr. Slattery,
Mr. McLaughlin.

And so it was resolved in the affirmative.

Original Question then put and negatived.

6. PAPER :—Sir Henry Parkes laid upon the Table,—Statistical Register of New South Wales for the year 1880.

Ordered to be printed.

7. DOWER ABOLITION BILL :—Mr. Terry *presented* a Bill, intituled “*A Bill to abolish Dower within a limited period,*”—which was read a first time.

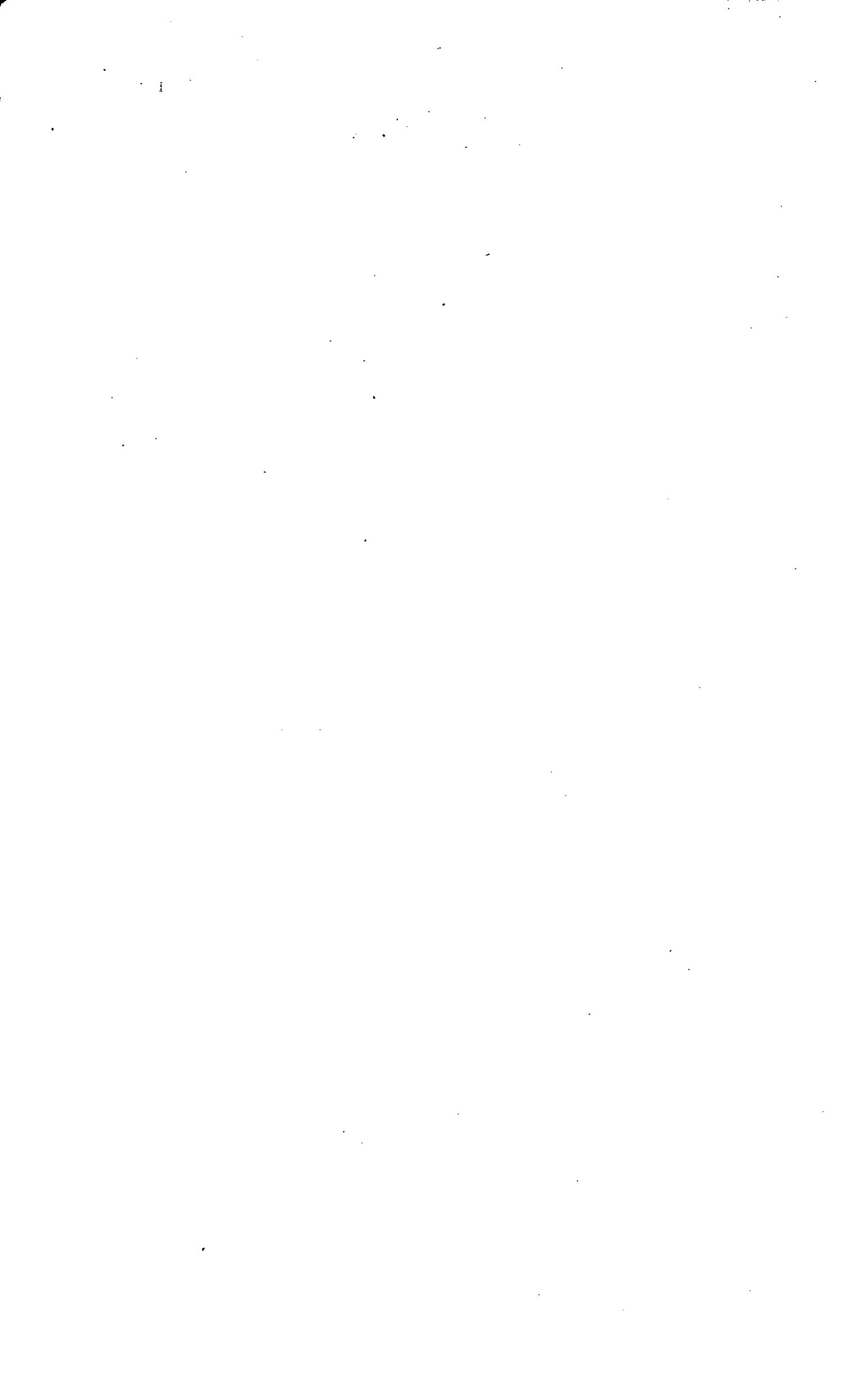
Ordered to be printed, and read a second time on Friday, 7th October.

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. Bodel, Mr. Buchanan, Mr. William Clarke, Mr. Copeland, Mr. Day, Mr. William Forster, Mr. Hoskins, Mr. Lackey, Mr. Murray, Mr. Myers, Sir Henry Parkes, Mr. Pigott, Mr. Roseby, Mr. See, Mr. Slattery, Mr. Suttor, Mr. Terry, Mr. James Watson, and Mr. Wisdom,—

Mr. Speaker adjourned the House at two minutes after Eight 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.

WEDNESDAY, 21 SEPTEMBER, 1881.

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

DEATH OF GENERAL GARFIELD, PRESIDENT OF THE UNITED STATES OF AMERICA:—Sir Henry Parkes moved, That Mr. Speaker be requested to communicate to Mrs. Garfield the profound sympathy and sorrow of the Members of the Legislative Assembly of New South Wales at the untimely death of her illustrious husband.

Debate ensued.

Question put and carried unanimously.

2. QUESTIONS:—

(1.) Agent General for the Colony:—Mr. William Forster asked the Colonial Secretary,—With reference to the Minute Paper for the Executive Council, dated 7th October, 1879, signed “Henry Parkes,” and included in correspondence headed “Recall of the Agent General,” ordered by the Legislative Assembly to be printed on 28th October, 1879, and in particular to the expression of opinion in that Minute upon the conduct of the late Agent General by the Colonial Secretary in the following terms, namely:—

“It is obvious that in these greatly altered relations of the Office the Agent General should endeavour to establish and maintain the most intimate and confidential communication with his own Government, while his intercourse with the Imperial Authorities, with the Representatives of other Colonies, and with all parties in England, should be uniformly courteous and considerate, even when pressing the claims or defending the interests of the Colony.

“The present Agent General has not, however, made any extra-official communication to the Minister charged with the business of the Agent General’s Office, or afforded information in any form whatever outside his official letters, during the period of more than nine months, since the assumption of the duties of administration by His Excellency’s present Advisers. The inconvenience and frequent public injury arising from this entire absence of intimate and confidential communication between the Government and the Representative of the Colony in England can scarcely be over estimated.”—

(1.) Have the Government ever made, or do they intend making, any charge whatever against the then Agent General for neglect of duty or mismanagement, or maladministration of the business of his office?

(2.) If so, what charge?

(3.) Was the then Agent General warned, or admonished at any time, that he would be required to make such extra-official communication, or afford such information outside his official letters?

(4.) What was, or were intended to be, the subject or subjects of such communication or information?

(5.) Has the attention of the present Agent General been called, either verbally or in writing, to the alleged failure of his predecessor in any of the above respects, or has the present Agent General had any special instructions on the subject to enable him to avoid the errors of his predecessor?

(6.) Has the present Agent General, accordingly, made any extra-official communication to the Minister charged with the business of the Agent General’s office, or afforded information in any form whatever outside his official letters?

(7.) If such extra-official communication be made, or such information afforded outside official letters, is it intended by the Government to lay before Parliament such communication or information?

Sir Henry Parkes answered,—I must respectfully decline to attempt to answer these most unusual questions. No inconvenience can arise from my declining to do so, because if it is felt necessary to bring under the review of the House the transactions to which they refer there is an obvious course which can be taken.

(2.)

- (2.) Immigration Regulations :—Mr. Burns asked the Colonial Secretary,—When will Regulations be issued enabling deposits to be received on account of Immigration ?

Sir Henry Parkes answered,—Revised Regulations will be laid upon the Table in a short time; but I do not think they will be of the character indicated by the Honorable Member's question.

- (3.) Mr. Rooney, Public School Teacher :—Mr. Joseph P. Abbott asked the Colonial Secretary,—Have any complaints, besides those already inquired into, been made against Mr. Rooney in connection with his management of the Crown-street School; if so, has the Colonial Secretary any objection to lay upon the Table of the House the correspondence relating to such complaints ?

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—Yes, there are further papers, which I will lay upon the Table this afternoon.

- (4.) Tramways :—Mr. Davies asked the Secretary for Public Works,—

(1.) Is it the intention of the Government to carry out in their entirety the various schemes for the extension of the Tramways as agreed to by Parliament ?

(2.) On what principle does the Minister proceed in carrying out the various extensions of the Tramways ?

(3.) Referring to the tram line now being laid in George-street West,—Is it to be carried along George-street, as originally determined by Parliament, or is the whole of the traffic of the Southern as well as that of the Eastern Suburbs to be taken along Elizabeth-street ?

Mr. Lackey answered,—

(1.) Probably not in their entirety. It has been found, and may still be found, necessary to divert some of the routes; and by the Tramway Act power is given to the Governor and the Executive Council to effect these deviations.

(2.) It was considered desirable to carry out the eastern system before commencing the western system, and to commence the latter at points which would give the greatest public convenience.

(3.) The western tram line from the Sydney Terminus will be taken by Fort and Argyle Streets to Kent-street, and by Sussex and Quay Streets to the Bridge over Parramatta-street. It will not be taken by York-street to Drutt-street and thence along George-street to the Bridge, as proposed in the Act.

- (5.) Illawarra Railway :—Mr. Badgery, for Mr. Tarrant, asked the Secretary for Public Works,—

(1.) Is it a fact that only one Surveyor is engaged in the field on the survey of the Illawarra Railway; if not, how many Surveyors are engaged in this survey ?

(2.) Is it the intention of the Government to lay the Reference Book and Plans of the Illawarra Railway Line from Sydney to Kiama upon the Table of the House during the present Session of Parliament ?

Mr. Lackey answered,—

(1.) Three Surveyors are employed on this survey.

(2.) Yes.

- (6.) Speakers Rulings :—Mr. Jacob asked the Colonial Secretary,—Would he have any objection to cause the printing of, with an index, and circulation amongst the Members of this House, such of the rulings of the Speakers of the Assembly as are recorded in the Votes and Proceedings, and to have added thereto from time to time all future rulings which may be so recorded ?

Sir Henry Parkes answered,—It appears to me that this is a matter over which the Government can have no control. If Mr. Speaker thinks well to collect his rulings, or to have them collected under his direction, there can be no objection whatever to their being printed at the Government Printing Office; but the Government cannot undertake to collect the rulings of Mr. Speaker.

- (7.) Board of Health :—Dr. Renwick, for Mr. Abigail, asked the Colonial Treasurer,—

(1.) The names of the medical men who were invited by the Government to join the Board of Health ?

(2.) The reasons, if any, assigned by each gentleman who declined to accept a seat on the Board ?

(3.) Has any Member of the Board of Health undertaken to occupy himself exclusively with the administrative duties of the position, or is Dr. Alleyne, the Senior Health Officer, the responsible and acting administrator in connection with the measures taken for stamping out the present small-pox epidemic ?

Mr. James Watson answered,—

(1.) Dr. Mackellar and Dr. West.

(2.) No Medical Gentlemen declined to accept.

(3.) No; but a Medical Member of the Board has been authorized, and has undertaken to assist the Health Officer in the performance of the arduous administrative duties connected with the organization of the measures necessary for dealing with the present epidemic.

3. LICENSING BILL (No. 2) :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—

(1.) By Mr. Hezlet. From Matrons and Spinsters resident in the District of Waverley.

(2.) By Mr. Fawcett. From Residents of the District of Wyrallah, Richmond River.

(3.) By Mr. Burdekin. From Residents of the District of Liverpool Plains.

(4.) By Mr. Burdekin. From Residents of the District of Liverpool Plains, in Public Meeting assembled at Dungowan Creek.

(5.) By Mr. Abigail. From the Pastor and Deacons of the Pymont and Ultimo Congregational Church.

(6.) By Mr. Trickett. From Matrons and Spinsters resident in the Districts of Paddington, Surry Hills, and Sydney.

(7.) By Mr. Trickett. From Residents of the Districts of Paddington, Surry Hills, and Sydney.

Petitions received.

4. **DENTON'S ESTATE LEASING AND MORTGAGING BILL**:—Mr. W. J. Foster presented a Petition from Henry Hicks, Produce Merchant, praying for leave to bring in a Bill to enable the Trustees of the Will of the late Henry Denton to grant Building and Improving Leases of certain Lands devised by the said Will, and to borrow money by mortgage of such lands for the purpose of building upon and improving the same.
And Mr. Foster having produced the *Government Gazette*, and the *Sydney Daily Telegraph*, newspaper, containing the notices required by the 59th Standing Order,—
Petition received.
5. **CUDGEGONG TOWN HALL BILL**:—Mr. Terry presented a Petition from the Mayor of the Municipal Council of the Borough of Cudgegong, praying for leave to bring in a Bill to enable the Council of the Borough of Cudgegong to erect a Town Hall and Municipal Council Chambers and Offices on a parcel of land situate in Market and Douro Streets, in the town of Mudgee, and to borrow moneys for the purpose of erecting and completing the said buildings, and for other purposes therein mentioned.
And Mr. Terry having produced the *Government Gazette*, and the *Sydney Morning Herald*, and the *Western Post and Mudgee Newspaper*, containing the notices required by the 59th Standing Order,—
Petition received.
6. **PAPERS**:—
Sir Henry Parkes laid upon the Table,—
(1.) Further Papers connected with the management of the Crown-street Public School.
(2.) Twenty-fifth Annual Report from the Registrar General on Vital Statistics.
Ordered to be printed.
Mr. Suttor laid upon the Table,—Return to an Order made on 12th July, 1881,—“Appraisalment of Runs.”
Ordered to be printed.
7. **LUNACY ACT AMENDMENT BILL (Formal Motion)**:—Sir Henry Parkes moved, pursuant to Notice, for leave to bring in a Bill to amend the Lunacy Act of 1878.
Question put and passed.
8. **ANIMALS PROTECTION BILL (Formal Motion)**:—Mr. McLaughlin 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 protect and encourage the acclimatization of certain animals, and to regulate the use of firearms for sporting purposes.
Question put and passed.
9. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Influx of Chinese Restriction Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “*An Act to restrict the Influx of Chinese into New South Wales*,”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,

Sydney, 21st September, 1881.

JOHN HAY,

President.

INFLUX OF CHINESE RESTRICTION BILL.

Schedule of the Amendments referred to in Message of 21st September, 1881.

JOHN J. CALVERT,

Clerk of the Parliaments.

Pages 1 and 2, clause 2. Omit clause 2.

Page 2, clause 3, line 3. Omit “as aforesaid” and insert “at any port or place in this Colony
“or from parts beyond the Colony”

“ clause 3, line 21. Omit “every default” insert “not delivering such list”

“ clause 4, line 23. Omit “one” insert “two”

“ clause 4, line 26. Omit “so”

“ clause 4, line 27. After “limitation” insert “unless the defendant shall show that the
“Chinese so carried is a British subject or one of the crew or has not been landed in the
“Colony and is not intended to be so landed”

“ clause 5. Omit clause 5.

“ clause 6. Omit clause 6.

Pages 2 and 3, clause 7. Omit clause 7.

Page 3, clause 8. Omit clause 8.

“ clause 9, lines 17 and 18. Omit “All sums paid by or on behalf of any Chinese and the
“amount of”

“ clause 10, line 23. Omit “charged or”

“ clause 11, line 31. After “certificate” omit remainder of clause.

“ clause 13. Omit clause 13.

“ clause 14, lines 53 and 54. Omit “The aforesaid sum of ten pounds shall not be payable
“by or for” insert “The provisions of this Act shall not be applicable to”

“ clause 15, line 58. Omit “the case” insert “respect”

Page 4, clause 15, line 2. After “vessel” omit remainder of clause.

“ clause 17. Omit clause 17.

“ clause 18, line 48. After “Act” omit remainder of clause.

Examined,—

JOSEPH DOCKER,

Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

(2.)

(2.) Osborne's Leasing Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable Henry Hill Osborne of Bowral formerly of the District of Illawarra in the Colony of New South Wales Esquire Patrick Hill Osborne of Currandooley Lake George in the said Colony Esquire Alick Osborne of May Brook Moss Vale in the said Colony Esquire and Ben Marshall Osborne of Berrima in the said Colony Esquire Trustees of the Will of Henry Osborne late of Marshall Mount in the District of Illawarra Esquire deceased or other the Trustees for the time being of the Will of the said Henry Osborne deceased to grant building and mining leases of certain lands devised by the said Will to the said Henry Hill Osborne Patrick Hill Osborne Alick Osborne and Ben Marshall Osborne,*"—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, 21st September, 1881.

JOHN HAY,
President.

OSBORNE'S LEASING BILL.

Schedule of the Amendments referred to in Message of 21st September, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, Title, lines 1 to 9. *Omit* "Henry Hill Osborne of Bowral formerly of the District of Illawarra in the Colony of New South Wales Esquire Patrick Hill Osborne of Currandooley Lake George in the said Colony Esquire Alick Osborne of May Brook Moss Vale in the said Colony Esquire and Ben Marshall Osborne of Berrima in the said Colony Esquire Trustees of the Will of Henry Osborne late of Marshall Mount in the District of Illawarra Esquire deceased or other"
- " Title, line 9. *Omit* "for the time being"
- " Title, lines 9 and 10. *Omit* "the said"
- " Title, line 11. *After* "leases" *omit* remainder of Title *add* "for ninety-nine years"
- Page 4, clause 2, line 14. *After* "Act" *insert* "and without prejudice to any then existing rights"
- " 5, clause 2, line 25. *Omit* "devised" *insert* "divided"
- " 5, clause 4. *Omit* clause 4.

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

10. LICENSING BILL (No. 2) :—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.

11. LUNACY ACT AMENDMENT BILL :—Sir Henry Parkes *presented* a Bill, intituled "*A Bill to amend the Lunacy Act of 1878,*"—which was read a first time.

Ordered to be printed, and read a second time on Thursday, 29th September.

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. 47.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 22 SEPTEMBER, 1881.

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

QUESTIONS:—

- (1.) Tramway to Coogee Bay:—Mr. Poole asked the Secretary for Public Works,—Will he say if it is the intention of the Government to complete the Tramway to Coogee Bay before the commencement of the Christmas Holidays?

Mr. Lackey answered,—It will not be possible to construct this Tramway by the time named. The permanent survey has not yet been completed, nor have the rails ordered from England arrived.

- (2.) Mining Bill:—Mr. Fergusson asked the Secretary for Mines,—Will he at once bring in the proposed Bill to amend the Mining Act, so as to give Members an early opportunity of considering it?

Mr. Suttor answered,—I am not in a position at once to bring in the Bill alluded to by the Honorable Member.

- (3.) Railway from Grafton to New England:—Mr. Fergusson asked the Secretary for Public Works,—Has he received any report from the Railway Surveyors as to the contemplated Railway from Grafton to New England; if so, is it the intention of the Government to submit any proposal to Parliament upon the subject this Session?

Mr. Lackey answered,—The Surveyors are still employed on this line, and the route to be adopted has not yet been determined.

- (4.) Mr. Rooney, Public School Teacher:—Mr. Joseph P. Abbott asked the Colonial Secretary,—

- (1.) Was Mr. Rooney ever Head Master of the Crown-street Public School?
 (2.) Has he now been appointed Head Master of the Cleveland-street Public School?
 (3.) Does Mr. Rooney hold the classification necessary to entitle him to appointment as Master of a First Class School?

Sir Henry Parkes answered,—Sir John Robertson desires me to state as follows:—

(1.) No; Mr. Rooney was instructed to take temporary charge of the Crown-street Public School pending the appointment of a Teacher qualified for the position, in accordance with the Regulations of 17th June, 1880.

(2.) No; he has been authorized to take charge of the Cleveland-street Public School pending further instructions.

(3.) No.

- (5.) Dedication of Land at Narrabri to the Church of England:—Mr. Joseph P. Abbott, for Mr. T. G. Dangar, asked the Secretary for Lands,—

(1.) Is there any objection to state the reason why the names of the Trustees of the land dedicated to the Church of England in Narrabri have not been gazetted?

(2.) When will they be gazetted?

Mr. Hoskins answered,—

(1.) The land desired to be obtained has not yet been dedicated. The dedication awaits the resumption of the site originally granted.

(2.) The dedication of the site and appointment of Trustees will be carried out on the Resumption Bill now before Parliament being passed.

2. LICENSING BILL (No. 2) :—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named :—
- (1.) By Mr. Roseby. From Inhabitants of Woollahra, Paddington, and Oxford-street.
 - (2.) By Mr. Roseby. From the Mayor of the Municipal Council of Nowra.
 - (3.) By Mr. R. B. Smith. From Residents of the District of Nambucca.
 - (4.) By Mr. R. B. Smith. From Matrons and Spinsters resident in the District of Nambucca.
- Petitions received.
3. STIPENDIARY MAGISTRATES (*Formal Motion*) :—Mr. Wisdom 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 authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District, and to define in certain respects the powers of Magistrates within the said district.
- Question put and passed.
4. DENTON'S ESTATE LEASING AND MORTGAGING BILL (*Formal Motion*) :—Mr. W. J. Foster moved, pursuant to Notice, for leave to bring in a Bill to enable the Trustees of the Will of the late Henry Denton to grant Building and Improving Leases of certain Lands devised by the said Will, and to borrow money by mortgage of such lands for the purpose of building upon and improving the same.
- Question put and passed.
5. PAPERS :—Sir Henry Parkes laid upon the Table,—
- (1.) Return to an Order made on 16th September, 1881,—“The Case of Constable Mulquin.”
 - (2.) By-laws of the Municipal District of Yass, under the Nuisances Prevention Act of 1875.
- Ordered to be printed.
6. DENTON'S ESTATE LEASING AND MORTGAGING BILL :—Mr. W. J. Foster 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 Trustees of the Will of the late Henry Denton to grant Building and Improving Leases of certain Lands devised by the said Will and to borrow money by mortgage of such lands for the purpose of building upon and improving the same,*”—read a first time.
7. LICENSING BILL (No. 2) :—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 twenty minutes before Twelve o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 48.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 23 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Coroners Inquests:—*Mr. Burns*, for *Dr. Renwick*, asked the Colonial Secretary,—

(1.) Whether his attention has been called to the apparently contradictory character of the scientific evidence frequently given at Coroners Inquests, as well as to the desirableness of having such examinations conducted by experts, with the view of obtaining a reliable and permanent record of the results so obtained?

(2.) Is it the intention of the Government to appoint a Public Pathologist to make and keep a record of the numerous *post mortem* examinations in connection with the various inquests which are held in the City and Suburbs?*Mr. James Watson* answered,—The following information is supplied by the Minister of Justice:—

(1.) No; I am not aware that the scientific evidence given at Coroners Inquests is of an apparently contradictory character. I am informed that, as a rule, only one medical man is examined, and consequently there is no opportunity for conflicting evidence.

(2.) The necessity of appointing a Public Pathologist has not been considered by the Government; and I am informed that a record of all *post mortem* examinations in connection with the various inquests which are held in the Metropolitan District is at present filed with the inquest proceedings in each case. Further inquiry will, however, be made, and the subject will receive attention.(2.) Circular to Sheep Inspectors respecting Kangaroos:—*Mr. Joseph P. Abbott* asked the Secretary for Mines,—

(1.) Was a Circular issued by the Chief Inspector of Stock to the Inspectors of Sheep requesting them to furnish him with the approximate number of kangaroos on each station in their respective districts?

(2.) What was the date of that Circular?

(3.) Will he cause a copy of the same to be laid upon the Table of the House?

Mr. Suttor answered,—

(1.) The usual Circular was issued by the Chief Inspector of Stock to Inspectors, requesting them to furnish him with certain information for the preparation of the Annual Stock Report for 1880, including under the head of "Pastures and Stock Protection Act" particulars respecting kangaroos and other noxious animals.

(2.) The information was asked on the 1st December, 1880.

(3.) The following is a copy of the questions respecting kangaroos and other noxious animals:—

VIII.—*Pastures and Stock Protection Act.*1. Estimated number of noxious animals in your district, *i.e.*:—

(1.) Of kangaroo; and the highest number on any one run.

(2.) Of wallaby and paddymelon; and the highest number on any one run.

(3.) Of native dogs; and the highest number on any one run.

(4.) Of rabbits; and the highest number on any one run.

2. Has your Board taken the necessary steps to bring the Act in force?

3. Is the destruction of these animals being carried out energetically and simultaneously?

4. Any other information or suggestion with regard to the Act or its enforcement.

(3.) Bridge over the Namoi River at Boggabri:—*Mr. Joseph P. Abbott* asked the Secretary for Public Works,—Is it the intention of the Government to place any sum on the Estimates for the erection of a Bridge over the Namoi River, at or near Boggabri; if so, what sum is it proposed to place on the Estimates?*Mr. Lackey* answered,—The sum of £5,000 for this work has been noted for consideration when the Estimates are before the Cabinet.

(4.)

- (4.) Public School Buildings at Forster, Lower Wallamba River:—Mr. Young asked the Colonial Secretary,—Will he say what is the cause of the delay in calling for tenders for the erection of Public School Buildings at Forster, Lower Wallamba River?

Mr. James Watson answered,—Sir John Robertson desires me to state:—The delay has been the want of plans. I am informed they will be furnished to-day.

- (5.) Punts in the Hastings and Manning Electorate:—Mr. Young asked the Secretary for Public Works,—

(1.) The original cost of each Punt now at work on the various ferries in the Hastings and Manning Electorate?

(2.) The year in which each such Punt was built?

(3.) The expenditure in repairs for each to date?

(4.) The rental per annum obtained for each since they have been in service?

Mr. Lackey answered,—As the information cannot conveniently be given in the form of replies to the questions of the Honorable Member, I have ordered it to be prepared in the shape of a Return, which will be laid upon the Table in the course of a few days.

- (6.) Messrs. Amos Brothers, Railway Contractors:—Mr. Fremlin asked the Secretary for Public Works,—

(1.) Have all the Railway contracts entered into by Messrs. Amos Brothers, not including present extension on Northern Railway, been completed?

(2.) Have any of the above been left unpaid by the Government; if so, how many; and will he say for what reason such contracts remain unsettled?

Mr. Lackey answered,—

(1.) No; the works on the extension from Dubbo to Nyngan are not yet finished.

(2.) Yes; three contracts are unpaid, and the matters in dispute have been referred to arbitration.

- (7.) Small-pox—Mrs. Guilford's Case:—Mr. Copeland asked the Colonial Treasurer,—

(1.) Who was the Doctor on board the steam-launch "Pinafore" when Mrs. Guilford was taken to the Quarantine Station, on or about the 17th June last?

(2.) Is it true that the Doctor in question told Mr. Guilford to "shove her under the form," referring to Mrs. Guilford?

(3.) Do the Government intend to take any steps in reference to the Doctor referred to, if it be true that he used such an expression towards a patient suffering from small-pox?

Mr. James Watson answered,—Two medical gentlemen were on board the "Pinafore" at the time Mrs. Guilford was taken to the Quarantine Station, namely, Dr. Clune and Dr. Caffyn. I am satisfied that neither of these gentlemen is capable of the conduct mentioned in the Honorable Member's question. An opportunity of determining the truth or falsity of the allegation will be afforded by the Royal Commission now inquiring into the management of the Quarantine Station.

- (8.) Road from Pymont Bridge to Glebe Island:—Mr. Cameron asked the Secretary for Public Works,—Is he aware that the road from Pymont Bridge to Glebe Island is in a very bad state of repair, and will he cause it to be placed in a proper state as soon as possible?

Mr. Lackey answered,—The necessary repairs to this road are now being proceeded with.

- (9.) Telegraph Office, Tenterfield:—Mr. Dillon asked the Postmaster General,—

(1.) Is he aware that both Press and private telegraphic messages to Tenterfield are frequently delayed in transmission, in some instances as long as ten or twelve hours?

(2.) Is it a fact that on the 2nd of September last the entire business in the Tenterfield Telegraphic Office was suspended from 9 a.m. to 11:30 p.m.?

Mr. Suttor answered,—

(1.) Private and Press messages for Tenterfield have recently been subject to a great deal of delay consequent upon the pressure of Queensland traffic on line No. 1, and a break which took several days to repair which occurred on line No. 2. The latter having been restored, the business for Tenterfield is now transmitted as speedily as possible. It may be mentioned that Press messages, upon which reduced rates have been paid, are accepted by the Department to be transmitted when the lines are clear of business for which full rates have been paid.

(2.) On the 2nd September instant the business for Tenterfield was very greatly delayed owing to the lines being subject to continual interruptions on that day, caused by a violent storm of wind, rain, and snow. The storm was one which exceeded in violence anything of the kind which had been known in the district for many years; the wires were broken in hundreds of places.

- (10.) Discovery of Gold at Billabong:—Mr. T. R. Smith asked the Secretary for Mines,—Has he received a letter from Mr. Richard Arter claiming to be one of the first discoverers of gold at Billabong; and if so, will he cause a copy of the letter to be laid upon the Table of the House?

Mr. Suttor answered,—The letter referred to has been received, and there will be no objection to lay a copy of it upon the Table of the House.

- (11.) Sunday Goods Trains on Western Line:—Mr. T. R. Smith asked the Secretary for Public Works,—

(1.) Is it a fact that the running of Goods Trains on the Western Line on Sundays was rendered necessary in consequence of the locomotive engines available being insufficient to carry on the traffic on week days?

(2.) What is the name of the officer responsible for the inadequate supply of engines; will he cause the papers in reference to this matter to be laid upon the Table of the House?

Mr. Lackey answered,—

(1.) Yes.

(2.) The Locomotive Engineer is the officer responsible for seeing that the supply of engines is equal to the demand. I may add, however, that additional engines were ordered some time ago,
some

some of which are now in the harbour. One of the causes for the inadequate supply is the large and unexpected increase in the traffic; but the chief cause is the withdrawal from service of an unusually large number of engines requiring repairs, which can only tardily be made owing to the want of proper workshop accommodation. Measures, however, are now being taken to increase the number of engines and the facilities for their repair.

2. AUSTRALIAN GAS-LIGHT COMPANY'S BILL :—Mr. Burns, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 12th July, 1881; together with Appendix, and a copy of the Bill as agreed to by the Committee.
Ordered to be printed.
Mr. Burns then moved, That the Bill be read a second time on Friday, 14th October.
Question put and passed.
3. POSTAL SERVICES—NEWSPAPERS :—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House Returns having reference to Newspapers, but otherwise similar to those included under heading "Postal Services," ordered by the Legislative Assembly to be printed on 3rd August, 1881, on the motion of Mr. William Forster.
Question put and passed.
4. DENTON'S ESTATE LEASING AND MORTGAGING BILL (*Formal Motion*) :—Mr. W. J. Foster moved, pursuant to Notice,—
(1.) That Denton's Estate Leasing and Mortgaging Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.
(2.) That such Committee consist of Mr. Carter, Mr. Davies, Mr. Fremlin, Mr. Henson, Mr. Kidd, Mr. Poole, Mr. Roseby, Mr. Withers, and the Mover.
Question put and passed.
5. ADJOURNMENT :—Mr. Copeland moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
6. STIPENDIARY MAGISTRATES :—Mr. Trickett presented a Petition from the President, Vice-President, and General Secretary of the Trades and Labour Council of New South Wales, in favour of the appointment of Stipendiary Magistrates; and praying the House to take the matter into consideration.
Petition received.
7. POSTPONEMENT :—The Order of the Day for the second reading of the Water Frontages Reservation Bill postponed until Friday, 28th October.
8. DIAMOND DRILLS :—The Order of the Day respecting Diamond Drills read,—and, on motion of Mr. W. J. Watson, discharged.
9. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY 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 on Tuesday next.
10. ANIMALS PROTECTION BILL :—The Order of the Day having been read,—Mr. McLaughlin moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to protect and encourage the acclimatization of certain animals, and to regulate the use of firearms for sporting purposes.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and the Chairman reported from the Committee a Resolution, which was read, as follows :—
Resolved,—That it is expedient to bring in a Bill to protect and encourage the acclimatization of certain animals, and to regulate the use of firearms for sporting purposes.
On motion of Mr. McLaughlin, the Resolution was read a second time, and agreed to.
11. OSBORNE'S LEASING BILL :—The Order of the Day having been read,—on motion of Mr. Reid, 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. Reid, 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 Henry Hill Osborne of Bowral formerly of the District of Illawarra in the Colony of New South Wales Esquire Patrick Hill Osborne of Currandooley Lake George in the said Colony Esquire Alick Osborne of May Brook Moss Vale in the said Colony Esquire and Ben Marshall Osborne of Berrima in the said Colony Esquire Trustees of*"

of the Will of Henry Osborne late of Marshall Mount in the District of Illawarra Esquire deceased or other the Trustees for the time being of the Will of the said Henry Osborne deceased to grant building and mining leases of certain lands devised by the said Will to the said Henry Hill Osborne Patrick Hill Osborne. Alick Osborne and Ben Marshall Osborne,"—including the amendments in the Title.

*Legislative Assembly Chamber,
Sydney, 23rd September, 1881.*

12. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
 (1.) Press Bill ; second reading ;—*until Friday, 14th October.*
 (2.) Rogers's Estate Bill (*as amended and agreed to in Select Committee*) ; second reading ;—*until Friday next.*
13. **UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL** :—The Order of the Day having been read,—Mr. Stuart moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Stuart, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair ; and the Chairman reported the Bill without amendment.
 On motion of Mr. Stuart, the report was adopted.
 Ordered, that the Bill be read a third time on Tuesday next.
14. **VALE OF CLWYDD COMPANY'S INCORPORATION BILL** :—The Order of the Day having been read,—on motion of Mr. W. J. Foster, 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. Foster, 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 incorporate the 'Vale of Clwydd Coal Mining and Copper Smelting Company (Limited).'*"
*Legislative Assembly Chamber,
Sydney, 23rd September, 1881.*
15. **ATTENDANTS AT PARRAMATTA LUNATIC ASYLUM** :—Mr. Byrnes 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 Estimates for 1882 a sum of money sufficient to pay the Attendants at the Parramatta Lunatic Asylum, according to their classification, the same rate of wages as the Warders in the Parramatta Gaol.
 Question put and passed.
16. **PAPER** :—Mr. Suttor laid upon the Table,—Copy of a Letter from Mr. Richard Arter respecting the discovery of the Billabong Gold Field.
 Ordered to be printed.

The House adjourned at five minutes before Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 49.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 27 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Site for Low-level Bridge at Melville Ford, Hunter River:—Mr. Burns asked the Secretary for Public Works,—If a site has yet been selected by the Government for a Low-level Bridge at or near Melville Ford, Hunter River; and, if not, when a site is likely to be determined on?

Mr. Lackey answered,—It is not proposed to build a Low-level Bridge at or near Melville Ford, as such a bridge would be useless in time of floods, and would have the effect of raising the river-level and doing considerable damage to this part of the river, while the distance saved to travellers would only be $2\frac{1}{2}$ miles.

(2.) Endowment of University of Sydney:—Dr. Renwick asked the Colonial Secretary,—

(1.) When will the various documents referring to the question of increased endowment of the University of Sydney be laid upon the Table of this House, as agreed to by Resolution of 26th July?

(2.) Have the Government considered this subject with a view to legislative action, and with what result?

Sir Henry Parkes answered,—Sir John Robertson desires me to state that the papers will be ready in a few days.

(3.) Small-pox—Miss Wailes's Case:—*Mr. Davies*, for Mr. Roseby, asked the Colonial Treasurer,—Is the Medical Officer appointed by the Government, and who visits the Wailes family at Woollahra, aware that Miss Nelly Wailes has been suffering from chicken-pox since the 15th instant; if so, has he made any report upon the subject?

Mr. James Watson answered,—The family of Mrs. Wailes, of Woollahra, were attended by a medical gentleman of their own selection. They have also been regularly visited by a member of the Government Medical Staff, who has not at any time treated any of the patients. The Government Medical Officer reported on the 21st instant as follows:—"I learned to-day that Miss Ellen Wailes has for the last four days been suffering from an eruption which her medical attendant pronounced to be chicken-pox. As there has been no constitutional disturbance, and as she has been never kept to her room, and the eruption has almost disappeared, I see no reason to doubt the correctness of the diagnosis."

(4.) Messrs. Hudson Brothers:—*Mr. Davies*, for Mr. Garrard, asked the Secretary for Public Works,—Has he any objection to lay upon the Table of the House copies of the letters received by the Railway Department from Messrs. Hudson Brothers in reference to the employment by the Government of several of their late employés, and any minutes or letters from the Department in reference thereto?

Mr. Lackey answered,—There are no letters of the kind referred to. There is a letter from Hudson Brothers, addressed to the Engineer for Existing Lines, giving him the names of the men belonging to their establishment on strike, and some minutes by the officers thereon. There will be no objection to lay this document upon the Table.

(5.) Public School, West Balmain:—*Mr. Davies*, for Mr. Garrard, asked the Colonial Secretary,—

(1.) Is he aware that owing to the overcrowded state of the Public School at West Balmain a large number of children and their teachers are obliged to use the verandah as a class-room?

(2.) Is it true that some of the teachers and scholars have been absent from school work through sickness, caused by exposure to the weather while in discharge of their duties?

(3.) When will increased accommodation be provided, so that teachers and scholars may be protected from the weather?

Sir Henry Parkes answered,—Sir John Robertson desires me to state:—

(1 & 2.) The Department of Public Instruction have had no communication on the subject.

(3.) There has been delay in obtaining plans for a new building; they are ready, but the building will take some months to erect; meanwhile a tent will be provided. (6.)

- (6.) Petition of James Morrison :—Mr. Beyers asked the Secretary for Lands,—Has he taken into consideration the allegations contained in the Petition presented to the House on the 14th January, 1881, from James Morrison, with a view to giving the Petitioner relief?

Mr. Hoskins answered,—The case has been one of dispute between the Petitioner and another applicant, and has formed the subject of actions between them in the Supreme Court, which have ultimately resulted unfavourably to the Petitioner. The decision arrived at with respect to the claims of the Petitioner to the land in dispute has been arrived at after examination of and in accordance with the decision of the Supreme Court; and further, upon the fact being ascertained that the Petitioner, who took up the land originally on the representation that it adjoined land upon which he was resident, was not so resident. The Petition to the House bears upon the proceedings in the Supreme Court and to certain incidents thereof, including neglect by the Petitioner's own lawyer. It does not appear that a case has been made out for relief at the expense of the public.

2. SINGLETON GAS BILL:—Mr. Burns presented a Petition from Alexander Munro, of Singleton, praying for leave to bring in a Bill to enable Alexander Munro to erect Gas-works in the Borough of Singleton.
And Mr. Burns having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Singleton Argus*, newspapers, containing the Notices required by the 59th Standing Order,—Petition received.
3. LICENSING BILL (No. 2):—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—
- (1.) By Mr. Dillon. From Residents in and around the neighbourhood of the Municipal District of Tenterfield.
 - (2.) From Mr. Reid. From Members of St. Stephen's Temperance Society, Sydney.
 - (3.) By Mr. Davies. From Residents in and around the neighbourhood of the Borough of Randwick.
 - (4.) By Mr. Tarrant. From Members of the Church of England.
- Petitions received.
4. PRESBYTERIAN CHURCH PROPERTY MANAGEMENT BILL:—Mr. Kerr, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this Bill was referred on 30th August, 1881; together with a copy of the Bill as amended and agreed to by the Committee.
Ordered to be printed.
Mr. Kerr then moved, That the Bill be read a second time on Friday, 7th October.
Question put and passed.
5. ROYAL SOCIETY OF NEW SOUTH WALES INCORPORATION BILL:—Mr. Reid, 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 16th September, 1881; together with a copy of the Bill as agreed to by the Committee.
Ordered to be printed.
Mr. Reid then moved, That the Bill be read a second time on Friday, 7th October.
Question put and passed.
6. PAPERS:—
- Mr. Hoskins laid upon the Table,—Return to an Order made on 25th August, 1881,—“James Boland's Conditional Purchase.”
Ordered to be printed.
- Mr. Lackey laid upon the Table,—Return to an Order made on 2nd August, 1881,—“Railway from Wallerawang to Mudgee.”
Ordered to be printed.
- Sir Henry Parkes laid upon the Table,—Minutes of Proceedings of the Intercolonial Meteorological Conference held at Melbourne in April, 1881.
Ordered to be printed.
7. CUDGEGONG TOWN HALL BILL (*Formal Motion*):—Mr. Burns, for Mr. Terry, moved, pursuant to Notice, for leave to bring in a Bill to enable the Council of the Borough of Cudgegong to erect a Town Hall and Municipal Council Chambers and Offices on a parcel of land situate in Market and Douro Streets, in the town of Mudgee, and to borrow moneys for the purpose of erecting and completing the said buildings, and for other purposes therein mentioned.
Question put and passed.
8. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY 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 Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson Trustees of certain Land in the City of Armidale and the Very Reverend John Thomas Monsignor Lynch Trustee of certain other Land in the said City respectively to sell the said respective Lands and to provide for the application 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 Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson Trustees of certain Land in the City of Armidale and the Very Reverend John Thomas Monsignor Lynch Trustee of certain other Land in the said City respectively to sell the said respective Lands and to provide for the application 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.

Legislative Assembly Chamber,
Sydney, 27th September, 1881.

9. UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON 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 John Cooper Frederick Oatley Prosper Nicholas Trebeck Thomas Matthews and Richard Westaway as Trustees of certain Land situate at Paddington to sell the same and providing for the application of the proceeds.*"

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 John Cooper Frederick Oatley Prosper Nicholas Trebeck Thomas Matthews and Richard Westaway as Trustees of certain Land situate at Paddington to sell the same and providing for the application of the proceeds,*"—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 copies of the deeds referred to in the Preamble.

*Legislative Assembly Chamber,
Sydney, 27th September, 1881.*

10. SALE OF CROWN LANDS BY AUCTION:—Mr. Fergusson moved, pursuant to Notice,—

(1.) That, in the opinion of this House, no Crown Lands other than town and suburban "lots," and lands within a radius of 20 miles of any town of not less than 100 inhabitants, or unless included in a schedule submitted to and approved of by both Houses of Parliament, shall be sold by auction after the 1st of January next for a period of two and a-half years.

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

Debate ensued.

Mr. William Forster moved, That the Question be amended by the omission of all the words after the word "lots," with a view to the insertion in their place of the words "unless included in a schedule submitted to and approved of by both Houses of Parliament, shall be sold by auction after the 1st of January next, or until an Act be passed to place the land system of the Colony on a more satisfactory footing."

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

Debate continued.

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

11. GOVERNMENT TRAMWAYS:—Mr. Tarrant moved, pursuant to Notice,—

(1.) That a Select Committee be appointed, with power to send for persons and papers, to inquire into and report upon the management, pecuniary returns, and general working of the Government Tramways in connection with the Sydney and Suburban Traffic.

(2.) That such Committee consist of Mr. Lackey, Mr. Sutherland, Mr. Poole, Mr. Davies, Mr. Trickett, Mr. Withers, Mr. Fremlin, Dr. Renwick, and the Mover.

Debate ensued.

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

Question put and passed.

Ordered, that the Debate be adjourned until Friday, 21st October.

12. RAILWAY FREIGHT ON FARM PRODUCE:—The Order of the Day in reference to this subject read,—and, on motion of Mr. William Clarke, discharged.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 50.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 28 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Land Office, Cooma:—Mr. Badgery asked the Secretary for Lands,—What amount of money has been received at the Lands Office, Cooma, from 1st January to 31st August of this year?

Mr. Hoskins answered,—£30,666 5s. 10d.

(2.) Survey for Railway from Goulburn to Cooma:—Mr. Badgery asked the Secretary for Public Works,—

(1.) When is it likely the survey of the proposed Line of Railway from Goulburn to Cooma will be complete?

(2.) Will he, considering the want of means of communication between Monaro and Goulburn, and the state of the roads in the former district, cause a sum of money to be placed on the Estimates for the forming and metalling roads leading to Cooma in addition to the annual grant?

Mr. Lackey answered,—

(1.) In about six months.

(2.) In view of the works proposed in the neighbourhood of Cooma it is not contemplated to increase the grants for the roads in question at present.

(3.) Small-pox—Hughes's Case:—Mr. Fitzpatrick, for Mr. William Forster, asked the Colonial Treasurer,—

(1.) Is it true that a person named Hughes, alleged or supposed to have small-pox, was taken and detained by the Government, or the Police, on board the "Faraway," and while there put in irons?

(2.) If so, for how long; and under what authority, Statute, or regulation?

(3.) Had Hughes small-pox before or after his incarceration on board the "Faraway"?

(4.) What medical officer, or officers, certified to the fact of his having small-pox?

(5.) Was any remonstrance made by any medical man, or other person, against putting Hughes in irons?

(6.) Do the Government intend compensating Hughes?

Mr. James Watson answered,—

(1, 2, & 3.) I am informed that a person named Hughes, suffering from small-pox, was detained on board the "Faraway," and that having escaped therefrom on more than one occasion, and having improperly forced an entrance into the enclosure for sick females, he was taken back to the "Faraway," and for his own protection and the common safety placed in irons by order of the Health Officer for a short time, as there were no other means of keeping him on board, pending the procuring of a constable to watch him.

(4.) Dr. Caffyn was the medical officer who at the time of sending Hughes to the Quarantine Station certified as to the fact of his having the small-pox.

(5.) I am not aware of any remonstrance made by any medical man or other person.

(6.) His claim for compensation will be considered with other cases now before the Government.

(4.) Small-pox:—Mr. Fitzpatrick, for Mr. William Forster, asked the Colonial Treasurer,—Is it true that a steamer and a number of cabs were recently employed by the Government, or the Police authorities, in the conveyance of small-pox patients or convalescents and other persons released from the Quarantine Ground to their respective residences or destinations; if so, were any or what precautions taken to prevent communication or propagation of disease by means of the said steamer and cabs?

Mr. James Watson answered,—The persons released from the Quarantine Ground on the occasions referred to were those who had been restored to health, and who were consequently in a fit condition on their return to the City to mix with the general public. The suggested precautions were therefore unnecessary.

(5.)

- (5.) Storage of Explosives on Board the hulk "Bhering":—Mr. Garrard asked the Colonial Treasurer,—
- (1.) Is it true that there is stored on board the hulk "Bhering" 2,000 cases of guncotton, 100 cases of lithofracteur, and 100 cases of dynamite?
 - (2.) Is it a fact that this hulk is moored within a few hundred yards of the populous district of Balmain?
 - (3.) When will this vessel be removed further from the centre of population?
- Mr. James Watson answered,—
- (1.) Yes, in separate compartments.
 - (2.) The "Bhering" is moored between Balmain and Spectacle Island.
 - (3.) The whole question of the storage of explosives at safe distances from centres of population is now under the consideration of the Government.
- (6.) Court-house and Lock-up, Tingha:—Mr. Murray asked the Secretary for Public Works,—
- (1.) Have the Government considered the representations repeatedly made respecting the accommodation afforded by the Tingha Court-house and Lock-up?
 - (2.) Is it their intention to take any steps to enlarge these buildings before the hot weather sets in?
- Mr. Lackey answered,—
- (1.) Yes.
 - (2.) As soon as particulars are furnished of the accommodation required, plans will be prepared and tenders called for such additions as may be considered necessary.
- (7.) Sale of Land at Dalgety, Buckley's Crossing:—Mr. Badgery asked the Secretary for Lands,—
- When will the Government allotments at Dalgety, Buckley's Crossing, be offered for sale?
- Mr. Hoskins answered,—On or about the 23rd November next, at Dalgety.
- (8.) High-street, St. Leonards:—Mr. Farnell asked the Secretary for Mines,—What progress has been made towards opening High-street, at St. Leonards; and when is it probable that the said Street will be opened?
- Mr. Suttor answered,—The question of compensation for the land required for the extension of High-street to the waters of Port Jackson is under consideration. As soon as that has been decided, High-street to the water's edge will be confirmed.
- (9.) Applications for Mining Leases at Nana Creek:—Mr. Beyers asked the Secretary for Mines,—
- (1.) Has his attention been called to the reports of a large number of Leases having been applied for at Nana Creek, Grafton District, and are not being worked?
 - (2.) Is it his intention to refuse all Leases, and have the ground worked under Miners Rights; if not, when will the leases already applied for be granted, and the labour conditions enforced?
- Mr. Suttor answered,—
- (1.) No; but from reports furnished by the Warden and the Mining Surveyor it appears that work has been commenced on nearly every parcel of land applied for, and that upon fully one-half of the parcels work is being carried on regularly.
 - (2.) The applications to lease are being dealt with at present, and some of the leases will probably be granted within a week or two. The labour conditions will be enforced as soon as the leases issue.
- (10.) Certificates gained by Public School Teachers:—Mr. Burns, for Mr. Joseph P. Abbott, asked the Colonial Secretary,—
- (1.) Have any Teachers now in the Department of Public Instruction gained Class I Section A by examination; if so, how many, distinguishing males from females?
 - (2.) What are their names?
- Sir Henry Parkes answered,—Sir John Robertson desires me to state:—
- (1.) Only one, a female. Others have been very recently examined, but their papers have not been revised.
 - (2.) Mrs. S. M. Bardwell.
- (11.) Cash Deposits with Tenders for Railway Works:—Mr. Jacob, for Mr. Cass, asked the Secretary for Public Works,—Is it a fact that a regulation exists with respect to Railway Extension and erection of Railway Bridges whereby tenderers are compelled to accompany their tender with a very large cash deposit, and on acceptance of a tender pay a further very large cash deposit of about five times the previous amount, in some instances £5,000 at least, within a limited time into the hands of the Government in lieu of sureties for the performance of the work?
- Mr. Lackey answered,—A certain amount, varying from £25 to £500, proportionate to the importance of the work, is required to be deposited with tenders as a guarantee of good faith. When the agreement is signed the amount so deposited is returned. Cash security is also required for the due execution of all contracts in connection with Railway Extension.
- (12.) Storage of Powder at Goat Island:—Mr. Day asked the Colonial Treasurer,—
- (1.) How many tons of gunpowder are stored at Goat Island?
 - (2.) Will the Government make arrangements as soon as possible to remove the whole of the gunpowder from Goat Island to some place of greater safety away from the City?
- Mr. James Watson answered,—
- (1.) 305 tons, of which 70 tons belong to the Navy, and 235 to merchants.
 - (2.) The question of a new site for a gunpowder magazine has for some time occupied the attention of the Government, and a sum of money will be placed upon the Estimates for the construction of a new building.
- (13.) Mrs. Schmalfuss, Sister of the late Dr. Leichhardt:—Mr. Davies, for Mr. Fawcett, asked the Colonial Secretary,—Will the Government recommend the grant of a sum of money to relieve the late Dr. Leichhardt's Sister in her great destitution?

Sir Henry Parkes answered,—It is the intention of the Government to ask Parliament to vote a sum of money for the Sister of the late Dr. Leichhardt; and I may state that the Government has incurred the responsibility of remitting a small sum in advance of the Vote.

2. MATRIMONIAL CAUSES ACT AMENDMENT 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. 16.

In pursuance of the provisions of the 33rd section of the Act 5 and 6 Victoria cap. 76, the Governor hereby signifies to the Legislative Assembly that the Bill passed by the Parliament of New South Wales in 1881, and intituled "An Act to amend the Law relating to Divorce and Matrimonial Causes," has been laid before the Queen in Council, and that Her Majesty has been pleased to assent to the same.

Government House,
Sydney, 28th September, 1881.

3. LICENSING BILL (No. 2):—The undermentioned Petitions in favour of the Licensing Bill, but suggesting certain amendments, were presented by the Members named:—

- (1.) By Mr. Jacob. From Residents of the District of Paterson.
- (2.) By Mr. Jacob. From Matrons and Spinsters resident in the District of Gloucester, Town of Copeland.
- (3.) By Mr. Jacob. From Residents of the District of Gloucester, in Public Meeting assembled in the Town of Copeland.
- (4.) By Mr. Andrews. From Residents of the District of Port Stephens, in Public Meeting assembled.
- (5.) By Mr. Andrews. From Matrons and Spinsters resident in the District of Port Stephens.
- (6.) By Mr. Garrett. From William Brookes, J.P., Norfolk-street, Newtown.

Petitions received.

4. PAPERS:—

Mr. Lackey laid upon the Table,—Return to an Order made on 29th July, 1881,—“Wentworth Electorate.”
Ordered to be printed.

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.

5. DEDICATION BY USER (*Formal Motion*):—Mr. Hoskins moved, pursuant to Notice, for leave to bring in a Bill to limit the application of the Doctrine of Dedication by User in certain cases.
Question put and passed.
6. PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL (*Formal Motion*):—Mr. Suttor moved, pursuant to Notice, for leave to bring in a Bill to amend the Pastures and Stock Protection Act of 1880.
Question put and passed.

7. SINGLETON GAS BILL (*Formal Motion*):—

- (1.) Mr. Burns moved, pursuant to Notice, for leave to bring in a Bill to enable Alexander Munro to erect Gas-works in the Borough of Singleton.
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 Alexander Munro to erect Gas-works in the Borough of Singleton,*”—read a first time.

8. INFLUX OF CHINESE RESTRICTION 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 certain disorder had taken place in the Committee, and obtained leave to sit again so soon as the matter had been decided by the House.

The Chairman then reported that during the consideration of the Council's amendments in the Bill he had occasion to rule the Honorable Member for New England (Mr. Copeland) out of order, whereupon the Honorable Member remarked that the course pursued by the Chairman in ruling him out of order was an unfair proceeding; and exception being taken by the Honorable the Colonial Secretary to the use of these words, the matter was referred to Mr. Speaker for his decision thereon.

Sir Henry Parkes then moved, That the words used by the Honorable Member for New England (Mr. Copeland) are unparliamentary and disorderly, and ought to be withdrawn, and an apology made to this House for their use.

And Mr. Copeland having been heard in his place, withdrew the words used by him, expressed his regret for having used them, and left the Chamber.

The House deliberated.

Whereupon Sir Henry Parkes withdrew his motion.

Sir Henry Parkes then moved, That the apology made by the Honorable Member for New England (Mr. Copeland) be accepted by the House.

Question put and passed.

And Mr. Copeland having re-entered the Chamber, was informed by Mr. Speaker that the House had accepted his apology.

On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the Committee resumed.

Mr.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to some, disagreed to others, and amended one of the Council's amendments. On motion of Sir Henry Parkes, the report was adopted.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Justices Appeal Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to improve the Administration of the Law so far as respects Summary Proceedings before Justices of the Peace*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 28th September, 1881.

JOHN HAY,
President.

(2.) Evidence in Summary Convictions Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable Defendants to give Evidence in all cases of Summary Conviction*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 28th September, 1881.

JOHN HAY,
President.

EVIDENCE IN SUMMARY CONVICTIONS BILL.

Schedule of the Amendments referred to in Message of 28th September, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1, line 8. After "defendant" insert "and the wife of any defendant"
" clause 1, line 9. At end of clause add "Provided that the provisions of this section shall
" not extend to cases where the punishment upon summary conviction is or may be
" imprisonment with or without the option of a fine"
" clause 2. Omit clause 2.

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

10. STIPENDIARY MAGISTRATES:—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 to authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District, and to define in certain respects the powers of Magistrates within the said district.

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 authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District, and to define in certain respects the powers of Magistrates within the said district.

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

11. POSTPONEMENTS:—The following Orders of the Day postponed:—

- | | |
|---|--------------------|
| (1.) Licensing Bill (No. 2); to be further considered in Committee. | } until To-morrow. |
| (2.) Billiard and Bagatelle Licensing Bill; second reading. | |
| (3.) Dedicated Crown Lands Resumption Bill; second reading. | |
| (4.) Criminal Law Amendment Bill; second reading;—until Wednesday next. | |

12. PARLIAMENTARY EVIDENCE 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 to provide for the Summoning Attendance and Examination of Witnesses before either House of Parliament or any Committee thereof*."

Legislative Assembly Chamber,
Sydney, 28th September, 1881.

The House adjourned at twenty minutes before Eleven 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.

THURSDAY, 29 SEPTEMBER, 1881.

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

QUESTIONS:—

(1.) Railway from Wallerawang to Mudgee:—*Mr. O'Connor*, for *Mr. McElhone*, asked the Secretary for Public Works,—When will the correspondence moved for by *Mr. McElhone* in reference to the Railway Works from Wallerawang to Mudgee be laid upon the Table of the House?

Mr. James Watson answered,—The papers were laid upon the Table on the 27th instant.

(2.) Thomas Pearce, Railway Porter:—*Mr. Jacob*, for *Mr. McCulloch*, asked the Secretary for Public Works,—Will he lay upon the Table of the House copies of all papers connected with the suspension, dismissal, and re-appointment of Thomas Pearce, as Porter-in-charge, or Station-master at Douglas Park, Summerhill, and Guildford?

Mr. James Watson answered,—There will be no objection.

(3.) Pymont Bridge:—*Mr. O'Connor* asked the Colonial Treasurer,—Has the Government resumed the Pymont Bridge; if so, is it their intention to throw it open free to the public?

Mr. James Watson answered,—The Government has approved of the resumption of the Pymont Bridge, and steps are being taken to give the necessary notice; when the resumption is completed the Government will decide as to the propriety of throwing the Bridge open, free of toll, to the public.

(4.) Circular respecting Purchase of Crown Lands:—*Dr. Ross* asked the Secretary for Lands,—

(1.) Is it true that in or about the year 1872 a Circular was issued by the Surveyor General, or from the Survey Office, to Lessees of Crown Lands, apprising them that they could purchase from 4,000 to 64,000 acres of land on payment of sixpence per acre; if so, will he lay a copy of the document upon the Table of the House?

(2.) Have any applicants applied for land under the directions of the Circular; if so, the area so applied for, and the amount paid for the same?

Mr. Hoskins answered,—No such Circular has ever been issued by the Surveyor General.

2. CUDGEGONG TOWN HALL BILL:—*Mr. Terry* 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 Council of the Borough of Cudgegong to erect a Town Hall and Municipal Council Chambers and Offices on a parcel of land situate in Market and Douro Streets in the Town of Mudgee and to borrow moneys for the purpose of erecting and completing the said buildings and for other purposes therein mentioned*,"—read a first time.

3. LICENSING BILL (No. 2):—*Mr. Kerr* presented the following Petitions in favour of the Licensing Bill, but suggesting certain amendments therein:—

(1.) From Residents of the District of Orange.

(2.) From Matrons and Spinsters resident at Spring Grove, in the District of Orange.
Petitions received.

4. ADJOURNMENT:—*Mr. William Clarke* moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

5. DESIGNS OF TOWNS AND VILLAGES CORRECTING BILL (*Formal Motion*):—*Mr. Hoskins* moved, pursuant to Notice, for leave to bring in a Bill to extend the power of correcting Designs or Plans of Towns and Villages and the limits of Suburban Lands.

Question put and passed.

6. **IMPOUNDING ACT AMENDMENT BILL** (*Formal Motion*):—Mr. Byrnes moved, pursuant to Notice, for leave to bring in a Bill to amend in certain particulars the Impounding Act 29 Victoria No. 2. Question put and passed.
7. **SINGLETON GAS BILL** (*Formal Motion*):—Mr. Burns moved, pursuant to Notice,—
 (1.) That the Singleton Gas Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.
 (2.) That such Committee consist of Mr. John Brown, Mr. Jacob, Mr. Fawcett, Mr. Poole, Dr. Ross, Mr. Day, Mr. Brodribb, Mr. Fullford, Mr. Copeland, and the Mover.
 Question put and passed.
8. **DEDICATION BY USER LIMITATION BILL**:—Mr. Hoskins presented a Bill, intituled “*A Bill to limit the application of the Doctrine of Dedication by User in certain cases,*”—which was read a first time. Ordered to be printed, and read a second time on Wednesday next.
9. **DESIGNS OF TOWNS AND VILLAGES CORRECTING BILL**:—Mr. Hoskins presented a Bill, intituled “*A Bill to extend the power of correcting Designs or Plans of Towns and Villages and the limits of Suburban Lands,*”—which was read a first time. Ordered to be printed, and read a second time on Wednesday next.
10. **INFLUX OF CHINESE RESTRICTION 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 21st September, 1881, requesting its concurrence in certain amendments made by the Council in the Influx of Chinese Restriction Bill,—

Agrees to the amendment which omits clause 2.

Agrees to the amendment in clause 3, line 15, which omits “as aforesaid and.”

Agrees to the insertion of the words “at any port or place in this Colony or from parts beyond the Colony” in the same clause; but proposes to omit therefrom the word “or” after Colony—in which amendment the Assembly requests the concurrence of the Council.

Agrees to the remaining amendment in clause 3.

Disagrees to the amendment in clause 4, line 23,—because, as the object of the Bill is not to regulate the immigration of Chinese but to restrict within the narrowest limits their influx into the Colony, it is self-evident that the limit of one Chinese to every hundred tons of a ship's burden would be more effective than two Chinese to the same amount of tonnage.

Agrees to the remaining amendments in clause 4.

Disagrees to the amendment which omits clause 5,—because it is believed that a similar provision is in every Bill of the other Colonial Legislatures for the restriction of the influx of Chinese, and because this clause is considered an essential part of the restrictive provisions of the Bill.

Disagrees to the amendment which omits clause 6,—because it is necessary that Chinese arriving overland from another Colony should be subject to the same restrictive provisions as those who arrive by sea.

Disagrees to the amendment which omits clause 7,—because the clause is necessary to carry out the other provisions of the Bill.

Disagrees to the amendment which omits clause 8, for the same reason as given for retaining the last preceding clause.

Agrees to the amendments in clauses 9, 10, and 11.

Disagrees to the amendment which omits clause 13,—because the clause is necessary to carry out the other provisions of the Bill.

Agrees to the amendments in clauses 14 and 15.

Disagrees to the amendment which omits clause 17,—because the whole policy of the Bill is for the future not to induce but to discourage the arrival and settlement in this Colony of Chinese.

Agrees to the amendment in clause 18.

*Legislative Assembly Chamber,
 Sydney, 29th September, 1881.*

11. **LICENSING BILL** (No. 2):—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, 30 SEPTEMBER, 1881, A.M.

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

12. **NAVIGATION LAW 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 Law relating to Unseaworthy Ships and the ‘Navigation Act of 1871’ and for other purposes,*”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
 Sydney, 29th September, 1881.*

JOHN HAY,
 President.
 NAVIGATION

NAVIGATION LAW AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 29th September, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 4, clause 7. *Omit* clause 7, *insert* the following new clause:—

“7. If any ship shall be detained wrongfully and without reasonable and probable cause under the powers conferred by the sixth section of this Act the owner of such ship may bring an action for compensation against the Government for loss or damage sustained by him in consequence of such detention including the costs of or incidental to the detention and survey of the ship. In such action the Colonial Treasurer shall be the nominal defendant and the action shall be tried before the Chief Justice of the Supreme Court or a Deputy Judge appointed by him sitting as in Vice-Admiralty in accordance with the provisions contained in the Acts and Rules in force for the time being regulating the practice of the Vice-Admiralty Court and subject to the same right of appeal from the Order or Decree of the Court as is by law incident to the jurisdiction in Vice-Admiralty. All damages and costs of suit adjudged against such nominal defendant shall be paid pursuant to the provisions of the sixth and seventh sections of the ‘Claims against the Colonial Government Act.’”

Liability of the Government for wrongful detention in certain cases.

Page 4, clause 8, lines 35 to 37. *Omit* “if the complaint is made in sufficient time before the sailing of the ship and is not in the opinion of such Board or Magistrate frivolous or vexatious”

Page 7, clause 17, line 7. *After* “ship” *insert* “shall be guilty of a misdemeanour and shall be liable to the like punishment provided in section four”

„ 7, clause 17, line 7. *Omit* “also”

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 52.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 30 SEPTEMBER, 1881.

There being only nineteen Members present, exclusive of Mr. Speaker, namely,—Mr. Andrews, Mr. Beyers, Mr. Burns, Mr. Byrnes, Mr. Cameron, Mr. Cooke, Mr. Day, Mr. Douglas, Mr. William Forster, Mr. Fremlin, Mr. Garrard, Mr. Hezlet, Mr. Hoskins, Mr. Jacob, Mr. Myers, Sir Henry Parkes, Mr. E. B. Smith, Mr. Suttor, 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. 53.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 4 OCTOBER, 1881.

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

QUESTIONS :—

(1.) Crown Lands sold by Auction, and applied for in virtue of Improvements :—Mr. Reid asked the Secretary for Lands,—

(1.) The total number of acres of Crown Lands, other than town or suburban lots, advertised from 1st January to 30th September, 1881, for sale by public auction?

(2.) The total number of acres of Crown Lands applied for during the same period by Pastoral Lessees in virtue of improvements?

Mr. Hoskins answered,—

(1.) 961,310 acres were advertised and offered for sale by auction.

(2.) 172,457 acres 1 rood and 10 perches were applied for in virtue of improvements.

(2.) Public School at Mandurama Ponds :—Mr. Turner, for Mr. Lynch, asked the Colonial Secretary,— Is it his intention to erect a Public School at Mandurama Ponds, in the Carcoar District; if so, when will tenders be called for the erection of the building?

Sir Henry Parkes answered,—Yes; plans and specifications are nearly ready, and tenders will be called for at an early date.

(3.) Mr. John Kevin, Inspector of Public Schools :—Mr. Jacob, for Mr. McCulloch, asked the Colonial Secretary,—

(1.) Has Mr. John Kevin been appointed an Inspector of Public Schools?

(2.) What was the date of his entering the service of the Council of Education, what appointments has he held therein, and how long did he hold them respectively?

(3.) When was he examined, and what certificates did he obtain?

(4.) What were his qualifications for the appointment as Inspector, and by whom was he recommended for that promotion?

(5.) Was the appointment applied for by other gentlemen in the service of higher status than Mr. Kevin?

Sir Henry Parkes answered,—I will lay a paper upon the Table in the course of the afternoon explaining this matter.

(4.) Railway Rails :—Mr. Young, for Mr. Fergusson, asked the Secretary for Public Works,—

(1.) Have iron rails manufactured at the Lithgow Valley Works from Colonial ores been laid down in the Station-yard at Sydney; and if so, when?

(2.) Have these rails been taken up in consequence of having become unserviceable, or from any other cause?

(3.) How long were these rails in use?

(4.) Were rails re-rolled at the Lithgow Valley Works from imported English iron rails laid down at the same time; if so, are these rails still in use?

(5.) Was any report received by the Engineer for Existing Lines having reference to the wear of the rails referred to; if so, will the Minister be good enough to lay a copy of such report upon the Table of the House?

Mr.

Mr. James Watson answered,—

(1.) At the request of the Manager of the Lithgow Company, who was experimenting with different qualities of Colonial ores, some iron rails (four in number) were sent down to be tested, and subsequently twenty iron rails, made from other Colonial ores, were sent down for a like purpose. The latter have not yet been tested. The four rails first sent were laid in Redfern yard—two on the 26th April, one on the 7th July, and one on the 30th November, 1880.

(2.) Two of these rails have been taken up in consequence of being worn out; the other two rails are still in the road, but are wearing fast.

(3.) Of the two rails taken up, one was in use 73 days, and the other 219 days.

(4.) Two rails, re-rolled from imported English iron, were laid in at the same place on 27th April, 1880; they are still in use.

(5.) No report has been received by the Engineer for Existing Lines having reference to the wear of the rails referred to.

(5.) Travelling Stock Reserve from Galathera to the Namoi River:—*Mr. T. G. Dangar* asked the Secretary for Mines,—

(1.) Has the Travelling Stock Reserve from Galathera to Namoi River, near Gundemaine, been fenced across by the lessee?

(2.) Does this necessitate travelling stock passing along a lane only 1 chain wide; if so, will directions be given to remove such obstructions?

Mr. Suttor answered,—

(1.) There is no Travelling Stock Reserve from Galathera to the Namoi River, near Gundemaine, but a track between these points has been reported as fenced in, and inquiries are being made with a view, if necessary, to remove the obstruction.

(2.) The fence across the track referred to is said to have this effect.

(6.) Railway between Albury and Wodonga:—*Mr. Day* asked the Secretary for Public Works,—

(1.) What arrangements, if any, have been made with the Victorian Government for joining the Railway Line between Albury and Wodonga?

(2.) If no decision has been arrived at, will the Government take action to bring about a settlement with the Government of Victoria?

(3.) When is it expected that the work will be finished, and the through Line to Wodonga open for traffic?

Mr. James Watson answered,—

(1.) The arrangements for this junction have not yet been completed.

(2.) Inquiry will be made, with a view to the matter being expedited.

(3.) It is not possible at present to name any definite time for the completion of the Line.

(7.) Clothing for Aborigines:—*Mr. Burns*, for *Mr. Fawcett*, asked the Colonial Secretary,—Will the Government bestow a suit of clothes on each of the Aboriginal Natives of the Colony along with the blanket annually given?

Sir Henry Parkes answered,—Provision for the Aborigines is now under the consideration of the Government, and some larger sum than that at present granted will be submitted to the Parliament.

(8.) Land Office at Narrabri:—*Mr. T. G. Dangar* asked the Secretary for Lands,—Will inquiries be made as to the necessity of establishing a separate Land Office from that at Tamworth (which is at the extreme end of the district) at Narrabri?

Mr. Hoskins answered,—I am not aware of any necessity for altering the present arrangement in connection with the Land Districts of Tamworth and Narrabri; but, if the Honorable Member desires it, inquiry will be made.

(9.) Public Schools at Eulah Creek and Molly:—*Mr. T. G. Dangar* asked the Colonial Secretary,—

(1.) Will there be any objection to state the reasons for delay with regard to the establishment of Public Schools at Eulah Creek (near Narrabri) and Molly, halfway between Narrabri and Wee-Waa?

(2.) When is it likely these Schools will be established?

Sir Henry Parkes answered,—

(1.) In both cases the delay has arisen from the difficulty of securing suitable sites.

(2.) The site at Eulah Creek has now been secured, and tenders will be obtained for the erection of the buildings next week. The site at Molly has not yet been obtained.

(10.) Cash Deposits with Tenders for Railway Works:—*Mr. Jacob*, for *Mr. Cass*, asked the Secretary for Public Works,—With reference to his answer given on 28th instant to my question relative to the requirement of a cash deposit by tenderers for Railway Works,—

(1.) Is it a fact that the practice mentioned has had the effect of precluding engineers and contractors from tendering for such works?

(2.) Will he take steps to abolish the system, and adopt the practice of accepting responsible sureties in lieu of cash deposits?

Mr. James Watson answered,—

(1.) I am not aware that it has had the effect of precluding responsible engineers and contractors from tendering for works, but it may have had the effect of preventing irresponsible persons from tendering.

(2.) It is considered desirable to adhere to the practice of requiring cash in preference to personal security.

2. PAPERS:—

Sir Henry Parkes laid upon the Table,—Return respecting *Mr. John Kevin*, Inspector of Public Schools.

Ordered to be printed.

Mr.

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.

(4.) Abstract of Alterations of Designs of Towns and Villages, under the 22nd section of the Act 43 Victoria No. 29.

Ordered to be printed.

Mr. Suttor laid upon the Table,—Return to an Order made on 6th September, 1881,—“Telegraph Line from Bombala to Delegate.”

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.) Hospitals Acts Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 17.

A Bill, intituled “*An Act to amend the Hospital Acts and to enable Trustees thereof to invest the funds of such Hospitals,*”—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, 4th October, 1881.

(2.) Parliamentary Evidence Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 18.

A Bill, intituled “*An Act to provide for the summoning attendance and examination of Witnesses before either House of Parliament or any Committee 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, 4th October, 1881.

(3.) Justices Appeal Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 19.

A Bill, intituled “*An Act to improve the Administration of the Law so far as it respects Summary Proceedings before Justices of the Peace,*”—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, 4th October, 1881.

(4.) Vale of Clwydd Company's Incorporation Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 20.

A Bill, intituled “*An Act to incorporate the 'Vale of Clwydd Coal Mining and Copper Smelting Company (Limited)'*”—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, 4th October, 1881.

(5.) Osborne's Leasing Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 21.

A Bill, intituled “*An Act to enable the Trustees of the Will of Henry Osborne deceased to grant building and mining leases for ninety-nine 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 forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 4th October, 1881.

4. **LOW-LEVEL BRIDGE AT MELVILLE FORD** (*Formal Motion*):—Mr. Burns moved, pursuant to Notice, That there be laid upon the Table of this House a copy of the report of the Government Engineer on the proposed erection of a Low-level Bridge at or near Melville Ford.
Question put and passed.
5. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
 (1.) Electoral Act Amendment Bill; second reading;—*to follow after Order No. 7.*
 (2.) Legal Practitioners Bill; to be further considered in Committee;—*until Friday, 4th November.*
 (3.) Scrub Destruction on Crown Lands Bill; second reading;—*until Friday next.*
 (4.) Balmain Cemetery Bill (*as amended and agreed to in Select Committee*); second reading;—*until Friday, 14th October.*
 (5.) Rogers's Estate Bill (*as amended and agreed to in Select Committee*); second reading;—*until Friday next.*
 (6.) Attendants at Parramatta Lunatic Asylum; consideration in Committee of an Address to the Governor;—*until Friday next.*
 (7.) Electoral Act Amendment Bill; second reading;—*until Friday, 14th October.*
6. **DEPUTY CHAIRMAN OF COMMITTEES**:—Sir Henry Parkes (*by consent*) moved, That John Fitzgerald Burns, Esquire, do take the Chair in Committee of the Whole House for this day only.
Question put and passed.
7. **EVIDENCE IN SUMMARY CONVICTIONS BILL**:—The Order of the Day having been read,—Mr. Pigott moved, That Mr. Speaker do now leave the Chair, and the House resolve itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Question put and passed.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
Mr. Speaker resumed the Chair; and *Mr. Burns* reported progress, and obtained leave to sit again on Friday next.

The House adjourned at Five o'clock, until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 54.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 5 OCTOBER, 1881.

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

QUESTIONS:—

(1.) The Parliamentary Draftsman:—Mr. Combes asked the Attorney General,—

- (1.) What are the duties of the Parliamentary Draftsman?
- (2.) Are Members of Parliament (not being Ministers) entitled to his services for the purpose of preparing Bills which they desire to introduce?
- (3.) Is it a fact that the Parliamentary Draftsman declines to prepare Bills for Private Members?
- (4.) Which of the Bills introduced during the present Session have been prepared by the Parliamentary Draftsman?
- (5.) Is the Parliamentary Draftsman in the habit of drawing Private Bills professionally for Members of Parliament (not being Ministers) or other persons?

Mr. Wisdom answered,—

(1.) The duties of the Parliamentary Draftsman, as set forth in a letter dated 11th June, 1878, written by direction of Mr. Attorney General Foster, and offering the appointment to the present Parliamentary Draftsman, are stated to be:—

- (a) Drafting Bills sent to him by a Minister.
- (b) Perusing and reporting on the effect of alterations in Bills during their passage through the Legislature.
- (c) Perusing and reporting on all Bills introduced by Private Members.
- (d) Making himself acquainted with the alterations from time to time in Imperial Statute Law, and reporting thereon where any seem adapted to the requirements of this Colony.
- (e) Perusing and reporting on all By-laws, Rules, and Regulations submitted to the Attorney General.
- (f) Preparing any Regulations for carrying out the intention of any Statute.

In connection with the duties attached to the office, in terms of the letter referred to, the Parliamentary Draftsman is expected to attend any Minister who requires his services, whether to receive original instructions, or at any stage of a Bill, and in whichever Chamber it happens to be; also to correspond and consult with officers of the various departments by which Government Bills are promoted. With respect to the duties of examining and reporting upon By-laws, Rules, and Regulations, it may be stated that those duties have become exceedingly onerous, as will be seen by the following list, which produced more than 120 sets of By-laws, Rules, and Regulations during the present year:—

General Municipal By-laws under the Municipalities Act.
 City of Sydney Corporation By-laws.
 Municipal By-laws for Regulation of Commons, Reserves, Cattle-driving, Paving and Public Vehicles, Tolls and Wharfs, and Free Public Libraries.
 Regulations of Trustees of Permanent and Temporary Commons under the Commons Regulation Act.
 Marine Board Regulations.
 Savings Bank do.
 Pastures and Stock Protection Act Regulations.
 Diseases in Sheep Act do.
 Customs Act do.
 State Children's Relief Board do.
 Fisheries Commissioners do.
 By-laws of Transit Commissioners
 Rules of Small Debts Courts.

Together with Regulations and By-laws under other Acts of Parliament, but submitted with less frequency.

(2.)

(2.) When the present Parliamentary Draftsman was first appointed to the office (in 1865) it was understood to be his duty to draw Bills for Private Members of Parliament, if they had obtained permission to introduce such Bills, and if the time at his disposal permitted him to undertake the task. Under his present appointment, the drafting of Bills for Members of Parliament who are not Ministers is not mentioned, but the practice which he has followed has been as nearly as possible that which he followed under his first appointment. As a matter of right, Members of Parliament other than Ministers do not appear to be entitled to command his services.

(3.) It is a fact that on some few occasions the Parliamentary Draftsman has been compelled to decline to draw a Bill for a Private Member; but this has only happened when it was wholly impossible for him in view of his engagements with Ministers to draw the Private Member's Bill. On the other hand, whenever those engagements permitted, he has never refused to draw such Bills. Five or six have been prepared by him for Private Members during the present Session, and he has frequently, during the same period, conferred with and advised Private Members on the subject of Bills they desired to introduce.

(4.) (a) Under instructions from Ministers :—

Influx of Chinese Restriction—(some Clauses.)

Licensing (No. 1.)

Licensing (No. 2.)

Local Government (No. 1.)

Local Government (No. 2.)

Criminal Law Amendment—(Clauses and amendments.)

Supreme Court—(Additional Judge.)

Ringbarking on Crown Lands Regulation (No. 1.)

Crown Lands Purchases Validation.

Parliamentary Evidence.

Navigation Law Amendment.

Cattle Sale-yards Additional Loan.

Billiard and Bagatelle Licensing.

Lunacy Act Amendment—(In conference with Dr. Manning.)

Dedication by User Limitation.

Designs of Towns and Villages Correction.

(b) For Private Members :—

Scrub Destruction on Crown Lands.

Surveyors Institute Incorporation.

Electoral Act Amendment.

Impounding Act Amendment.

In addition to the above, five Bills have been prepared under instructions from Ministers, and six for Private Members, but they have not yet been laid upon the Table.

(5.) If the expression "professionally" in this question means "upon payment of fees," the answer is, No. The Parliamentary Draftsman has drawn several Private Bills gratuitously for Members of Parliament (not being Ministers) during the present Session, but he has never drawn a Private Bill for any other than a Member since 1878, although frequently asked to do so.

(2.) Census Collectors, Warialda District :—Mr. Campbell asked the Colonial Secretary,—Will he state why the Census Collectors in the Warialda District have not yet been paid?

Sir Henry Parkes answered,—I find that the Enumerator of the Gwydir District having left the business was transferred to the Clerk of Petty Sessions newly appointed, and that this gentleman sent in vouchers for larger sums than were put down by the Enumerator—hence the delay. The Government is prepared to pay the amounts stated by the late Enumerator.

(3.) Dredge for the Manning River :—Mr. Young asked the Secretary for Public Works,—When will the Dredge recently built for the Manning be sent to that River?

Mr. Lackey answered,—The Dredge will be ready in about a fortnight.

(4.) Watering Streets on Tramway Lines :—Mr. Young, for Mr. Fergusson, asked the Secretary for Public Works,—Is it the intention of the Government to have the streets along the different lines of Tramway watered during the summer months?

Mr. Lackey answered,—Yes.

(5.) Land resumed for Railway Purposes at Darling Harbour :—Mr. Burns, for Mr. Reid, asked the Secretary for Public Works,—

(1.) Have any claims been received in respect of land resumed for Railway purposes on the western side of Darling Harbour?

(2.) Has he any objection to state the names of the claimants, and the amounts of the respective claims?

Mr. Lackey answered,—

(1.) Yes.

(2.) I do not think it desirable at this stage of the proceedings to disclose the information asked for by the Honorable Member, as it might prejudice the action of the valuers in dealing with the question of compensation.

2. IMPOUNDING LAW AMENDMENT BILL :—Mr. Byrnes presented a Bill, intituled "*A Bill to amend in certain particulars the Impounding Act 29th Victoria No. 2,*"—which was read a first time. Ordered to be printed, and read a second time on Friday, 21st October.

3. HILL'S ESTATE BILL :—Mr. Jacob presented a Petition from Henry Moncur Atkinson, of Young, one of the Trustees of the Marriage Settlement of Sophia Mary Hill, 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

And Mr. Jacob having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Evening Times*, newspapers, containing the Notices required by the 59th Standing Order,—
Petition received.

4. PAPERS:—Sir Henry Parkes laid upon the Table,—
(1.) Notification of resumption of Land at Macdonald Town, under the Lands for Public Purposes Acquisition Act.
(2.) Return to an Order made on 9th September, 1881,—“Technical Education.”
Ordered to be printed.
5. EXPENDITURE ON PUBLIC WORKS IN ELECTORATE OF WENTWORTH (*Formal Motion*):—Mr. Brodribb moved, pursuant to Notice, That there be laid upon the Table of this House a Return of all moneys voted and spent at Euston, Wentworth, Menindie, and Wilcannia, and along the Darling River, passing through the Wentworth Electorate, in improvements of all kinds, from 1861 up to 31st December, 1880, designating the respective works on which money was so spent, and the locality.
Question put and passed.
6. MOFFITT'S ESTATE ENABLING BILL:—Mr. Reid, 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 6th September, 1881; together with a copy of the Bill as amended and agreed to by the Committee.
Ordered to be printed.
Mr. Reid then moved, That the Bill be read a second time on Friday, 14th October.
Question put and passed.
7. LICENSING BILL (No. 2):—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, 6 OCTOBER, 1881, A.M.

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

8. PRINCE ALFRED HOSPITAL:—

- (1.) Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council having appointed a Select Committee on the “Prince Alfred Hospital,” and that Committee being desirous to examine Arthur Renwick, Esquire, M.D., 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, 5th October, 1881.*

JOHN HAY,
President.

- (2.) Sir Henry Parkes moved, That Arthur Renwick, Esquire, M.D., have leave to attend and give evidence before the Select Committee of the Legislative Council on the “Prince Alfred Hospital,” if he think fit.

Question put and passed.

- (3.) 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 Arthur Renwick, Esq., M.D., a Member of the Legislative Assembly, to attend and be examined before a Select Committee of the Legislative Council on the “Prince Alfred Hospital,”—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, 6th October, 1881, A.M.*

G. WIGRAM ALLEN,
Speaker.

9. NAVIGATION LAW AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. James 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 the Council's amendments.

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

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

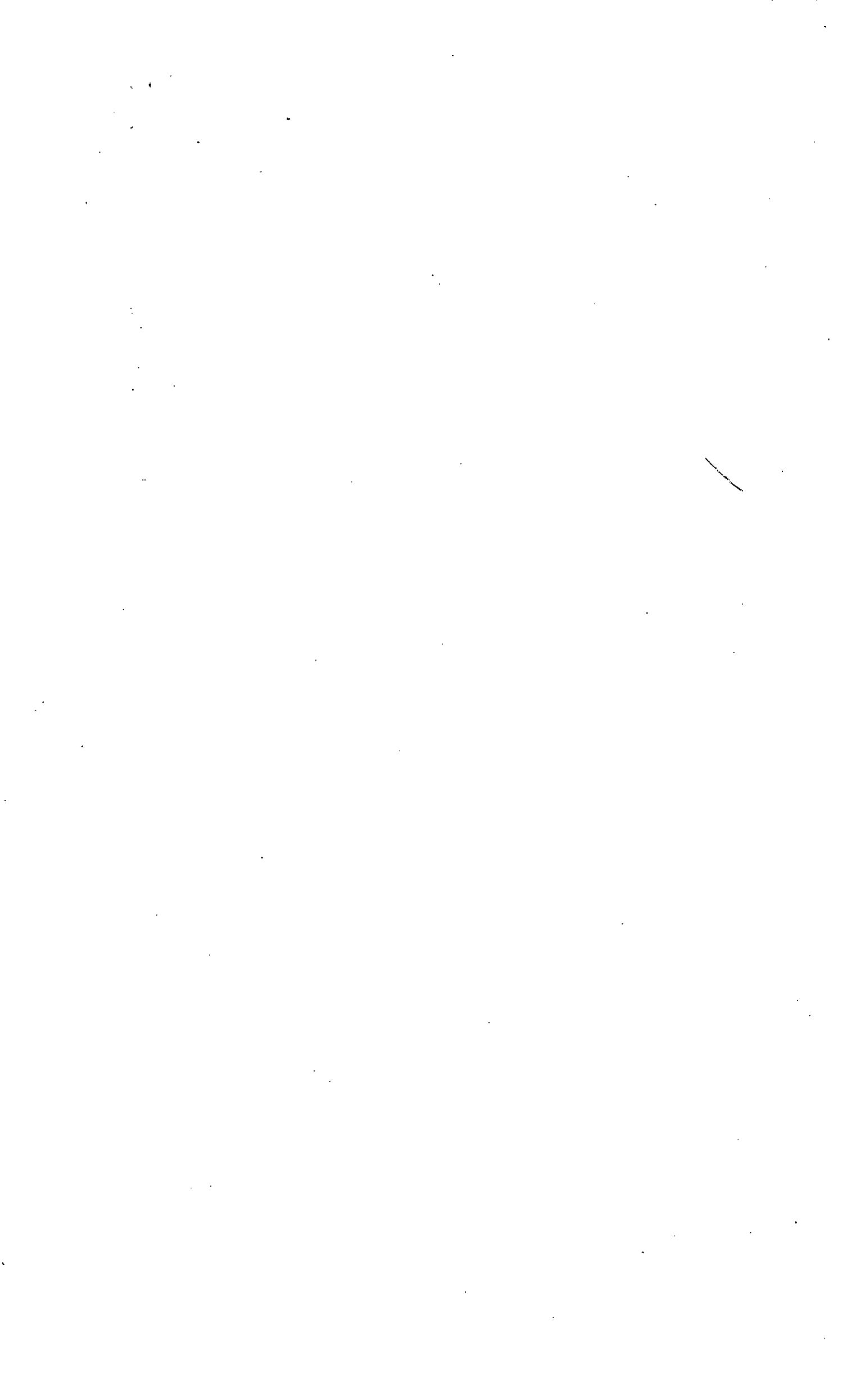
MR. PRESIDENT,

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled “*An Act to amend the Law relating to Unseaworthy Ships and the ‘Navigation Act of 1871’ and for other purposes.*”

*Legislative Assembly Chamber,
Sydney, 6th October, 1881, A.M.*

The House adjourned at twelve minutes after One o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 55.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 6 OCTOBER, 1881.

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

QUESTIONS:—

(1.) Road through William Mackenzie's Land at Wee Waa:—Mr. T. G. Dangar asked the Secretary for Mines,—

(1.) Through what portions of purchased land, the property of William Mackenzie, at or about Wee Waa, does the new deviation road, Turawan to Walgett, *via* Wee Waa, pass through, and the extent of land taken in each case from William Mackenzie for such road purposes?

(2.) Is it intended to compensate William Mackenzie for any land so taken?

Mr. Suttor answered,—The Department of Mines is not aware of any proposed deviation of the road referred to at or about Wee Waa.

(2.) Tarriaro Bridge:—Mr. T. G. Dangar asked the Secretary for Public Works,—

(1.) Is the Minister aware of the dangerous state of Tarriaro Bridge, across the Namoi River near Narrabri?

(2.) Will immediate steps be taken to place same in thorough repair before the approaching wool season, to enable carriers and others to reach Gunnedah Railway?

Mr. Lackey answered,—

(1.) The local officer has reported the defective condition of Tarriaro Bridge over the Namoi River.

(2.) Instructions respecting its repair have been issued to the local officer, and meanwhile it is ordered to be closed.

(3.) Cook's River Road:—Mr. Stephen Brown asked the Secretary for Public Works,—

(1.) When was the road from Sydney to Cook's River taken out of the hands of the Road Trust by the Government and proclaimed one of the main roads of the Colony?

(2.) What amount has the Government received for tolls collected on such road since it was so proclaimed, and what amount has during such period been expended on it?

(3.) Has the attention of the Minister been repeatedly called, by the Representatives of the District and others, to the disgraceful condition of such road, and will he cause immediate steps to be taken to have it put in thorough repair?

Mr. Lackey answered,—

(1.) The Cook's River Road, and other roads to be maintained by the tolls taken at the Newtown Bar, were proclaimed main roads on 5th November, 1875.

(2.) Amount received from tolls, £12,193 1s. 8d.; amount expended from City boundary to the Dam, approximately, £10,000.

(3.) Yes; by the Members for the district, the Newtown Municipality, and others; and hitherto, upon inquiry, the road has been reported in good order. It is now somewhat cut up by the late heavy rains, but steps are being taken for its repair. The traffic through Newtown has so enormously increased during the last five years that special provision will have to be made.

(4.) City of Sydney Improvement Board:—Mr. Farnell asked the Colonial Secretary,—Has the Annual Report of the City of Sydney Improvement Board been received by the Government; if so, when will it be laid upon the Table of the House?

Sir Henry Parkes answered,—The report has been received, and a copy of it will be laid upon the Table this afternoon.

2. PAPER:—*Sir Henry Parkes* laid upon the Table,—Second Annual Report of the City of Sydney Improvement Board.

Ordered to be printed.

3. LICENSING BILL (No. 2) :—
 (1.) Mr. Terry presented a Petition from Thomas Clark, Chairman of a Public Meeting of Inhabitants of the Town of Mudgee, in favour of the passing of this Bill.
 (2.) Mr. Holborow presented a Petition from Members of the Church of England in the District of Taralga, in favour of this Bill, but suggesting certain amendments therein.
 Petitions received.
4. DENTON'S ESTATE LEASING AND MORTGAGING BILL :—Mr. W. J. Foster, 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 23rd September, 1881 ; together with a copy of the Bill as agreed to by the Committee.
 Ordered to be printed.
 Mr. Foster then moved, That the Bill be read a second time on Friday, 21st October.
 Question put and passed.
5. HILL'S ESTATE BILL (*Formal Motion*) :—Mr. Jacob 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. ADJOURNMENT :—Mr. O'Connor moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
7. LICENSING BILL (No. 2) :—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, 7 OCTOBER, 1881, A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 56.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 7 OCTOBER, 1881.

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

QUESTIONS:—

(1.) Road from Merriwa West to Boggabilla:—Mr. Campbell asked the Secretary for Mines,—Is it intended to open a direct road from Merriwa West to Boggabilla, through a measured portion of land from there to the river, for camping stock?

Mr. Suttor answered,—Instruction is with the District Surveyor to make a preliminary traverse of a road in somewhat the direction referred to, but whether the road will pass through any measured portions or not cannot be ascertained until the plan of survey has been received.

(2.) Water Reserves near the Road to Taloona from Merriwa:—Mr. Campbell asked the Secretary for Lands,—Is there a Station Water Reserve near the main road to Taloona from Merriwa, and is it intended to make such a public watering-place?

Mr. Hoskins answered,—Yes; there are several Water Reserves in the locality, viz., Nos. 134, 332, 333, 365, 371, 450, 579, 739, and 829. No. 332 has also been reserved from lease (as Reserve from lease No. 94) for a public watering-place.

(3.) Rules under Real Estate of Intestates Distribution Act:—Mr. Joseph P. Abbott asked the Attorney General,—Have the Judges of the Supreme Court made Rules for the ordinary guidance of Administrators in relation to Real Estate administered as Personal Estate Assets by General Rules or otherwise, in accordance with the provisions of the Real Estate of Intestates Distribution Act of 1863; if not, is it their intention to do so; and if so, when?

Mr. Wisdom answered,—I have been requested by Sir George Innes to state that no such Rules have yet been framed. With reference to the latter part of this question, I would request the Honorable Member to postpone it until the return of the Judges to town, as they are now absent on Circuit.

(4.) Land Sale at Walgett:—Mr. T. G. Dangar asked the Secretary for Lands,—

(1.) Has a Petition been received asking that unsold lots in the Town of Walgett, situated between Euroka-street and the Hospital, might at an early date be submitted to auction?

(2.) Is it intended, and if so when, to submit such land for sale?

Mr. Hoskins answered,—

(1.) Yes, and it has been referred to the local Surveyor for report.

(2.) Some of the allotments fronting Euroka-street will be offered for sale on or about the 23rd proximo.

(5.) Recreation Ground for Walgett:—Mr. T. G. Dangar asked the Secretary for Lands,—

(1.) Has an application, with sketch, been received from the Residents of Walgett, asking for the dedication of a Recreation Ground?

(2.) Is it intended to comply with the request of the Petitioners?

Mr. Hoskins answered,—

(1.) Yes.

(2.) The application is awaiting the report of the local Surveyor, whose attention will be drawn thereto.

(6.) Treatment of Prisoners in Coonamble Gaol :—Mr. Buchanan asked the Attorney General,—Is it true that it is the practice of the Gaol Authorities of the Coonamble Gaol to leg-iron every person given into their custody and keep them so leg-ironed until they are heard, and, if committed for trial, to retain the leg-irons on them until they are tried—in many cases inflicting this misery upon, it may be, innocent people for months together; if so, will he make inquiry into the matter, and give an assurance that such a practice will be promptly stopped?

Mr. Wisdom answered,—I am requested by Sir George Innes to say that he has called for a report from the Gaol Authorities at Coonamble; that report has not yet been received.

(7.) Wool-shed at Darling Harbour :—Mr. Abigail asked the Secretary for Public Works,—Is there any arrangement for organized action on the part of the men employed at Darling Harbour in case of fire occurring among the goods; if so, will he have any objection to lay a copy of the regulations upon the Table of the House?

Mr. Suttor answered,—The answer afforded by the Department is as follows :—There are four stand-pipes, with hose, besides some twenty buckets of water always kept ready in the wool-shed at Darling Harbour, and several hydrants have been ordered for various parts of the yard in case of fire. The appliances are experimented with from time to time; they were last experimented with on the 3rd instant. The supply of water is admirable, and in the event of a fire breaking out it would be overcome before any serious damage could be done. There are no formulated regulations, and it is considered unnecessary to have such. The men have been made aware of the position of the hydrants, and any one can use them when required.

(8.) Immigrants per "Nineveh" :—Mr. Abigail asked the Colonial Secretary,—

- (1.) The number of Immigrants that arrived per ship "Nineveh"?
- (2.) Their classification, and under what regulations were they brought out?
- (3.) How many were nominated in the Colony?
- (4.) Are they examined by medical men before embarking?
- (5.) Is it true that two of the single females were insane when the ship arrived at Sydney; if so, from what cause?
- (6.) Has Mr. Wise, the Immigration Agent, been instructed to receive deposits under the new regulations from people desirous of bringing out friends to the Colony?

Sir Henry Parkes answered,—

- (1.) 375.
- (2.) Farm and other labourers, 103; tailors, 3; bootmakers, 2; millers, 2; upholsterers, 2; turner, engineer, ship caulker, clicker, and grocer, each 1; total male adults, 117. Single women, 152; married women, 26; children, 80. Total, 375. All but two were brought out under the regulations of 19th September, 1876. Two adults were brought out under the regulations of 14th March, 1881.
- (3.) 373.
- (4.) Yes.
- (5.) Yes. The Board of Immigration have been engaged in investigating the causes of the insanity. From the evidence taken it appears that both girls were apparently healthy immediately before embarkation. The report of the Board of Immigration is now in course of preparation.
- (6.) No.

(9.) Government Branch Offices :—Mr. Myers asked the Colonial Secretary,—If he will cause to be printed the following information for the use of Members of Parliament and others :—

- (1.) A Directory Sheet indicating the localities of the various branches of the Government Offices now scattered about Sydney?
- (2.) The names of the Head Officials in such Offices, and the nature of the information which each such Official is supposed to be able to afford to the general public?

Sir Henry Parkes answered,—I fear I cannot undertake to direct any such publication as the one foreshadowed in this question.

(10.) Sanitarium at Little Bay for Small-pox Patients :—Mr. Kidd, for Mr. Roseby, asked the Colonial Treasurer,—

- (1.) What progress is being made with the Sanitarium at Little Bay?
- (2.) When will it be completed and ready for the reception of real or supposed cases of small-pox?

Mr. James Watson answered,—

- (1.) The buildings are nearly completed, but the fencing required to enclose the grounds is delayed owing to the scarcity of materials in the market.
- (2.) The work will probably be completed for reception of patients in about a month.

(11.) Mrs. Bardwell :—Mr. Melville asked the Colonial Secretary,—

- (1.) Did Mrs. Bardwell undergo the preliminary examination for admission to the Training School during the year 1876, and what was the result of same?
- (2.) Was Mrs. Bardwell afterwards admitted a month on trial to the Training School; if so, upon whose authority, and what were the reasons assigned for such admission?
- (3.) Was any report made by any of the officers of the Training Department on the termination of the month's trial; if so, of what nature?
- (4.) What date did Mrs. Bardwell gain classification I.B.?
- (5.) What was the nature of the Examiner's Report on the recommendation for classification I.B.?
- (6.) What are the names of the Examiners who gave Mrs. Bardwell the marks for German and French, and what was the nature of their report in each case?
- (7.) With regard to the statements made by little girls contained in the additional papers laid upon the Table of the House, rebutting certain evidence given at a previous inquiry,—Was any officer of the department present when such statements were made?
- (8.) Who were Mrs. Bardwell's sureties or bondsmen when she entered the Training Room?
- (9.) Did Mrs. Bardwell refund any of the money received by her as salary while in training upon her not completing the terms of her bond?
- (10.) Will the Colonial Secretary lay upon the Table of the House the examination papers of Mrs. Bardwell previous to her entering the Training School in 1876?

Sir Henry Parkes answered,—The answers to these questions are very lengthy, and I propose to lay them upon the Table in the course of the afternoon.

2. PAPER:—Sir Henry Parkes laid upon the Table a Paper respecting Mrs. Bardwell, Public School Teacher.
Ordered to be printed.
3. ADJOURNMENT:—Mr. Buchanan moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
4. DRAINAGE OF SWAMP LAND ON THE BELMORE RIVER:—Mr. R. B. Smith presented a Petition from Farmers of the Belmore River, and Farmers and Settlers of the Macleay River, praying that steps may be taken for draining the alluvial swamp at the back of the alienated land on the Belmore River.
Petition received.
5. MR. AUSTIN FORREST WILSHIRE:—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider an Address to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1881 a sum not exceeding £2,000, to compensate Mr. Austin Forrest Wilshire for losses sustained by him as set forth in his Petition of 18th May, 1880.
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 reception of the Resolution stand an Order of the Day for Friday next.
6. CROWN-STREET PUBLIC SCHOOL:—The Order of the Day having been read for the adjourned Debate in reference to the appointment of a Select Committee to inquire into the management of the Crown-street Public School,—Mr. Roseby moved, That the Order of the Day be discharged.
Debate ensued.
Question put.
The House divided.

Ayes, 26.

Mr. Bodel,	Mr. Murray,
Mr. Burns,	Mr. Poole,
Mr. Byrnes,	Mr. Proctor,
Mr. Cameron,	Mr. T. R. Smith,
Mr. Cooke,	Mr. Suttor,
Mr. T. G. Dangar,	Mr. Tarrant,
Mr. Davies,	Mr. Tecce,
Mr. Fawcett,	Mr. Terry,
Mr. Garrett,	Mr. James Watson,
Mr. Hezlet,	Mr. Wisdom.
Mr. Hoskins,	
Mr. Kerr,	<i>Tellers,</i>
Mr. G. A. Lloyd,	Mr. Roseby,
Mr. Martin,	Mr. Wilson.

Noes, 12.

Mr. Joseph P. Abbott,
Mr. Beyers,
Mr. Day,
Mr. Fergusson,
Mr. William Forster,
Mr. Fullford,
Mr. Garrard,
Mr. Garvan,
Mr. Jacob,
Mr. McCulloch.
<i>Tellers,</i>
Mr. Melville,
Mr. Copeland.

And so it was resolved in the affirmative.

7. DOWER ABOLITION BILL:—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a second time.
Mr. R. B. Smith moved, That this Debate be now adjourned.
Question put.
The House divided.

Ayes, 10.

Mr. Burns,
Mr. Cameron,
Mr. Davies,
Mr. William Forster,
Mr. Garrett,
Mr. G. A. Lloyd,
Mr. Martin,
Mr. Tecce.
<i>Tellers,</i>
Mr. R. B. Smith,
Mr. Burdekin.

Noes, 28.

Mr. Beyers,	Mr. Melville,
Mr. Bodel,	Mr. Murray,
Mr. Byrnes,	Mr. Poole,
Mr. Cooke,	Mr. Proctor,
Mr. Copeland,	Mr. T. R. Smith,
Mr. T. G. Dangar,	Mr. Suttor,
Mr. Farnell,	Mr. Terry,
Mr. Fawcett,	Mr. James Watson,
Mr. Fergusson,	Mr. Wilson,
Mr. Garrard,	Mr. Wisdom,
Mr. Garvan,	Mr. Withers.
Mr. Hoskins,	<i>Tellers,</i>
Mr. Jacob,	Mr. Joseph P. Abbott,
Mr. Kerr,	Mr. Day.
Mr. McCulloch,	

And so it passed in the negative.

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

Question put and passed.

Bill read a second time.

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

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

Ordered, that the adoption of the Report stand an Order of the Day for Tuesday next.

8. PRESBYTERIAN CHURCH PROPERTY MANAGEMENT BILL:—The Order of the Day having been read,—Mr. Kerr moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Kerr, 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. Kerr (*with the concurrence of the House*), the Report was adopted.

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

9. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
 (1.) Royal Society of New South Wales Incorporation Bill (*as agreed to in Select Committee*) ; second reading ;—*until Friday next*.
 (2.) Scrub Destruction on Crown Lands Bill ; second reading ;—*until Friday, 28th October*.
10. **ROGERS'S ESTATE BILL** :—The Order of the Day having been read,—Mr. Burns moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Burns, 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. Burns, the Report was adopted.
 Ordered, that the Bill be read a third time on Tuesday next.
11. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
 (1.) Attendants at Parramatta Lunatic Asylum ; consideration in Committee of the Whole of an Address to the Governor ;—*until Friday, 4th November*.
 (2.) Evidence in Summary Convictions Bill ; further consideration in Committee of the Whole of Legislative Council's amendments ;—*until Friday next*.
12. **GRAPE-VINES AND GRAPES IMPORTATION PROHIBITION BILL** :—
 (1.) Mr. Farnell moved, pursuant to Notice, That leave be given to bring in a Bill to prohibit the Importation of Grape-vines, Grape-vine Cuttings, and Grapes.
 Question put and passed.
 (2.) Mr. Farnell presented a Bill, intituled "*A Bill to prohibit the Importation of Grape-vines Grape-vine Cuttings and Grapes*,"—which was read a first time.
 Ordered to be printed, and read a second time on Friday, 21st October.

The House adjourned at twenty-seven minutes after Nine o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 57.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 11 OCTOBER, 1881.

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

QUESTIONS:—

- (1.) County of Selwyn:—*Mr. Day*, for *Mr. Lyne*, asked the Secretary for Lands,—Has he any objection to lay upon the Table of the House a Return showing,—

- (1.) The area of the County of Selwyn?
- (2.) The number of acres selected in that County?
- (3.) The number of acres still available for free selection?
- (4.) The number of acres unfit for settlement?
- (5.) The number of reserves, specifying in each case the area and for what purpose reserved, the position of each, and name of run upon which it is made?
- (6.) The amount of revenue contributed by selectors for interest and balances in the above County?

Mr. Hoskins answered,—The information will, with the exception of that asked for by clause 6, be supplied at an early date. The return of contributions by selectors for interest and balances will take a considerable time to prepare, although it is not anticipated that it will be very large in amount.

- (2.) Bridge over the Big River between Pallamallawa and Moree:—*Mr. Campbell* asked the Secretary for Public Works,—

- (1.) When is it intended to call for tenders for the Bridge over the Big River, between Pallamallawa and Moree, the money for which has been voted by Parliament?
- (2.) Has the site been fixed for such Bridge; and, if so, where?

Mr. Lackey answered,—

- (1.) In about two months time.
- (2.) Yes; on Reserves 38 and 480, in the County of Courallie.

- (3.) Bridges over the Big River at Bingera Town and Bingera Creek:—*Mr. Campbell* asked the Secretary for Public Works,—

- (1.) When is it intended to call for tenders for the Bridges over the Big River at Bingera Town and Bingera Creek, the moneys for which have been voted by Parliament?
- (2.) Have the sites for these Bridges been fixed; and if so, where?
- (3.) Are these Bridges to be of iron or wood; if the former, has the material been ordered?

Mr. Lackey answered,—

- (1.) In about six weeks for Bingera Creek; the other as soon after as possible.
- (2.) Yes, at continuation of Link-street.
- (3.) They are to be of iron; the material has not yet been ordered.

- (4.) Bridge over the Barwin River, near Collarenebri:—*Mr. T. G. Dangar* asked the Secretary for Public Works,—

- (1.) When is it intended to call for tenders for the Bridge over the Barwin River, in the neighbourhood of Collarenebri, money for which has been voted by Parliament?
- (2.) Have plans and sections of same been taken, and the site fixed; if so, where?

Mr. Lackey answered,—

- (1.) As soon as the pressure of work will admit.
- (2.) Section has been taken, and site fixed at Collarenebri.

(5.)

- (5.) Inspection of Boilers and Machinery :—Mr. Garrard asked the Colonial Treasurer,—
- (1.) What did it cost the Colony during the year 1880 to provide for the inspection of the boilers and machinery of our Mercantile Marine ?
 - (2.) What amount was received during the same period for inspection and examination fees ?
 - (3.) Do the Inspectors submit to the Marine Board or Treasurer detailed reports of the boilers and machinery examined by them during the year ; if so, has he any objection to lay upon the Table of the House copies of all such reports for 1880 ?

Mr. James Watson answered,—

- (1.) £947 for engineer surveyors, and £403 for shipwright surveyors ; making £1,350 paid for surveying steamers in 1880.
- (2.) £774 was received for steam certificates, and £99 10s. was received for examination fees.
- (3.) No ; but detailed reports are kept in the Surveyor's Office for inspection at any time when required.

- (6.) Wages of Railway Gangers and Fetlers :—Mr. Kidd asked the Secretary for Public Works,—

- (1.) Is he aware that the reduction of the hours of labour of the gangers and fetlers upon the Railway Lines is only equal to three hours and three-quarters per week, while their wages have been reduced to the extent of 3s. in the one, and 2s. in the other, per week ?
- (2.) Is it a fact that prior to such reduction the men had to keep a certain length of Line in repair, and is he aware they now perform the same amount of work at the reduced rate of wages ?
- (3.) If this be the case, will he give instructions that the men receive the same rate of wages they received prior to the shortening of hours ; and will he also cause the amounts already deducted to be refunded ?

Mr. Lackey answered,—

- (1.) I am aware that if the reduction had been made proportionate to the reduced hours of labour the fetlers would have lost 4s. 6d. and the gangers 5s. 6d. a week ; the reduction, however, was limited to 2s. and 3s. a week respectively.
- (2 & 3.) It has been ascertained, after a short experience, that the work has been done within the shortened hours of labour, without increased cost, and, in accordance with the determination arrived at when the reduction was made, it has been decided under these circumstances to restore the rates of wages. The men have been duly apprised, and informed that the reductions made will be refunded, in the expectation that they will continue so to work as to make any increased cost unnecessary in consequence of the adoption of the eight-hour system.

- (7.) Compensation to School Teachers for loss of Salary :—Mr. Jacob, for Mr. Byrnes, asked the Colonial Secretary,—

- (1.) How many Second-class Teachers in the Public and Denominational Schools have sent in their claims for compensation for loss of salary between May, 1880, and May, 1881, caused by the passing of the Public Schools Act of 1880 ?
- (2.) How many of such claims have been paid by the Department ?

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—

- (1.) Ninety-eight.
- (2.) Ninety have been paid up to 31st December, 1880. Arrangements are nearly complete for paying up to 30th April, 1881.

- (8.) Tolls on Ferries in the Macleay and Hastings and Manning Electorates :—Mr. R. B. Smith asked the Secretary for Public Works,—

- (1.) Has his attention been called to the rates of tolls levied and taken by the Government at the various Ferries in the Macleay and Hastings and Manning Electorates, in comparison with other Northern Electorates ?
- (2.) Is it his intention to reduce the scale of charges, and make them uniform with other Electorates ?

Mr. Lackey answered,—

- (1.) Yes.
- (2.) The question is under consideration. The rates now charged are the same as those in force at seven-eighths of the whole number of Ferries in the Colony.

- (9.) Public School Teachers :—Mr. Fergusson, for Mr. H. H. Brown, asked the Colonial Secretary,—

- (1.) Will the Department of Public Instruction supply Teachers with stationery and postage stamps for official correspondence if applied for ?
- (2.) Are schools disrated if the attendance falls short of the required number owing to non-attendance of children in rainy weather, if such is shown to be the cause ?
- (3.) Are Teachers who hold certificates for good service from the late Council of Education absolutely debarred from appointment to schools of corresponding classification ?

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—

- (1.) The practice of the other Departments of the Public Service will be observed on this point.
- (2.) No.
- (3.) No ; they may obtain any advance which their qualifications on examination justify.

- (10.) Capertee Camp :—Mr. Terry asked the Secretary for Public Works,—Is it the intention of the Government to erect a Permanent Station at Capertee Camp ; if so, at what part of Capertee Camp ?

Mr. Lackey answered,—Yes ; at 126 miles and 50 chains.

2. LICENSING BILL (No. 2) :—Mr. Combes presented a Petition from Brewers carrying on business in country districts, complaining of the inequality of the License Fee proposed to be charged to large and small Brewers ; and praying the House to take the matter into consideration, and make such amendments in the Bill as they may think fit.
Petition received.

3. PAPER :—Mr. Wisdom laid upon the Table,—Return to an Address adopted on 14th September, 1881,—“ Release of Isabella O'Brien from Darlinghurst Gaol.”
Ordered to be printed.

4. **EXPLORATION OF CAVES** (*Formal Motion*):—Mr. William Forster moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House,—
 (1.) Copies of all minutes of any Minister, or of the Agent General in England, and of all correspondence between the Executive Government and the Agent General, or the Trustees or Secretary of the Sydney Museum, or any other person or persons, having reference to the expenditure of public money for the purposes of exploration of Caves in this Colony containing the remains of extinct animals, or of collecting specimens or remains of extinct or existing Australian fishes.
 (2.) A Return showing in detail any expenditure of money voted or appropriated for the purposes above specified.
 Question put and passed.
5. **RECOVERY OF JUDGMENT DEBTS** (*Formal Motion*):—Mr. Joseph P. Abbott moved, pursuant to Notice, for leave to bring in a Bill for the better recovery of Judgment Debts in the District and Small Debts Courts.
 Question put and passed.
6. **ALIGNMENT OF STREETS AT WAVERLEY BY SURVEYOR PARROT** (*Formal Motion*):—Mr. Day, for Mr. Copeland, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers in connection with Surveyor Parrot's late claim against the Survey Department for aligning certain streets at Waverley.
 Question put and passed.
7. **PRESBYTERIAN CHURCH PROPERTY MANAGEMENT BILL** (*Formal Order of the Day*),—on motion of Mr. Jacob, read a third time, and passed.
 Mr. Jacob then moved, That the Title of the Bill be "*An Act to make better provision for the management of the Property of the Presbyterian Church of New South Wales and to provide for the election and appointment of Trustees in whom such Property may be vested and to make further provisions in reference thereto.*"
 Question put and passed.
 Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
 MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to make better provision for the management of the Property of the Presbyterian Church of New South Wales and to provide for the election and appointment of Trustees in whom such Property may be vested and to make further provisions in reference thereto,*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon.
*Legislative Assembly Chamber,
 Sydney, 11th October, 1881.*
8. **ROGERS'S ESTATE 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 and authorize Martha Rogers or other the Trustee or Trustees for the time being of the Will of the late George John Rogers to sell and lease the Lands Hereditaments and Premises which are subject to the trusts of the said Will and to make provision for the investment of the proceeds of the sale thereof 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 and authorize Martha Rogers or other the Trustee or Trustees for the time being of the Will of the late George John Rogers to sell and lease the Lands Hereditaments and Premises which are subject to the trusts of the said Will and to make provision for the investment of the proceeds of the sale thereof 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.
*Legislative Assembly Chamber,
 Sydney, 11th October, 1881.*
9. **THE LAND LAWS**:—Mr. Reid moved, pursuant to Notice,—
 (1.) That, in the opinion of this House, a full and searching inquiry into the working of the Land Laws of the Colony is imperatively called for.
 (2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor.
 Debate ensued.
 Mr. William Forster moved, That this Debate be now adjourned.
 Question put and passed.
 Ordered, that the Debate be adjourned until Tuesday next.
10. **INSTITUTE OF SURVEYORS INCORPORATION 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 6th September, 1881; together with Appendix and a copy of the Bill as agreed to by the Committee.
 Ordered to be printed.
 Mr. Farnell then moved, That the Bill be read a second time on Friday, 4th November.
 Question put and passed.

11. DOWER ABOLITION BILL :—The Order of the Day having been read,—Mr. Terry moved, That the Report from the Committee of the Whole on this Bill be now adopted.
Question put and passed.
Ordered, that the Bill be read a third time to-morrow.

The House adjourned at fifteen minutes before 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.

WEDNESDAY, 12 OCTOBER, 1881.

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

QUESTIONS:—

(1.) Purchase of a Picture by the Government:—Mr. William Forster asked the Colonial Secretary,—
 (1.) Was a Picture representing part of Sydney or its vicinity, and executed in the Colony, bought lately, or at any time, in England or elsewhere for £50, or about that sum, by and for the Government of this Colony?

(2.) Was the same Picture afterwards sent by the Government as a present to any distinguished personage, or to anybody; if so, by what authority, and from what fund was the appropriation made?

Sir Henry Parkes answered,—Some two years ago a chromo-lithograph view of Sydney was published by a Sydney bookseller. The original of that chromo-lithograph—a water-colour drawing—was purchased by the Government. That Picture is still in Sydney, but it is intended to send it, with some photographs of the Colony, for the acceptance of the Queen.

(2.) Brandy distilled from Grapes:—Mr. Jacob asked the Colonial Treasurer,—

(1.) How many makers of wine from grapes, the produce of their own vineyards, have obtained a license during 1880 and 1881 for keeping and using a still for distilling brandy under the 19th section of 13 Victoria No. 27?

(2.) What are their names, and where are their residences?

(3.) If known, how much brandy did each distil during each of the years mentioned?

(4.) Have any of the licensees obtained permits, under section 1 of 30 Victoria No. 15, in the same years to remove their brandy to bonded warehouses?

(5.) If any have obtained such permits, what are their names, how many did each obtain, and what quantity of brandy did each permit authorize to be removed?

Mr. James Watson answered,—

(1.) For the year 1880, sixty-one licenses; for the year 1881, fifty-seven licenses.

(2 and 3.) List of Licensed Vignerons, their residences, and quantity of brandy made in 1880:—

Name.	Address.	Quantity of brandy made— in gallons.
Anschan F.	Luddenham	20
Alsop D.	Albury	29
Blatchford J.	Araluen	110
Baxter W.	Mount Druitt.....	29
Brecht C.	Denman	35
Bucholtz F.	Mudgee	17
Carpenter H.	Camden	46
Cox J.	Ryde	Nil.
Christian W. M.	Hinton	78
Christian M. S.	Luskintyre	63
Davis A.	Gilmore	Nil.
Fallon T. J.	Albury	366
Gorus J. T.	Campbelltown	3
Gray J. W.	Byalla	Nil.
Jaspriza N.	Young	120
Jenkins F.	Buckinbong	Nil.
Klaus V.	Grafton	60
Keys J. H.	Muswellbrook... ..	108
Kelman J.	Kirkton	Nil.

Name.	Address.	Quantity of brandy made—in gallons.
Knauer J.	Macleay River	20
Loeffler R.	Albury	18
Luff R.	Adelong Crossing	25
Macgregor T.	Mount Druitt	285
Metz R.	Berrima	36
M'Kay C.	Rooty Hill	63
Myers G.	Eastern Creek	25
Munro A.	Singleton	135
Martens J.	Adelong	15
Medway W.	Dalton	37
Macarthur Sir W.	Camden	184
Marx J.	Bellinger River	10
Marsh F.	Wellington	Nil.
Phelps R.	Albury	57
Platt T.	Port Macquarie	25
Pettith F.	Luddenham	20
Pearce E. H.	Seven Hills	10
Pett W.	Burrowa	Nil.
Powell E.	Richmond	48
Power R.	Seven Hills	14
Reith A.	Mudgee	10
Reis G.	Albury	118
Reynolds T.	Vegetable Creek	Nil.
Stein J.	Prospect	Nil.
Stumpf J.	do.	18
Stuart T. W.	Fairfield	6
Schmitzer G.	Manning River	56
Schmitzer J.	do.	8
Salvia F.	Araluen	22
Schens W.	Burrondong	Nil.
Schofield J.	Eastern Creek	5
Spencer W.	Barraba	3
Smith G.	Adelong	15
Serisier Mrs. M.	Dubbo	Nil.
Wyndham J.	Branxton	2,201
Whittaker H.	Orchardleigh	10
Weston Mrs. B.	Horsley	35
Weisk C.	Warialda	Nil.
Wyndham J. A. & H.	Bukkulla	494
Weismantel R.	Stroud	29
Wonson W.	Bargo East	9
Wyndham G.	Branxton	Nil.

List of Licensed Vignerons, with their residences, for the year 1881 :—

Name.	Address.
Alsop D. G.	Albury
Blatchford J.	Araluen
Baxter W.	Mount Druitt
Brecht C.	Rosemount
Bucholtz F.	Mudgee
Bowman A.	Singleton
Carpenter H.	Ellerslie
Cox J.	Ryde
Christian M. S.	Lochinvar
Carmichael J. G.	Porphyry
Davies A.	Mount Huntley
Fallon J. D.	Albury
Gray J. W.	Byalla
Jaspiza N.	Young
Jenkins F.	Buckinbong
Kelman J.	Kirkton
Klaus V.	Grafton
Knauer J.	Macleay River
Luff R.	Adelong Crossing
Loeffler R.	Albury
Macgregor T.	Mount Druitt
Meyer E. M.	Hinton
M'Kay C.	Rooty Hill
Macarthur Sir W.	Camden
Martens J.	Adelong
Meyers G.	Eastern Creek
Munro A.	Singleton
Metz R.	Berrima
Marx J.	Bellinger River
Medway W.	Dalton
M'Nevin J.	Molong
Marsh F.	Wellington

Quantity of brandy made in 1881 not obtainable; Returns being only collected at the end of each year.

Name.	Address.
Phelps R. L.	Albury
Platt T.	Port Macquarie
Pett W. B.	Burrowa
Pearce E. H.	Seven Hills
Powell E.	Richmond
Reith A.	Mudgee
Reis G.	Albury
Reynolds T.	Vegetable Creek
Stein A.	Prospect Creek
Schons W.	Burrandong
Smith G.	Adelong Crossing
Salvia F.	Araluen
Spencer J.	Barraba
Schofield J.	Eastern Creek
Serisier Mrs. M.	Dubbo
Stein A.	Narellan
Stumpf C.	Prospect Creek
Smart T. W.	Fairfield
Weick C.	Warialda
Wyndham J.	Dalwood
Wonson W.	Bargo
Weismantel J.	Stroud
Wyndham A. J. & H.	Bukkulla
Wyndham G.	Fernhill
Weston Mrs. B.	Horsley

Quantity of brandy made in 1881 not obtainable;
Returns being only collected at the end of each year.

- (4.) None have obtained such permits.
(5.) None have obtained such permits.

(3.) Immigrants per "Nineveh":—*Mr. Davies*, for Mr. Abigail, asked the Colonial Secretary,—The dates of the first and last nominations of the 373 Immigrants who arrived per ship "Nineveh," and said to have been nominated in the Colony?

Sir Henry Parkes answered,—The dates are, respectively, the 21st of April, 1880, and the 27th of January, 1881.

(4.) Government Advertisements:—*Mr. Melville*, for Mr. T. R. Smith, asked the Colonial Treasurer,—(1.) Has he seen in the *Evening News* an article headed "Official Revenge," in which it is stated that the advertisements from the Treasury Department, inviting tenders for certain supplies, &c., are not inserted in the newspaper in question?

(2.) Is it true that the Treasury advertisements are not ordered for insertion in the *Evening News*, and that they are ordered for newspapers with much smaller circulation?

(3.) If so, will he say why this practice has been allowed?

(4.) Has it ever been represented to the Treasury Department that the *Evening News* has a larger circulation than any newspaper in the Colony?

Mr. James Watson answered,—

(1.) Yes.

(2.) No; they are ordered for insertion in the *Evening News* whenever the public exigencies appear to require it. They are sometimes necessarily ordered for newspapers with a smaller circulation than the *Evening News*, as in the case of forage and provision contracts, which are advertised in the country newspapers published in those localities where the supplies are required.

(3.) I see no reason to change the present arrangements, which do not exclude the *Evening News* from a share of the public advertising.

(4.) Yes.

(5.) Bridge over the Namoi River at Gunnedah:—*Mr. Burns*, for Mr. Joseph P. Abbott, asked the Secretary for Public Works,—When will tenders be invited for the erection of the Bridge over the Namoi River at Gunnedah?

Mr. Lackey answered,—In the course of a fortnight.

2. VACANT SEAT (*East Sydney*):—Sir Henry Parkes informed the House that Arthur Renwick, Esquire, M.D., a Member for the Electoral District of East Sydney, had accepted the Office of Secretary for Mines, and moved,—

That the Seat of Arthur Renwick, Esquire, M.D., hath become, and is now vacant, by reason of his acceptance of the Office of Secretary for Mines since his election and return to serve in this House as a Member for the Electoral District of East Sydney.

Question put and passed.

3. AUSTRALIAN GAS-LIGHT COMPANY'S BILL:—

(1.) Mr. Fremlin presented a Petition from the Mayor and Corporation of Waterloo, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company; and praying that before any extension of powers be granted to the Company the manufacture of gas may be placed under similar regulations to those adopted by recent Imperial legislation.

(2.) Mr. Hezlet presented a similar Petition from the Municipal Council of the Borough of Paddington. Petitions received.

4. PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL:—Mr. Suttor presented a Bill, intituled "A Bill to amend the Pastures and Stock Protection Act,"—which was read a first time., Ordered to be printed, and read a second time on Wednesday next.

5. PAPERS:—Sir Henry Parkes laid upon the Table,—Notification of resumption of Land at Woolloomooloo under the Lands for Public Purposes Acquisition Act. Ordered to be printed.

6. LICENSING BILL (No. 2) :—Mr. Davies presented a Petition from Wives, Mothers, and Daughters resident in Sydney, praying that provision may be made in this Bill for closing all Public Houses throughout the Colony during the whole of the Sabbath Day.
Petition received.
7. DOWER ABOLITION 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 abolish Dower within a limited period.*”
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 abolish Dower within a limited period.*”—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 12th October, 1881.
8. LICENSING BILL (No. 2) :—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, 13 OCTOBER, 1881, A.M.

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

9. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council :—

(1.) Sydney Hospital Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “*An Act to incorporate the Sydney Infirmary and Dispensary.*”—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 October, 1881.

JOHN HAY,
President.

SYDNEY HOSPITAL BILL.

Schedule of the Amendments referred to in Message of 12th October, 1881.

For the Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant.

- Page 2, clause 5, line 55. *After “demise” insert “mortgage”*
 “ clause 5, line 55. *Omit “the said” insert “any”*
 “ clause 5, lines 55 and 56. *Omit “so as aforesaid” insert “now or hereafter”*
 “ clause 5, line 56. *After “Crown” omit remainder of clause.*
 Page 3, clause 7, line 19. *Omit “respectively”*
 “ clause 7, line 20. *Omit “eight” insert “ten”*
 “ clause 7, line 22. *After “Council” omit “Proviso”*
 “ clause 8. *Omit clause 8, insert the following new clause :—*
 “ 8. A general meeting of the subscribers shall be held within two months after the passing
 “ of this Act for the purpose of electing a President two Vice-Presidents a Treasurer and ten
 “ Directors who together with two representative Directors elected as aforesaid and ten Directors
 “ nominated by the Governor shall collectively form the first Board under this Act and until the
 “ said elections and nominations shall have taken place the existing Board of Directors shall
 “ continue to manage the said Hospital.”
 Page 3, clause 9. *Omit clause 9, insert the following new clause :—*
 “ 9. The President Vice-Presidents and Treasurer shall be elected annually at a meeting of
 “ the subscribers to be held in the month of January or February the first of such annual meetings
 “ to take place in the month of February next and of the ten Directors elected by the subscribers
 “ as aforesaid four shall retire annually the retiring Directors being those whose attendance at the
 “ meetings of the Board shall have been the least numerous And where any doubt shall exist as
 “ to the Directors to retire under this provision the Board shall determine the matter by lot but
 “ the retiring Directors shall in every year be eligible for re-election.”
 Page 4, clause 10, line 53. *After “thereof” omit “Proviso”*
 “ clause 13, line 21. *Omit “shall” insert “may”*
 “ clause 14, line 27. *After “provision” insert “for the instruction of medical students and”*
 “ clause 14, line 27. *Omit “medical school and a”*
 “ clause 14, line 29. *After “of” insert “such”*
 “ clause 14, line 29. *Omit “at such school”*
 “ clause 14, line 30. *Omit “such students” insert “them”*
 “ clause 16. *Omit clause 16.*

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday, 28th October.

(2.)

First Board of
Directors.

Election of
President Vice-
Presidents and
Treasurer.

(2.) United Church of England and Ireland School at Paddington Sale Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable John Cooper Frederick Oatley Prosper Nicholas Trebeck Thomas Matthews and Richard Westaway as Trustees of certain Land situate at Paddington to sell the same and providing for the application of the proceeds,*"—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 October, 1881.

JOHN HAY,
President.

UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL.

Schedule of the Amendments referred to in Message of 12th October, 1881.

For the Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant.

Page 2, clause 2, line 46. Omit "Bill" insert "Act"
" clause 2, line 52. Omit "or the said Church"

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

(3.) Crown Lands Purchases Validation Bill :—

MR. SPEAKER,

The Legislative Council having appointed a Select Committee on the "Crown Lands Purchases Validation Bill," and that Committee being desirous to examine James Squire Farnell, 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, 12th October, 1881.

JOHN HAY,
President.

Sir Henry Parkes moved, That James Squire Farnell, Esquire, have leave to attend and give evidence before the Select Committee of the Legislative Council on the "Crown Lands Purchases Validation 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 James Squire Farnell, Esquire, a Member of the Legislative Assembly, to attend and be examined before a Select Committee of the Legislative Council on the "Crown Lands Purchases Validation 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, 13th October, 1881, A.M.

G. WIGRAM ALLEN,
Speaker.

The House adjourned at eighteen minutes after Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 59.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

THURSDAY, 13 OCTOBER, 1881.

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

QUESTIONS :—

- (1.) Compensation to Borough of Camperdown :—Mr. W. J. Foster asked the Colonial Secretary,—
- (1.) Have the Government yet made any definite arrangement as to the payment by way of compensation to the Borough of Camperdown for loss of revenue from the University, the Colleges, and the Hospital, together with the grounds connected with them ?
- (2.) Will the Colonial Secretary cause an amount to be placed on the Estimates for this purpose ?
- Sir Henry Parkes answered,—A sum of money for this object will be placed upon the Estimates ; but I am not in a position to state anything about it in detail.
- (2.) Annexation of Golden Grove to the Borough of Darlington :—Mr. W. J. Foster asked the Colonial Secretary,—
- (1.) Have the preliminaries necessary to the proclamation of the annexation of the Golden Grove to the Borough of Darlington been yet completed ?
- (2.) Will the Colonial Secretary, in view of the urgent importance of this proclamation to the inhabitants of the Borough, cause it to be issued without delay ?
- Sir Henry Parkes answered,—The proceedings in this matter have been delayed by a reference which it was found necessary to make (on the 16th of August last) to the Attorney General, with whom the papers still remain.
- (3.) Temora Gold Field :—Mr. Garvan asked the Secretary for Mines,—
- (1.) Is it a fact that various conflicting applications have been made for the reward of the Temora Gold Field, and that claimants are informed that the reward will be divided amongst several applicants ?
- (2.) Is it true that Parker & Party have been compelled by the District Warden to block-off immediately as a punishment, and that the reward is being distributed on the report of said Warden ?
- Mr. Suttor answered,—
- (1.) Several applications were made for the reward for the discovery of the Temora Gold Field, and these applications for reward were referred to the Warden for inquiry. Upon consideration of the report, and the facts disclosed by the papers, it was decided that the sum of £1,000 be apportioned amongst five of the parties claiming the reward.
- (2.) The Warden states that the reasons for ordering Parker to block-off were that he held a protection area, that gold was being found all round such area, and that he was waiting whilst the block claim-holders were prospecting and proving the ground for him. The distribution of the reward is in a great measure based upon the Warden's report.
- (4.) Post and Telegraph Office at Walcha :—Mr. Proctor asked the Postmaster General,—When will tenders be called for the erection of the Post and Telegraph Office at Walcha ?
- Mr. Suttor answered,—There has been some delay in the preparation of the plans for this building, but tenders will be called for in a short time.
- (5.) Railway from Blayney to Murrumburrah :—Mr. Baker asked the Secretary for Public Works,—
- (1.) Is the Government proceeding with as great rapidity as possible with the work of survey of the proposed Line of Railway to connect Blayney with Murrumburrah ?
- (2.) When is it probable that the Plans and Books of Reference of the proposed new Railway to connect Blayney with Murrumburrah will be placed before Parliament for approval ?
- Mr. Lackey answered,—Yes ; four Surveyors are employed on this length, and it is expected that Plans and Sections will be ready to lay before Parliament in about two months.

(6.)

(6.) Letters delivered in the Municipality of Leichhardt :—*Mr. Young*, for *Mr. Garrard*, asked the Postmaster General,—What was the number of letters delivered in the Municipality of Leichhardt during the months of July, August, and September of this year?

Mr. Suttor answered,—The estimated number of letters delivered in the Municipality of Leichhardt during the period mentioned was 6,240.

(7.) Police Station at Millie :—*Mr. T. G. Dangar* asked the Colonial Secretary,—

(1.) When is it intended to place Police at Millie, midway between Narrabri and Moree (long promised), and the necessity for such reported favourably on?

(2.) Has, or will, an application be made to the Secretary for Lands for a site at Millie to erect Police Buildings on?

Sir Henry Parkes answered,—

(1.) The formation of a Police Station at Millie awaits the laying-out of the Government township at that place and the appropriation of a reserve for Police Buildings.

(2.) Such application has been made, but the reservation cannot be made until the site of the township is surveyed.

(8.) Provisional School at Bow-Bow Creek, Manning River :—*Mr. Young* asked the Colonial Secretary,—Will he say what is the reason of the delay in establishing a Provisional School at the Bow-Bow Creek, Manning River?

Sir Henry Parkes answered,—*Sir John Robertson* desires me to state as follows :—The reports of the Inspector upon this application were unsatisfactory, and he has now received peremptory instructions to make no further delay.

(9.) Conditional Purchase of Land held under Mineral Lease :—*Mr. Beyers* asked the Secretary for Lands,—Is it a fact that land taken up as a Mineral Lease not situated within the boundary of a proclaimed gold field can be conditionally purchased under the 13th section of the Land Act of 1861?

Mr. Hoskins answered,—Land held under Mineral Lease cannot be conditionally purchased.

2. WATER SUPPLY FOR CARGO :—*Dr. Ross* presented a Petition from Inhabitants of the Town of Cargo, representing that they are suffering great privation and distress from the want of water; and praying the House to take the matter into consideration, with a view to relief.
Petition received.

3. AUSTRALIAN GAS-LIGHT COMPANY'S BILL :—*Mr. W. J. Foster* presented a Petition from the Municipal Council of Darlington, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company; and praying that before any extension of powers be granted to the Company the manufacture of Gas may be placed under similar regulations to those adopted by recent Imperial legislation.
Petition received.

4. TRANSFER OF LAND AT NORTH SHORE TO JOHN WILLIAM HAYNES :—*Mr. Davies*, *by consent*, moved, without Notice, That the Clerk have leave to return the documents handed in before the Select Committee, appointed in the Session of 1880–81, on "Transfer of Land at North Shore to John William Haynes."
Question put and passed.

5. PAPER :—*Mr. Hoskins* laid upon the Table,—Return to an Order made on 30th August, 1881,—*"Robert Foster's Conditional Purchase."*
Ordered to be printed.

6. *MR. H. MARGULES, LATE MINING REGISTRAR AT TEMORA (Formal Motion)* :—*Mr. Fletcher* moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers minutes, and other documents relating to the dismissal of *Mr. H. Margules*, late Mining Registrar at Temora.
Question put and passed.

7. ADJOURNMENT :—*Mr. Fergusson* moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

8. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2) :—*Mr. Speaker* reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to regulate Ringbarking on Crown Lands and to limit claims for compensation under the fifteenth section of the 'Lands Acts Further Amendment Act of 1880,'*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 13th October, 1881.

JOHN HAY,
President.

RINGBARKING ON CROWN LANDS REGULATION BILL.

Schedule of the Amendments referred to in Message of 13th October, 1881.

For the Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant.

Page 2, clause 3, line 31. Omit "any person"
" clause 3, line 31. Omit "who"
" clause 3, line 36. After "section" omit Proviso
" clause 4, lines 41 and 42. Omit "from the person purchasing or obtaining a pre-emptive
" lease of land"

Page 2, clause 4, line 53. *After* "bc" *omit* remainder of clause, *insert* "one shilling and sixpence
" per acre payable on the certificate of a surveyor duly authorized in that behalf that the
" land has been ringbarked"

Page 3, clause 5. *Omit* clause 5, *insert* the following new clause:—

" 5. For the purposes of this Act and the Act lastly cited and in all proceedings instituted
" thereunder the provisions following shall take effect and be complied with by all Courts and
" persons viz. :—

" (1.) At the hearing of every complaint the defendant shall be a competent witness.

" (2.) If any question shall arise whether any person holds a valid permission to ringbark the
" burden of proof thereof in the affirmative shall lie on the defendant or person who
" claims to hold such permission.

" (3.) In default of distress for non-payment of any sum awarded as compensation in respect
" of ringbarking imprisonment of the person in default shall in no case be ordered."

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into
consideration on Wednesday next.

9. LICENSING BILL (No. 2).—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 Twelve o'clock (Midnight), until To-morrow at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 60.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 14 OCTOBER, 1881.

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

QUESTIONS :—

(1.) Sewerage of the City :—Mr. Trickett asked the Secretary for Public Works,—Will the Government place a sum of money on the Estimates to complete the Sewer at the southern end of the boundary stream running between the City and Paddington ?

Mr. Lackey answered,—The Government has under consideration the desirability of placing a sum on the Estimates for the drainage of the Victoria Barracks, which will include the work alluded to by the Honorable Member.

(2.) Telegraph Station at Mogil Mogil :—Mr. Campbell asked the Postmaster General,—Is it the intention of the Government to open a Telegraph Station at Mogil Mogil, and send an Operator ?

Mr. Suttor answered,—It is my intention to open a Telegraph Station at Mogil Mogil, and a Telegraph Operator has been appointed.

(3.) Matrimonial Causes Act Amendment Bill.—Church and School Lands Dedication Bill :—Mr. Buchanan asked the Colonial Secretary,—

(1.) Has the Royal Assent been given to the Matrimonial Causes Act Amendment Bill ; and, if so, has the fact been published in the *Gazette* ?

(2.) Has the Royal Assent been given to the Church and School Lands Bill lately reserved ?

Sir Henry Parkes answered,—

(1.) It was notified by Message to the Legislative Council on the 28th of last month that the Royal Assent had been given to the Matrimonial Causes Act Amendment Bill, and was published in the *Government Gazette* on the 30th of last month.

(2.) With regard to the Church and School Lands Bill, there has been no Despatch received.

(4.) Milburn Creek Copper Mining Company :—Mr. Teece, for Mr. Myers, asked the Attorney General,—Has the Commission appointed to inquire into certain matters connected with the Milburn Creek Award yet reported ; and, if not, can the Government say when it is likely the Report will be furnished ?

Mr. Wisdom answered,—The Commissioner appointed to inquire into the Milburn Creek Award has not yet reported. Mr. Salamons is at present absent from town ; I therefore cannot say when his report is likely to be furnished.

(5.) Work on Railways on Sundays :—Mr. Davies, for Mr. William Clarke, asked the Secretary for Public Works,—

(1.) Will he say whether, in the event of an employé on the Railways refusing to work on Sundays, he is liable to be dismissed, disgraced, or to have his wages reduced ?

(2.) Will the Minister cause a printed notice to be posted up at the Railway work-shops stating that employés therein are not compelled to work on Sundays ?

Mr. Lackey answered,—

(1.) No Railway employé expressing a conscientious objection to work on Sundays would, after timely representation, be required to do so ; he would not of course be punished in any way, but if he occupied a position the requirements of which necessitated Sunday work some position free from such obligation would be found for him.

(2.) It is not considered necessary to adopt this course.

(6.)

(6.) Railway Rates on Farm Produce :—*Mr. Davies*, for *Mr. William Clarke*, asked the Secretary for Public Works,—Will he lay upon the Table a copy of the Commission issued to the Railway Rates Board?

Mr. Lackey answered,—It was not considered necessary to appoint the Board by Commission. There will be no objection to lay upon the Table a copy of the letter addressed to each Member of the Board on the subject of this inquiry.

2. LICENSING BILL (No. 2) :—*Mr. Melville* presented the following Petitions in favour of this Bill, but suggesting certain amendments therein :—
- (1.) From Residents of the District of the Parading Ground.
 - (2.) From Matrons and Spinsters resident in the District of the Parading Ground.
- Petitions received.
3. AUSTRALIAN GAS-LIGHT COMPANY'S BILL :—
- (1.) *Mr. Hezlet* presented a Petition from the Municipal Council of the Borough of Waverley, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company; and praying that before any extension of powers be granted to the Company the manufacture of Gas may be placed under similar regulations to those adopted by recent Imperial legislation.
 - (2.) *Mr. Henson* presented a similar Petition from the Mayor and Aldermen of the Borough of Ashfield.
- Petitions received.
4. VACANT SEAT (*Newtown*) :—*Sir Henry Parkes* informed the House that *William John Foster, Esquire*, a Member for the Electoral District of *Newtown*, had accepted the Office of Minister of Justice, and moved,—That the Seat of *William John Foster, Esquire*, hath become and is now vacant, by reason of his acceptance of the Office of Minister of Justice since his Election and Return to serve in this House as a Member for the Electoral District of *Newtown*.
- Debate ensued.
Question put and passed.
5. POSTPONEMENTS :—The following Orders of the Day postponed :—
- (1.) Barristers Admission Bill; second reading;—*until Friday, 11th November*.
 - (2.) Australian Gas-light Company's Bill (*as agreed to in Select Committee*); second reading;—*until Friday, 28th October*.
 - (3.) Press Bill; second reading;—*until Friday, 4th November*.
 - (4.) Balmain Cemetery Bill (*as amended and agreed to in Select Committee*); second reading;—*until Friday next*.
 - (5.) Electoral Act Amendment Bill; second reading;—*until Friday, 18th November*.
 - (6.) Moffitt's Estate Enabling Bill (*as amended and agreed to in Select Committee*); second reading;—*until Friday next*.
 - (7.) *Mr. Austin Forrest Wilshire*; reception of Resolution from Committee of the Whole;—*until Tuesday next*.
 - (8.) Royal Society of New South Wales Incorporation Bill (*as agreed to in Select Committee*); second reading;—
 - (9.) Evidence in Summary Convictions Bill; further consideration in Committee of the Whole of Legislative Council's amendments;—
 - (10.) United Church of England and Ireland School at Paddington Sale Bill; consideration in Committee of the Whole of Legislative Council's amendments;—*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. 61.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

TUESDAY, 18 OCTOBER, 1881.

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

QUESTIONS:—

- (1.) Reward for the Discovery of Gold:—Mr. G. A. Lloyd asked the Secretary for Mines,—
- (1.) Is there any reward now being offered by the Government for discovery of payable Gold at a depth of 900 feet or more from the surface; if so, of what amount, and upon what terms?
 - (2.) If not, will the Government place upon the Estimates £1,000 for such discovery at the depth of 1,000 feet?
- Mr. Suttor* answered,—
- (1.) Provision has been made on the Estimates for a reward for the discovery of Gold.
 - (2.) In the printed notices the sum of £500 has been offered for the discovery of Gold at a depth of more than 1,000 feet perpendicular below the cap of the reef.
- (2.) Coonabarabran Racecourse:—Mr. T. G. Dangar asked the Secretary for Lands,—Have the names of the Trustees for Coonabarabran Racecourse Ground, submitted in 1877, been gazetted; if not, will such be done?
- Mr. Hoskins* answered,—No; the papers are under reference to the District Surveyor, and on their return steps will be taken, should no objection be found to exist, for the dedication of the land for public recreation, the law not providing for the appropriation of land for racecourses. After dedication the Trustees will be appointed.
- (3.) Conditional Purchase of Land held under Mineral Lease:—Mr. Lyne asked the Secretary for Lands,—
- (1.) Has he any objection to state whether the Attorney General has given an opinion to the effect that a mineral lease application is no bar to a conditional purchase?
 - (2.) Has the land in respect of which an application for a mineral lease had been made by Evershed & Party been subsequently conditionally purchased by one McCarthy?
- Mr. Hoskins* answered,—
- (1.) An opinion has been given to the effect that an application for a mineral lease does not exempt the land applied for from conditional purchase during the pendency of such application.
 - (2.) The conflicting claims of Evershed & Party, under their applications for mineral lease, and John McCarthy, arising out of a conditional purchase, are at present under investigation.
- (4.) Brandy Distilled from Grapes:—Mr. Jacob asked the Colonial Treasurer,—
- (1.) How many makers of wine from grapes, the produce of their own vineyards, obtained a license in 1879 for keeping and using a still under the 19th section of 13th Victoria No. 27, and what are their names?
 - (2.) How much brandy did each such maker distil during the said year?
 - (3.) Did any of them obtain permits under section 1 of 30 Victoria No. 15 to remove their brandy to bonded warehouses; and if so, what are their names, how many did each obtain, and what quantity of brandy did each permit authorize to be removed?

Mr.

Mr. James Watson answered,—

- (1.) Seventy Vignerons obtained licenses in 1879. For names, see list appended hereto.
 (2.) List of Licensed Vignerons, and quantity of brandy made in 1879 :—

Name.	Address.	Quantity made— in gallons.
Alsop D.	Albury	39
Anschan F.	Luddenham	42
Armbruster L.	Hinton	105
Baxter W.	Mount Druitt	Nil.
Blatchford J. H.	Araluen	103
Bombach G.	Williams River	80
Brecht C.	Denman	48
Bucholtz F.	Mudgee	10
Carmichael G.	Porphyry	721
Carpenter H.	Camden	141
Christian M. S.	Luskintyre	95
Christian W. M.	Hinton	20
Cox G. H.	Mulgoa	Nil.
Cox J.	Ryde	20
Davis A.	Gilmore	Nil.
Fallon J. T.	Albury	700
Francon J. B.	Hunter's Hill	25
Fuchs P.	Elderslie	15
Gorus J. T.	Campbelltown	70
Gray J. W.	Byalla	Nil.
Jaspriza N.	Young	100
Jenkins F.	Buckinbong	28
Klaus V.	Grafton	Nil.
Knauer J. G.	Macleay River	20
Loeffler R.	Albury	25
Luff R.	Adelong Crossing	15
Macarthur Sir W.	Camden	Nil.
Macgregor T.	Mount Druitt	Nil.
Macleay W.	Wagga Wagga	65
Martens J.	Adelong	30
Martin E. G.	Camperdown	10
Marsh F.	Wellington	28
Marx J.	Bellinger River	5
Meacher T.	Mount Druitt	Nil.
Medway W.	Dalton	Nil.
Munro A.	Singleton	Nil.
Myers G.	Eastern Creek	30
McCarthy J.	Penrith	14
McKay C.	Rooty Hill	40
McNevin J.	Molong	Nil.
Pearce E. H.	Seven Hills	10
Petilh F.	Luddenham	30
Pett W. B.	Burrowa	318
Phelps R. L.	Albury	Nil.
Platt T.	Port Macquarie	29
Powell E.	Richmond	19
Power R.	Seven Hills	14
Reis G.	Albury	135
Reith A.	Mudgee	10
Reynolds T.	Vegetable Creek	30
Salvia F.	Araluen	30
Schnitzer G.	Manning River	56
Schnitzer J.	do.	48
Schofield J.	Eastern Creek	13
Schons W.	Burrandong	Nil.
Serisier Mrs. M.	Dubbo	50
Smart T. W.	Fairfield	4
Spencer W.	Barraba	15
Stein A.	Narellan	14
Stein J.	Prospect	14
Stunpf J.	do.	25
Teer E.	Adelong Crossing	Nil.
Vincent Mrs. E.	Wagga Wagga	Nil.
Weick C.	Warialda	Nil.
Weismantel R.	Stroud	37
Weston Mrs. B.	Horsley	15
Whittaker H.	Orchardleigh	Nil.
Wonson W.	Bargo East	Nil.
Wollard M.	Wollongong	20
Wyndham J.	Dalwood	Nil.

(3.) None obtained such permits.

(5.)

(5.) Dredge, and New Station-house, Windsor :—*Mr. Davies*, for *Mr. Bowman*, asked the Secretary for Public Works,—

- (1.) Is it his intention to send a Dredge to Windsor, now that a new Dredge is nearly completed ?
- (2.) Does he intend answering a letter from me (*re* a new Station-house at Windsor) sent some months ago ?

Mr. Lackey answered,—

(1.) It is the intention of the Government to send a Dredge to Windsor as soon as she has been thoroughly tested, which may be in about a month.

(2.) The Honorable Member's letter was replied to yesterday ; it referred to other matters besides the new Station-house at Windsor, and while these were being dealt with the question of the new Station-house for Windsor was temporarily lost sight of.

(6.) Government Advertisements :—*Mr. T. R. Smith* asked the Colonial Treasurer,—In reference to the question asked by me on 12th instant in respect to advertising in the *Evening News*,—Will he please say the amount paid or due to each of the four Metropolitan Daily Papers for advertisements from the Treasury from 1st January to 30th September, 1881 ?

Mr. James Watson answered,—The information to enable me to answer this question can only be obtained from the Audit Office, and there has not been sufficient time since notice of the question was given to prepare a Return showing the several amounts. In a few days I will lay a Return upon the Table of the House giving the information asked for.

(7.) Station-house and Goods-shed, Emu Plains :—*Mr. T. R. Smith* asked the Secretary for Public Works,—When will the erection of the Station-house and Goods-shed at Emu Plains be proceeded with ?

Mr. Lackey answered,—The plans for this Station were not considered suitable, and fresh plans are now being made, and will shortly be completed, when tenders will be invited.

2. AUSTRALIAN GAS-LIGHT COMPANY'S BILL :—

(1.) *Mr. Pigott* presented a Petition from the Borough Council of Burwood, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company ; and praying that before any extension of powers be granted to the Company the manufacture of Gas may be placed under similar regulations to those adopted by recent Imperial legislation.

(2.) *Mr. Sutherland* presented a similar Petition from the Municipal Council of the Borough of Redfern.

(3.) *Mr. Poole* presented a similar Petition from the Mayor and Aldermen of the Borough of St. Peters.

Petitions received.

3. CONDITIONAL PURCHASES IN THE COUNTY OF GORDON :—*Dr. Ross* presented a Petition from Conditional Purchasers in the County of Gordon, alleging that they suffer pecuniarily through the want of correct surveys of their land, and also through the closing, by Government Surveyors, of old and necessary roads ; and praying the House to take the premises into consideration, with a view to the re-survey of their property and the re-opening of the old roads.

Petition received.

4. PAPER :—*Mr. Hoskins* laid upon the Table,—Copy of Map showing positions of Scrub Lands of the Colony, in connection with the Reports of District and other Surveyors laid upon the Table of the House on the 9th September, 1881.

Ordered to be printed.

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

Debate ensued.

Question put and negatived.

6. LICENSING BILL (No. 2) :—*Mr. Pilcher* presented a Petition from Matrons and Spinsters resident in the District of Dubbo, in favour of this Bill, but suggesting certain amendments therein.

Petition received.

7. NAVIGATION LAW AMENDMENT 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. 22.

A Bill, intituled "*An Act to amend the Law relating to Unseaworthy Ships and the 'Navigation Act of 1871' 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 numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 18th October, 1881.

8. HILL'S ESTATE BILL :—*Mr. Jacob* 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. INSTITUTE OF SURVEYORS INCORPORATION BILL :—*Mr. Trickett* presented a Petition from Members of the Institute of Surveyors, and Surveyors of the Colony of New South Wales, praying the House not to pass this Bill.

Petition received.

10.

10. **DAWES POINT** (*Formal Motion*):—Mr. Farnell moved, pursuant to Notice, That there be laid upon the Table of this House copies of all documents, papers, and other correspondence relative to handing over or transferring Dawes Point, or any portion of it, to the Imperial Government.
Question put and passed.
11. **REAL PROPERTY ACT** (*Formal Motion*):—Mr. Proctor moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing,—
(1.) The number of applications received over the counter of the Real Property Office to place properties under the Real Property Act during the years 1870, 1873, 1876, 1879, and 1880.
(2.) The number of applications so received for transmission during each of the above years.
(3.) The number of applications so received for transfer of properties during each of the above years.
(4.) The number of clerks in attendance at the counter of the Real Property Office in each of the said years, and also at the present time.
Question put and passed.
12. **JAMES MORRISON'S CONDITIONAL PURCHASE AT RYLSTONE** (*Formal Motion*):—Mr. Beyers moved, pursuant to Notice, That there be laid upon the Table of this House copies of all applications, letters, and documents having reference to a Conditional Purchase of 280 acres of land at Rylstone by James Morrison.
Question put and passed.
13. **EXPENDITURE IN THE MURRUMBIDGEE ELECTORATE** (*Formal Motion*):—Mr. Loughnan moved, pursuant to Notice, That there be laid upon the Table of this House a Return of all moneys voted and expended in the Murrumbidgee Electorate from 1861 to 31st December, 1880, stating the various works on which the money was expended.
Question put and passed.
14. **THE LAND LAWS**:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. Reid,—
(1.) That, in the opinion of this "House," a full and searching inquiry into the working of the Land Laws of the Colony is imperatively called for.
(2.) That the foregoing Resolution be communicated by Address to His Excellency the Governor,—
And the Question being again proposed,—the House resumed the said adjourned Debate.
Mr. William Forster moved, That the Question be amended, by the omission from the first paragraph of all the words after the word "House," with a view to the insertion in their place of the words "a Bill to consolidate and amend the Land Laws of the Colony ought to be introduced with as little delay as possible."
Question proposed,—That the words proposed to be omitted stand part of the Question.
Debate continued.
Mr. Fawcett moved, That this Debate be now adjourned.
Question put and passed.
Ordered, that the Debate be adjourned until Friday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 62.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 19 OCTOBER, 1881.

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

ELECTORATE OF EAST SYDNEY:—

- (1.) *Issue and Return of Writ*:—Mr. Speaker informed the House, that upon the passing of the Resolution of the 12th instant declaring the Seat of Arthur Renwick, Esquire, M.D., vacant, he had issued a Writ for the election of a Member to serve in the room of Dr. Renwick, 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.
- (2.) *Member Sworn*:—Arthur Renwick, Esquire, M.D., 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.

2. QUESTIONS:—

- (1.) *Exhibition Buildings*:—Mr. William Forster asked the Colonial Secretary,—

- (1.) Upon what authority, or by what method, were the Exhibition Buildings or Premises valued at £160,629 13s. 8d.?
- (2.) In making this valuation, did the valuator consider that an equivalent return is being received upon the capital value at current rates of interest?
- (3.) To what amount are any returns or rents received on these buildings?
- (4.) To what public purpose is it intended, or is it considered probable, that the buildings can be put in future?
- (5.) If put to any purpose, what amount of expenditure would probably be required to fit the buildings for use?
- (6.) Is it intended in any case to keep the buildings in their present condition?

Sir Henry Parkes answered,—When I asked the Honorable Member to postpone these questions I was unable to understand to what the first sections alluded. I have since inquired of the Colonial Architect, who has no knowledge of any valuation having been made; but I have now been informed that the only valuation put upon this building is one contained in a report by Mr. Augustus Morris, Secretary to the Exhibition Commission; that report is a document for which the Government cannot be responsible. With regard to the uses of the building, it is intended to remove the Mining Department into a portion of the building. Already steps are being taken to establish in another portion of the building the Mining Museum, which is very extensive, and this will occupy a large space. Another large portion of the building is devoted to the purposes of a Technological Museum, another to the Art Society of New South Wales, and another to the Linnean Society. A considerable portion of the ground floor is occupied by offices connected with the taking of the Census, and a branch of the Railway Department. To-day authority has been given for appropriating a portion to the purpose of an Educational Museum under the Department of Public Instruction. It is intended to distribute the whole of the space among public departments or societies claiming a public position. With regard to the nave and transept, these will be kept as places of public resort, and for concerts, flower exhibitions, and things of that kind. I am unable to state what amount of expenditure will be incurred in converting the building to these purposes, but I do not think it will be large.

- (2.) *Mineral Leases held by Mr. Thomas Garrett, and by Mr. Garrett and others*:—*Mr. Jacob*, for Mr. McElhone, asked the Secretary for Mines,—

- (1.) How much rent is due by Messrs. T. Garrett and Greville on the Mineral Leases held by them some time ago in the District of Newcastle or East Maitland, and forfeited by the Farnell Government?

(2.)

(2.) Has the money due by them been paid; if not, will the Government take steps to compel them to pay the money?

(3.) How many acres of land are held by Mr. T. Garrett, or by him and others in connection with him, under the 28th section of the Mining Act; what districts are the lands situated in; and is it not a fact that the land which was held by Messrs. Garrett and Greville, and which was forfeited for non-payment of rent due, is now held by Mr. Garrett, or by him and others, under the 28th section of the Mining Act?

Dr. Renwick answered,—

(1.) £669 2s. 3d. (being less than one year's rent) to date of cancellation; £772 9s. 9d. to end of the year.

(2.) No; the cancellation of the lease has hitherto been considered sufficient.

(3.) Return showing land under sections 27 and 28 of Mining Act 1874, held by Mr. Thomas Garrett and by Messrs. Thomas Garrett and others, will be laid upon the Table. The land formerly held by Messrs. Garrett and Greville under Mineral Lease is now held by them under the 27th section of the Mining Act of 1874.

(3.) Goulburn-street:—Mr. Withers asked the Secretary for Public Works,—Is it the intention of the Government to resume the land and continue Goulburn-street from Brisbane-street eastward?

Mr. Lackey answered,—This matter was brought under the attention of the Government by a Deputation, but no decision has yet been arrived at.

(4.) Sewerage of the City:—Mr. Withers asked the Secretary for Public Works,—When will the Plans and Specifications of the Sewerage of the City be ready to enable the Government to call for tenders for the works?

Mr. Lackey answered,—Plans and Specifications will be ready in about a week to call for tenders for the 1st section of the Main Intercepting Sewer.

(5.) Dr. Tucker's Reception House for the Insane:—Mr. Davies, for Mr. Bowman, asked the Colonial Secretary,—

(1.) When did the Inspector General or Deputy Inspector General of the Insane last visit the licensed house kept by Dr. Tucker, at Cook's River, for the reception of insane persons?

(2.) Did the Inspector General or Deputy Inspector General of the Insane examine Mrs. Nash, a patient in said licensed house?

(3.) If so, from what malady or form of insanity did he find her suffering?

Sir Henry Parkes answered,—

(1.) 3rd October, 1881. The dates of prior visits were 2nd June, 7th July, 23rd August, and 17th September.

(2.) On 2nd June a Mrs. Harriet Nash was seen and examined most carefully and at great length; she was then suffering from delusional mania, the delusions being numerous and dangerous. The same patient was seen on 7th July, when she was acutely maniacal, and at subsequent visits, when she was still insane. On 17th September a Mrs. Bridget Nash, suffering from dementia and chronic insanity, was carefully examined, owing to having sustained a fracture of the neck of the thigh-bone.

(3.) Answer given in No. 2.

(6.) Railway from Glen Innes to Tenterfield:—Mr. Fergusson asked the Secretary for Public Works,—When will tenders be called for Railway Works from Glen Innes to Tenterfield?

Mr. Lackey answered,—The working plans and sections are being prepared, and tenders will be invited for the works as early as practicable.

(7.) Bridge over the Severn River:—Mr. Fergusson asked the Secretary for Public Works,—Is it his intention to place a sum of money on the Estimates for a Bridge over the Severn River on the road from Glen Innes to Vegetable Creek, *via* Clairvaux?

Mr. Lackey answered,—No; it having been reported that an improved crossing-place would suffice. A further report has been asked for.

(8.) Trucking-yards at South Wagga Wagga:—Mr. Loughnan asked the Secretary for Public Works,—

(1.) Is he aware that the Trucking-yards promised over six months ago to be erected at South Wagga Wagga have not been commenced yet?

(2.) Will he say when these yards will be commenced?

Mr. Lackey answered,—

(1.) The delay has been caused owing to the site first proposed proving to be unsuitable.

(2.) Another site has been secured, and the erection of the yards will be at once proceeded with.

(9.) Bridge over Houlaghan's Creek:—Mr. Loughnan asked the Secretary for Public Works,—When will the Bridge over Houlaghan's Creek be commenced?

Mr. Lackey answered,—Tenders have been invited, but sufficient funds are not available; it must, therefore, stand over until a further sum has been voted.

(10.) Charges at Ferries in the Macleay and Hastings and Manning Electorates, and at Bulahdelah:—Mr. Jacob asked the Secretary for Public Works,—

(1.) With reference to his answer on the 11th instant given to the Honorable Member for the Macleay, to the effect that the question of reducing the scale of charges at the Ferries in the Macleay and Hastings and Manning Electorates is under consideration, and to his reply to me on the 10th August last, relative to reducing the charges at the Ferry at Bulahdelah, that "if the charges are to be equalized, it would be better to raise the scale at the several Ferries referred to than to reduce the scale at Bulahdelah,"—Has he any objection to state what circumstances exist which would justify a reduction in the one case and not in the other?

(2.) Will he, when considering the question of reducing the scale at the Ferries in the Macleay and Hastings and Manning Electorates, also include Bulahdelah with the same object?

Mr.

Mr. Lackey answered,—

- (1.) It is considered that no circumstances exist that would justify reduction in either case.
- (2.) It has been decided not to reduce the scale of charges at the Ferrics in the Macleay and Hastings and Manning Electorates, or at the Ferry at Bulahdelah.

- (11.) Treatment of Prisoners in Coonamble Gaol :—Mr. Buchanan asked the Attorney General,—
Has the promised Report about the leg-ironing of prisoners awaiting trial in Coonamble Gaol been received ; if not, what is the cause of the delay ?

Mr. Wisdom answered,—The reports about leg-ironing prisoners at Coonamble Gaol have been received, and I will lay a copy of them upon the Table to-morrow. At the same time, I may state that the reports contradict the statement that the prisoners were leg-ironed in the gaol ; and they also contradict the statement made by the Honorable Member that the leg-irons used were as thick as a man's wrist, the only leg-irons being light anklets.

- (12.) Flogging in Mudgee Gaol :—Mr. Buchanan asked the Attorney General,—

- (1.) Is there a prisoner in Mudgee Gaol named George Baynham ?
- (2.) Was he sentenced to six months hard labour for stealing a tumbler ?
- (3.) Has said prisoner been flogged in Mudgee Gaol ?
- (4.) On whose application was the flogging ordered ?
- (5.) By whom was the flogging ordered, and under what law was the order given ?
- (6.) Is it true, as stated in the *Mudgee Independent*, that after the flogging his back was a quivering mass of flesh ?
- (7.) Is it true that after the flogging the lacerated and quivering flesh was dressed with a solution of brine ; if so, by whose authority, and by whom was the back so dressed ?

Mr. Wisdom answered,—A telegram was sent to the Visiting Justice, asking him to report upon this case. The following telegram has been received :—“ Visiting Justice absent from Mudgee.”

- (1.) A person named George Baynham is in Mudgee Gaol.
- (2.) Was sentenced on 2nd August to six months hard labour for stealing a tumbler.
- (3.) This prisoner received fifteen lashes in Mudgee Gaol on 30th September last.
- (4.) No application was made for flogging ; but this prisoner was warned by the Visiting Justice on 2nd ultimo, when being sentenced to a third term of solitary confinement, making a total of twenty-eight days, that if he were again charged with insubordination the Bench would sentence him to be flogged.
- (5.) Flogging ordered by W. D. Meares, Alex. H. Cox, and Francis Cox, Esquires, J.P.'s, under Gaol Act 4 Victoria No. 29 section 13.
- (6.) Prisoner's back was not a quivering mass of flesh, it appeared red only, and no blood visible.
- (7.) No solution of brine was used after flogging. Visiting Surgeon ordered some cooling ointment, which was applied to prisoner's back by prisoner Cribb in gaoler's presence. Editor of *Mudgee Independent* newspaper's imagination, as Visiting Surgeon, gaoler, foreman, senior warder, and four warders only were present. Prisoner Baynham never murmured when receiving corporal punishment, neither could blows be heard outside gaol walls.

- (13.) Railway from Young to Grenfell and Forbes :—Mr. Vaughn asked the Secretary for Public Works,—

- (1.) Will he cause the survey of the contemplated Railway Line from Young to Grenfell and Forbes to be completed before calling for tenders for any portion of the Murrumburrah-Blayney Line beyond the town of Young ?
- (2.) Will he lay upon the Table of the House a copy of the Surveyor's report upon the Trial Survey, Young to Grenfell and Forbes, so far as it is completed ?
- (3.) When will the survey referred to in question 2 be resumed ?

Mr. Lackey answered,—

- (1.) The Survey has been completed.
- (2.) Although the survey has been completed no report has yet been made upon it.
- (3.) Until the Surveyor's report is made it cannot be stated whether any further survey of the Line will be necessary.

3. AUSTRALIAN GAS-LIGHT COMPANY'S BILL :—Mr. Stephen Brown presented a Petition from the Mayor and Aldermen of the Municipality of Camperdown, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company ; and praying that before any extension of powers be granted to the Company the manufacture of Gas may be placed under similar regulations to those adopted by recent Imperial legislation.

Petition received.

4. PAPERS :—

Mr. James Watson laid upon the Table,—Return to an Order made on 18th August, 1881,—
“ Contributions under Scab in Sheep Prevention Act.”

Ordered to be printed.

Mr. Lackey laid upon the Table,—Correspondence respecting Blacksmiths out on Strike from the Establishment of Messrs. Hudson Brothers.

Ordered to be printed.

Dr. Renwick laid upon the Table,—Return showing Land held under sections 27 and 28 of the Mining Act of 1874 by Mr. Thomas Garrett, and by Messrs. Thomas Garrett and others.

Ordered to be printed.

5. BOROUGH OF NEWCASTLE LEASING AND IMPROVING BILL :—Mr. Fletcher presented a Petition from the Mayor and Aldermen of the Council of the Borough of Newcastle, praying for leave to bring in a Bill to authorize the Leasing and Improving of City Properties in the City of Newcastle. And Mr. Fletcher having produced the *Government Gazette*, and the *Sydney Morning Herald* and *Newcastle Morning Herald and Miners Advocate*, newspapers, containing the notices required by the 59th Standing Order,—

Petition received.

6. ADJOURNMENT :—Mr. Joseph P. Abbott moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
7. CUDGEGONG TOWN HALL BILL :—Mr. Buchanan presented a Petition from Ratepayers of the Borough of Cudgegong, praying the House not to pass this Bill.
 Petition received.
8. HILL'S ESTATE BILL (*Formal Motion*) :—Mr. Jacob moved, pursuant to Notice,—
 (1.) That Hill's Estate Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.
 (2.) That such Committee consist of Mr. Burns, Mr. Kerr, Mr. Day, Mr. Levin, Mr. Young, Mr. Poole, Mr. Fergusson, Dr. Ross, and the Mover.
 Question put and passed.
9. LICENSING BILL (No. 2) :—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 OCTOBER, 1881, A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 63.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 20 OCTOBER, 1881.

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

QUESTIONS:—

(1.) Gas:—Mr. Webb asked the Colonial Secretary,—Is it the intention of the Government to introduce a Bill this Session to regulate the price, quality, and measurement of Gas supplied by the various proprietors of gas-works to the public?

Sir Henry Parkes answered,—This matter has, of necessity, been under the consideration of the Government, and I think probably the Legislature will be appealed to on the subject.

(2.) Gas:—Mr. Poole asked the Colonial Secretary,—Will the Government this or early next Session introduce a Public Bill to regulate the manufacture and sale of Gas, in accordance with the recommendations contained in the Report of the Select Committee on the Australian Gas-light Company's Bill?

Sir Henry Parkes answered,—I have just stated that the matter is under the consideration of the Government, and that in all probability legislative interference will be asked.

(3.) Water Supply for Town of Vegetable Creek:—Mr. Fergusson asked the Secretary for Public Works,—Will he cause a survey and report of cost to be made on a Water Supply for the Town of Vegetable Creek from the Severn River?

Mr. Lackey answered,—I have given directions for a survey and report to be made in connection with this matter.

(4.) Appraisalment of Runs:—*Mr. Burns*, for Mr. William Forster, asked the Secretary for Mines,—(1.) How many appraisements of Runs remain still to be completed which ought to have been completed at the end of last year?

(2.) How many altogether remain to be completed before the end of the present year?

(3.) When is it probable they will be completed?

Dr. Renwick answered,—In regard to these questions, I may state that the Returns I am about to give are only approximate, but they are as accurate as I can supply under the circumstances.

(1.) 455.

(2.) 1,300; 891 of which are appraisements made or to be made in respect of Runs the leases of which expire on the 31st December next.

(3.) I am endeavouring to complete all the appraisements with the utmost possible expedition.

(5.) Illicit Sale of Colonial Distilled Spirits:—Mr. Jacob asked the Colonial Treasurer,—The number of convictions and fines levied, with names of parties so fined, for selling distilled spirits at wine-shops, or by vineyard proprietors, since 7th May, 1875, being the date of the last similar Return, ordered to be printed by this House on 24th November of that year?

Mr. James Watson answered,—Number of convictions, 1; fine levied, £100; name, Eric M. Meyer; occupation, vineyard proprietor; date, 22nd June, 1881. I am unable at present to obtain the necessary information with reference to wine-shops; but I am making inquiries, and as soon as it is obtained I will lay it before the House.

(6.) Examination of School Teachers:—*Mr. Henson*, for Mr. Pigott, asked the Colonial Secretary,—(1.) Is not the Minister of Public Instruction calling, or has he not called, upon many or some of the gentlemen to whom the certificates of good service were granted by the late Council of Education to Teachers in their service, under Regulation 46, of 29th November, 1875, and previously, to undergo examination for the grades they hold, and have not the gentlemen in question been gazetted to such grades by the Governor in Council?

(2.) Are the Inspectors who hold similar certificates, and who have to supervise the work of the Teachers above mentioned, required in like manner to submit themselves to examination?

Sir

Sir Henry Parkes answered,—Sir John Robertson desires me to state :—

- (1.) Some of the Teachers referred to have been called upon to undergo examination, not for the grades they hold, but for the classifications they are required by the Regulations to obtain in order to render themselves eligible for appointment to Schools of corresponding rank. None of the gentlemen in question have been gazetted by the Governor and Executive Council to such or to any grades of classification.
 - (2.) The Inspectors are not required to submit themselves to examination.
- (7.) Mr. Justice Hargrave.—Sir James Martin :—Mr. Buchanan asked the Attorney General,—
- (1.) How many years has Mr. Justice Hargrave occupied a seat on the Bench ?
 - (2.) How long a time has he been absent on leave since his appointment as a Judge ?
 - (3.) Did he apply to the Government for an extension of his present leave ?
 - (4.) Was this application refused ?
 - (5.) How many years has Sir James Martin occupied a seat on the Bench ?
 - (6.) How long a time has he been absent on leave since his appointment as Chief Justice ?
 - (7.) How many times did he apply for an extension of leave, and how often was his application granted ?

Mr. Wisdom answered,—

- (1.) Sixteen years and three months.
 - (2.) Six months.
 - (3 and 4.) Mr. Justice Hargrave was not recently absent upon leave, but was unable from illness to attend to his duties. He did not, therefore, apply for an extension, but for a fresh leave of absence for a period of six months. The Government, having regard to Mr. Justice Hargrave's long and valuable services, and to the great improbability of his health permitting him permanently to resume his duties, suggested his retirement upon his pension, instead of granting his application for leave of absence.
 - (5.) Seven years and eleven months.
 - (6.) One year and three months.
 - (7.) Sir James Martin made two applications for an extension of his leave, which were granted. Sir James Martin applied, under medical certificate, for a further leave to enable him to visit Europe, to which serious objections were raised by the Government, and the application was withdrawn.
- (8.) Hyde Park Asylum :—Mr. Buchanan asked the Colonial Secretary,—
- (1.) Is it true that the gates at the Hyde Park Asylum have been closed ever since the first alarm of small-pox ?
 - (2.) Are the inmates prevented seeing their children or friends ?
 - (3.) If any inmate goes out, is it true that he or she is not allowed to return ?
 - (4.) If true, will he say what is the reason of this change in the government of the Institution ?

Sir Henry Parkes answered,—

- (1.) Yes.
 - (2.) Yes.
 - (3.) Yes. Since the first alarm of small-pox all leave of absence has been stopp'd. Any inmate who chooses to leave the Asylum because of such stoppage does so at the risk of not being allowed to return.
 - (4.) The rule above stated is necessary to maintain the discipline of the Institution.
- I may add that I am not satisfied with these answers, and shall cause a special inquiry into the matter to-morrow.
- (9.) Coal Fields Regulation Act :—Mr. Melville asked the Secretary for Mines,—Is it his intention to introduce a Bill for the amendment of the Coal Fields Regulation Act ; and if so, when ?
- Dr. Renwick answered,—I have not yet had time to consider the subject referred to by the Honorable Member, but will give it my earliest consideration.
- (10.) Boggabri Common :—Mr. Joseph P. Abbott asked the Secretary for Mines,—When will the Trustees nominated for the Boggabri Permanent Common be gazetted ?
- Dr. Renwick answered,—The names will be gazetted to-morrow.
- (11.) Rents of Runs :—Mr. Burns, for Mr. William Forster, asked the Secretary for Mines,—
- (1.) How many of the Runs of which the leases expired on 31st December, 1880, had not their rents determined on 18th October, 1881 ?
 - (2.) In how many of these cases was an award of rent placed before the Minister prior to the end of December, 1880 ?
- Dr. Renwick answered,—
- (1.) 455.
 - (2.) 860 ; but I have not yet had time to gazette these cases.

2. PAPERS :—

Sir Henry Parkes laid upon the Table,—

- (1.) Further Return to an Address adopted on 6th July, 1877,—“Immigration”—Ship “Nineveh.”
 - (2.) Return to an Order made on 26th July, 1881,—“Endowment of the University of Sydney.”
 - (3.) Opinions of certain Medical Practitioners on Compulsory Vaccination.
- Ordered to be printed.

Mr. Wisdom laid upon the Table,—Correspondence respecting the Leg-ironing of Prisoners in Coonamble Gaol.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return (*in part*) in satisfaction of Questions asked on 11th October, 1881, respecting the County of Selwyn.

Ordered to be printed.

Mr. Lackey laid upon the Table,—Return respecting Punts in the Hastings and Manning Electorate.

Ordered to be printed.

3. **THE LAND LAWS**:—Mr. Fitzpatrick presented a Petition from Selectors and Residents in the Districts of the Yass Plains Electorate, praying the House to amend and consolidate the present Land Acts as early as possible.
And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.
4. **LICENSING BILL (No. 2)**:—Mr. Terry presented a Petition from Residents of the District of Mudgee stating that they view with alarm the striking out of the 23rd clause of this Bill, relating to the sale of Colonial Wine; and praying the House to take the premises into consideration, with a view to the insertion of a clause authorizing the legitimate sale of Colonial Wine.
Petition received.
5. **BOROUGH OF NEWCASTLE LEASING AND IMPROVING BILL (*Formal Motion*)**:—
(1.) Mr. Fletcher moved, pursuant to Notice, for leave to bring in a Bill to authorize the Leasing and Improving of City Properties in the City of Newcastle.
Question put and passed.
(2.) Mr. Fletcher 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 Leasing and Improving of City Properties in the City of Newcastle,*"—read a first time.
6. **LICENSING BILL (No. 2)**:—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.
7. **CHURCH AND SCHOOL LANDS DEDICATION BILL**:—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.
In pursuance of the provisions of the 33rd section of the Act 5 and 6 Victoria, cap. 76, the Governor hereby signifies to the Legislative Assembly that the Bill passed by the Parliament of New South Wales in 1880, and 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, 1882, all such lands and income shall be respectively held and applied for the purposes of Public Instruction only," has been laid before the Queen in Council, and that Her Majesty has been pleased to assent to the same.
Government House,
Sydney, 20th October, 1881.
8. **RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2)**:—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 the Council's amendments, with an amendment.
On motion of Mr. Hoskins, the report was adopted.
9. **POSTPONEMENTS**:—The Orders of the Day of Government Business, Nos. 4 to 10 inclusive, postponed until Wednesday next.
10. **DESIGNS OF TOWNS AND VILLAGES CORRECTING 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 an amendment.
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.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 64.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 21 OCTOBER, 1881.

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

QUESTIONS:—

(1.) Real Property Act Office:—Mr. Fergusson asked the Colonial Secretary,—Is it the intention of the Government to act on the recommendations of the Royal Commission on the Real Property Act; if so, when is it the intention of the Government to appoint more clerks to attend to the counter in the Real Property Act Office?

Sir Henry Parkes answered,—This matter will receive immediate attention.

(2.) Ringbarking on Crown Lands.—Forestry Bill:—Mr. Cooke asked the Secretary for Mines,—(1.) Has permission been granted to any person to ringbark upon Crown Lands since the introduction of the Ringbarking Bill into Parliament; if so, to whom, to what extent, and upon what Runs?

(2.) Is it the intention of the Government to introduce a Forestry Bill for the thorough management of the forests of the Colony; and if so, when?

Dr. Renwick answered,—

(1.) No permission has been granted since the Bill referred to was introduced into Parliament.

(2.) The matter has been under consideration, and will be further dealt with at the earliest opportunity.

(3.) Railway from Glen Innes to Inverell:—Mr. Murray asked the Secretary for Public Works,—Has the survey of Railway Line from Glen Innes to Inverell been commenced yet, and when is it likely the result will be known?

Mr. Lackey answered,—The survey has just been commenced, and it will probably be completed in about three months.

(4.) Surveyors Accounts:—Mr. Murray asked the Secretary for Lands,—When will the Surveyors Accounts ordered by this House be laid upon the Table?

Mr. Hoskins answered,—The Return will be ready by about the 27th instant. Its preparation was unavoidably delayed in consequence of the ledgers of the Survey Office having been detained in Court for five weeks in connection with an arbitration case.

(5.) Road from Greta to West Maitland:—Mr. Burns asked the Secretary for Public Works,—Whether the Government have taken any, and if any what, steps for the improvement of the road between Greta and West Maitland during the present year?

Mr. Lackey answered,—Contracts are let for making up the width of the roadway where deficient with metal, and for gravelling the centre along the worst portions.

(6.) Tramway in Elizabeth-street:—Mr. Tarrant asked the Secretary for Public Works,—

(1.) The amount expended to the present period upon the construction of the double line of Tramway in Elizabeth-street, between Hunter and Liverpool Streets?

(2.) The amount expended upon repairs to said portion of line from its construction to the present date?

(3.) The estimated cost of re-laying this portion of line at present in progress?

Mr. Lackey answered,—

(1.) The accounts are not kept so as to show the cost of particular portions of the line, but, as far as the cost can be estimated, it amounts to £14,728.

(2.) Estimated as above, £1,456.

(3.) As at present in progress, £3,550.

(7.) Public School at Carroll:—Mr. Burns, for Mr. Joseph P. Abbott, asked the Colonial Secretary,—(1.) When may I expect replies to my letters of the 11th and 20th of April last in reference to the Public School at Carroll?

(2.) Has the attention of the Minister for Public Instruction been directed to the delays of his department in replying to correspondence?

Sir

Sir Henry Parkes answered,—Sir John Robertson desires me to state that these questions will be best answered by a statement of facts. As that statement is too long to read, I will presently lay it upon the Table of the House.

- (8.) Gold-mining Leases on Common at Hill End :—Mr. Beyers asked the Secretary for Mines,—When will he cause the Gold-mining Leases situated within the Hill End Commonage to be surveyed?

Dr. Renwick answered,—There is only one lease applied for within the Temporary Common at Hill End which has not been surveyed. The application referred to was made on the 30th September last, and will be surveyed with the least possible delay.

- (9.) Vote for Pastoral and Agricultural Societies :—Mr. T. G. Dangar asked the Colonial Secretary,—When is it intended to distribute the Vote to the Pastoral and Agricultural Societies of the Colony?

Sir Henry Parkes answered,—The *pro rata* distribution is now being made, and the Vote will be distributed next week. The delay in the distribution of the Vote has arisen through the tardiness of the Societies in sending in their claims, the last of which was only received yesterday.

- (10.) Water Supply for Town of Cargo :—Dr. Ross asked the Secretary for Public Works,—Is it the intention of the Government to take any steps by way of constructing a Water Reservoir in the Town of Cargo; if so, will he cause the work to be proceeded with without delay?

Mr. Lackey answered,—The application to provide a Water Supply for the place referred to has been under the consideration of the Government, a survey and report having been already obtained from the proper officer; but, in view of the very large number of applications of a similar character received from all parts of the Colony, which have equal claims for consideration with this, it is impossible at present to say what course will be pursued in the matter of the Cargo Water Supply. I hope, however, to deal with this case very shortly.

2. PAPERS :—

Sir Henry Parkes laid upon the Table,—Answers to certain Questions asked by the Honorable Member for Gunnedah in reference to the Public School at Carroll.
Ordered to be printed.

Mr. Wisdom laid upon the Table,—Correspondence, &c., in the case of George Baynham, a prisoner in Mudgee Gaol.
Ordered to be printed.

Dr. Renwick laid upon the Table,—Supplementary Return to an Order made on 14th September, 1881,—“Mineral Leases at Wingen held by Messrs. Moore & Co.”
Ordered to be printed.

3. GRAFTON PRESBYTERIAN CHURCH LAND SALE BILL :—Mr. See presented a Petition from Samuel Avery, praying for leave to bring in a Bill to enable William Cowan, the younger, John Edward Chapman, Arthur Hyde, Samuel Avery, and David Kirk, Trustees of certain Land situate in the Town of Grafton, to sell the said Land and provide for the appropriation of the proceeds thereof. And Mr. See having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Clarence and Richmond Examiner and New England Advertiser*, newspapers, containing the notices required by the 59th Standing Order,—
Petition received.

4. WIDTH OF STREETS AND LANES BILL :—Mr. Reid, 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 26th August, 1881; together with Appendix, and a copy of the Bill as amended and agreed to by the Committee.
Ordered to be printed.
Mr. Reid then moved, That the Bill be read a second time on Friday next.
Question put and passed.

5. BOROUGH OF NEWCASTLE LEASING AND IMPROVING BILL (*Formal Motion*):—Mr. Fletcher moved, pursuant to Notice,—

(1.) That the Borough of Newcastle Leasing and Improving Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.

(2.) That such Committee consist of Mr. Joseph P. Abbott, Mr. Burns, Mr. Cameron, Mr. Day, Mr. Farnell, Mr. Jacob, Mr. G. A. Lloyd, Mr. Melville, Mr. Trickett, and the Mover.

Question put and passed.

6. SMALL DEBTS RECOVERY BILL :—Mr. Reid, for Mr. Joseph P. Abbott, presented a Bill, intituled “*A Bill for the better recovery of Judgment Debts in District Courts and in Courts of Petty Sessions*,”—which was read a first time.

Ordered to be printed, and read a second time on Friday, 18th November.

7. RINGBARKING ON CROWN LANDS REGULATION BILL (No. 2) :—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 13th October, 1881, requesting its concurrence in certain amendments made by the Council in the Ringbarking on Crown Lands Regulation Bill (No. 2),—

Agrees to all the Council's amendments in the Bill, excepting the amendment in page 2, clause 4, line 53, which limits the compensation for ringbarking to one shilling and sixpence per acre, which amendment the Assembly proposes to amend by substituting the words “one shilling and threepence” for “one shilling and sixpence,” in which amendment the Assembly requests the concurrence of the Council.

Legislative Assembly Chamber,
Sydney, 21st October, 1881.

8. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
 (1.) Railway Debt Reduction Bill ; second reading ;—*until Friday, 4th November.*
 (2.) Government Tramways ; resumption of adjourned Debate ;—*until Friday, 11th November.*
9. **IMPOUNDING LAW AMENDMENT BILL** :—The Order of the Day having been read,—Mr. Byrnes 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. Byrnes, 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. Byrnes (*with the concurrence of the House*), the report was adopted.
 Ordered, that the Bill be read a third time on Tuesday next.
10. **DENTON'S ESTATE LEASING AND MORTGAGING BILL** :—The Order of the Day having been read,—Mr. Davies moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Davies, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
 Mr. Speaker resumed the Chair ; and the Chairman reported the Bill without amendment.
 On motion of Mr. Davies, the report was adopted.
 Ordered, that the Bill be read a third time on Tuesday next.
11. **GRAPE-VINES AND GRAPES IMPORTATION PROHIBITION 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 on Tuesday next.
12. **BALMAIN CEMETERY 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 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 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.
 Ordered, that the adoption of the report stand an Order of the Day for Tuesday next.
13. **MOFFITT'S ESTATE ENABLING BILL** :—The Order of the Day having been read,—Mr. Reid moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.
 On motion of Mr. Reid, 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. Reid, the report was adopted.
 Ordered, that the Bill be read a third time on Tuesday next.
14. **UNITED CHURCH OF ENGLAND AND IRELAND SCHOOL AT PADDINGTON SALE BILL** :—The Order of the Day having been read,—on motion of Mr. Burns, 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. Burns, 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 John Cooper Frederick Oatley Prosper Nicholas Trebeck Thomas Matthews and Richard Westaway as Trustees of certain Land situate at Paddington to sell the same and providing for the application of the proceeds.*"
Legislative Assembly Chamber,
Sydney, 21st October, 1881.
15. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
 (1.) The Land Laws ; resumption of adjourned Debate ;—*until Tuesday, 15th November.*
 (2.) Mr. Austin Forrest Wilshire ; reception of Resolution from Committee of the Whole ;—*until Friday next.*
16. **DESIGNS OF TOWNS AND VILLAGES CORRECTING BILL** :—The Order of the Day having been read,—Mr. Hoskins moved, That this Bill be now read a third time.
 Question put and passed.
 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 to extend the power of correcting Designs or Plans of Towns and Villages and the limits of Suburban Lands.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to extend the power of correcting Designs or Plans of Towns and Villages and the limits of Suburban Lands,*"— presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 21st October, 1881.*

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 65.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 25 OCTOBER, 1881.

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

ELECTORATE OF NEWTOWN:—

(1.) *Issue and return of Writ*:—Mr. Speaker informed the House, that upon the passing of the Resolution of the 14th instant, declaring the Seat of William John Foster, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Foster, and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of the Honorable William John Foster, Esquire, to serve as a Member for the Electoral District of Newtown.

(2.) *Member Sworn*:—William John Foster, 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 Newtown.

2. QUESTIONS:—

(1.) *Arrears of Rent on Mineral Leases*:—*Mr. Jacob*, for Mr. Fergusson, asked the Colonial Treasurer,—

(1.) Is it his intention to sue for rents of mineral lands where the applicants wrought out all the minerals in the lands they applied for before the leases were approved of and granted, and when granted refused to take them up, some lease applications having been pending as long as eight or nine years?

(2.) Where mineral and gold leases have been forfeited for non-payment of rent, is it his intention to recover the arrears of rents of all forfeited lands?

(3.) What amount is owing for arrears of rents on forfeited mining leases?

Mr. James Watson answered,—

(1 & 2.) I cannot state what course will be pursued by the Government in any individual case. Each case, as it arises, will be dealt with upon its individual merits.

(3.) I will have a Return prepared, and will lay it upon the Table of this House in a few days.

(2.) *Drainage from Wellington Gaol*:—*Mr. Levien*, for Mr. Edmund Barton, asked the Colonial Secretary,—

(1.) Is he aware that the outflow of drainage matter from the Wellington Gaol is and has long been an intolerable and dangerous nuisance to the neighbourhood, and a cause of sickness to officers and other inmates of the Gaol?

(2.) Have not representations been made to him by the Municipal Council of Wellington, and otherwise, to the above effect?

(3.) Will he take steps to abate the nuisance complained of without unreasonable delay?

Sir Henry Parkes answered,—

(1 & 2.) A communication has been received from the Municipal Council respecting the nuisance referred to.

(3.) Instructions have been given to the contractor now making additions to the Gaol to provide piping for the drainage of the premises, by which the nuisance will be removed.

(3.) *Bell River Reserve*:—*Mr. Levien*, for Mr. Edmund Barton, asked the Secretary for Lands,—

(1.) How long since, and how often, have the Municipal Council of Wellington applied to have the Bell River Reserve vested in them?

(2.) Has not a promise been given by his department that the Reserve shall be so vested?

(3.) Within what time is it likely that such promise will be performed?

Mr.

Mr. Hoskins answered,—

(1.) An application was made in November, 1879.

(2.) No definite promise can be traced, although there would not appear to be any objection to the Reserve, after dedication, being placed under the control of the Council.

(3.) The papers are with the District Surveyor, and he has been instructed to survey the land for the purpose of dedication, after which it will be placed in trust. The final action in the matter has been considerably impeded in consequence of it having become necessary to alter the design of the town of Wellington before instructions for the survey of the land could be issued.

- (4.) Tide-waiters :—*Mr. Levien*, for Mr. Edmund Barton, asked the Colonial Treasurer,—Are the following facts correctly stated, and if not, in what particular are they incorrect, viz. :—That up to 1875 the working hours of tide-waiters were from 9 a.m. to 4 p.m., and their remuneration 10s. 6d. per day, with 1s. 6d. per hour for overtime; that in or about the year mentioned the working hours were extended, and were from 6 a.m. to 5 p.m. in summer, and from 7 a.m. to 5 p.m. in winter, and the remuneration 15s. per day, with allowance for overtime as before; that the actual working hours, independent of overtime, now insisted upon are as last above stated, while from the 1st of August last the tide-waiters have been allowed only 10s. 6d. per day of working hours, with allowance for overtime as before?

Mr. James Watson answered,—To the year 1875 tide-waiters were kept on board ship night and day from the time of arrival until final discharge of cargo. The pay of tide-waiters until the year 1857 was 6s. per day. From 1857 to the present time the pay of tide-waiters has been 10s. 6d. per day. From 1857 to 1875 overtime was allowed to tide-waiters at the rate of 1s. per hour before 9 a.m. and after 4 p.m. From 1875 to the present time tide-waiters have been allowed overtime at the rate of 1s. 6d. per hour after the working hours, viz., 6 a.m. to 5 p.m. from October to March, and 7 a.m. to 5 p.m. from April to September. There have been no changes in the pay of tide-waiters except as stated above.

- (5.) Road from Wright's Hotel to the Bell River :—Dr. Ross asked the Secretary for Mines,—When will the Road from Wright's Hotel, on the Orange and Molong Road, to the Bell River be opened for the use of the public?

Dr. Renwick answered,—If the road referred to be the one from near the "Half-way House," on the road from Orange to Molong, through J. Taylor's (now J. Smith's) 2,560 acres, across Bell River, it will be proclaimed on the 28th instant.

- (6.) Land applied for by the Rev. Mr. Kelly at Beneree Gold Field :—Dr. Ross asked the Secretary for Mines,—When will the land applied for by the Rev. Mr. Kelly in November last, at Beneree Gold Field, be offered for sale by public auction?

Dr. Renwick answered,—As soon as possible. The plan of the land is now being dealt with in the Survey Office.

- (7.) Estimates for 1882 :—Mr. Fitzpatrick asked the Colonial Treasurer,—When will the Estimates for 1882 be submitted to the Assembly?

Mr. James Watson answered,—I propose to lay the Estimates upon the Table next week.

- (8.) Mining for Coal under Reserves :—Mr. Fletcher asked the Secretary for Mines,—

(1.) Is he aware that the Return ordered by this House nearly nine months ago, relative to mining for Coal, &c., under Reserves, has not yet been laid upon the Table of this House; if so, will he state the reason of the delay?

(2.) Is it his intention to lay the Return upon the Table; and if so, when?

Dr. Renwick answered,—

(1.) I am aware of the delay with reference to this Return; but am informed that very great difficulty has occurred in regard to the particulars asked for in the paragraph (1) of the motion of the Honorable Member, inasmuch as it necessitates a search into the papers and plans in the Surveyor General's Department.

(2.) It is my intention in a few days to lay upon the Table a Return containing all the particulars already obtained, and to expedite the other matter required by the Resolution, so that they may be furnished without delay as a Supplementary Return.

3. AUSTRALIAN GAS-LIGHT COMPANY'S BILL :—Mr. Sutherland presented a Petition from the Municipal Council of the Borough of Alexandria, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company; and praying that before any extension of powers be granted to the Company the manufacture of Gas may be placed under similar regulations to those adopted by recent Imperial legislation.
Petition received.

4. RESERVES ON GUMLY GUMLY RUN :—Mr. Loughnan presented a Petition from Residents and Commoners of the Town and neighbourhood of Wagga Wagga, representing that in the year 1864 a portion of land forming part of Gumly Gumly Run was reserved from sale for the preservation of water supply and other public purposes, and that this Reserve embraced land since dedicated as a permanent Common and as a Camping Ground, and that it is now proposed by the Government to resume a certain portion of the Common; and praying the House not to sanction the resumption of the portion of the Common referred to.
Petition received.

5. GRAFTON PRESBYTERIAN CHURCH LAND SALE BILL (*Formal Motion*) :—*Mr. Burns*, for Mr. See, moved, pursuant to Notice, for leave to bring in a Bill to enable William Cowan, the younger, John Edward Chapman, Arthur Hyde, Samuel Avery, and David Kirk, Trustees of certain Land situate in the Town of Grafton, to sell the said Land and provide for the appropriation of the proceeds thereof.

Question put and passed.

6. IMPOUNDING LAW AMENDMENT BILL (*Formal Order of the Day*),—on motion of Mr. Jacob, read a third time, and *passed*.

Mr. Jacob then moved, That the Title of the Bill be "*An Act to amend in certain particulars the Impounding Act 29 Victoria No. 2.*"

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 in certain particulars the Impounding Act 29 Victoria No. 2.*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 25th October, 1881.*

7. DENTON'S ESTATE LEASING AND MORTGAGING BILL (*Formal Order of the Day*),—on motion of Mr. Cameron, read a third time, and *passed*.

Mr. Cameron then moved, That the Title of the Bill be "*An Act to enable the Trustees of the Will of the late Henry Denton to grant building and improving leases of certain lands devised by the said Will and to borrow money by mortgage of such lands for the purpose of building upon and improving the same.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Trustees of the Will of the late Henry Denton to grant building and improving leases of certain lands devised by the said Will and to borrow money by mortgage of such lands for the purpose of building upon and improving the same.*"—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 Will of the late Henry Denton.

*Legislative Assembly Chamber,
Sydney, 25th October, 1881.*

8. GRAPE-VINES AND GRAPES IMPORTATION PROHIBITION BILL (*Formal Order of the Day*),—on motion of Mr. Cameron, read a third time, and *passed*.

Mr. Cameron then moved, That the Title of the Bill be "*An Act to prohibit the Importation of Grape-vines Grape-vine Cuttings and Grapes.*"

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 prohibit the Importation of Grape-vines Grape-vine Cuttings and Grapes.*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 25th October, 1881.*

9. MOFFITT'S ESTATE ENABLING 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 authorize John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt deceased to sell lease or otherwise dispose of portions of the Real Estate of the said William Moffitt deceased.*"

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 John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt deceased to sell lease or otherwise dispose of portions of the Real Estate of the said William Moffitt deceased.*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.

*Legislative Assembly Chamber,
Sydney, 25th October, 1881.*

10. ADJOURNMENT :—Mr. William Clarke moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

11. GRAFTON PRESBYTERIAN CHURCH LAND SALE BILL :—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 William Oowan the younger John Edward Chapman Arthur Hyde Samuel Avery and David Kirk Trustees of certain Land situate in the Town of Grafton to sell the said Land and provide for the appropriation of the proceeds thereof.*"—read a first time.

12. VACCINATION IN DARLINGHURST GAOL :—Mr. William Forster moved, pursuant to Notice, That this House disapproves of the course taken by the Gaol Authorities at Darlinghurst, in obedience to the orders of the Government,—

(1.) In compelling vaccination of any person from the person described as "the woman Fisher."

(2.) In inflicting penalties upon Mary Ann Thompson for refusing to be vaccinated.

Debate ensued.

Question put and negatived.

13. BALMAIN CEMETERY BILL :—The Order of the Day having been read,—Mr. Burns moved, That the report from the Committee of the Whole on this Bill be now adopted.
Question put and passed.
Ordered, that the Bill be read a third time on Friday next.

The House adjourned at twenty-five minutes after Eight 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.

WEDNESDAY, 26 OCTOBER, 1881.

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

QUESTIONS:—

(1.) Mineral Lease Applications:—*Mr. Burns*, for *Mr. Fergusson*, asked the Secretary for Mines,—Is it his intention to bring in a Bill to protect Mineral Lease Applications until the Leases are granted from conditional or other sale; and if so, when?

Dr. Renwick answered,—This and certain other similar difficulties, supposed to arise under the present Mining Law, are now under consideration, and will be dealt with at the earliest opportunity.

(2.) Withdrawal of Police from Clarendon:—*Mr. William Forster* asked the Colonial Secretary,—When is it intended by the Government to restore the Police to their former Station at Clarendon, in the district of Gundagai; or has it been decided to deprive that locality altogether of any Police protection?

Sir Henry Parkes answered,—The Inspector General of Police reports that the constable was withdrawn from Clarendon, there being no necessity for his services there; that the population within a radius of 6 miles is under 200; that the place is visited by the Police at Junee, 13 miles distant; and that no crime has been reported at Clarendon since the constable's removal. Should the population increase, the advisability of replacing the constable at Clarendon will be further considered.

(3.) *Goodwin v. Futter*:—*Mr. William Forster* asked the Secretary for Lands,—In the matter of *Goodwin v. Futter*, lately the subject of correspondence between myself and the Department,—

- (1.) Is it a fact that *Goodwin* claimed under, or held, a prior conditional purchase?
- (2.) Is there any probability, or possibility, that a fresh appraisalment will be ordered or permitted?
- (3.) Have fresh appraisements never taken place in such cases?
- (4.) Is it intended by the Government to compensate *Goodwin* in any way?

Mr. Hoskins answered,—

(1.) The claims of *Goodwin*, dealt with in the correspondence to which the Honorable Member makes reference, are based on his conditional purchase of the 11th February, 1875, and that of *Michael Goodwin* of the 14th September, 1876.

(2.) The appraisalment already made is final.

(3.) Fresh appraisements have in some instances taken place when the first appraisements have been found to be, for some reason, irregular.

(4.) There is no intention of compensating *Goodwin*, who selected land forming part of an area containing improvements the property of other parties.

(4.) Purchase of a Picture by the Government:—*Mr. William Forster* asked the Colonial Secretary,—With reference to my Questions numbered 1 on the Notice Paper for Wednesday, 12th October, and the answer thereto by the Colonial Secretary, about the purchase of a Picture,—

(1.) By what authority, and from what fund, was the appropriation made?

(2.) By what authority, or by whom, is it intended to offer the Picture in question for the acceptance of the Queen?

(3.) If still in Sydney, where is it exhibited, or to be seen by the public?

Sir Henry Parkes answered,—

(1.) The price of this Picture (fifty pounds) was charged to the Treasurer's Advance Fund.

(2.) The Picture will probably be forwarded to the Agent General for presentation to the Queen.

(3.) The Picture is lying in the Government Printing Office ready packed for transmission to England. The authority in the transaction was that of the Government.

(5.)

(5.) Road near Kilrush :—Mr. William Forster asked the Secretary for Mines,—
 (1.) What has been done in the matter of two Petitions presented in September last from Residents at or near Kilrush, not far from Cootamundra, praying for the immediate improvement or construction of a road to meet their pressing necessities, and suggesting alternative routes for the same road?

(2.) What decision has been arrived at in the matter?

(3.) Will he say what has been the cause of delay in reporting upon or replying to the applications of the parties concerned?

Dr. Renwick answered,—

(1.) The Petition received on the 23rd September has been referred to the District Surveyor for report.

(2.) A decision has not been arrived at, as the Surveyor's report has not been received.

(3.) I am informed that in the opinion of the Surveyor General sufficient time has not elapsed to allow a Surveyor to visit the ground and to make a report.

(6.) Schools at Bob's Creek and Cheeseman's Creek :—Dr. Ross asked the Colonial Secretary,—Has any Teacher been appointed to take charge of the School at Bob's Creek, or at Cheeseman's Creek; if not, when will they be appointed, and will he say what is the cause of the delay?

Sir Henry Parkes answered,—Sir John Robertson desires me to state as follows:—Teachers have been appointed for both places, and will leave for their respective destinations to-morrow. There has been no unnecessary delay, as buildings needed to be erected; meanwhile tents have in each case been supplied.

(7.) Keeping Cows in the Victoria Barracks :—Mr. Abigail asked the Colonial Secretary,—

(1.) Is it a fact that the Sergeant-Major of the Permanent Artillery and other residents in the Victoria Barracks keep cows and sell milk in the Barracks?

(2.) Is it a fact, although the said Sergeant-Major has by the customs of the service been allowed a man to clean his accoutrements only, that a man or men of the Force are also employed by him in milking, cutting forage, and tending his cattle?

(3.) If the above be true, is it in accord with Military Regulations?

Sir Henry Parkes answered,—The following information has been supplied by the Commandant:—

(1.) Yes.

(2.) He is allowed a bātman, who also attends to his cow.

(3.) The keeping of cows is not in strict accordance with the Military Regulations, but has been sanctioned as an exceptional arrangement, it being attended with benefit rather than the reverse to the public service.

2. PAPERS :—

Mr. W. J. Foster laid upon the Table,—Letters of Registration of Inventions for 1878.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

(1.) Notification of Resumption of Land at Glenmore Road for Public School Purposes.

(2.) Notification of Resumption of Land at Lower Paddington for Public School Purposes.

Ordered to be printed.

3. COURT OF PETTY SESSIONS AT WINDEYER (*Formal Motion*) :—Mr. Terry moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers and correspondence in connection with the re-establishment of a Court of Petty Sessions at Windeyer.
 Question put and passed.

4. SUPPLY :—Mr. James Watson moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into the Committee of Supply.
 Question put and passed.

5. WAYS AND MEANS :—Mr. James Watson moved, pursuant to Notice, That this House will, on Wednesday next, resolve itself into the Committee of Ways and Means.
 Question put and passed.

6. LICENSING BILL (No. 2) :—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, 27 OCTOBER, 1881, A.M.

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

7. MESSAGES FROM THE LEGISLATIVE COUNCIL :—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Presbyterian Church Property Management Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to make better provision for the management of the Property of the Presbyterian Church of New South Wales and to provide for the election and appointment of Trustees in whom such Property may be vested and to make further provisions in reference thereto*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
 Sydney, 26th October, 1881.

JOHN HAY,
 President.

(2.)

(2.) Influx of Chinese Restriction Bill :—

MR. SPEAKER,

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated 29th September, 1881, in reference to the Influx of Chinese Restriction Bill,—

Insists upon its amendment which omits clause 6,—

- (1.) Because there is no evidence that any number of Chinese do arrive in this Colony overland.
- (2.) Because, as the adjoining Colonies have or propose to have laws which provide or will provide for a poll-tax upon Chinese arriving by sea, a second poll-tax ought not to be imposed on Chinese after they have been landed in Australia, and
- (3.) Because the subjects of a friendly state, after they have arrived in Australia, ought to be permitted to pass from one Colony to another without hinderance or restriction.

Insists upon its amendment which omits clause 7,—

- (1.) Because the subjects of a friendly state, after they have arrived in this Colony, ought to be permitted to pass freely without the necessity of producing any certificate.
- (2.) Because the 4th and 5th clauses of the Bill give ample power to prevent Chinese from being landed in the Colony without having paid the poll-tax.
- (3.) Because it is not advisable that any class of people in this community should be required to carry a certificate—in other words a passport—so as to secure them from being prosecuted for an offence against the law.
- (4.) Because the clause would work oppressively as regards the Chinese now in the Colony.

Insists upon its amendment which omits clause 8,—

- (1.) Because, with respect to Chinese arriving by sea, clauses 4 and 5 contain ample provisions for the recovery of the poll-tax; and with respect to all other Chinese for the same reasons as are given for omitting clause 6.

Insists upon its amendment which omits clause 13, for the same reasons as are given for omitting clause 7.

Insists upon its amendment which omits clause 17,—

- (1.) Because it is not advisable to make a distinction between the rights of Chinese who are now in the Colony and those who may after the passing of this Bill arrive.
- (2.) Because, in numerous instances, Chinese have proved themselves to be good agriculturists, and such persons ought to be permitted to hold land so as to enable them to carry on their business as agriculturists, which business as carried on by Chinese has in many instances proved of great service to large portions of the community.

And does not insist upon its other amendments disagreed to by the Assembly.

*Legislative Council Chamber,
Sydney, 26th October, 1881.*

JOHN HAY,
President.

Ordered, that this Message be taken into consideration in Committee of the Whole on Thursday, 3rd November.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 67.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 27 OCTOBER, 1881.

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

QUESTIONS :—

(1.) Forest Lodge Tramway :—*Mr. Cameron*, for *Mr. Abigail*, asked the Secretary for Public Works,—

(1.) Is he aware that the Forest Lodge Tramway Contractors have the road along George-street West open from near Harris-street to the Newtown Road, and that it is causing great public inconvenience as well as risk to life and property?

(2.) Will he cause instructions to be given to the Contractors to finish the work in sections from street to street, that it may the sooner be open for traffic?

(3.) Is it true that the Forest Lodge Tramway is to terminate at Lyons-street, Pymont Bridge Road, instead of proceeding along to the Parramatta Road?

(4.) What is the distance from the Lyons-street end of the bridge to Lyons-street?

(5.) Will the bridge in its present condition carry the Tramway; if not, what is the probable cost to make it suitable?

(6.) Are there any particular reasons why this Tramway should stop at Lyons-street instead of going to the end of Pymont Bridge Road?

Mr. Lackey answered,—

(1.) There must, of course, always be some inconvenience caused when Tramways are being constructed in the streets, but I am not aware that the inconvenience is excessive, or that there is unusual risk to life and property.

(2.) This will be done as far as possible.

(3.) For the present the Tramway will terminate at or near the Bridge, pending the decision of the question of a new bridge, or an embankment and culvert in place of a bridge.

(4.) The distance from Lyons-street to the end of the Bridge is 5 chains.

(5.) The Bridge will not carry the Tramway, and in its present condition is not worth the cost of strengthening and repairing. The cost of forming a bank sufficiently wide for traffic would be £4,558, exclusive of cost of land.

(2.) Connection of the Northern with the Southern and Western Railway :—*Mr. William Forster* asked the Secretary for Public Works,—

(1.) Have the Government decided on making Homebush the Southern Terminus of the proposed Northern Line between the Southern and Western Lines and the Northern Line?

(2.) Is it intended to cross the Parramatta River by a bridge immediately opposite Homebush, or at or near Ryde?

(3.) In either case will the bridge be constructed so as to be available for other than Railway purposes, and what will be its probable cost?

(4.) Has it been promised, or is it intended, to meet the line in question by another from the North Shore?

Mr.

Mr. Lackey answered,—

(1.) Yes.

(2.) Yes.

(3.) No, it is intended for Railway purposes only. If constructed for a double line of Railway the cost will be about £90,000; if for a single line, about £60,000.

(4.) No promise has been made to construct a line, but surveys for a branch to the North Shore will be commenced shortly.

(3.) Employment of South Sea Islanders as Domestic Servants:—*Mr. Jacob*, for *Mr. Henson*, asked the Colonial Secretary,—

(1.) Is he aware under what conditions native youths from the South Sea Islands are brought to this Colony and hired as servants?

(2.) Will he cause inquiry to be made into such hiring, and learn if the law regulating the employment of such labour is complied with?

Sir Henry Parkes answered,—

(1.) I am informed by the Inspector General of Police that natives are brought to this Colony occasionally from Noumea and Fiji as domestic servants.

(2.) There is no law regulating their employment, but an Act to protect natives of the Islands from imposition when engaging as seamen is in force here.

(4.) Railway from Orange to Forbes:—*Mr. Bodel* asked the Secretary for Public Works,—Will the Plans and Specifications for the Railway from Orange to Forbes be submitted to Parliament during the present Session?

Mr. Lackey answered,—The Plans and Books of Reference are being prepared, and will be submitted during the present Session, if possible.

(5.) English Mails *via* Suez:—*Mr. William Clarke* asked the Postmaster General,—If he will extend the hour for closing the English Mails, *via* Suez, every alternate Monday from half-past 5 o'clock to half-past 6 o'clock?

Mr. Suttor answered,—For some time past I have been endeavouring to bring about an arrangement by which the time allowed for the posting of letters by the English Mails, *via* Suez, may be extended. I regret that I cannot go as far as the Honorable Member wishes, but after this month the arrangement will be as follows:—The overland English Mails to close at 6 p.m., with late fee to 6:30 p.m. Mails for Western Train to close at 6:30 p.m., and for Southern Train at 7 p.m., late fees in both cases being received to 7:30 p.m.

2. AUSTRALIAN GAS-LIGHT COMPANY'S BILL:—

(1.) *Mr. Poole* presented a Petition from the Borough Council of Newtown, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company; and praying that before any extension of powers be granted to the Company the manufacture of Gas may be placed under similar regulations to those adopted by recent Imperial legislation.

(2.) *Mr. Garrard* presented a similar Petition from the Mayor and Aldermen, and other Residents of Balmain.

Petitions received.

3. SPECIAL ADJOURNMENT:—*Mr. Webb* moved, pursuant to Notice, That this House at its rising "on Tuesday next" do adjourn until Thursday, the 3rd of November.

Debate ensued.

Mr. Garrett moved, That the Question be amended by the omission of the words "on Tuesday next," with a view to the insertion in their place of the word "To-morrow."

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

Debate continued.

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

The House divided.

Ayes, 12.

Mr. Andrews,
Mr. Bodel,
Mr. W. J. Foster,
Mr. Hoskins,
Mr. Lackey,
Sir Henry Parkes,
Dr. Renwick,
Mr. Stuart,
Mr. James Watson,
Mr. Wisdom.

Tellers,

Mr. Kidd,
Mr. Pigott.

Noes, 33.

<i>Mr. Beyers,</i>	<i>Mr. Garvan,</i>
<i>Mr. Brodribb,</i>	<i>Mr. Hay,</i>
<i>Mr. John Brown,</i>	<i>Mr. Henson,</i>
<i>Mr. Burns,</i>	<i>Mr. Jacob,</i>
<i>Mr. Byrnes,</i>	<i>Mr. Lynch,</i>
<i>Mr. Cass,</i>	<i>Mr. Murray,</i>
<i>Mr. William Clarke,</i>	<i>Mr. Poole,</i>
<i>Mr. Combes,</i>	<i>Mr. Proctor,</i>
<i>Mr. Davies,</i>	<i>Dr. Ross,</i>
<i>Mr. Dillon,</i>	<i>Mr. Sutherland,</i>
<i>Mr. Farnell,</i>	<i>Mr. Teece,</i>
<i>Mr. Fawcett,</i>	<i>Mr. Trickett,</i>
<i>Mr. Fergusson,</i>	<i>Mr. Webb.</i>
<i>Mr. Fitzpatrick,</i>	<i>Tellers,</i>
<i>Mr. William Forster,</i>	<i>Mr. H. C. Dangar,</i>
<i>Mr. Fremlin,</i>	<i>Mr. Young.</i>
<i>Mr. Garrard,</i>	
<i>Mr. Garrett,</i>	

And so it passed in the negative.

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

The

The House divided.

Ayes, 48.

Mr. Andrews,	Mr. Hoskins,
Mr. Beyers,	Mr. Jacob,
Mr. Bodell,	Mr. Kidd,
Mr. Brodribb,	Mr. Lackey,
Mr. John Brown,	Mr. Lynch,
Mr. Burns,	Mr. Melville,
Mr. Byrnes,	Sir Henry Parkes,
Mr. Cameron,	Mr. Pigott,
Mr. Cass,	Mr. Poole,
Mr. Combes,	Mr. Proctor,
Mr. H. C. Dangar,	Dr. Renwick,
Mr. Davies,	Dr. Ross,
Mr. Dillon,	Mr. Stuart,
Mr. Farnell,	Mr. Sutherland,
Mr. Fawcett,	Mr. Teece,
Mr. Fitzpatrick,	Mr. Terry,
Mr. Fletcher,	Mr. Trickett,
Mr. W. J. Foster,	Mr. James Watson,
Mr. Fremlin,	Mr. Webb,
Mr. Garrard,	Mr. Wisdom,
Mr. Garrett,	Mr. Young.
Mr. Garvan,	
Mr. Hay,	<i>Tellers,</i>
Mr. Henson,	Mr. William Clarke,
Mr. Hezlet,	Mr. Murray.

Noes, 3.

Mr. William Forster.
Tellers,
Mr. Fergusson,
Mr. O'Connor.

And so it was resolved in the affirmative.

Main Question put,—That this House at its rising To-morrow do adjourn until Thursday, the 3rd of November.

The House divided.

Ayes, 38.

Mr. Andrews,	Mr. Hay,
Mr. Beyers,	Mr. Henson,
Mr. Bodell,	Mr. Hezlet,
Mr. Brodribb,	Mr. Jacob,
Mr. John Brown,	Mr. Lynch,
Mr. Burns,	Mr. Melville,
Mr. Byrnes,	Mr. Murray,
Mr. Cass,	Mr. O'Connor,
Mr. William Clarke,	Mr. Poole,
Mr. Combes,	Mr. Proctor,
Mr. H. C. Dangar,	Dr. Ross,
Mr. Davies,	Mr. Sutherland,
Mr. Dillon,	Mr. Teece,
Mr. Farnell,	Mr. Terry,
Mr. Fawcett,	Mr. Trickett,
Mr. Fitzpatrick,	Mr. Young.
Mr. Fremlin,	
Mr. Garrard,	<i>Tellers,</i>
Mr. Garrett,	Mr. See,
Mr. Garvan,	Mr. Webb.

Noes, 15.

Mr. Copeland,
Mr. Fergusson,
Mr. William Forster,
Mr. W. J. Foster,
Mr. Hoskins,
Mr. Kidd,
Mr. Lackey,
Sir Henry Parkes,
Mr. Pigott,
Dr. Renwick,
Mr. Stuart,
Mr. James Watson,
Mr. Wisdom.
Tellers,
Mr. Fletcher,
Mr. Reid.

And so it was resolved in the affirmative.

4. ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY LAND SALE BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill returned herewith, intituled "*An Act to enable the Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson Trustees of certain Land in the City of Armidale and the Very Reverend John Thomas Monsignor Lynch Trustee of certain other Land in the said City respectively to sell the said respective Lands and to provide for the application of the proceeds 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, 27th October, 1881.

JOHN HAY,
President.

ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY LAND SALE BILL.

Schedule of the Amendments referred to in Message of 27th October, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1,	Title, line 4.	Omit "Monsignor"
"	Preamble, line 9.	After "trust" omit "and"
"	Preamble, line 9.	After "of" omit "the" insert "a"
Page 2,	Preamble, line 15.	After "land" add "s"
"	Preamble, line 15.	Omit "Schedule hereto is" insert "and Second Schedules hereto are"
"	Preamble, line 17.	After "land" add "s"
"	Preamble, line 22.	Omit "School or Presbytery"
"	Preamble, line 26.	After "land" add "s"
"	Preamble, line 26.	Omit "Second"
"	Preamble, line 32.	Omit "Church"
"	Preamble, line 34.	Omit "Church"

Page

Page 3, clause 2, line 5. *Omit* "Monsignor"
 " clause 3, line 30. *After* "erecting" *insert* "thereon"
 " clause 3, line 30. *After* "respectively" *omit* remainder of clause, *insert* "Provided
 " always that the moneys arising from the sale of the lands described in the said First and
 " Second Schedules shall be applied so far as may be practicable in or towards the cost of
 " a new site for the Church or its erection thereon And that the moneys arising from the
 " sale of the lands described in the Third and Fourth Schedules respectively shall be
 " applied so far as may be practicable in or towards the cost of new sites for the school
 " and dwelling-house or their erection thereon respectively with the appurtenances in
 " accordance with the trusts applicable respectively to the lands described in the said four
 " Schedules"

Examined,—

JOSEPH DOCKER,
 Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Thursday next.

5. DEDICATED CROWN LANDS RESUMPTION 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.
6. POSTPONEMENTS :—The following Orders of the Day postponed :—
 (1.) Licensing Bill (No. 2); to be further considered in Committee; }
 (2.) Lunacy Act Amendment Bill; second reading; } *until Thursday next.*
 (3.) Billiard and Bagatelle Licensing Bill; second reading; }
 (4.) Local Government Bill; second reading;—*until Thursday, 10th November.*
 (5.) Cattle Sattle-yards Additional Loan Bill; second reading;—*until Thursday next.*
 (6.) Criminal Law Amendment Bill; second reading;—*until Thursday, 10th November.*
7. DEDICATION BY USER LIMITATION BILL :—The Order of the Day having been read,—Mr. Hoskins moved, That this Bill be now read a second time.
 Debate ensued.
 Mr. Burns moved, That this Debate be now adjourned.
 Debate continued.
 Question,—That this Debate be now adjourned,—put and negatived.
 Original Question again proposed,—That this Bill be now read a second time.
 Debate continued.
 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 an amendment.
 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.
8. PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL :—The Order of the Day having been read,—
 Dr. Renwick moved, That this Bill be now read a second time.
 Debate ensued.
 Mr. Copeland moved, That this Debate be now adjourned.
 Debate continued.
 Question,—That this Debate be now adjourned,—put and passed.
 Ordered, that the Debate be adjourned until Thursday next.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 68.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 28 OCTOBER, 1881.

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

QUESTIONS:—

(1.) Construction of Dams.—Conservation of Water.—Fencing Runs:—Mr. T. G. Dangar asked the Secretary for Mines,—Is it intended during this Session to introduce the long promised Bills for,—

- (1.) Construction and legalizing of Dams?
- (2.) Conservation of Water in the Interior?
- (3.) Compelling Lessees of Runs to pay half-cost of fencing, as in Victoria and Queensland?

Dr. Renwick answered,—These important subjects have been under consideration, and the best course to be adopted regarding them will at an early date be determined.

(2.) Appraisalment of Runs:—Mr. Fergusson asked the Secretary for Mines,—

- (1.) The number of runs appraised as for rents determined?
- (2.) Number of reports on awards on which reports have been received?
- (3.) How many rents determined on latter?
- (4.) When were first reports and recommendations submitted to Minister for Mines?
- (5.) What is the approximate revenue from pastoral leases for 1881?
- (6.) How many runs have been appraised in view of rent for 1882?
- (7.) When are the rents likely to be determined upon?
- (8.) What is the number of Appraisers appointed by the Secretary for Mines as Appraisers, and afterwards as Referees?
- (9.) Costs of appraisements by Commissioners in each year since passing of Act of 1861?
- (10.) Costs of appraisements under Act of 1880?

Dr. Renwick answered,—

- (1.) Rents for 1881, determined by appraisalment, 1,196 runs.
- (2.) 781 have been received to date.
- (3.) 414.
- (4.) 14th April, 1881.
- (5.) £276,000.
- (6.) 725.
- (7.) I hope to be able to undertake the determination of these rents immediately.
- (8.) Nineteen Appraisers were appointed; awards not approved were referred to six of them for report, &c.
- (9.) Appraisements were not conducted entirely by Commissioners from 1861 to 1880. A Return showing the cost during each year by Commissioners, and by Appraisers other than Commissioners, is being prepared, and will be laid upon the Table of the House in a few days.
- (10.) £10,508 5s. 3d. up to the end of the year 1880.

(3.) Labour Conditions in Mining Leases:—Mr. Fergusson asked the Secretary for Mines,—

- (1.) Is it his intention to have a report on all Gold and Mineral Leases, with a view to ascertain if the labour conditions are being carried out?
- (2.) Will he enforce the labour conditions in all Mining Leases, or forfeit the Leases where the conditions are not carried out?

Dr. Renwick answered,—

- (1.) I have already given instructions, by circular letter, to the various Wardens in regard to this subject, to complete the information already possessed.
- (2.) The invariable practice is to cancel all Leases in respect of which such conditions are not being carried out.

(4.)

(4.) Allandale Railway Station:—Mr. Burns asked the Secretary for Public Works,—What are the changes and improvements which the Government intend to effect at Allandale Station to meet the increasing traffic at that place?

Mr. Lackey answered,—It is proposed to put in an additional siding and erect a goods-shed at this place. Inquiry is now being made before the works are finally authorized.

(5.) Small-pox:—Mr. Henson, for Mr. Abigail, asked the Colonial Treasurer,—

(1.) Was a case of suspected small-pox at the house of Mr. Marshall, corner of Harris and John Streets, Pyrmont, reported to the Police about a month ago?

(2.) Is it true that no notice was taken of such report, and no medical man attended to examine the patient?

(3.) Is it true that in the same house at the present time a very severe case of small-pox exists?

(4.) If the above be true, will the Colonial Treasurer have any objection to state the reasons why a medical examination did not take place in the first suspected case?

Mr. James Watson answered,—

(1.) An anonymous letter was sent to a Police Constable reporting an alleged case of small-pox.

(2.) The letter, with Police report, was sent to the Medical Staff, but miscarried somewhere, as there is no record of its receipt. It was afterwards discovered that the person alleged in the anonymous letter to be suffering from small-pox never had the disease at all.

(3.) Yes.

(4.) Answered by No. 2.

(6.) Insolvent Court and Offices:—Mr. Trickett asked the Minister of Justice,—

(1.) Having reference to answers given in this House during the last twelve months to questions respecting the accommodation to be provided for the Insolvent Court and Offices,—Will he state what practical steps have been taken to try and procure better accommodation?

(2.) Will he take early steps to get more suitable accommodation for the said Court and Offices?

Mr. W. J. Foster answered,—Effort has been made to obtain temporary accommodation, with suitable room for Court and Offices for the Insolvency Business, but to the present time it has not been found practicable to do so. Further steps are now being taken, which it is hoped will lead to a speedy solution of the difficulty.

2. AUSTRALIAN GAS-LIGHT COMPANY'S BILL:—Mr. Trickett presented a Petition from the Municipal Council of the Borough of Woollahra, praying that in the consideration of this Bill the House will, by enactment, secure to Petitioners and the general public such control over the supply of Gas, and the charge therefor, as to the House may seem best.
Petition received.

3. PAPERS:—

Mr. Lackey laid upon the Table,—

(1.) Schedule of Lands resumed, under the Lands for Public Purposes Acquisition Act, for Water Supply to Newcastle, Maitland, Morpeth, and Mining Townships in the Hunter River District.

(2.) Schedule of Lands resumed, under the Lands for Public Purposes Acquisition Act, for the Sydney Water Supply.

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return to an Order made on 19th July, 1881,—“Licensed Surveyors.”

Ordered to be printed.

Mr. Suttor laid upon the Table,—Return to an Order made on 23rd September, 1881,—“Postal Services—Newspapers.”

Ordered to be printed.

4. BOROUGH OF NEWCASTLE LEASING AND IMPROVING BILL:—Mr. Fletcher, 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 21st October, 1881; together with a copy of the Bill as amended and agreed to by the Committee.
Ordered to be printed.

Mr. Fletcher then moved, That the Bill be read a second time on Friday next.

Question put and passed.

5. ANIMALS PROTECTION BILL:—Mr. McLaughlin presented a Bill, intituled “*A Bill to protect and encourage the acclimatization of certain Animals and to regulate the use of Firearms for Sporting Purposes*,”—which was read a first time.

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

6. BALMAIN CEMETERY 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 certain persons carrying on business under the name of the Balmain Cemetery Company to enter the Dead in any part of the land near the Balmain Road belonging to them and now used as a Cemetery*.”

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 certain persons carrying on business under the name of the Balmain Cemetery Company to enter the Dead in any part of the land near the Balmain Road belonging to them and now used as a Cemetery*,”—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 copies of the *Government Gazette* containing the Proclamation creating the Borough of Leichhardt, and notifying the by-laws passed by the Council from time to time.

Legislative Assembly Chamber,

Sydney, 28th October, 1881.

7. **GRAFTON PRESBYTERIAN CHURCH LAND SALE BILL** (*Formal Motion*):—*Mr. Fletcher*, for *Mr. See*, moved, pursuant to Notice,—
 (1.) That the Grafton Presbyterian Church Land Sale Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.
 (2.) That such Committee consist of *Mr. Henry Clarke*, *Mr. Hezlet*, *Mr. Martin*, *Mr. Fawcett*, *Mr. Burns*, *Mr. Webb*, *Mr. Day*, *Mr. Garvan*, and *Mr. See*.
 Question put and passed.
8. **THE VOLUNTEER FORCE** (*Formal Motion*):—*Mr. Burns* moved, pursuant to Notice, That there be laid upon the Table of this House copies of the Reports of the Officers commanding Regiments of the Volunteer Force on the working of the Force under the new Regulations.
 Question put and passed.
9. **POSTPONEMENTS**:—The following Orders of the Day postponed:—
 (1.) Water Frontages Reservation Bill; second reading;—*until Friday, 11th November*.
 (2.) Scrub Destruction on Crown Lands Bill; second reading;—*until Friday, 25th November*.
10. **SYDNEY HOSPITAL BILL**:—The Order of the Day having been read,—on motion of *Dr. Renwick*, *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 *Dr. Renwick*, 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 incorporate the Sydney Infirmary and Dispensary.*"
Legislative Assembly Chamber,
Sydney, 28th October, 1881.
11. **POSTPONEMENT**:—The Order of the Day for the second reading of the Australian Gas-light Company's Bill postponed until Friday, 11th November.
12. **ROYAL SOCIETY OF NEW SOUTH WALES INCORPORATION BILL**:—The Order of the Day having been read,—*Mr. Reid* moved, That this Bill be now read a second time.
 Question put and passed.
 Bill read a second time.
 On motion of *Mr. Reid*, *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. Reid*, the report was adopted.
 Ordered, that the Bill be read a third time on Thursday next.
13. **POSTPONEMENT**:—The Order of the Day for the further consideration of the Legislative Council's amendments in the Evidence in Summary Convictions Bill postponed until Friday next.
14. **WIDTH OF STREETS AND LANES BILL**:—The Order of the Day having been read,—*Mr. Reid* 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. Reid*, *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, 18th November.
15. **POSTPONEMENT**:—The Order of the Day for the reception of a Resolution in reference to *Mr. Austin Forrest Wilshire* postponed until Friday next.
16. **CUDGEONG TOWN HALL BILL**:—*Mr. Terry* moved, pursuant to Notice,—
 (1.) That the Cudgeong Town Hall Bill be referred to a Select Committee for inquiry and report, with power to send for persons and papers.
 (2.) That such Committee consist of *Mr. Hoskins*, *Mr. Day*, *Mr. Levin*, *Mr. Beyers*, *Mr. Buchanan*, *Mr. Fawcett*, *Dr. Ross*, *Mr. Jacob*, *Mr. Farnell*, and the Mover.
 Question put and passed.
17. **DEDICATED CROWN LANDS RESUMPTION BILL**:—The Order of the Day having been read,—*Mr. Hoskins* moved, That this Bill be now read a third time.
 Question put and passed.
 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 to authorize the Resumption of certain Dedicated Crown Lands.*"
 Question put and passed.
 Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
 MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the Resumption of certain Dedicated Crown Lands,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 28th October, 1881.

18. DEDICATION BY USER LIMITATION BILL:—The Order of the Day having been read,—Mr. Hoskins moved, That this Bill be now read a third time:

Question put and passed.

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 to limit the application of the Doctrine of Dedication by User in certain cases.*"

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 limit the application of the Doctrine of Dedication by User in certain cases,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 28th October, 1881.*

The House adjourned at twenty-three minutes after Six o'clock, until *Thursday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 69.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 3 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Prisoners James Finn and Thomas Rochfort:—*Mr. Jacob*, for *Mr. Copeland*, asked the Minister of Justice,—

(1.) Were two men named James Flynn and Thomas Rochfort convicted in Sydney on the 11th May, 1877, of stabbing, garotting and robbing one John Greenage, and sentenced to death, but subsequently reprieved and sentenced to ten and fifteen years imprisonment respectively?

(2.) Is it correct that a special inquiry was instituted to ascertain if the convicted persons were really guilty, and that the Detective who was connected with the case reported in effect that as he could not find proof sufficient to convict two other men he must conclude that the jury's verdict was correct?

(3.) In the event of strong and satisfactory proof being forthcoming, supported by voluntary confessions of the real culprits, will the Government grant an indemnity to the said culprits for this offence, and release the two men now under sentence?

Mr. W. J. Foster answered,—

(1.) Prisoners John Finn and Thomas Rochfort were convicted on the 21st May, 1877, of robbery and wounding, and were sentenced to death, which sentences were commuted to fifteen years each on the roads or public works.

(2.) Representations of innocence having been made by the prisoners, inquiries were set on foot by the Comptroller General of Prisons, through the Inspector General of Police, but nothing confirmatory of the statements of the prisoners was elicited. It does not appear that any such statement as that attributed to a detective officer was ever made.

(3.) I will deal with the case on its merits when presented to me, and recommend accordingly; but I can make no promise in anticipation, nor hold out any inducement to persons to make such statements as suggested.

(2.) Superior Public School, Maitland:—*Mr. Lynch*, for *Mr. Levien*, asked the Colonial Secretary,—

(1.) Is the Government aware that the number of advanced pupils at the Maitland Superior Public School has so increased that the head master cannot give them sufficient attention?

(2.) Is it the intention of the Government to appoint an assistant capable of conducting all or some of the higher classes as provided by regulations?

(3.) Is it the intention of the Government to carry into effect a Resolution of the House agreed to on the 5th March, 1878, viz. :—

“ (1.) That His Excellency will be pleased to cause provision to be made on the Estimates for the year 1879 for the establishment of Grammar Schools at Maitland, Goulburn, and Bathurst.

“ (2.) That His Excellency will be pleased to cause to be placed on the Estimates an annual sum not exceeding £1,500, to provide for the education for five years in the Grammar Schools of the Colony of ten boys, to be selected annually by competitive examination from the Public Schools of the Colony; and for the education in the University of five boys, to be annually selected by competitive examination from the boys of the said Grammar Schools, and whose abilities, in the opinion of the examiners, make it desirable that they should receive the advantage of a University education.

“ (3.) That His Excellency will be pleased to cause Regulations to be framed for the conduct of the above examinations.”

Sir Henry Parkes answered,—*Sir John Robertson* desires me to state as follows:—

(1.) No; the information to hand is to the contrary.

(2.) No; it does not seem necessary.

(3.) Yes.

(3.)

- (3.) Purchase of a Picture by the Government :—Mr. William Forster asked the Colonial Secretary,—
With reference to my Question, numbered 4 on the Business Paper of Wednesday, 26th October, and the Ministerial answer thereto, having reference to the purchase of a Picture,—
- (1.) What was the date of the purchase?
 - (2.) What was the date of the authority, or authorization of the purchase, whether by the Executive Council or otherwise?
 - (3.) What was the date of the order, or minute, charging the purchase to the Treasurer's Advance Fund?
- Sir Henry Parkes answered,—
- (1.) The date of the purchase of this Picture is the 6th of August, 1880.
 - (2.) The matter was not submitted to the Executive Council.
- (4.) The Edward River :—*Mr. Burns*, for Mr. Hay, asked the Secretary for Public Works,—
- (1.) Have any Petitions or applications been received during the last five years from Settlers on the Edward River asking the Government to improve the navigation by removing snags; and if so, how many?
 - (2.) Have replies been sent to the Petitioners?
 - (3.) Is it the intention of the Government to place a sum of money on the Estimates for this purpose?
- Mr. Lackey answered,—It appears five or six letters and petitions have been received on the subject referred to by the Honorable Member, to some of which answers have been sent; but it is still under consideration whether an amount shall be submitted to Parliament for the further prosecution of the work, on account of which public funds have already been expended.
- (5.) China Tea :—Mr. Pigott asked the Colonial Treasurer,—
- (1.) Is the Government aware that a large quantity of China Tea was recently landed in New South Wales, and that such Tea was discovered to be unfit for human consumption?
 - (2.) Was such Tea permitted to be re-shipped; if so, is the Government aware to what port the Tea in question was forwarded?
 - (3.) If the Tea was landed, what were the names of the importers and shippers of such Tea?
- Mr. James Watson answered,—
- (1.) 199 boxes of Tea, each 19 lbs., were imported from Melbourne on June 17th, 1881. The Tea was found to be unfit for human consumption.
 - (2.) The Tea was re-shipped to Melbourne on the 6th July, 1881.
 - (3.) The Tea was entered for importation and exportation by Messrs. R. Harper & Co.
- (6.) Woollahra Tramway :—Mr. Tarrant asked the Secretary for Public Works,—
- (1.) The total cost of constructing the line of Tramway in Queen and Ocean Streets, Woollahra?
 - (2.) The cost of rolling stock used upon this line?
 - (3.) The amount paid in salaries or wages to officials engaged upon this line since it was opened for public traffic?
 - (4.) The total receipts derived from the traffic upon this line?
- Mr. Lackey answered,—
- (1.) £4,857.
 - (2.) £1,248.
 - (3.) £306 from 17th May to 31st October.
 - (4.) £407 from 17th May to 31st October.
- (7.) Waverley Tramway :—Mr. Tarrant asked the Secretary for Public Works,—
- (1.) The cost per mile of preparing the road for the reception of the Tramway rails from Botany-street to Waverley?
 - (2.) The cost per mile of sleepers, rails, &c., used in the construction of this line?
 - (3.) The cost per mile of all concrete used?
 - (4.) The total cost per mile of constructing this line?
 - (5.) Has the durability of the concrete laid upon this line met with the entire satisfaction of the Department?
- Mr. Lackey answered,—
- (1.) £1,735, including laying in of concrete.
 - (2.) £1,814.
 - (3.) £2,277.
 - (4.) 5,243.
 - (5.) It has not been down sufficiently long to test it.
- (8.) Police Quarters at Coonabarabran :—Mr. T. G. Dangar asked the Secretary for Public Works,—
- (1.) When will tenders be invited for new Police Quarters at Coonabarabran?
 - (2.) Has any provision been made for such; if not, will there be on this year's Estimates?
- Mr. Lackey answered,—
- (1.) Tenders for this work will be invited during the present month.
 - (2.) The sum of £1,000 has been provided on this year's Estimates, and the further provision necessary will be made in due course.
- (9.) Sanitarium at Little Bay :—Mr. Abigail asked the Colonial Treasurer,—
- (1.) How many patients will the Sanitarium at Little Bay accommodate?
 - (2.) What number of attendants will be necessary?
 - (3.) Is it proposed to have a resident medical man there?
 - (4.) What amount of money has been spent in making and repairing the road to Little Bay?
 - (5.) What will be the probable cost of the present works when completed?
 - (6.) Did the Government request a number of contractors to send in an estimate of the work before proceeding with it?
 - (7.) Will the total amount represent as much as £35,000?

Mr. James Watson answered,—The works at the Sanitarium were commenced under circumstances of great urgency, when there appeared to be every prospect of a small-pox epidemic, in view of which alarming probability it was considered to be essential for the satisfactory treatment of patients, as well as for the preservation of the public health, that a suitable Sanitarium or small-pox hospital should be erected without any delay. Consistently with this object there was in consequence no time for the preparation of plans and specifications, and for the usual calling for tenders. The plans were actually made on the ground as the work was being proceeded with, under the supervision of the Colonial Architect and his officers, on the basis of a schedule of prices for which a contract, after public competition, is in existence for the current year. There is accommodation provided for 210 persons (including 150 patients), and the works comprehend, in addition to the hospital buildings, the necessary quarters for the medical, nursing, telegraph, and ambulance staff. The probable cost of the works, including a large dam for water supply, fencing in the reserve of 500 acres, hospital furniture, and the construction of the temporary Sanitary Camp at Long Bay, will not exceed £28,000. The necessity for a resident medical man, and the number of attendants required, will depend upon the continuance and progress of the disease.

2. PAPERS:—

Sir Henry Parkes laid upon the Table,—

- (1.) Notification of Lands resumed under the Lands for Public Purposes Acquisition Act,—
 - (a) At Double Bay, for Public School Purposes.
 - (b) In the Parish of Alexandria, for City and Suburban Sewerage Works.
 - (c) At Blackfriar's Estate, for Public School Purposes.
 - (d) At Newtown North, for Public School Purposes.
- (2.) By-law of the Municipal District of Macdonald Town.
- (3.) By-laws of the Borough of Newcastle.
- (4.) Additional By-laws of the Borough of Hunter's Hill.
- (5.) Statement of Cost, and other particulars respecting Works of Art purchased by the Government.

Ordered to be printed.

Mr. W. J. Foster laid upon the Table,—Report of the Royal Commission appointed to inquire into and report upon the Expenditure and Distribution of the sum of £17,199, paid by the Government to the Milburn Creek Copper Mining Company, together with Minutes of Evidence and Appendices.

Ordered to be printed.

Mr. James Watson laid upon the Table,—

- (1.) Return of amounts paid half-yearly by the Government for Advertising in the *Sydney Morning Herald*, *Echo*, *Evening News*, *Town and Country Journal*, and *Daily Telegraph*, from 1st January, 1879, to 30th June, 1881 (to supplement the information given to the House on 17th June, 1879.)
- (2.) Return of amounts paid or due for Advertisements to the *Sydney Morning Herald*, *Sydney Daily Telegraph*, *Evening News*, and *Echo*, from 1st January to 30th September, 1881.

Ordered to be printed.

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.
- (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.) Abstract of Alterations of Designs of Towns and Villages, under the 22nd section of the Act 43 Victoria No. 29.

Ordered to be printed.

3. AUSTRALIAN GAS-LIGHT COMPANY'S BILL:—Mr. Cameron, for Sir Wigram Allen, presented a Petition from the Municipal Council of the Glebe, stating that they view with alarm the application made to Parliament to increase the capital and powers of the Australian Gas-light Company; and praying that before any extension of powers be granted to the Company the manufacture of Gas may be placed under similar regulations to those adopted by recent Imperial legislation.

Petition received.

4. LICENSING BILL (No. 2):—Mr. Kidd presented a Petition from Residents in the Municipality of Manly, alleging that they will be excluded from the benefits of the provision in the Bill respecting the closing of public-houses on Sundays, and praying that the words "seven miles" may be omitted, with a view to the insertion of the words "ten miles."

Petition received.

5. GOODWIN v. FUTTER (*Formal Motion*):—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, minutes, reports, records of proceedings, petitions, memorials, or other documents, having reference to the Case of Goodwin v. Futter, or to the claim of the said Goodwin for conditional purchase of land claimed by the said Futter in virtue of improvements.

Question put and passed.

6. WITHDRAWAL OF POLICE FROM CLARENDON (*Formal Motion*):—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, minutes, reports, and other documents, having reference to the withdrawal of the Police from Clarendon, in the District of Gundagai.

Question put and passed.

7. GENERAL RULES AND ORDERS OF THE SUPREME COURT (*Formal Motion*):—Mr. Joseph P. Abbott moved, pursuant to Notice, That there be laid upon the Table of this House, in a collected form, copies of all the General Rules and Orders made by the Judges of the Supreme Court since the 10th day of May, 1856.
Question put and passed.
8. ROYAL SOCIETY OF NEW SOUTH WALES INCORPORATION BILL (*Formal Order of the Day*),—on motion of Mr. Jacob, read a third time, and *passed*.
Mr. Jacob then moved, That the Title of the Bill be "*An Act to incorporate a Society called 'The Royal Society of New South Wales.'*"
Question put and passed.
Ordered, that the Bill be carried to the Legislative Council, with the following Message:—
MR. PRESIDENT,
The Legislative Assembly having this day passed a Bill, intituled "*An Act to incorporate a Society called 'The Royal Society of New South Wales,'*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.
*Legislative Assembly Chamber,
Sydney, 3rd November, 1881.*
9. PRECEDENCE OF GOVERNMENT BUSINESS ON TUESDAYS (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That during the remainder of the present Session, unless otherwise ordered, Government Business shall take precedence of General Business on Tuesdays.
Debate ensued.
Question put.
The House divided.

Ayes, 46.

Mr. R. P. Abbott,	Mr. Lackey,
Mr. Abigail,	Mr. G. A. Lloyd,
Mr. Andrews,	Mr. Loughnan,
Mr. Baker,	Mr. Lynch,
Mr. Russell Barton,	Mr. Martin,
Mr. Bodel,	Mr. Murray,
Mr. Brodribb,	Mr. Myers,
Mr. H. H. Brown,	Sir Henry Parkes,
Mr. John Brown,	Mr. Proctor,
Mr. Burdekin,	Dr. Renwick,
Mr. Cameron,	Mr. Roseby,
Mr. Campbell,	Mr. Rutledge,
Mr. Carter,	Mr. Suttor,
Mr. Cass,	Mr. Teece,
Mr. Henry Clarke,	Mr. Terry,
Mr. H. C. Dangar,	Mr. Turner,
Mr. T. G. Dangar,	Mr. James Watson,
Mr. Davies,	Mr. Wilkinson,
Mr. Douglas,	Mr. Wisdom,
Mr. W. J. Foster,	Mr. Withers.
Mr. Fullford,	
Mr. Henson,	<i>Tellers,</i>
Mr. Hoskins,	Mr. Joseph P. Abbott,
Mr. Kidd,	Mr. Fletcher.

Noes, 18.

Mr. Dillon,
Mr. Fergusson,
Mr. Fitzpatrick,
Mr. William Forster,
Mr. Fremlin,
Mr. Garrard,
Mr. Garvan,
Mr. Jacob,
Mr. McCulloch,
Mr. McLaughlin,
Mr. Melville,
Mr. Pigott,
Mr. Reid,
Mr. Slattery,
Mr. Tarrant,
Mr. Young.
<i>Tellers,</i>
Mr. Buchanan,
Mr. O'Connor.

And so it was resolved in the affirmative.

10. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Impounding Law Amendment Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend in certain particulars the Impounding Act 29th Victoria No. 2,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 3rd November, 1881.*

JOHN HAY,
President.

IMPOUNDING LAW AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 3rd November, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, clause 2, line 17. *After "any" insert "such"*
 „ 1, clause 2, line 18. *After "any" insert "such"*
 Page 2, clause 2, lines 1 to 3. *Omit "be impounded by the Council in which the estate control
 " or management of such street square road lane reserve or park is vested and"*
 „ 2, clause 2, line 8. *After "imposed" insert "upon an occupant"*
 „ 2, clause 2, line 9. *Omit "upon an occupant"*

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

(2.) Grape-vines and Grapes Importation Prohibition Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to prohibit the Importation of Grape-vines Grape-vine Cuttings and Grapes,*"—returns the same to the Legislative Assembly without amendment

*Legislative Council Chamber,
Sydney, 3rd November, 1881.*

JOHN HAY,
President.

11. INFLEX OF CHINESE RESTRICTION 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 Legislative Council's Message of 26th October, 1881, relative to the amendments made in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee insists upon its disagreements from the Council's amendments, which omit clauses 6, 7, 8, and 13; but does not insist upon its disagreement from the Council's amendment, which omits clause 17.

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 having had under consideration the Legislative Council's Message, dated 26th October, 1881, in reference to the Influx of Chinese Restriction Bill,—

Insists upon its disagreements from the Council's amendments, which omit clauses 6, 7, 8, and 13,—but does not insist upon its disagreement from the Council's amendment, which omits clause 17.

And requests a Free Conference with the Legislative Council on the subject of the said disagreements; and has appointed the following of its Members to be managers of such Conference in its behalf :—Mr. Joseph P. Abbott, Mr. Stephen Brown, Mr. Burns, Mr. Cameron, Mr. Davies, Mr. Fletcher, Mr. W. J. Foster, Mr. Poole, Sir Henry Parkes, and Mr. Terry.

*Legislative Assembly Chamber,
Sydney, 3rd November, 1881.*

12. LICENSING BILL (No. 2) :—Sir Henry Parkes moved, That the Order of the Day for the further consideration in Committee of this Bill be postponed until Tuesday next.

Debate ensued.

Question put and passed.

13. PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL:—The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Dr. Renwick, "That this Bill 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 Dr. Renwick, 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 Dr. Renwick (*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 two minutes before Eleven 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.

FRIDAY, 4 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Mining under Reserves:—Mr. Fergusson asked the Secretary for Mines,—

(1.) Have any regulations been framed for the working of land held under mineral license, that is, the right to mine under reserves?

(2.) For how long is the permission to mine under reserves in force?

Dr. Renwick answered,—

(1.) Regulations under the 27th clause of the Mining Act have been framed, and the framing of conditions under clause 28 of the Act is now being considered.

(2.) Until it is cancelled in consequence of breach of conditions, or until the reserve itself is cancelled.

(2.) Streets of Glen Innes:—Mr. Fergusson asked the Secretary for Public Works,—Will he state the reason why the streets at Glen Innes are not kerbed and guttered in front of the Court House and Post Office (the Municipal Council offering to pay half the cost), the same as the Government have done for East Maitland and other towns in the Colony?

Mr. Lackey answered,—Instructions will be given to the Colonial Architect to carry out this work on the condition that the Municipal Council pay half the expense.

(3.) Alignment of Streets in the Borough of Petersham:—*Mr. Henson*, for Mr. Pigott, asked the Secretary for Lands,—When will the alignment of John and Barker Streets, in Sydenham Ward, in the Borough of Petersham, be proclaimed?

Mr. Hoskins answered,—The preliminary notification of the Streets in question was published in the *Government Gazette* on the 5th August, 1881, and further action will not be taken until the Borough Council have replied to a letter about to issue from the Department of Mines as to its acceptance of responsibility should the Streets be confirmed and aligned.

(4.) Steel Rails:—*Mr. Teece*, for Mr. Garrard, asked the Secretary for Public Works,—Is it true, as stated by the *Sheffield Daily Telegraph*, that the Agent General has ordered from the Middlesborough Ironworks Company 120,000 tons of steel rails at £11 per ton?

Mr. Lackey answered,—Nothing is known in the Works Department of such a transaction.

2. ESTIMATES OF EXPENDITURE FOR 1882, AND SUPPLEMENTARY ESTIMATES FOR 1881 AND PREVIOUS YEARS:—The following Message from His Excellency the Governor was delivered by Mr. James Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,
Governor.

Message No. 24.

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 1882, together with Supplementary Estimates for the year 1881 and previous years.

Government House,

Sydney, 3rd November, 1881.

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

3. PAPERS :—

Dr. Renwick laid upon the Table,—

(1.) Return showing costs of Appraisements of Runs made by Commissioners of Crown Lands and Appraisers specially appointed since the passing of the Act of 1861.

(2.) Return (*in part*) to an Order made on 11th February, 1881,—“ Applications to Mine under Reserves.”

(3.) Report upon the Albert Gold Field, together with a description of the Geological Formation of the Paroo, Warrego, and Culgoa Districts, north of the Darling River, especially with reference to the existence of Artesian Water.

Ordered to be printed.

Mr. James Watson laid upon the Table,—Schedule to the Estimates-in-Chief for 1882, 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.

Sir Henry Parkes laid upon the Table,—

(1.) Return to an Order made on 3rd November, 1881,—“ Withdrawal of Police from Clarendon.”

(2.) Statement of Cost and other particulars respecting Works of Art purchased by the Government (Supplementary Return.)

Ordered to be printed.

4. MINISTERIAL STATEMENT—ADJOURNMENT :—Sir Henry Parkes made a statement with reference to the Report of the Royal Commission appointed to inquire into and report upon the Expenditure and Distribution of a sum of money paid by the Government to the Milburn Creek Copper-mining Company,—

And moved,—That this House do now adjourn.

Debate ensued.

Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at ten minutes before Six o'clock, until Tuesday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 71.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 8 NOVEMBER, 1881.

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

PRIVILEGE.—EXPENDITURE AND DISTRIBUTION OF AWARD TO THE MILBURN CREEK COPPER-MINING COMPANY:—Sir Henry Parkes moved, That this House do now proceed to the consideration of the Report of the Royal Commission appointed to inquire into and report upon the Expenditure and Distribution of the sum of £17,199 paid by the Government to the Milburn Creek Copper-mining Company,—and that the said Report be read by the Clerk.

Question put and passed.

The Report was then read by the Clerk, by direction of Mr. Speaker, as follows:—

REPORT.

To His Excellency the Right Honorable LORD AUGUSTUS WILLIAM FREDERICK SPENCER LORTUS, 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,—

As Her Majesty's Commissioner, appointed by Letters Patent under the Great Seal of the Colony, dated the 16th day of August, 1881, to make a full, diligent, and searching inquiry into the expenditure and distribution of a certain sum of seventeen thousand one hundred and ninety-nine pounds, paid by the Government, under the authority of a Parliamentary vote, to the Milburn Creek Copper-mining Company (Limited), and as to the persons to whom, and in what amounts, and for and in respect of what services or consideration, any and every part of the said sum has been paid, given, and transferred, I have the honor to submit to your Excellency the following Report:—

The sum actually paid by the Government to the Company, as appears by the Treasury voucher (*Appendix A*), was £17,198 8s. 3d., that is 11s. 9d. less than the amount of the Parliamentary Vote, which was £17,199. The said sum of £17,198 8s. 3d. was paid by the Government into the City Bank, Sydney, to the credit of the three trustees of the Company—Mr. Ezekiel Alexander Baker, Member of the Legislative Assembly, Mr. George Walker Waddell, and Mr. Charles Mathison, on the 3rd May, 1881. All the cheques drawn against the said credit have been drawn and signed by Mr. Baker, Mr. Waddell, and Mr. Mathison, as such trustees. Out of this vote of £17,199 only £8,558 6s. 8d. has been applied to the payment of a dividend to the shareholders, *i.e.*, 2s. 2d. per share on 79,000 shares (*see Evidence, p. 29*).

The first butt in the Company's cheque-book represents a cheque, No. 4, dated 5th May, 1881, in favour of B. (that is Mr. Baker), for £250; but it appears that in the previous month, that is on the 6th April, 1881, three loose cheques for £1,000 each were filled in and signed by the trustees, which cheques were not taken from, nor are they disclosed by, any of the butts of the Company's cheque-book. One of these cheques—which with the other cheques I have obtained from the City Bank—is in favour of Mr. Baker for £1,000; another is in favour of Mr. Waddell for £1,000; and the third is in favour of Mr. Mathison for £1,000. Mr. Baker's and Mr. Waddell's cheques were paid by the Bank on 3rd May, and Mr. Mathison's on 5th May. Of these three cheques there was no entry or record, nor is there any reference to them in any of the books or accounts of the Company. I exclude from my consideration the entries which it appears by the evidence have been made in the books of the Company since this inquiry was ordered—(*see Mr. Bennett's evidence, pages 63 and 64*),—

and

and the fact that these cheques, amounting to £3,000, had been appropriated by the trustees to themselves, and that nearly a month before the money was paid by the Government, would, as regards the Company, only appear on reference to the account at the City Bank, or to the Bank Pass Book.

In addition to these three cheques of £1,000 each, the trustees, after the money was paid by the Government into the Bank, drew and appropriated to themselves the following cheques:—For Mr. Baker, £250 on 5 May, 1881—this is the cheque shown by the first butt in the Company's cheque book already referred to—and £200 on 20 June, 1881; for Mr. Waddell, £400 on 5 May, 1881, £250 on 20 June, 1881, and £200 also on 20 June, 1881; for Mr. Mathison, £100 on 5 May, 1881, and £100 on 20 June, 1881. The trustees had therefore—apart from any claim for dividend—appropriated to themselves without the sanction or knowledge of the shareholders a total sum of £4,500 out of the sum voted by Parliament, *i.e.*, Mr. Baker, £1,450, Mr. Waddell, £1,850 (or £1,844, as hereinafter explained) and Mr. Mathison, £1,200. And it will be seen that of this sum £3,000 was appropriated three months, and the residue one month, before the holding of the meeting at Blayney on the 25th July, 1881. This £4,500 is part of the sum of £4,710, an item in the trustees statement of accounts or balance-sheet, the investigation of which I have assumed is the principal object of this Commission.

On 25th July, 1881, a meeting of shareholders, at which the three trustees were present, was held at Russart's Hotel, Blayney, and the statement of accounts attached to this report [*Appendix C*], spoken of in the evidence and elsewhere as the balance-sheet, was at that meeting presented to the shareholders by the trustees.*

One of the items in the said statement of accounts with which the trustees therein in one sum credited themselves is the item £4,710 before referred to. The particulars given in the said statement of accounts against this credit of £4,710 are these, word for word:—

Trustees expenses for 3½ years, including travelling expenses to Sydney, Bathurst, Blayney, Milburn Creek, and other places, barristers, solicitors, witnesses, expenses of setting aside injunction, expenses trial at Bathurst, appeal to Supreme Court, and initiating steps for appeal to Privy Council in England; expense of several Select Committees of the Legislative Assembly, Sydney; expenses negotiating with Government for arbitration: arbitration expenses, attendance of witnesses, and sundry expenses—£4,710.

Now it is clearly proved by the evidence that these particulars, at least as to the part of them here printed in the margin, are wholly false. All moneys disbursed in respect of the part of these particulars printed in the margin are in fact included in other sums charged by the trustees in the balance-sheet against the Parliamentary vote, nearly the whole of such moneys being comprised in the item "£1,820 7s. 11d." stated in the balance-sheet, thus—"Mr. Russell, legal expenses, £1,820 7s. 11d." It is also clearly proved by the evidence that the remaining part of these particulars set against the said item of £4,710—except as regards "trustees expenses for 3½ years, including travelling expenses to Sydney, Bathurst, Blayney, Milburn Creek, and other places"—is substantially untrue,

£4,500 out of this £4,710 had, as already stated, been paid to the trustees by themselves in the proportions already given, more than a month before—£3,000 of it more than three months before—the holding of the meeting at Blayney, on 25th July, 1881. At the time that meeting was held, and up to the time of the debate in the Legislative Assembly (9 August, 1881) touching the proceedings at the meeting at Blayney, no entry existed in any of the books or documents of the Company, nor had any account of any kind whatever been rendered or sent in to the legal manager, by any of the trustees, disclosing the particulars in respect of which they had appropriated to themselves the above sums, or disclosing any of their claims in any form; nor was the fact that these payments had been made to the trustees disclosed by any of the books or documents or accounts of the Company, except, as already stated, that as to £1,500 only, part of the said £4,500, the mere drawing of the cheques was shown, as hereinbefore mentioned, by the butts of the Company's cheque book.

I will now examine separately the parts of the above £4,500 received by each of the trustees. First, as to Mr. Baker's £1,450; Mr. Baker's account [*Appendix D*] which, though dated May, 1881, it is admitted has been made out since this inquiry was ordered gives three items, *viz.*, £1,002, £22 12s. 8d., and £450, as making up the amount he has received. These three sums, it will be seen, amount to £1,474 12s. 8d., but Mr. Baker states that he was satisfied with and has accepted £1,450 in settlement of his alleged claim of £1,474 12s. 8d.

As to the £1,002, it will be seen on reference to Mr. Baker's account [*Appendix D*] that he claims it as "salary" due to him "as managing director from 24 April, 1875, to 21 December, 1878—excluding twenty-six weeks during which he was engaged officially, and did not act as manager—say 167 weeks at £6 per week—£1,002."

Mr. Baker gives the following evidence as to this part of his claim:—

539. You see here three statements of account (*Appendix D*) giving certain particulars as to these three sums, one being your own account, and the other two being those of Mr. Waddell and Mr. Mathison? Yes.

540. I suppose you will admit that these three statements of account have been made out since this inquiry was ordered by the Government? Yes.

541. I see that this statement of account of yours is dated May, 1881; but when in fact did you make it out and receipt it—was it since the appointment of the Commission? Yes.

542. You see that the three items in your statement of account make a total of £1,474 12s. 8d.? Yes.

543. But according to your receipt you received £1,450 in settlement? Yes; I was willing to consider the £1,450 that I had received as a settlement of my claim of £1,474 12s. 8d.

544. At the time the meeting was held at Blayney, neither you nor your co-trustees had made out any account against the Company showing how these claims of yourself and your co-trustees were made up? No, except so far as appears in the balance-sheet.

545.

* Notice of this meeting was given in the *S. M. Herald*, and in the *Grenfell Record*, by the following advertisement:—"The Milburn Creek Copper-mining Company (Limited).—A Meeting of the Shareholders will be held on Monday, the 25th instant, at 4 p.m., at Russart's Hotel, Blayney, for the purpose of settling the Company's affairs and declaring a dividend. Shareholders are particularly requested to attend. By order of the Trustees. CHARLES BENNETT. 11, Bridge-street, Sydney, 9th July, 1881."

"Expenses of setting aside injunction; Expenses, trial at Bathurst; Appeal to Supreme Court, & initiating steps for appeal to Privy Council in England."

545. And there were no entries in any books of the Company showing how these claims were made up? No; no books of the Company had been kept for a period of some three or four years. The Company had fallen into abeyance of late years.

546. And neither you nor your co-trustees had made any entry in any books of the particulars of these claims? No.

547. I mean, neither in books of the Company nor books of your own? No; but I knew the two large items of my claim—£1,002 and £450—of which I had made memoranda myself, though I have no memoranda now in existence. They were private memoranda, on a loose sheet of paper, which I have not kept—which, in fact, I destroyed when I made out that statement of account. The particulars of my memoranda were substantially the same as are given in my statement of account opposite to these two items, £1,002 and £450.

548. Then may I take it that there are not now in existence, so far as you know, any writings showing the particulars of the claims of yourself and your co-trustees, and there were never any books kept in which such particulars were entered? Yes, that is so.

* * * * *

556. Do you wish to give any further explanation as to this claim of yours? Yes; I should like to say that I was Managing Director from the commencement of the Company; that the Company being a poor one, and struggling with difficulties, I agreed with the Directors to act as Managing Director, and to put up a residence for myself at the mine at my own cost, and only to receive a small sum weekly for expenses, until the Company was sufficiently in funds to pay me a salary. This is shown by the minute book which I produce (*Appendix L*), wherein it will be seen that I was appointed Managing Director in this way. The minute made at the meeting of directors held at Carcoar, when Mr. Lynch, Mr. Marsh, and myself were present, on 31st March, 1877, is in the following words:—"Proposed by Mr. Lynch, and seconded by Mr. Marsh, that Mr. Baker continue to act as Managing Director of the Company, upon the same arrangement as existed previously to the meeting held on 15th February last, viz., that the sum of £4 per week be allowed for his expenses." And then there was a further minute, at a meeting of directors held at Blayney, 25th August, 1877, at which were present Mr. Mathison, Mr. Rich, Mr. Waddell, Mr. Flanagan, and myself. This latter minute is in these words:—"Mr. Baker was elected Chairman of the Board of Directors for the coming year, and also appointed Managing Director upon the same terms as last year." *I had, in fact, been acting upon these terms from the very commencement of the Company—that is, receiving this £4 a week for expenses and receiving no salary.* Therefore, when the Company, by means of the Parliamentary vote, came into funds, I claimed a salary of £6 per week, which comes to £1,002, as I have already stated. I wish further to add that I have not claimed this salary of £6 per week during the time I was a Minister of the Crown. I have excluded that from my claim.

I regret that I have had to come to the conclusion, from a careful consideration of the whole of the evidence and all the facts connected with this claim of £1,002 for salary, that Mr. Baker is not entitled to any part of it, and that it has no legal or equitable foundation. My opinion is based principally upon the following facts:—

1. Mr. Baker omitted to draw my attention to the earlier Minutes. He is not correct when he states (as above) that he had in fact been acting upon these terms from the very commencement of the Company, *i.e.*, £4 a week for his expenses, as it appears by the Minutes of 15 March, 1875, copied on the next page in my Report, that he was then appointed Managing Director without remuneration, and agreed so to act (Mr. Thorn being appointed Mining Manager, at a salary of £3 per week, and subsequently Mr. Richard Mitchell, first at £4 per week, and afterwards at £5 per week and a bonus). And Mr. Baker did in fact act as Managing Director without any remuneration, up to the meeting of the 5th May, 1875, when, as appears by the Minutes, it was agreed to allow him £4 a week for his expenses. As far as I can make out from the books of the Company, which have been very loosely kept, Mr. Baker, besides receiving £350 in respect of the said £4 per week for expenses, whilst the Company was in operation, also, it appears, received as a Director, about £90 (apparently £5 for each meeting of the Directors), and it is to be remembered that Mr. Baker had really, though they were not all in his own name, 20,400 shares in the Company—the original number was much larger—upon which he has received £2,210 as a dividend. (*See question 529.*)
2. The amount, £1,002, is a large one, but no such claim is disclosed, nor is there any reference to it in the Trustees' Statement of Accounts (*Appendix C*) submitted to the meeting of shareholders on July 25th, 1881. That the said Statement of Accounts does give much smaller items,—for instance, "Legal Manager's expenses, £200"—but it does not specify or refer to the item of £1,002.
3. The particulars given in the balance-sheet against the £4,710, of which it is admitted this £1,002 forms part, not only avoid giving any hint of any such claim, but by the details they do give, impliedly exclude any payment for salary to the Managing Director.
4. That up to the institution of this inquiry Mr. Baker had never sent in any such claim to the Legal Manager or to the Company.
5. That up to the institution of this inquiry there was no entry of any kind in any of the books of the Company disclosing, or relating to, any such claim. [And see copy of Profit and Loss Accounts, previous Balance-sheets, and Auditors' Reports.] (*Appendix L., pp. 96 and 98.*)
6. That the salary is claimed "from 24 April, 1875, to 21 December, 1878, excluding twenty-six weeks during which he was engaged officially and did not act as Manager," whereas, according to Mr. Baker's own evidence, (*question 545*) the Company "had fallen into abeyance of late years." And Mr. Bennett, the acting Legal Manager, states that the Company has been "virtually defunct since 1877" (*see question 10*), and, in answer to my question "Does not the old cash book only extend to 1877?" makes the reply, "Yes, the Company was virtually insolvent and extinct," &c. (*See question 790, also question 128 in Mr. Waddell's evidence.*)
7. That according to the evidence of three witnesses, whom I sent for and examined at the request of Mr. Waddell, viz., Mr. Wharrie, Mr. Casey, and Mr. Lynch, M.L.A., Mr. Waddell stated at the meeting at Blayney, in the presence of Mr. Baker

Baker, in one of his speeches in reply to a shareholder, that he could "show the items in the books belonging to the Company," and that "the Trustees could show the vouchers for the items," which statements, as now appears by the evidence, were untrue in fact and could have only been intended to mislead.

8. That the following resolutions, recorded in the minute-book [*Appendix I, page 92*], are quite inconsistent with any claim by Mr. Baker for salary, and, indeed, expressly or impliedly exclude it.

EXTRACT from Minutes of Meeting held at "Tattersall's Hotel," Grenfell, 20 October, 1874.
THAT the sum of £200 annually shall be paid to the directors as remuneration for their services.

EXTRACT from Minutes of Meeting of Directors held at the Company's mine, on 15 March, 1875. It was proposed by Mr. Mathison, and seconded by Mr. Everett, "That Mr. E. A. Baker be appointed, for as long as he or the Directors may deem necessary, as Managing Director, having charge of the Company's affairs at the mine, subject to the control of the Board of Directors, Mr. Baker agreeing to act without remuneration."—Carried.

It was proposed by Mr. Baker, and seconded by Mr. Mathison, "That Mr. Thorn be the Mining Manager having charge of the working of the mine, and that his salary be £3 per week."

EXTRACT from Minutes of Meeting of Directors, held at the "Prince of Wales Hotel," Grenfell, 5 May, 1875.

THE meeting then took into consideration the management of the Company, and Mr. Everett proposed,—"That a competent man be found and engaged to manage the affairs of the Company, including the smelting and mining." The proposal not being seconded could not be put.

Mr. Baker stated that he had, since March 15th last, acted gratuitously as Managing Director of the Company, as he had promised, but had come to the conclusion when the meeting of Directors took place on April 24, that if he continued longer to act as such some allowance must be made for the expenses he was put to.

It was proposed by Mr. J. Rich, and seconded by Mr. Davoren, "That Mr. Baker be requested to continue to act as Managing Director for such a time as he or the directors may deem advisable, and that £4 per week be allowed for his expenses."

Mr. Everett moved an amendment, "That instead of Mr. Baker acting as Managing Director, the Company engage a General Manager."

The amendment not being seconded, could not be put.

The original resolution was carried.

EXTRACT from Minutes of Meeting held at the Company's Office, near Milburn Creek, on Saturday, the 7th August, 1875.

Mr. Marsh moved and Mr. Rich seconded,—"That Mr. Baker be the Managing Director, under the same arrangements as previously existed in this respect, having power to draw cheques on behalf of the Company as heretofore, and having the general management of the Company, subject to the Board of Directors."—Carried.

EXTRACT from Minutes of Special Meeting of Directors, held at Carcoar, on Saturday, 19th August, 1876.

It was resolved that Mr. E. A. Baker be the Managing Director, having power to act in the management of the Company's affairs in the absence of the Directors, and to continue to act as long as he or the directors may deem necessary, £4 per week to be allowed for his ordinary expenses.

EXTRACT from Minutes of Meeting of Directors, held at Carcoar, 31 March, 1877.

It was proposed by Mr. Lynch, and seconded by Mr. Marsh, that Mr. Baker continue to act as Managing Director of the Company, upon the same arrangements as existed previously to the meeting held on 15th February last, viz., that the sum of £4 per week be allowed for his expenses.

EXTRACT from Minutes of Meeting of Directors, held at Mr. Russart's Hotel, Blayney, 25th August, 1877.

Mr. Baker was elected Chairman of the Board of Director for the coming year, and also appointed Managing Director upon the same terms as last year.

It is to be borne in mind that the sum of £4 per week for Mr. Baker's expenses as Managing Director, referred to in some of these resolutions, and in the answer to question No. 556 in Mr. Baker's evidence, is not a part of, and has nothing to do with, the above claim of Mr. Baker's to £6 per week for salary.

9. That those statements which it is admitted by every one were made by the trustees at the meeting held at Blayney on 25th July last, not only do not in any way give a hint of this claim for salary, but, in the sense that any one listening to such statements would understand them, are quite inconsistent with any such claim.
10. And lastly, Mr. Baker's course of action in relation to this inquiry since it became apparent that the Commission was about to issue (*see pp. 60, 83-5, of the Evidence*), and the nature of his own evidence, and that of his co-trustees, appended to this Report.

Mr. Baker was examined on the 17th and 20th September. On the 6th October he forwarded to me five written statements (*Appendix R*), signed by (1) Mr. Patrick Flanagan; (2) Mr. James R. Everett; (3) Mr. Mathison, Mr. Waddell, Mr. Lynch, M.L.A., Mr. Marsh, and Mr. Chas. Bennett; (4) Mr. Patrick Davoren; and (5)—on a subsequent day—one signed by Mr. G. S. Thorn.

All these persons, except Mr. Everett and Mr. Davoren, have been examined by me under this Commission; and had Mr. Baker handed in these statements to me during his examination, or at any time expressed a wish that Mr. Everett and Mr. Davoren should be examined, I should certainly have subpoenaed them.

These statements, except that signed by Mr. Thorn, are all apparently drawn up by Mr. Baker. As to the signatures of Mr. Waddell and Mr. Mathison, Mr. Baker's co-trustees, their own position in relation to the distribution of the said £4,500 is such, apart from other objections, as to force me to view the addition of their names as an idle form. Mr. Bennett, the Legal Manager of the Company, according to the minute-book, was a Director of the Company only for the year 1875-76, and his connection with Mr. Baker and the Company, as disclosed by his evidence, inclines me to look with little confidence at any certificate given by him in favour of Mr. Baker, his father-in-law.

Mr.

Mr. Davoren, according to the minute-book, was a director only for the year 1874-75; and as he was not a shareholder when this Parliamentary Vote was passed, he had, and has, no interest whatever in its distribution. And, in strange contrast with this certificate recently obtained by Mr. Baker, I must draw attention to the fact—as shown by the preceding minutes—that it was in the very year Mr. Davoren was a director that Mr. Baker expressly agreed “to act as managing director without remuneration”; and subsequently for a weekly allowance of £4 for his expenses.

Mr. Flanagan, according to the minute-book, was a director of the Company for the year 1877-78, and his own evidence, coupled with part of Mr. Waddell's (*see question 658-60*) prevents me from attaching any importance in this connexion to his signature.

Mr. Everett, according to the minute-book, was, like Mr. Davoren, a director only for the year 1874-75, the year in which (1875) Mr. Baker agreed to act as managing director without remuneration.

Mr. Lynch, M.L.A., according to the minute-book, was a director for the year 1877-78, his interest in the Company being only as the holder of 1,000 shares, transferred to him by Mr. E. A. Baker, as collateral security for a promissory-note which he had endorsed for Mr. Baker. According to his evidence, he held these shares (*see question 1130*) for about 1½ to 2 years, ceasing to be a shareholder some time in 1878; so that he had properly no interest whatever in the distribution of the sum voted by Parliament; and his active interference, on behalf of the trustees, ever since the initiation of this inquiry (*see his own evidence and that of Mr. Marsh, questions 1330 to 1339*) deprives his statement of the weight which it might otherwise possess.

These statements allege that the persons signing them “distinctly understood”—

“That as soon as the Company had funds Mr. Baker was to be compensated and paid a remunerative salary for his valuable services; the small amount per week allowed to Mr. Baker for a short time by the Company while he was managing director being only for his ordinary expenses.”

Even if I take this to be literally and absolutely true, I can see nothing in it to justify Mr. Baker's appropriation of £1,002 as salary for “167 weeks at £6 per week,” or anything that could affect the opinion I have above expressed as to the appropriation of that sum.

And it is a startling fact that Mr. Baker claims this salary from 24th April, 1875; whereas according to the minute that I have already quoted he had expressly agreed at a Board Meeting, on 15th March, 1875, to act as managing director without remuneration; and at a Board Meeting on 5th May, 1875, he stated that “he had,” since the said 15th March, “acted gratuitously as managing director of the Company, as he had promised.” And whilst Mr. Baker in his account (*Appendix D*) expressly excludes “twenty-six weeks, during which he was engaged officially and did not act as manager,” Mr. Mathison in his evidence (*see questions 803 to 807*) gives as a reason why the claim of Mr. Baker for salary was not disclosed in the trustees' statement of accounts (or balance sheet), that he and Mr. Waddell “thought that, Mr. Baker holding the position of a Minister of the Crown, it was better not to disclose it.” And when Mr. Mathison was asked (*see questions 805-6*) “What had Mr. Baker's position as a Minister of the Crown to do with not disclosing to the shareholders that he had been paid or was to be paid the sum of £1,002 as salary due to him as managing director out of the sum voted by Parliament, if such a sum was really and *bona fide* due to him?” Mr. Mathison's reply was, “The only thing I can say to that is this,—we generally believe that when a person is getting well paid by the Crown the shareholders would think he has no right to receive that amount of salary; they might have objected to it and they might not.” (*See questions 884 and 885.*) And Mr. Waddell, the other trustee, when asked by me (*question 645*), “Was it only out of delicate consideration for Mr. Baker's position as a Minister of the Crown that you did not on the face of your balance-sheet show that part of this £4,710 was to be applied to pay this claim of £1,002 for the salary of the managing director for 167 weeks at £6 a week?” replied “Yes.” And I must further point out that Mr. Bennett, who was at the time the acting legal manager of the Company, himself admits (*see question 760*) that “he knew nothing of the particulars of the claims of the trustees.”

Mr. Thorn's statement is only that he “desires to say that the amount, £4 per week, allowed to Mr. Baker for his expenses for managing the mine was to be increased *as soon as the mine payed*”; and in connection with Mr. Thorn's statement I beg to refer to his evidence, p. 69.

To show the value to be attached to naked statements of what these directors say they “distinctly understood,” drawn up and submitted to them for their signature during the progress of this inquiry, I beg to refer to the evidence of one of them—Mr. G. M. Marsh:—

1270. When did you part with the 1,000 shares? I do not remember the date, but according to the share register book of the Company (*referring to the book*) which I have now before me, I find that I parted with them on 20th May, 1877.

1271. To whom did you part with them? To Mr. E. A. Baker, from whom I had received them.

1272. I am correct, I suppose, in assuming that not a shilling of money ever passed between you and Mr. Baker with regard to these shares? Yes; I never paid him anything.

1273. And are these the only shares that you ever held? Yes.

1274. May I take it that no valuable consideration of any kind whatever passed between you and Mr. Baker at any time in respect to these shares? Nothing in respect to these shares.

1275. And were these the only shares or interest of any kind whatever that you ever had in this Company? I had no other interest whatever before or since.

1276. Then at the time of the passing of this Vote in favour of the Company by Parliament, you had no interest of any kind in the Company? None whatever.

1337. How long was it before you signed the document that I have shown you that Mr. Lynch saw you at the City Bank? I should think it must have been a week, good; it might have been two weeks.

1338. Was any one present at the interview between you and Mr. Baker except yourselves? Yes; Mr. Lynch.

1339. Did Mr. Lynch come up with you from the Bank to Mr. Baker's house? Yes, he did.

1360. Now, having drawn your attention to these entries in the minute book, will you be good enough to tell me what Mr. Baker said to you at his lodgings in Macquarie-street some days before you signed this

this document? The pith of it was that I might be called upon to give evidence in the Milburn Creek inquiry. He said,—“The shares that I gave you, of course all you can say in regard to them is that I gave them to you to act as director,” and that is what he said to me at the time he gave them to me. I asked him then how the inquiry was going on, and what had become of the £4,000 which was deficient or had not been accounted for, and he said,—“Well, you know, Marsh, the expenses that I have had, and Mathison went to a great deal of expense, as you know, and as I know myself, and Mr. Waddell's expenses were heavy,” and he showed me Waddell's account and Mathison's, and his own account. Then I said something to him about his salary, and he said,—“You know I always intended, when the Company was in a position, to be paid for managing;” and I said, “Oh yes, you have often spoken about it, and said that what you were doing you ought to be paid for, though you would not cripple them at the time,” or something of that sort; and he said that what he had received previously was only for expenses, travelling and hotel expenses that he had been put to at Milburn Creek while looking after the mine, and that he had made a charge for salary out of the dividend, to which he thought he was justly entitled.

* * * * *

1365. Was this document all drawn out when it was put before you for signature? Yes.

1366. Can you state that it was distinctly understood how much the salary was to be? No, so far as I can remember, it was always of a conversational turn after the meetings of directors. Mr. Baker would say,—“Well, gentlemen, you know I have been working very hard for you here and getting nothing for it, and as soon as the Company is in a position to pay me I won't do it any longer,” or something of that sort.

1367. Can you state that any sum was ever mentioned as the amount of remuneration? No, I could not say that any particular sum was ever stated; I have no recollection of it.

1368. As you ceased to be a director in 1877, such conversation or conversations must have taken place at least four years ago or more? Yes.

1369. Did you ever make a written note of any such conversation? No.

* * * * *

1376. Until Mr. Baker sent for you, and you had this conversation with him at his house in Macquarie-street, had you any, the least, knowledge of how the trustees had distributed this sum of £4,000 odd? No, none whatever.

1377. And in this distribution, I understand you to say that you had no interest whatever? None whatever.

[See also Mr. Marsh's evidence, p. 85, as to the resolutions in the Minute Book, before referred to by me, and the letter from Mr. Baker to Mr. Halls, of 30th August, 1881, copied in Mr. Halls' evidence, p. 60.]

The next item, £22 12s. 8d., stated in Mr. Baker's claim (*Appendix D*) as for “Balance of expenses due to the managing director when the Company ceased payment,” no doubt stands to the credit of the managing director in his account in the books of the Company, as the balance due to him for expenses on 30th June, 1877; but I am of opinion that this was not due to Mr. Baker at the time the Parliamentary Vote was passed, for between the said date and the end of the year 1877 he received a sum in excess of such balance, as appears by his own evidence. (*See question 549.*)

The third and last item in Mr. Baker's claim (*Appendix D.*) is £450 for—as stated in his claim—

Expenses incurred by the managing director for a period when all payments ceased to be made to him by Company, viz., from 30th June, 1877, to 21st December, 1878, his expenses being incurred in managing the Company's affairs during the period when the mine was being worked under the receivers appointed by the Supreme Court, viz., Messrs. Russell and Robberds, and in looking after the Company's affairs subsequently in various ways, travelling to and from Bathurst and Sydney to confer with the directors of the Esk Smelting Company, who were advancing funds to the Milburn Creek Company; also travelling to and from Milburn Creek, &c., &c. £450

Mr. Baker gives the following evidence as to this claim of £450. (*See answer to question 549.*)

* * * * * The third item is £450 expenses incurred by me as managing director for a period when all payments ceased to be made to me by the Company, viz., from 30th June, 1877, to 21st December, 1878, these expenses being incurred in managing the Company's affairs during the period when the mine was being worked by Mr. Russell and Mr. Robberds, the receivers appointed by the Supreme Court, and in looking after the Company's affairs. Subsequently in various ways, travelling to and from Bathurst and Sydney to confer with the directors of the Esk Smelting Company, who were advancing funds to the Milburn Creek Copper-mining Company; also travelling to and from Milburn Creek.

I will now refer to Mr. Waddell's share of the said sum of £4,500—that is, £1,844. Mr. Waddell's account (*Appendix D*), which, though receipted as of the date 25th July, 1881, it is admitted has been made out since this inquiry was ordered, gives five items as together making up the claim in respect to which Mr. Waddell, with the consent of his co-trustees, appropriated to himself the above sum of £1,844.

These items are £252, £472, £65, £196, and £859. The following are the particulars set against each of these items in Mr. Waddell's said account:—

To travelling expenses for some four years to Sydney, Bathurst, Blayney, Milburn Creek, Carcoar, and other places, attending various meetings, Select Committees, Government Offices, consulting lawyers, attending, watching proceedings of arbitration on behalf of the Company (extending over three weeks), several attendances applying for and obtaining amount of award. Telegrams, postages, printing, and sundry expenses in connection with travelling, and interest on amount advanced by me in cash to pay such expenses—the following being the principal items:—

Say 40 visits, at least, to above-mentioned and other places, railway charges and buggy hire, &c., at £6 6s.	£252 0 0
Absent on business (on one occasion over 7 weeks, on another 3 weeks) altogether, say 150 days at, say £3 3s. per diem	472 0 0
Telegrams, postages, and printing, and other incidentals (say)	65 0 0
Interest at 12½ per cent. for some four years on cash advanced to pay expenses	196 0 0
Commission for management of proceedings against the Government from Jan., 1878, to July, 1881, to obtain compensation, and special services rendered therein, entailing large expenditure of time, constant correspondence, guarantees for legal and other expenses incurred, and risk of liabilities on amount of award, £17,198, at 5 per cent....	859 0 0
	£1,844 0 0

As

As to the first, second, and third of these sums, viz., £252, £472, and £65, making together £789, Mr. Waddell was no doubt entitled to be paid something—and this remark applies equally to Mr. Baker's claim to £450 for expenses—in respect of all or some of the claims set against these sums, but whether to the said amount of £789 or any other amount I am unable to determine, as neither in any of Mr. Waddell's books, or Mr. Baker's books, nor in any books of the Company are these claims entered, nor is there in existence any memorandum showing the particular sums expended by Mr. Waddell or Mr. Baker, or chargeable by them respectively to the Company. They both state that they are unable to give more detailed information than appears in their evidence.

If Mr. Waddell stated to the shareholders at the meeting at Blayney what is sworn by Mr. Wharrie, Mr. Casey, and Mr. Lynch, viz.,—that “he could show the items in the books belonging to the Company,” and that “the trustees could show the vouchers for the items,” he stated, as I have already said, what was untrue, and what he must have known was untrue. Looking at the friendly feeling entertained by these three witnesses towards Mr. Waddell (who asked that they should be examined) I have no doubt that Mr. Waddell did in fact say what they respectively swore to.

Mr. Waddell's remaining items—the fourth and fifth—may be conveniently dealt with together;—they are £196 for “interest at 12½ per cent. for some four years, on cash advanced to pay expenses,” and £859 for—

“Commission for management of proceedings against the Government, from January, 1878, to July, 1881, to obtain compensation, and special services rendered therein, entailing large expenditure of time, constant correspondence, guarantees for legal and other expenses incurred, and risk of liabilities on amount of award, £17,198, at 5 per cent.—£859.”

After much deliberation over the whole of Mr. Waddell's evidence, and that of his co-trustees, the circumstances surrounding the appropriation of the £4,500, and the facts that are common to this part of Mr. Waddell's claim, and to Mr. Baker's £1,002 for salary as managing director, I have to report that, in my opinion, Mr. Waddell is not entitled legally or equitably to either of the above sums.

The whole of the item £859 for commission, &c., being 5 per cent. on £17,198, the amount of the Parliamentary Vote, can only, it appears to me, looking at Mr. Waddell's position, be characterized as a fictitious claim. Mr. Waddell is the manager of the A. J. S. Bank at Orange, and besides holding 3,900 shares, in respect of which he has received a dividend £422 10s., he was a director and trustee of the Company. Apart from—looking at the circumstances—the startling nature of the claim itself, I must point out, as I have done in reporting on Mr. Baker's claim of £1,002 for salary:—1. That no such claim is disclosed, nor is there any, the least, reference to it in the trustees statement of accounts (spoken of in the evidence and elsewhere as the balance sheet). 2. That the particulars given in the said statement of accounts against the £4,710, in which it is admitted this £859 is included, not only avoid giving any hint of any such claim, but by the details they do give impliedly exclude it. 3. That the said statement of accounts does give much smaller items, but omits to specify or refer to this item of £859. 4. That up to the institution of this inquiry there was no entry of any kind in any of the books of the Company disclosing or relating to any of the said claims. 5. That, according to the evidence already referred to, Mr. Waddell falsely stated to the shareholders at Blayney that “he could show the items in the books belonging to the Company,” and that “the trustees could show the vouchers for the items.”

I will now turn to Mr. Mathison's share of the said sum of £4,500—that is, £1,200. Mr. Mathison's receipt (*Appendix D.*) for “amount due to me as per bill delivered £1,200” is headed 20th June, 1881; that is the date also shown on the receipt stamp thereon; but it appears that both the receipt and the “bill delivered” have been made out since the institution of this inquiry.

Mr. Mathison's account is as follows:—

Bailing out water and cleaning out shafts	105	0	0
Horse feed	10	0	0
Oreagh and others, giving evidence, Select Committee, at Sydney.....	150	0	0
Witness at Arbitration	50	0	0
To Sydney from Eugowra, Dubbo, and other places, at least 20 times, at £25.....	500	0	0
From Eugowra, Orange, and other places to Milburn Creek, at least 8 times, at £20	160	0	0
To Orange, from various places, at least 10 times, at £15	150	0	0
To Blayney, from different places, at least 5 times, at £5	25	0	0
Incidental expenses and interest	50	0	0
	<hr/>		
	£1,200	0	0

Mr. Mathison gives the following evidence as to his claim:—

194. In respect to what claim or consideration have you received this sum of £1,200? I claim in respect of the following items:—Bailing out water and cleaning out shafts, £105; horse feed, £10; Oreagh and others, taking evidence, Select Committee, Sydney, £150; witness at arbitration £50; to Sydney from Eugowra, Dubbo, and other places, at least twenty times, at £25 a time, £500; from Eugowra, Orange, and other places, to Milburn Creek, at least eight times, at £20, £160; to Orange, and various places, at least ten times, at £15, £150; to Blayney, from different places, at least five times, £5, £25; incidental expenses and interest, £50. These sums together make up the £1,200.

It will be seen that Mr. Mathison's evidence, as to the whole of his claim, is of a loose and general nature, and is such as to make it impossible for me to report specifically as to any part of it. (*See questions 195 to 198 and 229.*) At the time this inquiry was ordered there was no entry of any kind in any of the books of the Company relating to this claim, nor had any account ever been sent in by Mr. Mathison to the Company. Probably Mr. Mathison had some claim—a just one—in respect of one or some of the items given in his account; but, looking at the largeness of the amount taken by him with the consent of his co-trustees, the absence of all detail in his account or in his evidence, and the circumstances concerning the division of the £4,500 among the trustees, I am inclined to believe that to a large part of this £1,200 he had no legal or equitable right whatever; and that the lump sum of £1,200 was allowed

allowed to him by himself and his co-trustees, without the knowledge of the shareholders, in consideration of the lump sums of £1,850, and £1,450 being similarly allowed to Mr. Waddell and Mr. Baker respectively in the manner already indicated. (See question 148.) Mr. Mathison held directly and indirectly 10,366 shares, in respect of which he has received a dividend of £1,122 19s. 8d. (See question 189.)

Out of the total of these sums, amounting to £4,500, it is manifest that, at least as to a large proportion of it, there was an appropriation by the trustees to themselves, not only without the consent or knowledge of their co-shareholders, but under circumstances of concealment and false statement, evidencing a consciousness on their part that such appropriation was unauthorized and unjustifiable.

And considering the largeness of the amount, and having regard to the evidence of Mr. Russell, it seems too probable—though the evidence I have been enabled to elicit does not justify me in reporting it as a fact—that at least some of this money appropriated by the trustees to themselves, and now in form sought to be accounted for by unfounded claims, was intended, at least by Mr. Waddell, to be corruptly applied—to whom (except as regards Mr. Thomas Garrett, a Member of the Legislative Assembly, as stated in the next paragraph) or to what extent, the circumstances render it impossible for me to discover. And, looking at the dates,—the meeting at Blayney on 25th July, the report in the *Grenfell Record* on 6th August, and the debate in Parliament on 9th August,—it is clear that, even assuming it was intended to corruptly apply any part of the said sum, such intention—with the probability of an inquiry staring the trustees in the face—could not, with any degree of safety, be carried out.

But that it may be seen how possible it is to justly draw such an inference from the conduct of the trustees, read by the light of the evidence, at least as against one of them—Mr. Waddell—it is necessary to refer in detail to an illusory transaction in certain shares of the Company by Mr. Thomas Garrett, a Member of the Legislative Assembly, as disclosed by the evidence of Mr. Russell, the Company's solicitor. It appears, according to the evidence of Mr. Russell, that after the agreement between the Government and the Company to refer the claim to arbitration—some time in April or May, 1880—Mr. Garrett came to the office of Mr. Russell, in Sydney, no one being present but themselves, and suggested or proposed that he should receive 2,000 shares in the Company in consideration of his helping the Company, as a Member of the Legislative Assembly, to obtain their claim for compensation from the Government or from Parliament, and on the ground that he had exerted himself very much on behalf of the Company. That the form was gone through of drawing a bought and sold note, as on a *bona fide* sale by Mr. Russell to Mr. Garrett of 2,000 shares, at 5s. a share, Mr. Garrett giving his promissory note to Mr. Russell in his favour (or in favour of Mr. Russell and Mr. Waddell (see question 486) for the sum of £500, payable on demand. (See question 284.) That subsequently, but when or under what exact circumstances I have not been able to find out, Mr. Waddell received this promissory-note from Mr. Russell, to whom it was, it appears, given back by Mr. Waddell, in Sydney, after the commencement of this inquiry, about the last week in August of this year. (See questions 313 to 325.) That two days before the day (9th September) on which Mr. Russell was first examined, the form of presenting the promissory-note to Mr. Garrett for payment, and on its non-payment cancelling the sale, was gone through at Mr. Garrett's office, between Mr. Russell and Mr. Garrett; and that thereupon Mr. Garrett lit a match and burned the promissory-note, Mr. Garrett desiring Mr. Russell not to say anything about it. (See questions 268 to 299.) That, on the said occasion, when the promissory-note was burned, Mr. Garrett gave Mr. Russell the following note, which it will be seen is dated 1st July, 1881, although it is proved that it was in fact written at the said interview on the 7th or 8th of last month (September, 1881.)

Private.

W. Russell, Esq., Solicitor,—

My dear Sir,

With reference to our conversation as to my purchasing some shares in the Milburn Creek Copper Company, I have no desire to hold any share in the Company, and must decline to proceed any further in the matter, and request you will consider it at an end.

Sydney, 1 July, 1881.

I am, yours truly,
THOMAS GARRETT.

That "Mr. Waddell joined Mr. Russell in that transaction with Mr. Garrett"—that is, "it was understood that Mr. Russell and Mr. Waddell were to find the 2,000 shares." (See questions 342 to 344.) That the "sold-note" for the above shares came into the possession of Mr. Waddell, apparently from Mr. Garrett, by whom it was subsequently given to Mr. Russell, and by him destroyed. That it was Mr. Garrett who proposed the form of the sale, but that it was understood between him and Mr. Russell that he was not to pay anything. (See questions 310 to 330.) That the agreement with Mr. Garrett was cancelled in consequence of this inquiry being instituted. (See question 356.)

It is true that Mr. Garrett's and Mr. Waddell's account of this transaction—given apparently in ignorance of the exact effect of Mr. Russell's testimony—differs materially from that sworn to by Mr. Russell; but, in my opinion, such account is, as to part incomprehensible, and, as to the residue, quite incredible.

Having regard to the damaging nature of Mr. Russell's evidence as affecting himself, to his great unwillingness to disclose anything injurious to the trustees, and to the almost insuperable difficulty I had in eliciting the real facts from him, it is impossible, as it seems to me, for any one to come to any other conclusion than that Mr. Russell's statement is absolutely true. If any confirmation were needed of Mr. Russell's disclosures, it would be found in the fact, proved beyond question, that Mr. Garrett's letter, dated by him 1st July, was in truth written and delivered to Mr. Russell during the progress of this inquiry; and it is clear this was done in order to give colour to the evidence that that Mr. Garrett then intended to, and did in fact afterwards give—that the alleged sale had been cancelled before the holding of the meeting at Blayney on 25th July, 1881.

Mr.

Mr. Garrett's and Mr. Waddell's version of the above transaction will be found at pages 47 and 56 in the evidence. I regret that I have found it impossible, after many attempts, to make a summary of their evidence, with any certainty that I was doing justice to it. I can only ask that the whole of it may be here read and taken as incorporated in this report. In addition to the gift of 2,000 shares to Mr. Garrett, under the circumstances already referred to, it is my duty to draw attention to the following:—When Mr. Waddell was first examined, which was prior to the examination of Mr. Russell, he, on his oath, most positively affirmed—and I admit that he for the time succeeded in convincing me—that there had not been any attempt to exercise improper influence over any Member of the Legislative Assembly, and that there had been nothing corrupt in connection with the Company's claim; but when he was a second time subpoenaed to come to Sydney and then further examined (*see question 605*), which was after the disclosures made by Mr. Russell, I elicited from him certain evidence (*pp 56 to 58*), as to the said sale of 2,000 shares to Mr. Garrett, and also the additional fact that a gold watch and chain, to the value of about £100, was on its way from England, as a present from him to Mr. Garrett. This appears in the following part of Mr. Waddell's evidence:—

651. Apart from this transaction in respect to the 2,000 shares, has any conversation ever taken place between you and Mr. Garrett touching his receiving any money or present or other advantage in connection with this Milburn Creek Copper-mining Company's claim? No, excepting this—that I was thanking him for his attention to our business in the House, and said that I should like to make him a present of a gold watch and chain or something, and he said,—“Oh, well you need not bother about it,” or something like that, and I said,—“I will do it”; and, as a matter of fact, there is one now on the road from England for him.

652. When did this conversation take place—how long was it before the Vote was passed by the Parliament? I forget now exactly; it was after the Vote, after the whole of the business was completed.

653. How much is this present to cost? I think it will cost about £100—not far from it any rate.

654. Through whom was this watch to be imported? I have written to Robert Moore & Co., merchants, of London.

655. When did you write for it? About two months ago, I wrote direct for it myself.

656. Did you give them any limit as to price? I said about £100.

657. Besides this matter of the watch and chain, has any conversation ever taken place between you or any one else, and any other Member of the Legislative Assembly, touching the receipt by any Member of the Legislative Assembly of any money, present, gift, or advantage of any kind whatsoever? No. I think I remember somebody in Orange once saying we ought to make a present to some of these fellows for the trouble they had taken; but it was only talk, there was nothing in it.

658. You mean, of course, that the person using the term “these fellows” meant Members of the Assembly? Oh, yes.

659. Who was the person who said that to you? I think it was Mr. Flanagan, a shareholder.

660. When was that, before or after the meeting at Blayney? I think it was before the meeting at Blayney.

Now, if the facts are as they appear on the evidence of Mr. Russell, the abovementioned transaction in shares—apart from the affair of the gold watch and chain—seems to admit of only one interpretation, that is, that Mr. Garrett was to receive either the value of the 2,000 shares, or the £500 represented by his promissory note, as a corrupt reward for services rendered by him to the Company as a Member of the Legislature; in other words, that Mr. Garrett, Mr. Waddell, and Mr. Russell, are guilty of bribery and corruption.

How the remaining sums credited to the trustees in their statement of accounts or balance-sheet have been disposed of will appear on reference to the “Statement of receipts and expenditure” (*printed on page 23*), which I desire may be taken as part of this report.

I am not called upon to report as to the accuracy of the account of the meeting at Blayney, which appeared in the *Grenfell Record*, and subsequently in other papers, the evidence as to which is conflicting; and I think that I ought to refrain from doing so, as it appears that an action for libel against the proprietors of the *Grenfell Record* either has been or is about to be brought in the Supreme Court. But, having regard to the nature of certain conversations between Mr. Halls and Mr. Rich, and two of the trustees, Mr. Mathison and Waddell (*see pages 60, 61, 62, and 71*), both before and after the said meeting, and to the evidence of Mr. Proctor, a Member of the Legislative Assembly, and Mr. A. P. Wood, Assistant Engineer in the Department of Roads and Bridges, and to the facts before specifically pointed out, I am far from clear that Mr. Waddell did not, at the above meeting, use language which might fairly be taken, and was in fact intended, to convey to his hearers the impression that part of the money had been applied in a way that it was undesirable to disclose. The evidence of Mr. Proctor that I here refer to is this:—

1397. Where and when did you have the conversation with Mr. Wood? It was in Pitt-street, near my office, shortly after the Vote was under discussion in the Assembly.

1398. Will you please tell me what was the conversation between you and Mr. Wood? As far as I can remember it was this:—We were speaking of other things, and the subject of the Milburn Creek Company came up, and I asked him if he thought there was any truth in the statement that Mr. Waddell had paid money to bribe Members of Parliament, and he said,—“Well, Waddell told me that part of the money had to go to square Members of Parliament.”

1399. Can you remember anything further that he said with regard to the action of Mr. Waddell? No; Mr. Wood complained of the smallness of the amount declared as a dividend to the meeting at Blayney. That shows that the conversation I had with him must have been subsequent to the 25th July, and what I understood him to say was that part of this money was to have been paid to Members of Parliament.

1400. By this money, do you mean the money that had not gone into the dividend? I refer to the £4,000 that was in the balance-sheet unaccounted for. I remember Mr. Wood explaining that he had a number of shares, and that he only got 2s. 2d. per share, whereas he thought he ought to have had twice the amount. I think that is all I remember.

1401. Is that the only conversation you have had with Mr. Wood about this matter? That is the only one: I have had several conversations with Mr. Waddell.

1402. Did or did not Mr. Waddell, at some of the conversations you had with him, make overtures to you in the nature of bribery, in order to influence your action in Parliament in connection with this Parliamentary Vote? No, he did not offer me any bribe, or anything that I know of in the shape of bribery. I have known Mr. Waddell for a long time, and it was through this that he asked me to support

support the Company's claim on the Estimates, and on several occasions explained to me the justice of it, which I did not see at first. But my action in supporting the item was guided, not by anything Mr. Waddell told me, but by a desire to support the Government, as it was made a party question. On the first occasion I voted for it; on the second occasion I paired off against it. Mr. Waddell never made any overtures to me about it in any way, and anything he said to me in conversation was perfectly fair and legitimate, except that I do not think it right for people to be continually asking Members of Parliament to use their influence for them.

1403. Did or did not Mr. Waddell convey to your mind that you might derive a benefit from giving your vote in favour of this claim of the Company? I cannot say he did. As far as I remember, anything that Mr. Waddell said in the conversations he had with me might have been said in conversation between two friends, where one desired to see the other prosper; that is all it was. He endeavoured to induce me to support the Company's claim, but not by offering me any bribe or anything in that way. He spoke about business matters, but that may have meant anything.

1404. Did he not endeavour to induce you to support this claim by giving you to understand that if you did you might derive a benefit from it? Well, I really cannot remember that he did.

1405. Cannot you give me any more satisfactory answer than that? No, I do not think I can; if I remembered it, I would tell you.

1406. Did not Mr. Waddell, directly or indirectly, make overtures to you in connection with your vote in Parliament? He did not by words connect what he offered with my vote. What he made in the way of overture was in this way—as far as I understood it—that he would obtain me business, and that I suppose he might have done whether I was in Parliament or not. I understood personally, in my own mind, that these offers of obtaining business were to secure my vote, although he never expressly said so.

1407. Is it or is it not a fact that he gave you to understand that, if you gave your vote in favour of the Company's claim, he would obtain business for you in your profession as a solicitor? Yes; but he did not expressly say so.

1408. But did you not clearly understand him to mean that? Yes; he is a sharp business fellow, and I could see what he was at.

1409. How many conversations had you with Mr. Waddell? Oh, several; every time he was down he saw me; and I saw him also at the opening of the Dubbo Railway.

1410. At all these meetings with Mr. Waddell, did he have a conversation with you about the Company's claim in substance similar to that you have already stated? Yes. I was against the claim and I told him so.

1411. And did he not give you to understand what you have already stated, in order to induce you to alter your mind and give your vote in favour of the Company? Yes, that is what I understood. I voted on the first occasion in favour of it, because the Government made it a party question, and I supported the Government. On the second occasion I paired off against it.

1412. You had, I believe, no interest of any kind whatsoever in the Company's property or in their claim? Not the slightest.

1413. I ask you, Mr. Proctor, this direct question:—Did or did not Mr. Waddell try to induce you at these several conversations to give your vote from an improper motive, that is to say, did he not give you to understand that if you gave it for the Company you should indirectly derive a benefit from it? That is what I understood. When a person comes to you at a particular time and asks you to do something for him, and then offers you business which you know he cannot give you then or perhaps afterwards, you know well what he means.

1414. Have you, in fact, derived any benefit whatsoever from your action in connection with this claim of the Milburn Creek Copper-mining Company? None whatever; Mr. Waddell never gave me any business; he has never spoken to me about business since the money was voted by Parliament.

And Mr. A. P. Wood gives the following evidence:—

1224. What other conversations, besides those you have mentioned, have you had with Mr. Waddell with regard to this Company's shares or the sum voted by Parliament? I do not know that I know anything that has really any specific bearing on the case.

1225. Did you have any conversation with Mr. Waddell with regard to Members of the Legislative Assembly? Yes; at least he made a remark about it.

1226. What was that remark? That was some time ago, before the Vote was passed. What he stated was that he was making it right with the Members—that was the meaning of it.

1227. Will you please tell me, to the best of your recollection, what it actually was that Mr. Waddell said? Well, that gives as close an approximation to it as I can possibly give; of course I do not give any interpretation of it. He was with a Member; I do not know whether he was a Member of the House at the time the Vote was passed.

1228. Who was it? Mr. Bowman. The conversation occurred at the Metropolitan Hotel, King-street, Sydney.

1229. Will you tell me the substance of what he said? That is the substance—that he was making it right with the Members; that is the only thing.

1230. Who was present at this conversation? The conversation was purely between Mr. Waddell and myself.

1231. Did Mr. Bowman hear what took place between you and Mr. Waddell? Not as far as I can judge.

1232. You say that Mr. Bowman was simply at the hotel when you went in? Yes, he was in the room off the bar with Mr. Waddell when I went in. I believe he did not hear what took place between Mr. Waddell and myself, as far as I can judge."

As I do not find that any part of the sum voted by Parliament has actually been paid away to any Member of the Legislative Assembly, or to any person in the service of the Government, I have not felt justified by the terms of my Commission in entering upon a roving, and what would be necessarily an almost interminable inquiry, as to whether any overtures similar to those made to Mr. Proctor were made to any other Members of the Legislative Assembly.

In conclusion, I desire to express my appreciation of the able and efficient manner in which the duties of Secretary and Shorthand Writer have been discharged by Mr. C. H. Barlee, Certified at Sydney, under my hand and seal, this third day of November, 1881.

JULIAN E. SALOMONS. (L.S.)

Sir Henry Parkes then moved, That the evidence given by the Honorable Member for Camden, Mr. Garrett, and by Mr. Waddell in his examination of 26th September, be now read by the Clerk. Question put and passed.

Evidence

Evidence read by the Clerk, as follows :—

TUESDAY, 13 SEPTEMBER, 1881.

Thomas Garrett, Member of the Legislative Assembly, sworn and examined :—

363. *Commissioner.*] You are a Member of the Legislative Assembly? Yes.
364. And have been for how long? Since 1872, without regard to a prior date.
365. I believe you know Mr. William Russell, solicitor to the Milburn Creek Copper-mining Company? Yes; I know him by repute as solicitor to the Company.
366. You also know him personally to speak to? Yes.
367. Are you aware that Mr. Russell has been examined here before me? I have heard that he was to be examined, but I did not know that he had absolutely been examined.
368. And I suppose you do not know then the nature of the evidence he has given here? I do not.
369. Did you at any time have any agreement with him relating to shares in this Milburn Creek Copper-mining Company? Yes.
370. What was it? Well, some time early in last year, I think, I being a broker and dealer in shares, thinking there might possibly be some speculation in these shares, went to him and asked him had he any to sell or would he sell me any of them, and finally he agreed to make me a sale of 2,000 shares, for which I agreed to give him a promissory-note for £500 on the understanding that I should have the right at any time before the delivery of the shares to declare the bargain null and void and to call up the shares at any time, and to ensure the carrying out of that understanding the promissory-note was made non-negotiable. Some time after this, as there did not appear to be any sign of dealings in the shares, I went to Mr. Russell and told him—as we had previously understood I had the power to do—that the bargain was off. There the matter went out of my mind until a few days ago, when Mr. Russell called upon me—and this is how I knew he was going to be examined—at my office, and said “Well, as that transaction about the shares is off, here is the promissory-note, and you had better give me a note to say that it is off.” He then gave me the promissory-note and I gave him the note that he requested, simply stating that with regard to our transaction or negotiation or conversation or some term like that, as to the purchase of shares in the Milburn Creek Copper-mining Company, I declared the matter off: that was the purport of the note; I did not keep a copy of it. He gave me the promissory-note, and I lit a match and burned it before him. I had considered the matter at an end a long time before. As I have said it commenced early in last year, and very shortly after that, seeing there was no speculation in the shares, and no likelihood of turning them over in any way, I declared the matter off. At that time it had not been mentioned in Parliament, nor was there any prospect that I could see of its being mentioned in Parliament. I was under the impression that the matter would be settled by arbitration and the amount paid and distributed, and that would have set the shares going, and I might possibly have been able to make money out of them. But with regard to the nature of the transaction, my having the right to declare the bargain off and Mr. Russell holding my promissory-note as a non-negotiable article, simply brought it within the category of buying shares at call. But I never had these shares, they never were tendered to me; I never had any dealings with them or any benefit from them in any way whatever.
371. Do you wish to say anything further as to this transaction? No, I don't think there is anything further to say.
372. You say it was early last year when you went to Mr. Russell—in what month was it? I think probably, without fixing the date exactly, it was some time between March and May.
373. When do you say you went to Mr. Russell and first told him the bargain was off? I think that must have been two or three months after it was first made.
374. Why did you not get the promissory-note back from Mr. Russell when you told him the bargain was off? Well, I suppose it must have been inadvertence. I forget whether I said anything about the promissory note; it is just possible I had forgotten the existence of the promissory-note; it being a non-negotiable note I knew he could not use it in any way without reference to me. What I mean by a non-negotiable note is, the word “order” was struck out. The note was never presented for payment, and that shows that Mr. Russell considered the matter off; nor were the shares ever delivered.
375. I believe that you were the maker of the note? Yes, I made it.
376. And I believe it was made in favour of Mr. William Russell? Yes.
377. And it was payable, I believe, was it not, on demand? I don't think it was payable on demand.
378. How do you think it was payable? I think there was a date.
379. Do you mean it was payable so many months after date, or what? I think so.
380. How many months do you think it was payable after date? Well, I could not say for certain, but I should think it would not be more than four months, probably three months. I am a land and general agent now, but at that time I had only commenced the land and general agency, and I used to work with the brokers, and that gave me the knowledge of dealing with these shares.
381. Did you not enter this promissory-note for £500 in any book? I did not enter it in any book; I do not keep a bill book.
382. Was this promissory-note made payable at any bank? Oh yes, payable at my own bank—the Oriental Bank Corporation of Sydney. All my bills are made payable there, and I do not see why I should have made any difference with this.
383. Will you swear that this promissory-note was not payable on demand? I would not swear that positively, but I should think it would not be made payable on demand; it might have been, but I cannot swear.
384. You have used the words “at that time it had not been mentioned in Parliament;” what do you mean by that? I mean that at that time there had been no discussion in Parliament upon the payment of the money, nor had any sum been proposed to Parliament to be paid, nor was there any debate or discussion as to the amount of the arbitration, the only thing known as to the amount being the amount of the claim. That was known from the previous proceedings in Parliament, and the proceedings of the Select Committee.
385. I understood you to speak of giving a note to Mr. Russell showing that the bargain was off? Yes.
386. Did you give such a note to Mr. Russell? I did.
387. When did you give that note? One day last week when he called upon me.
388. I suppose you mean the same occasion when the promissory-note was destroyed? Yes; it was written there and then, and handed to him,

T. Garrett,
M.L.A.
13 Sept., 1881.

T. Garrett,
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389. And this I believe is the note (*handing to witness the letter or note produced by Mr. Russell*) in your handwriting and signed by you? Yes, that is the note (*see letter in Mr. Russell's answer to No. 302.*)
390. Where was that note written? In my office whilst he sat in it.
391. Was there, or was there not, a bought and sold note with respect to this transaction about the 2,000 shares? I think there was a sort of memorandum.
392. What became of that memorandum? I cannot say; I am not sure on this point; I have been thinking over it since this examination has been going on; I think I must have given it back to him when the bargain was declared off; I fancy so, for I cannot find it; I have looked over every paper I have, and I think it is most likely I gave it back to him when the bargain was declared off, or sent it back to him.
393. Can you swear to this, as regards this memorandum of which you are speaking? No, I would not undertake to swear how that sale note was disposed of positively, but I am under that impression.
394. You know what is understood by an ordinary bought and sold note? Yes.
395. Did any such note as that pass between you and Mr. Russell on the occasion of this alleged sale? He gave me a note, but whether I gave him one in return I do not know; I certainly had one.
396. What you call in your last answer a note—is that identical with what you previously spoke of as a memorandum? Yes.
397. Have you any book with any entry in it of this transaction? I have not.
398. Did you at any time make any entry of this transaction? I did not, for it was not my custom to keep such a book with regard to any transactions as to shares.
399. You may give any explanation you like as to your not entering it or not keeping books, or in any way in connection with this transaction. Do you wish to say anything of that kind, or have you any further explanation to make? Only that being simply an outside broker, when I effected a sale or made a purchase I used to get the broker or brokers who bought or sold to or through me his or their bought or sold note.
400. You say that the note was destroyed last week? Yes; I think it would be about the 8th or 9th instant, four or five days ago.
401. Why did you date this note that you gave to Mr. Russell last week, as you say on the 8th or 9th instant—why did you date it July 1st? I ante-dated it simply because it referred to a past transaction, without much thought or consideration. I suppose that was the thought in my mind, because it referred to a past transaction. If I could have thought of the absolute date when I told him the bargain was off, I should most likely have fixed that date.
402. You say you burned the promissory note in Mr. Russell's presence? I did.
403. Did he in any way, before or after you destroyed it, object to your destroying it? When I had partly burnt it he said "you had better write that note first," and I did.
404. Is that all? Yes.
405. Do you know how it is that this promissory note of yours got into the possession of Mr. Waddell, one of the trustees of the Company and a large shareholder? No; I do not.
406. I suppose you know Mr. Waddell to whom I refer? Oh, I know Mr. Waddell well.
407. Do you mean to say that you never knew this note was in Mr. Waddell's possession? No; I did not.
408. Will you swear that you did not know that half of these 2,000 shares sold to you by Mr. Russell as you allege were to be found by Mr. Waddell? I certainly did not, most certainly not. All that I knew about Mr. Waddell in this transaction about the shares was that I mentioned it, I think to him, that I had bought some from Mr. Russell, and he expressed himself rather against it; he rather disapproved of it from a financial point of view; but that he had anything to do with selling them I had not the slightest idea.
409. When did this conversation between you and Mr. Waddell take place? I think it was shortly after the shares were bought.
410. Was not this transaction between you and Mr. Russell in the month of April or May last year? I think it is very likely. As I said in a previous part of my evidence, speaking from memory, I thought it was between March and May.
411. Was this a *bona fide* sale to you, or was it in fact a gift of the shares to you? The transaction was just of the character I have endeavoured to describe in the former part of my evidence. I made a *bona fide* purchase of the shares under the conditions stated that there might be speculation in them, and if there was, and I could sell them at a profit on the rate at which I had bought them, I could come and pay for them and get them.
412. I suppose you will admit that you know the difference between a *bona fide* sale and a gift? Certainly.
413. Well, was this a *bona fide* sale of these shares to you, or was it a gift? It was a *bona fide* sale as distinguished from a gift.
414. Was it or was it not understood that the consideration for your receiving these 2,000 shares was your helping the Company to obtain their claim for compensation from the Government or from Parliament? Certainly not; it never was mentioned.
415. Did you ever put forward a claim to these shares on the ground, in any shape or way whatever, that you had exerted yourself very much on behalf of the Company? Certainly not; for I had never in any way interfered on behalf of the Company. At the time that transaction took place I had not been on a Committee, or spoken in Parliament, or been in any way concerned with it, as the records of Parliament and the papers will show.
416. Had you exerted yourself very much on behalf of the Company? I had not exerted myself in any shape or form whatever, as the records of Parliament and the debates in Parliament will show.
417. Was this transaction or agreement with Mr. Russell cancelled in consequence of this inquiry having been instituted? Certainly not; it was long before it commenced.
418. Did what took place last week at your office between yourself and Mr. Russell when the note was destroyed take place in consequence of this inquiry having been instituted? No; Mr. Russell came unexpected and unsolicited to my office, and stated that he was going to be examined and this transaction might be referred to, and he wished to be in a position to swear that it was at an end, and to show that it had been put an end to, and that was the reason why he asked me for the letter I gave him.
419. I suppose you see the great difference as to the nature of this transaction—whether it was a *bona fide* sale or a gift? I do now, in the light of circumstances that have since transpired. Even by itself

itself it would be a great difference, I being a Member of the Assembly, and having taken in the latter stages of this business in Parliament as a Member a somewhat forward part. As a gift, it would be a corrupt action on the part of both Mr. Russell and myself, involving the most serious consequences to both, and one which it is not at all probable that I would ever have contemplated or entered into.

T. Garrett,
M.L.A.

13 Sept., 1881.

420. You knew that Mr. Russell was solicitor to the Company, and he knew, I suppose, that you were a Member of the Legislative Assembly? Yes.

421. And if such a transaction by way of gift had taken place between you, you admit that you must have known it would be—looking at your respective positions—a corrupt transaction? Certainly.

422. Had you ever before this had any transaction of any kind with Mr. Russell? None whatever; but I knew him as a solicitor by repute and by sight.

423. Have you ever had any quarrel or dispute of any kind with Mr. Russell? No, if he has given any different version of the transaction from what I have given myself, it may have been from inadvertence or forgetfulness on his part or on mine.

424. Are you aware that the account of the nature of this transaction given by Mr. Russell is in its essential parts diametrically opposed to the account that you have given? I am not aware of it.

425. You have not seen Mr. Russell, I believe, since he was examined here, and do not know the evidence that he has given? No; I have not seen him, and do not know what evidence he has given.

426. Have you at any time had any other transaction or dealing, or connection with any transaction or dealing, with any shares of the Milburn Creek Copper-mining Company? No.

427. Or have you at any time had any agreement touching or concerning any shares in this Company, in any way whatever? No.

428. Do you know of any other member of either House of Parliament, or any person at any time in the service of the Government having had any negotiation, or dealing, or transaction of any kind whatever in or concerning any shares in this Company? None that I know of.

429. Or do you suspect or believe that there has been any? I have no reason to do so, other than those who are known by everybody to be shareholders in the Company—I mean Mr. Baker, the late Minister for Mines, and I believe it was mentioned that Mr. Lynch represented some shareholders.

430. But do you know of anything in the nature of corruption in connection with this Company's claim against the Government at any stage? No.

431. Have you directly or indirectly received any part of the amount obtained by the Company from the Government, or any benefit or advantage in any form whatever from the Company's success? No; none whatever.

432. You say you know Mr. Waddell? Yes.

433. Had you not many interviews with Mr. Waddell with regard to the Company's obtaining compensation from the Government? I saw him several times, and he explained the matter to me about the Company, and endeavoured to persuade me to make myself acquainted with the facts of the case.

434. Did you or did you not use your influence with Members of the Legislative Assembly to induce them to vote in favour of the Company's claim? Only by my publicly made speeches in the Assembly, but I do not remember speaking to a Member of the Assembly about the case, except in that way.

435. Do you swear the same as to all the Members of the Government? I think the only Member of the Government I spoke to directly on this matter was Mr. Baker, the Minister for Mines, in talking to him about it as a matter that concerned himself and with a view to obtain information about it. And it is just possible that in the course of conversation I may have spoken to other Members of the Government upon it as upon many other public matters; but certainly not with a view to influence them either as Members of the Government or of Parliament as to the course they should take in either capacity in dealing with the matter. I may have incidentally asked questions about it of Members of the Government other than Mr. Baker; for instance as to how the matter was getting on; about the arbitration or the like. It was publicly talked about, and especially I may have spoken to Sir John Robertson, as we were very intimate and often talked about matters.

436. I suppose I may assume that this transaction between yourself and Mr. Russell was never mentioned to any Member of the Legislative Assembly? Certainly not.

437. And may I take it for granted that it was never mentioned to anyone else? I don't think I ever mentioned it to any one else except those I have mentioned—Mr. Russell and Mr. Waddell.

438. Did you ever mention it to Mr. Baker? No.

439. Is it, or is it not, a fact that you never actually received the scrip for the 2,000 shares? I not only never received the scrip, but never saw the scrip of the Company or had any dealing or transaction in any way with those 2,000 shares except what I have told you. There was never any request made by me for the delivery of the scrip, and there was never any offer by Mr. Russell of the scrip to me.

440. Is there anything in your evidence, it having been read over to you, that you wish to qualify, add to, or correct? No; there is nothing that I desire to alter.

THURSDAY, 15 SEPTEMBER, 1881.

Thomas Garrett, M.L.A., having written to the Commissioner stating that he desired to give a further explanation as to the transaction with Mr. Russell, referred to in his evidence of 13th instant, was asked to attend at 4 p.m. this day, when he made the following statement:—

441. I wish to state that, having, since I was examined, thought over that part of my former evidence relating to what became of the bought or sold note or memorandum, I remember that I gave it to Mr. Waddell with a request that he would give it to Mr. Russell, when I declared the bargain off.

T. Garrett,
M.L.A.

15 Sept., 1881

442. *Commissioner.*] Where was Mr. Waddell when you gave it to him? I met him in Sydney.

443. Was it in the street? No; it might very likely be in my office.

444. This document of which you are speaking—is that what is understood by a "sold note"? Yes.

445. What were the contents of that sold note or memorandum—the substance I mean? That Mr. Russell had sold to me the 2,000 shares in the Milburn Creek Copper-mining Company for the sum of £500, to be paid for by a promissory-note for £500—something like that I think. It was like an ordinary sold note, except as regards the mode of payment.

T. Garrett,
M.L.A.
15 Sept., 1881.

446. When was it that you gave this note to Mr. Waddell? It must have been at the time that Mr. Waddell gave me his opinion that it was not a good bargain, and I, acting on that opinion, asked him to give this sale note to Mr. Russell, and to tell him that the bargain was off.
447. But in what month was that? I think, as I said in my former evidence, it must have been about two or three months after the bargain was made.
448. And you say that you then gave the sold note to Mr. Waddell, with a request that he would give it to Mr. Russell? Yes, and terminate the bargain on my behalf, as it was understood I had the power to do.
449. And did you, at any subsequent time, see Mr. Waddell to speak to him about what he had done with this sold note? I did, and he told me he had given it to Mr. Russell, and the thing was at an end.
450. How long after you had given it to him did he tell you that? It must have been a month or two after that that I saw him again.
451. If that is the case, why did you not take the sold note yourself to Mr. Russell, with whom you made the agreement? I thought it was the speediest way of settling the business to give it to Mr. Waddell there and then, because Mr. Waddell had easier means of access to Mr. Russell than I had.
452. But what had Mr. Waddell to do with this transaction as to the 2,000 shares between you and Mr. Russell? He had nothing whatever to do with it so far as I know.
453. Then why should you use him as an intermediary to deliver the sold note to Mr. Russell? Well, I had spoken to him on the subject in the way I have described, and, as he had expressed an opinion about it when I told him of the transaction, and I was aware that he knew Mr. Russell very well and would be seeing him very shortly after that, I gave him the note as the readiest way of carrying out the arrangement which had been previously agreed upon.
454. You say that Mr. Waddell told you he thought it was a bad speculation? Yes.
455. I suppose, then, you told him the price you were giving? I told him I had bought the 2,000 shares for £500.
456. That is at 5s. per share? Yes.
457. And did you tell him from whom you bought them? Oh, yes, I told him I had bought them from Mr. Russell.
458. Taking the transaction as you have stated it, can you give any further answer to the question I have already put to you: Why should you give the sold note for these shares to Mr. Waddell if the transaction was one only between you and Mr. Russell? Because it struck me at the moment as being the readiest way of communicating with Mr. Russell on the subject, and because Mr. Waddell was the only person to whom I had spoken on this subject.
459. I suppose you knew that Mr. Waddell was the manager of the Bank at Orange? I knew that very well.
460. And that he was one of the trustees of this Company? Yes.
461. And I suppose you will admit that you knew that Mr. Waddell was one of the most active persons in trying to obtain compensation from the Government? Yes, that is why I placed such reliance upon his opinion as to whether the transaction was likely to turn out well from a pecuniary point of view.
462. Are you aware that Mr. Russell has sworn that these 2,000 shares were to be made up between himself and Mr. Waddell—that is, Mr. Russell was to find 1,000, and Mr. Waddell 1,000 shares? No.
463. In fact, I suppose you do not know what he has sworn? I do not know what he has sworn.
464. And, in fact, you are giving your evidence now, as you were the other day, in ignorance of what Mr. Russell has sworn? Decidedly.
465. Is there any other explanation or addition to your evidence that you wish to give? None.

MONDAY, 26 SEPTEMBER, 1881.

George Walker Waddell further examined:—

W. G.
Waddell.
26 Sept., 1881.

586. *Commissioner.*] I suppose you remember, when you were examined here before, my drawing your attention to the fact that you were under the same responsibilities as to your evidence as if it were given before a Judge of the Supreme Court? Yes.
587. When did you come down to Sydney to give your evidence to-day? On Saturday last, 24th instant.
588. Since you were last examined, have you had any verbal or written communication with Mr. Garrett? Yes, I have.
589. Was it in writing? No. Since I came in on Saturday morning I heard that something about some transaction between him and Mr. Russell had been mentioned, and that my name had been brought into it; and I wrote to Mr. Garrett to say that I wished to see him.
590. When did you first hear of the transaction to which you are referring? A few days ago. Mr. Russell mentioned it in a letter he wrote to Mr. M'Lachlan, the solicitor.
591. Have you that letter with you? No; I have not.
592. Who showed you that letter? Mr. M'Lachlan.
593. When? I think it was last Thursday.
594. I suppose you mean that he showed it to you at Orange? Yes.
595. Have you written any letter, since you were examined here, to Mr. Russell? No.
596. Or to anyone else touching the subject of this inquiry? No, excepting Mr. Garrett, to whom I wrote, as I mentioned, on Saturday morning. I heard of this matter, and I wrote to him at once to see what it was.
597. Where did you see Mr. Garrett, and when? At the Royal Hotel, on Saturday morning.
598. Have you seen Mr. Russell since you came down? Yes; I saw him this morning; I have just left him. I saw him at his office.
599. At what time did you see him there? About ten minutes ago—say at 9 o'clock this morning.
600. I do not ask you what he said, but I suppose Mr. Garrett made some statement to you? No; he did not make any statement; we only had a general conversation about this matter.
601. And do you make the same answer as to your interview this morning with Mr. Russell? Yes.

602. You know that both Mr. Garrett and Mr. Russell have been examined here on oath since you were examined? So they have told me.

603. Have they professed to tell you the whole or any part of the evidence they have given here? They have part, at any rate, both of them; they have told me some facts that they have stated here, but whether it is the whole of their evidence or not I cannot say.

604. I suppose both Mr. Garrett and Mr. Russell have spoken to you about a transaction with Mr. Garrett relating to 2,000 shares in this Company? Yes, they have.

605. Do you remember, when you were examined before me on 3rd instant, my putting to you the following questions, and you, on your oath, giving me the following answers:—

“Have you, or has any one to your knowledge, promised or agreed, or has there at any time been any understanding, express or implied, that any Member either of the Legislative Assembly or Legislative Council should directly or indirectly receive any part of the said sum, or derive any benefit therefrom? Not that I am aware of.

“Do you believe that there has been any such promise, agreement, or understanding by any one? I am perfectly certain that there has not, so far as I know.

“Do you know, suspect, or believe that any Member either of the Legislative Council or Legislative Assembly, or any one at any time in the service of the Government, did receive or has received any consideration, either in the shape of money or otherwise, for or in respect of his vote in relation to the award made in favour of the Company, or the subsequent action of Parliament in respect to it? No, I do not.

“Did you promise to pay or give, or do you know of any one having promised, paid, or given to any Member of either House of Parliament, or to any one in the service of the Government, any money, or any other consideration of any kind, as an inducement to vote in favour of the claim of the Company? No; certainly not.

“Have you used, or do you know of any one having used, any corrupt influence, in any shape, in connection with the obtaining this sum of £17,000 odd from the Parliament? Certainly not.

“Or to influence the action or votes of Members of either House of Parliament in respect to the Company's claim? I do not know of any. I have of course spoken many times to Members of Parliament asking them to give the matter their best consideration, and said if they could conscientiously vote for it I should be very glad. That is the most I have said, and I have never done anything beyond that. I have spoken to, perhaps, one-third of the Members, but I have never used any undue influence, or said or done anything savouring of corruption. I have also got other persons to speak to Members of Parliament, but only in the same way that I have spoken to them.

“Has any Member of either House of Parliament at any time had any interest in the Company's succeeding in obtaining the compensation they claimed, or has any Member of either House of Parliament derived any benefit in any way from the Company's success? I am not aware of any.”

I remember those questions, and my giving those answers.

606. Bearing in mind anything you may have heard since you were examined from Mr. Russell as to the disclosure made by him here in relation to the transaction with Mr. Garrett, a Member of the Legislative Assembly, do you wish to alter or qualify the evidence that you gave on the 3rd instant? Well, seeing that the evidence given by Mr. Russell and myself is, on the face of it, inconsistent, I wish to explain. So far as this transaction in shares between Mr. Russell and Mr. Garrett is concerned, I had nothing to do with the transaction itself. Mr. Russell, in a letter to me afterwards, early in last year, mentioned that he had sold Mr. Garrett 2,000 shares; I think he said he had sold them on a bill for £500. At the time Mr. Russell was very heavily interested in this business. I held a couple of thousand shares at that time, Mr. Russell held 10,000, and law costs which the Company owed to him were nearly 2,000 besides. I had full confidence that anything he did, seeing that he was deeply concerned in the matter, would be fair and right in every way, and in my reply I simply wrote that I was glad to see a Member of Parliament had speculated in these shares. I cannot state positively what I did say in reply, but it was something approving of it. Some time afterwards Mr. Garrett, in conversation, mentioned that he had made an arrangement with Mr. Russell to sell him 2,000 shares. I did not inquire what the conditions of the sale were, and I never did until I saw Mr. Russell a few days after my examination here, when I asked him—“Did you give that promissory note of Garrett's back to him?” I said something like that to him, and he said he had not. I then reminded him that I had mentioned to him what Mr. Garrett had told me, that the sale had been cancelled some months back; that was four or five months ago at any rate; it was after the arbitration, I think, or somewhere about that time; I am not quite sure. It was then that Mr. Russell mentioned to me that he had some understanding with Mr. Garrett that the promissory note should not be paid. Even now I do not know exactly what the arrangements between them were—it is a new thing to me altogether. I may state this,—that I certainly thought Mr. Garrett was going to benefit in some way by the sale of these shares, and that there were some conditions attached to them, but I never inquired what they were, and I never was informed. When I was examined here before, and I gave the replies that you have read to me, I understood from your questions that they referred to any moneys or considerations in any shape or form that had been paid or promised to be paid to Members of Parliament, and not to a proposed transaction that appeared to me to be a business transaction more than anything else. Of course I thought Mr. Garrett was to benefit in some way, otherwise what would be the use of the transaction at all, but not in an improper way, but I did not think it necessary to refer to a mere proposal for the sale of shares, even if I suspected there was anything wrong, which to my own knowledge had been cancelled long since. I may state, too, that at that time there was a very strong probability that the Company might get £50,000 or £60,000 from the Government; the Government experts valued the property at £115,000.

607. Who were those Government experts? Mr. Wilkinson, the Government Geologist, and Mr. Pitman.

608. But do you not remember that I particularly drew your attention to the nature of the questions that I was asking you when you were examined on the 3rd instant? Yes, I know you did; but what was present in my mind through the whole thing was whether there was or not any corruption; and I unhesitatingly say I am blameless of any corruption in any shape or form.

609. Have you the letter that you have to-day spoken of from Mr. Russell to yourself, or any copy of it? No, I have spent two or three hours trying to find it and I could not.

610. Have you a copy of your letter to Mr. Russell that you have spoken of? No, I have not; it is so long since that I really forget all about them,

G. W.
Waddell.
26 Sept., 1881.

611. Are you aware that Mr. Russell has in substance sworn that this transaction with Mr. Garrett was in reality a gift to him of these 2,000 shares? I am aware of it now; that is the impression at any rate that he has given me of it.
612. And are you aware that Mr. Russell has sworn that these 2,000 shares to be given to Mr. Garrett were to be made up by 1,000 given by himself and 1,000 given by you? No, I cannot remember anything of that sort; if he mentioned that in his letter to me I certainly do not remember it.
613. Knowing what he has told you, will you swear that you were not to find the half of these 2,000 shares to be given to Mr. Garrett? He may have said something in his letter to me about letting Mr. Garrett have 1,000, but I cannot distinctly remember.
614. But I must ask you to say yes or no to this question. Will you swear that you did not agree to give 1,000 out of these 2,000 shares to Mr. Garrett? I will swear that I did not agree to make any present of them.
615. If that is so, what do you say to the following question and answer in the examination of Mr. Russell:—"Was it not understood that the consideration for Mr. Garrett's receiving these 2,000 shares was his helping the Company to obtain their claim for compensation from the Government or from Parliament? Yes, he said he had exerted himself very much on behalf of the Company."? I had no such understanding with Mr. Garrett.
616. But will you swear that you did not well know that this was the consideration for this transaction with Mr. Garrett? The impression on my mind was that there was some consideration—that Mr. Garrett should benefit by the sale of shares, but in a business way.
617. If that is so, why did you have anything to do with Mr. Garrett and Mr. Russell before giving your evidence to-day? Because I heard that my name had been brought into the thing, and I was anxious to know what it was all about. Of course I suspected the nature of the thing, but was anxious to know what it was all about.
618. But if you knew that there was nothing wrong in the transaction, why did not you leave your interview with Mr. Garrett and Mr. Russell until after you had given your evidence here to-day, seeing that you came down only on Saturday and were to be examined here at half-past 9 o'clock this morning? You admit that you had an interview with Mr. Russell at 9 o'clock this morning, and with Mr. Garrett on Saturday last? Well, in the present state of public feeling about this matter, I am naturally anxious to see the whole thing cleared up, and to avoid any appearance of wrong; it has annoyed me very much.
619. What do say to the following question and answer in Mr. Russell's examination: "But was it not clearly understood that the shares to be given were not the shares exclusively of Mr. Waddell and yourself—was it not, in fact, understood that they were to come out of the shares of the Company? There was no agreement as to who was really to be at the loss of these 2,000 shares, but Mr. Waddell and I were to find them"? I do not know what construction he may have put upon the words of my letter, or the exact words of his letter, but I never undertook to find any shares, unless I might have said he could have 1,000 of mine. It was quite a business transaction, and I do not remember even that much.
620. Do you admit or deny that, whatever the transaction was, you were to find—as Mr. Russell has sworn—1,000 of these shares? I will not swear positively. I might have said something to the effect that I would find 1,000 shares, but I have no recollection of it whatever—not the slightest.
621. If you have no recollection of it whatever, how do you account for this promissory note of Mr. Garrett's coming into your possession? Well, that occurred in this way. When I asked Mr. Russell if he had given the promissory note back to Mr. Garrett—which was after I had given my evidence the other day—he said, "No, I have not." "Well," I said, "you promised to do that long ago," and I said "You had better give it to me, and I will give it back to him myself," which he did, and gave me the promissory note then.
622. Was this after you were examined on the 3rd September? Yes.
623. What did you do with the promissory note? I had not time to see Mr. Garrett, and I posted it back to Mr. Russell.
624. I suppose you never saw it afterwards? No, I never saw it afterwards.
625. But if you do not remember that you were to find 1,000 of these shares, what had you to do with this promissory note of Mr. Garrett's for £500? Because I had previously interfered in the matter in the cancelling of the sale. I suspected there were conditions connected with the sale, but I did not inquire into them.
626. But do you mean by conditions merely business conditions? Yes I do, business conditions in one sense but not in another. My idea was this,—that if the award was a large and profitable one the sale should stand good, and if not it should be cancelled—that was the impression that was on my mind.
627. What do you say to this question and answer in Mr. Russell's evidence:—"I suppose you will admit it is a fact that the agreement with Mr. Garrett was cancelled in consequence of this inquiry having been instituted? I presume so."—That is where I cannot agree with Mr. Russell—it was cancelled long before it.
628. Will you admit that 1,000 of these 2,000 shares were to be found by you? I cannot say positively whether they were or not; but my impression is that I made no arrangement of the kind. I may mention this: the share register will show at the time of the meeting who held the shares and who received the dividend.
629. Whatever this transaction was with Mr. Garrett, I suppose you know that there is nothing in any books of the Company, or in the share register, referring to it in anyway whatsoever? I know there is not.
630. The promissory note of Mr. Garrett's was for £500? Yes.
631. Was it not a promissory note made in favour of you and Mr. Russell? No, it was in favour of Mr. Russell.
632. You are aware that it has been destroyed? Yes, I heard it had been.
633. If the transaction as to these 2,000 shares was not a corrupt one, why did you go to Mr. Russell after you were examined here on the 3rd instant and get from him Mr. Garrett's promissory note? For the same reason I have given before; whether there is harm in things or not, people will make harm of them, and I thought if he had not given it up he ought to have done. I did it in Mr. Garrett's interest, as he was friendly towards us in this business.
634. And why were you anxious to know whether Mr. Garrett had got back his promissory note? Simply out of consideration to him. I thought something might happen in some way, and his name might be dragged up when there was nothing in it after all.

635. But if you had so little to do with it as you have said, why did not you leave Mr. Russell to give back the promissory note to Mr. Garrett? Well, that is just where I made a mistake in interfering in it at all. All through the piece I have been trying to fight other people's battles; I mean in the matter of getting this compensation.

G. W.
Waddell.

26 Sept., 1881.

636. I assume that you know from the conversation you have had with Mr. Russell and Mr. Garrett that Mr. Garrett has given one account of this transaction and Mr. Russell another? Yes, I do know that.

637. Was it not understood that Mr. Garrett was to receive the value of these 2,000 shares, or the amount of his promissory note, or some other moneys, out of the £4,710 given in one lump sum in the balance-sheet; and that the arrangement has not been carried out only in consequence of the paragraph in the *Grenfell Record* and the ordering of this inquiry? Certainly not, so far as I am concerned.

638. Has there been any agreement similar to the one with Mr. Garrett, or of any other kind or form at any time, with any other Member of the Legislative Assembly? Not so far as I know, in any way whatever.

639. You know how the item of £4,710 is now explained by the evidence of you and your co-trustees? Yes.

640. You are aware that out of the said sum of £4,710 Mr. Baker has received £1,450? Yes.

641. And you are aware that £1,002, part of that £1,450, has been paid to Mr. Baker in respect of salary due to him as managing director for 167 weeks at £6 per week? Yes.

642. You see the item of £4,710 in the balance sheet (*producing balance-sheet, Appendix C*)? Yes.

643. And the particulars set against it in respect to which it is charged? Yes.

644. Do you not see that it would be impossible for any one to find out or suspect that these particulars included a claim for salary due to the managing director? Yes. I may mention this—it was owing to feelings of delicacy with regard to Mr. Baker, seeing his position, which prevented us from putting down our accounts separately and distinctly. That, coupled with the full authority the shareholders had given us to make any payments we thought proper, is the cause of its appearing in that form.

645. Was it only out of delicate consideration for Mr. Baker's position as a Minister of the Crown that you did not on the face of your balance-sheet show that part of this £4,710 was to be applied to pay this claim of £1,002 for the salary of the managing director for 167 weeks at £6 a week? Yes.

646. Does this explanation also apply to the £450—another sum that Mr. Baker received under his claim for expenses incurred by him as managing director, as particularized in his statement of account now before me? It is partly explained in the balance sheet by the terms "trustees' expenses for 3½ years, &c."

647. But why did not you show how much of the claim for these expenses was to come to you, how much to Mr. Mathison, and how much to Mr. Baker? Well, the view I always held of it was that, on account of Mr. Baker's position as Minister for Mines, the public might take a wrong view of it.

648. Was it on this account that you did not particularize how much each of you was receiving in respect to this item for trustees' expenses? That was my reason for allowing it to go in that form.

649. Do you produce your Bank pass book? Yes. (*Witness produced pass book of his account at the City Bank.*)

650. I see that you drew a cheque on the City Bank on the 17th March this year; cash, £500: what was that for? It was drawn in connection with the purchase of property with which I was connected; it was drawn in that way so that I could obtain a draft on Sydney. I swear positively it had nothing to do with the Milburn Creek Copper-mining Company or with this inquiry, and I swear the same as to the other items you have asked me about. (*Witness explained details of various items upon which he was questioned by the Commissioner; and as it turned out that they had no connection with this inquiry his answers, by direction of the Commissioner, were not recorded.*)

651. Apart from this transaction in respect to the 2,000 shares, has any conversation ever taken place between you and Mr. Garrett touching his receiving any money or present or other advantage in connection with this Milburn Creek Copper-mining Company's claim? No, excepting this—that I was thanking him for his attention to our business in the House, and said that I should like to make him a present of a gold watch and chain or something, and he said,—“Oh, well you need not bother about it,” or something like that, and I said,—“I will do it;” and as a matter of fact there is one now on the road from England for him.

652. When did this conversation take place—how long was it before the vote was passed by the Parliament? I forget now exactly; it was after the vote, after the whole of the business was completed.

653. How much is this present to cost? I think it will cost about £100, not far from it at any rate.

654. Through whom was this watch to be imported? I have written to Robert Moore & Co., merchants, of London.

655. When did you write for it? About two months ago, I wrote direct for it myself.

656. Did you give them any limit as to price? I said about £100.

657. Besides this matter of the watch and chain, has any conversation ever taken place between you or anyone else and any other Member of the Legislative Assembly touching the receipt by any Member of the Legislative Assembly of any money present, gift or advantage of any kind whatsoever? No. I think I remember somebody in Orange once saying we ought to make a present to some of these fellows for the trouble they had taken; but it was only talk, there was nothing in it.

658. You mean of course that the person using the term “these fellows,” meant Members of the Assembly? Oh yes.

659. Who was the person who said that to you? I think it was Mr. Flanagan, a shareholder.

660. When was that, before or after the meeting at Blayney? I think it was before the meeting at Blayney.

661. You do not mean that it was at the meeting? No.

662. Before you go, is there anything else that you wish to state relating to this inquiry? As to the report in the *Grenfell Record* of what took place at the meeting at Blayney on the 25th July, I think it right to ask you to place on record these facts in connection with that report. That Mr. Halls has admitted that he wrote the report in question; that he, Rich, and Muller, signed the letter which was published in the *Sydney Daily Telegraph*, stating that every word of that report was correct; that I have instituted an action against the *Grenfell Record*, which these parties have publicly stated they will defend, and that I am informed Mr. Halls has a personal illfeeling against me on account of a business transaction between us seven years ago.

On motion of Sir Henry Parkes, the following passages from the Report of the Commission, and relating to the Honorable Member for Carcoar, Mr. Baker, were read by the Clerk,—

I regret that I have had to come to the conclusion, from a careful consideration of the whole of the evidence and all the facts connected with this claim of £1,002 for salary, that Mr. Baker is not entitled to any part of it, and that it has no legal or equitable foundation. My opinion is based principally upon the following facts:—

1. Mr. Baker omitted to draw my attention to the earlier minutes. He is not correct when he states (as above) that he had in fact been acting upon these terms from the very commencement of the Company, *i.e.* £4 a week for his expenses, as it appears by the Minutes of 15 March, 1875, copied on the next page in my Report, that he was then appointed Managing Director without remuneration, and agreed so to act (Mr. Thorn being appointed Mining Manager, at a salary of £3 per week, and subsequently Mr. Richard Mitchell, first at £4 per week, and afterwards at £5 per week and a bonus). And Mr. Baker did in fact act as Managing Director without any remuneration, up to the meeting of the 5th May, 1875, when, as appears by the Minutes, it was agreed to allow him £4 a week for his expenses. As far as I can make out from the books of the Company, which have been very loosely kept, Mr. Baker, besides receiving £350 in respect of the said £4 per week for expenses, whilst the Company was in operation, also, it appears, received as a director, about £90 (apparently £5 for each meeting of the directors), and it is to be remembered that Mr. Baker had really, though they were not all in his own name, 20,400 shares in the Company—the original number was much larger—upon which he has received £2,210 as a dividend. (*See question 529.*)
2. The amount, £1,002, is a large one, but no such claim is disclosed, nor is there any reference to it in the trustees Statement of Accounts (*Appendix C*) submitted to the meeting of shareholders on 25th July, 1881. That the said Statement of Accounts does give much smaller items,—for instance, “Legal Manager’s expenses, £200”—but it does not specify or refer to the item of £1,002.
3. The particulars given in the balance-sheet against the £4,710, of which it is admitted this £1,002 forms part, not only avoid giving any hint of any such claim, but by the details they do give, impliedly exclude any payment for salary to the Managing Director.
4. That up to the institution of this inquiry Mr. Baker had never sent in any such claim to the Legal Manager or to the Company.
5. That up to the institution of this inquiry there was no entry of any kind in any of the books of the Company disclosing, or relating to, any such claim. [And see copy of Profit and Loss Accounts, previous Balance sheets, and Auditors’ Reports.] (*Appendix L, pp. 96 and 98.*)
6. That the salary is claimed “from 24 April, 1875, to 21 December, 1878, excluding twenty-six weeks during which he was engaged officially and did not act as Manager,” whereas, according to Mr. Baker’s own evidence (*question 545*) the Company “had fallen into abeyance of late years.” And Mr. Bennett, the acting Legal Manager, states that the Company has been “virtually defunct since 1877” (*see question 10*), and, in answer to my question “Does not the old cash book only extend to 1877?” makes the reply, “Yes, the Company was virtually insolvent and extinct,” &c. (*See question 790, also question 128 in Mr. Waddell’s evidence.*)
7. That according to the evidence of three witnesses, whom I sent for and examined at the request of Mr. Waddell, *viz.*, Mr. Wharrie, Mr. Casey, and Mr. Lynch, M.L.A., Mr. Waddell stated at the meeting at Blayney, in the presence of Mr. Baker, in one of his speeches in reply to a shareholder, that he could “show the items in one of the books belonging to the Company,” and that “the trustees could show the vouchers for the items,” which statements, as now appears by the evidence, were untrue in fact and could only have been intended to mislead.
8. That the following resolutions, recorded in the minute-book [*Appendix L, page 92*], are quite inconsistent with any claim by Mr. Baker for salary, and, indeed, expressly or impliedly exclude it.

EXTRACT from Minutes of Meeting held at “Taltersall’s Hotel,” Grenfell, 20 October, 1874.

THAT the sum of £200 annually shall be paid to the Directors as remuneration for their services.

EXTRACT from Minutes of Meeting of Directors held at the Company’s mine, on 15 March, 1875.

It was proposed by Mr. Mathison, and seconded by Mr. Everett, “That Mr. E. A. Baker be appointed, for as long as he or the Directors may deem necessary, as Managing Director, having charge of the Company’s affairs at the mine, subject to the control of the Board of Directors, Mr. Baker agreeing to act without remuneration.”—Carried.

It was proposed by Mr. Baker, and seconded by Mr. Mathison, “That Mr. Thorn be the Mining Manager having charge of the working of the mine, and that his salary be £3 per week.”

EXTRACT from Minutes of Meeting of Directors, held at the “Prince of Wales Hotel,” Grenfell, 5 May, 1875.

THE meeting then took into consideration the management of the Company, and Mr. Everett proposed,—“That a competent man be found and engaged to manage the affairs of the Company, including the smelting and mining.” The proposal not being seconded, could not be put.

Mr. Baker stated that he had, since March 15th last, acted gratuitously as Managing Director of the Company, as he had promised, but had come to the conclusion when the meeting of Directors took place on April 24, that if he continued longer to act as such some allowance must be made for the expenses he was put to.

It was proposed by Mr. J. Rich and seconded by Mr. Davoren, “That Mr. Baker be requested to continue to act as Managing Director for such a time as he or the Directors may deem advisable, and that £4 per week be allowed for his expenses.”

Mr. Everett moved as an amendment, “That instead of Mr. Baker acting as Managing Director, the Company engage a General Manager.”

The amendment not being seconded, could not be put.
The original resolution was carried.

EXTRACT

EXTRACT from Minutes of Meeting held at the Company's Office, near Milburn Creek, on Saturday, the 7th August, 1876.

Mr. Marsh moved, and Mr. Rich seconded,—That Mr. Baker be the Managing Director, under the same arrangements as previously existed in this respect, having power to draw cheques on behalf of the Company as heretofore, and having the general management of the Company, subject to the Board of Directors."—Carried.

EXTRACT from Minutes of Special Meeting of Directors, held at Carcoar, on Saturday, 19th August, 1876
It was resolved that Mr. E. A. Baker be the Managing Director, having power to act in the management of the Company's affairs in the absence of the Directors, and to continue to act as long as he or the Directors may deem necessary, £4 per week to be allowed for his ordinary expenses.

EXTRACT from Minutes of Meeting of Directors, held at Carcoar, 31 March, 1877.

It was proposed by Mr. Lynch, and seconded by Mr. Marsh, that Mr. Baker continue to act as Managing Director of the Company, upon the same arrangements as existed previously to the meeting held on 15th February last, viz., that the sum of £4 per week be allowed for his expenses.

EXTRACT from Minutes of Meeting of Directors, held at Mr. Russart's Hotel, Blayney, 25 August, 1877.

Mr. Baker was elected Chairman of the Board of Directors for the coming year, and also appointed Managing Director upon the same terms as last year.

It is to be borne in mind that the sum of £4 per week for Mr. Baker's expenses as Managing Director, referred to in some of these resolutions, and in the answer to question No. 556 in Mr. Baker's evidence, is not a part of, and has nothing to do with, the above claim of Mr. Baker's to £6 per week for salary.

9. That those statements which it is admitted by every one were made by the trustees at the meeting held at Blayney on 25th July last, not only do not in any way give a hint of this claim for salary, but, in the sense that any one listening to such statements would understand them, are quite inconsistent with any such claim.
10. And lastly, Mr. Baker's course of action in relation to this enquiry since it became apparent that the Commission was about to issue (*see pp. 60, 83-5 of the Evidence*), and the nature of his own evidence, and that of his co-trustees, appended to this Report.

The first butt in the Company's cheque-book represents a cheque No. 4, dated 5 May, 1881, in favour of B (that is Mr. Baker), for £250; but it appears that in the previous month, that is on the 6th April, 1881, three loose cheques for £1,000 each were filled in and signed by the trustees, which cheques were not taken from, nor are they disclosed by, any of the butts of the Company's cheque-book. One of these cheques—which with the other cheques I have obtained from the City Bank—is in favour of Mr. Baker for £1,000; another is in favour of Mr. Waddell for £1,000; and the third is in favour of Mr. Mathison for £1,000. Mr. Baker's and Mr. Waddell's cheques were paid by the Bank on 3rd May, and Mr. Mathison's on 5th May. Of these three cheques there was no entry or record, nor is there any reference to them in any of the books or accounts of the Company. I exclude from my consideration the entries which it appears by the evidence have been made in the books of the Company since this inquiry was ordered—(*see Mr. Bennett's evidence, pages 63 and 64*),—and the fact that these cheques, amounting to £3,000; had been appropriated by the trustees to themselves, and that nearly a month before the money was paid by the Government, would, as regards the Company, only appear on reference to the account at the City Bank; or to the Bank Pass Book.

In addition to these three cheques of £1,000 each, the trustees, after the money was paid by the Government into the Bank, drew and appropriated to themselves the following cheques:—For Mr. Baker, £250 on 5 May, 1881—this is the cheque shown by the first butt in the Company's cheque book already referred to—and £200 on 20 June, 1881; for Mr. Waddell, £400 on 5 May, 1881, £250 on 20 June, 1881, and £200 also on 20 June, 1881; for Mr. Mathison, £100 on 5 May, 1881, and £100 on 20 June, 1881. The trustees had therefore—apart from any claim for dividend—appropriated to themselves without the sanction or knowledge of the shareholders a total sum of £4,500 out of the sum voted by Parliament, *i. e.*, Mr. Baker, £1,450, Mr. Waddell, £1,850 (or £1,844, as hereinafter explained), and Mr. Mathison, £1,200. And it will be seen that of this sum £3,000 was appropriated three months, and the residue one month, before the holding of the meeting at Blayney, on the 25th July, 1881. This £4,500 is part of the sum of £4,710, an item in the Trustees' Statement of Accounts or Balance Sheet, the investigation of which I have assumed is the principal object of this Commission.

On 25th July, 1881, a meeting of shareholders, at which the three trustees were present, was held at Russart's Hotel, Blayney, and the Statement of Accounts attached to this Report [*Appendix C*], spoken of in the evidence and elsewhere as the balance sheet, was at that meeting presented to the shareholders by the trustees.

One of the items in the said Statement of Accounts with which the trustees therein in one sum credited themselves is the item £4,710 before referred to. The particulars given in the said Statement of Accounts against this credit of £4,710 are these, word for word:—

Trustees' expenses for 3½ years, including travelling expenses to Sydney, Bathurst, Blayney, Milburn Creek, and other places, barristers, solicitors, witnesses, expenses of setting aside injunction, expenses trial at Bathurst, appeal to Supreme Court, and initiating steps for appeal to Privy Council in England; expense of several Select Committees of the Legislative Assembly, Sydney; expenses negotiating with Government for arbitration; arbitration expenses, attendance of witnesses, and sundry expenses—£4,710.

Now it is clearly proved by the evidence that these particulars, at least as to the part of them here printed in the margin, are wholly false. All moneys disbursed in respect of the part of these particulars printed in the margin are in fact included in other sums charged by the trustees in the balance sheet against the Parliamentary vote, nearly the whole of such moneys being comprised in the item "£1,820 7s. 11d." stated in the balance sheet, thus—
"Mr. Russell, legal expenses, £1,820 7s. 11d." It is also clearly proved by the evidence that the remaining part of these particulars set against the said item of £4,710—except as regards "trustees' expenses for 3½ years, including travelling expenses to Sydney, Bathurst, Blayney, Milburn Creek, and other places"—is substantially untrue.

"Expenses of setting aside injunction; expenses, trial at Bathurst; appeal to Supreme Court, & initiating steps for appeal to Privy Council in England."

Out of the total of these sums, amounting to £4,500, it is manifest that, at least as to a large proportion of it, there was an appropriation by the trustees to themselves, not only without the consent or knowledge of their co-shareholders, but under circumstances of concealment and false statement evidencing a consciousness on their part that such appropriation was unauthorized and unjustifiable.

Mr. Speaker inquired whether Mr. Baker desired to have any further passages read from the Report. Mr. Baker replied in the negative,—and, having been heard in his place, withdrew.

Sir Henry Parkes then moved, That, in the opinion of this House, the Evidence taken before the Royal Commission proves that Ezekiel Alexander Baker, Esquire, a Member of this House for the Electoral District of Carcoar, by agreeing with others to benefit himself in an improper manner out of a sum of money appropriated by Parliament as compensation to the Milburn Creek Copper-mining Company, has been guilty of conduct unworthy of a Member of this House, and seriously reflecting upon the honor and dignity of Parliament.

Debate ensued.

Question put, and passed unanimously.

Whereupon Sir Henry Parkes moved, That Ezekiel Alexander Baker, Esquire, now sitting in this House as one of the Members for Carcoar, be for the said offence expelled this House.

Debate ensued.

And the House continuing to sit till after Midnight,—

WEDNESDAY, 9 NOVEMBER, 1881, A.M.

Question put.

The House divided.

Ayes, 71.

Mr. Joseph P. Abbott,	Mr. Levin,
Mr. R. P. Abbott,	Mr. G. A. Lloyd,
Mr. Abigail,	Mr. Loughnan,
Mr. Andrews,	Mr. Martin,
Mr. Badgery,	Mr. McCulloch,
Mr. Edmund Barton,	Mr. McElhone,
Mr. Russell Barton,	Mr. McLaughlin,
Mr. Beyers,	Mr. Melville,
Mr. Bodel,	Mr. Murray,
Mr. Brodribb,	Mr. O'Connor,
Mr. John Brown,	Sir Henry Parkes,
Mr. Stephen Brown,	Mr. Pigott,
Mr. Brunker,	Mr. Poole,
Mr. Burns,	Mr. Proctor,
Mr. Cameron,	Mr. Reid,
Mr. Campbell,	Dr. Renwick,
Mr. Carter,	Dr. Ross,
Mr. Cass,	Mr. See,
Mr. Henry Clarke,	Mr. Slattery,
Mr. William Clarke,	Mr. R. B. Smith,
Mr. H. C. Dangar,	Mr. Suttor,
Mr. T. G. Dangar,	Mr. Tarrant,
Mr. Davies,	Mr. Teece,
Mr. Day,	Mr. Terry,
Mr. Dillon,	Mr. Tooth,
Mr. Fawcett,	Mr. Vaughn,
Mr. Fergusson,	Mr. James Watson,
Mr. W. J. Foster,	Mr. W. J. Watson,
Mr. Frenlin,	Mr. Webb,
Mr. Kullford,	Mr. Wilkinson,
Mr. Garrard,	Mr. Wisdom,
Mr. Hay,	Mr. Young.
Mr. Henson,	
Mr. Hezlet,	<i>Tellers,</i>
Mr. Hoskins,	Mr. Trickett,
Mr. Jacob,	Mr. Garvan.
Mr. Lackey,	

Noes, 2.

Tellers,

Mr. William Forster,
Mr. Burdekin.

And so it was resolved in the affirmative.

Sir Henry Parkes then moved, That the Seat of Ezekiel Alexander Baker, Esquire, a Member for the Electoral District of Carcoar, hath become and is now vacant by reason of his expulsion from this House.

Question put and passed.

Ordered, that the further consideration of the Report of the Royal Commission stand an Order of the Day for Thursday next.

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.) Presbyterian Church Property Management Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 25.

A Bill, intituled "*An Act to make better provision for the management of the Property of the Presbyterian Church of New South Wales and to provide for the election and appointment of Trustees in whom such property may be vested and to make further provision in reference thereto,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 8th November, 1881.

(2.)

(2.) United Church of England and Ireland School at Paddington Sale Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 26.

A Bill, intituled "*An Act to enable John Cooper Frederick Oatley Prosper Nicholas Trebeck Thomas Matthews and Richard Westaway as Trustees of certain land situate at Paddington to sell the same and providing for the application of the proceeds,*"—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.

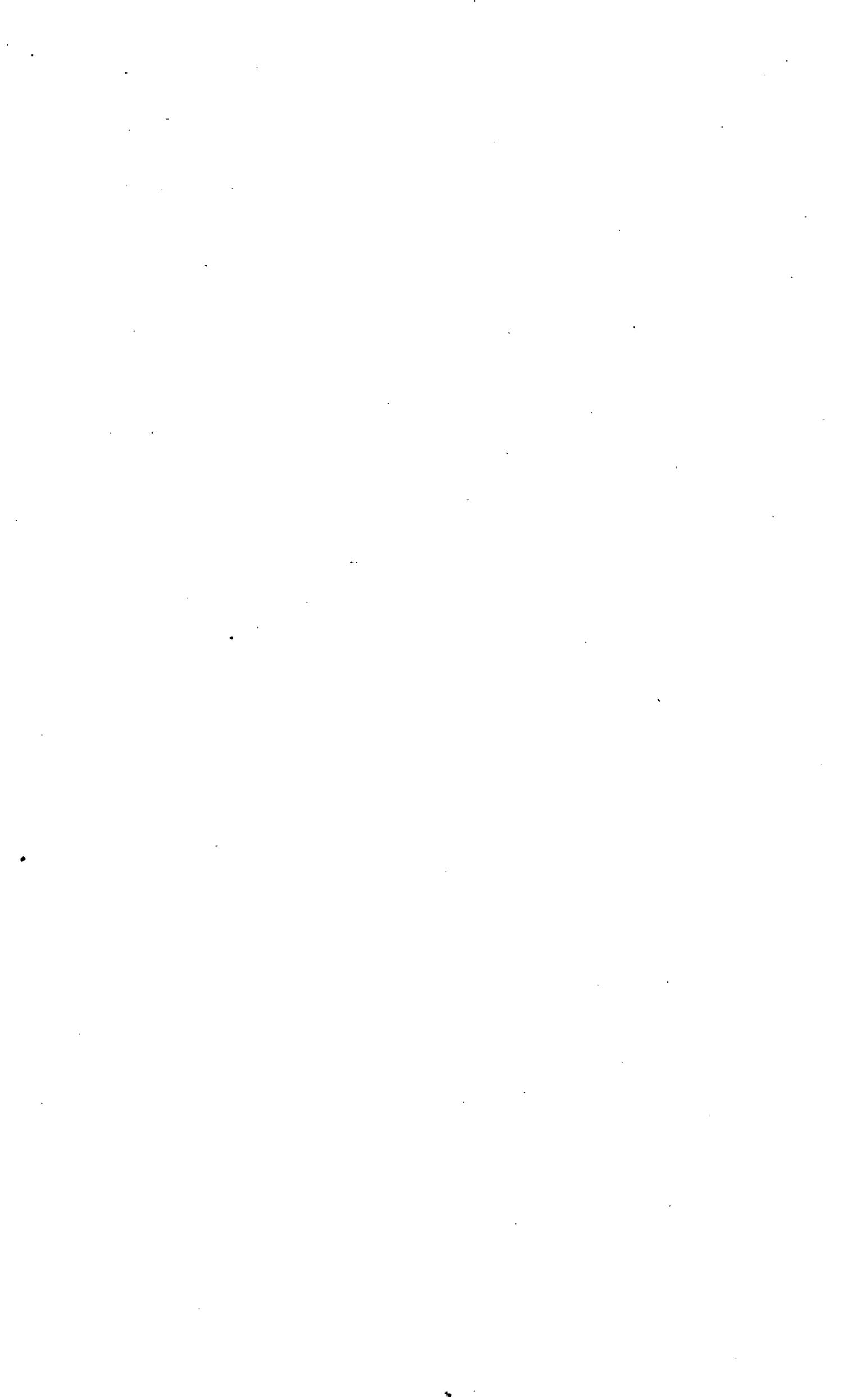
Government House,

Sydney, 8th November, 1881.

3. ADJOURNMENT:—Sir Henry Parkes (*by consent*) moved, without notice, That this House do now adjourn until Thursday next.
Question put and passed.

Whereupon Mr. Speaker left the Chair, and the House stood adjourned at nineteen minutes after Twelve o'clock A.M., until *Thursday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 72.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 10 NOVEMBER, 1881.

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

PRIVILEGE.—EXPENDITURE AND DISTRIBUTION OF AWARD TO THE MILBURN CREEK COPPER-MINING COMPANY:—Sir Henry Parkes moved, That, as a matter of Privilege, this House do now pass to the Orders of the Day, with the view of further considering the Report of the Royal Commission appointed to inquire into the Distribution of the sum of money granted by Parliament as compensation to the Milburn Creek Copper-mining Company.

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*.

The Order of the Day was then read for the further consideration of the Report of the Royal Commission appointed to inquire into and report upon the Expenditure and Distribution of the sum of £17,199, paid by the Government to the Milburn Creek Copper-mining Company.

Whereupon Sir Henry Parkes moved, "That" the passages of the Report relating to Thomas Garrett, Esquire, a Member for Camden, commencing at paragraph 3 on page 18, and concluding with paragraph 2 on page 20, be read by the Clerk.

Debate ensued.

Mr. Slattery 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 "Mr. William Russell, of Sydney, Solicitor, and Mr. George Walker Waddell, Manager of the Australian Joint Stock Bank at Orange, be summoned, under the Parliamentary Evidence Act 45 Vic. No. 5, to attend and give evidence before the Legislative Assembly respecting a certain transaction in shares, and in any other way relating to the conduct of Mr. Thomas Garrett, a Member of the Assembly for the Electorate of Camden, in connection with the Milburn Creek Copper-mining Company, Limited, and the Report of the Royal Commission thereon which was ordered by the Legislative Assembly to be printed 3rd November, 1881."

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 61.*

Mr. Joseph P. Abbott,	Mr. G. A. Lloyd,
Mr. R. P. Abbott,	Mr. Martin,
Mr. Abigail,	Mr. McCulloch,
Mr. Andrews,	Mr. McElhone,
Mr. Badgery,	Mr. McLaughlin,
Mr. Edmund Barton,	Mr. Murray,
Mr. Russell Barton,	Mr. Myers,
Mr. Bodel,	Sir Henry Parkes,
Mr. Brodribb,	Mr. Pigott,
Mr. Stephen Brown,	Mr. Poole,
Mr. Cameron,	Mr. Purves,
Mr. Campbell,	Mr. Reid,
Mr. Cass,	Dr. Renwick,
Mr. Henry Clarke,	Mr. See,
Mr. Cramsie,	Mr. Suttor,
Mr. H. C. Dangar,	Mr. Terry,
Mr. T. G. Dangar,	Mr. Tooth,
Mr. Davies,	Mr. Trickett,
Mr. Day,	Mr. Vaughn,
Mr. Dillon,	Mr. James Watson,
Mr. Fletcher,	Mr. Webb,
Mr. W. J. Foster,	Mr. Wilkinson,
Mr. Fremlin,	Mr. Wilson,
Mr. Fullford,	Mr. Wisdom,
Mr. Garrard,	Mr. Withers,
Mr. Henson,	Mr. Young.
Mr. Hezlet,	
Mr. Holborow,	<i>Tellers,</i>
Mr. Hoskins,	Mr. W. J. Watson.
Mr. Lackey,	Mr. Brunker.
Mr. Levin,	

Noes, 28.

Mr. Beyers,
Mr. H. H. Brown,
Mr. John Brown,
Mr. Buchanan,
Mr. Burdekin,
Mr. William Clarke,
Mr. Combes,
Mr. Bekford,
Mr. Fawecett,
Mr. Fergusson,
Mr. Fitzpatrick,
Mr. William Forster,
Mr. Garvan,
Mr. Hay,
Mr. Jacob,
Sir Patrick Jennings,
Mr. Kidd,
Mr. Leven,
Mr. Loughnan,
Mr. Melville,
Mr. Pilcher,
Mr. Proctor,
Mr. R. B. Smith,
Mr. Stuart,
Mr. Turner.
<i>Tellers,</i>
Mr. O'Connor,
Mr. Slattery.

* So in Tellers Lists.

And so it was resolved in the affirmative.

Original Question then put,—That the passages of the Report relating to Thomas Garrett, Esquire, a Member for Camden, commencing at paragraph 3 on page 18, and concluding with paragraph 2 on page 20, be read by the Clerk,—

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*.

The passages from the Report were then read by the Clerk, as follows:—

And considering the largeness of the amount, and having regard to the evidence of Mr. Russell, it seems too probable—though the evidence I have been enabled to elicit does not justify me in reporting it as a fact—that at least some of this money appropriated by the trustees to themselves, and now in form sought to be accounted for by unfounded claims, was intended, at least by Mr. Waddell, to be corruptly applied—to whom (except as regards Mr. Thomas Garrett, a Member of the Legislative Assembly, as stated in the next paragraph) or to what extent, the circumstances render it impossible for me to discover. And, looking at the dates,—the meeting at Blayney on 25th July, the report in the *Grenfell Record* on 6th August, and the debate in Parliament on 9th August,—it is clear that, even assuming it was intended to corruptly apply any part of the said sum, such intention—with the probability of an inquiry staring the trustees in the face—could not, with any degree of safety, be carried out.

But that it may be seen how possible it is to justly draw such an inference from the conduct of the trustees, read by the light of the evidence, at least as against one of them—Mr. Waddell—it is necessary to refer in detail to an illusory transaction in certain shares of the Company by Mr. Thomas Garrett, a Member of the Legislative Assembly, as disclosed by the evidence of Mr. Russell, the Company's solicitor. It appears, according to the evidence of Mr. Russell, that after the agreement between the Government and the Company to refer the claim to arbitration—some time in April or May, 1880—Mr. Garrett came to the office of Mr. Russell, in Sydney, no one being present but themselves, and suggested or proposed that he should receive 2,000 shares in the Company in consideration of his helping the Company, as a Member of the Legislative Assembly, to obtain their claim for compensation from the Government or from Parliament, and on the ground that he had exerted himself very much on behalf of the Company. That the form was gone through of drawing a bought and sold note, as on a *bona fide* sale by Mr. Russell to Mr. Garrett of 2,000 shares, at 5s. a share, Mr. Garrett giving his promissory note to Mr. Russell in his favour (or in favour of Mr. Russell and Mr. Waddell (*see question 486*) for the sum of £500, payable on demand. (*See question 284.*) That subsequently, but when or under what exact circumstances I have not been able to find out, Mr. Waddell received this promissory-note from Mr. Russell, to whom it was, it appears, given back by Mr. Waddell, in Sydney, after the commencement of this inquiry, about the last week in August of this year. (*See questions 313 to 325.*) That two days before the day (9th September) on which Mr. Russell was first examined, the form of presenting the promissory-note to Mr. Garrett for payment, and on its non-payment cancelling the sale, was gone through at Mr. Garrett's office, between Mr. Russell and Mr. Garrett; and that, thereupon, Mr. Garrett lit a match and burned the promissory note, Mr. Garrett desiring Mr. Russell not to say anything about it. (*See questions 268 to 299.*) That, on the said occasion, when the promissory note was burned, Mr. Garrett gave Mr. Russell the following note, which, it will

will be seen, is dated 1st July, 1881, although it is proved that it was in fact written at the said interview on the 7th or 8th of last month (September, 1881.)

Private.

W. Russell, Esq., Solicitor,—
My dear Sir,

Sydney, 1 July, 1881.

With reference to our conversation as to my purchasing some shares in the Milburn Creek Copper Company, I have no desire to hold any shares in the Company, and must decline to proceed any further in the matter, and request you will consider it at an end.

I am, yours truly,

THOMAS GARRETT.

That "Mr. Waddell joined Mr. Russell in that transaction with Mr. Garrett"—That is, "it was understood that Mr. Russell and Mr. Waddell were to find the 2,000 shares." (*See questions 342 to 344.*) That the "sold note" for the above shares came into the possession of Mr. Waddell, apparently from Mr. Garrett, by whom it was subsequently given to Mr. Russell, and by him destroyed. That it was Mr. Garrett who proposed the form of the sale, but that it was understood between him and Mr. Russell that he was not to pay anything. (*See questions 310 to 330.*) That the agreement with Mr. Garrett was cancelled in consequence of this inquiry being instituted. (*See question 356.*)

It is true that Mr. Garrett's and Mr. Waddell's account of this transaction—given apparently in ignorance of the exact effect of Mr. Russell's testimony—differs materially from that sworn to by Mr. Russell; but, in my opinion, such account is, as to part incomprehensible, and as to the residue, quite incredible.

Having regard to the damaging nature of Mr. Russell's evidence as affecting himself, to his great unwillingness to disclose anything injurious to the trustees, and to the almost insuperable difficulty I had in eliciting the real facts from him, it is impossible, as it seems to me, for any one to come to any other conclusion than that Mr. Russell's statement is absolutely true. If any confirmation were needed of Mr. Russell's disclosures, it would be found in the fact, proved beyond question, that Mr. Garrett's letter, dated by him 1st July, was in truth written and delivered to Mr. Russell during the progress of this inquiry; and it is clear that this was done in order to give colour to the evidence that Mr. Garrett then intended to, and did in fact afterwards, give—that the alleged sale had been cancelled before the holding of the meeting at Blayney on 25th July, 1881.

Mr. Garrett's and Mr. Waddell's version of the above transaction will be found at pages 47 and 56 in the evidence. I regret that I have found it impossible, after many attempts to make a summary of their evidence, with any certainty that I was doing justice to it. I can only ask that the whole of it may be here read and taken as incorporated in this report. In addition to the gift of 2,000 shares to Mr. Garrett, under the circumstances already referred to, it is my duty to draw attention to the following:—When Mr. Waddell was first examined, which was prior to the examination of Mr. Russell, he, on his oath, most positively affirmed—and I admit that he for the time succeeded in convincing me—that there had not been any attempt to exercise improper influence over any Member of the Legislative Assembly, and that there had been nothing corrupt in connection with the Company's claim; but when he was a second time subpoenaed to come to Sydney, and then further examined (*see question 605*), which was after the disclosures made by Mr. Russell, I elicited from him certain evidence (*pp. 56 to 58*), as to the said sale of 2,000 shares to Mr. Garrett, and also the additional fact that a gold watch and chain, to the value of about £100, was on its way from England as a present from him to Mr. Garrett. This appears in the following part of Mr. Waddell's evidence:—

651. Apart from this transaction in respect to the 2,000 shares, has any conversation ever taken place between you and Mr. Garrett touching his receiving any money or present, or other advantage in connection with this Milburn Creek Copper-mining Company's claim? No, excepting this—that I was thanking him for his attention to our business in the House, and said that I should like to make him a present of a gold watch and chain or something, and he said,—“Oh, well you need not bother about it,” or something like that, and I said,—“I will do it”; and, as a matter of fact, there is one now on the road from England for him.

652. When did this conversation take place—how long was it before the Vote was passed by the Parliament? I forget now exactly; it was after the Vote, after the whole of the business was completed.

653. How much is this present to cost? I think it will cost about £100—not far from it at any rate.

654. Through whom was this watch to be imported? I have written to Robert Moore & Co., merchants, of London.

655. When did you write for it? About two months ago; I wrote direct for it myself.

656. Did you give them any limit as to price? I said about £100.

657. Besides this matter of the watch and chain, has any conversation ever taken place between you or any one else, and any other Member of the Legislative Assembly, touching the receipt by any Member of the Legislative Assembly of any money present, gift, or advantage of any kind whatsoever? No. I think I remember somebody in Orange once saying we ought to make a present to some of these fellows for the trouble they had taken; but it was only talk, there was nothing in it.

658. You mean, of course, that the person using the term “these fellows” meant Members of the Assembly? Oh, yes.

659. Who was the person who said that to you? I think it was Mr. Flanagan, a shareholder.

660. When was that, before or after the meeting at Blayney? I think it was before the meeting at Blayney.

Now, if the facts are as they appear on the evidence of Mr. Russell, the abovementioned transaction in shares—apart from the affair of the gold watch and chain—seems to admit of only one interpretation, that is, that Mr. Garrett was to receive either the value of the 2,000 shares or the £500 represented by his promissory note, as a corrupt reward for services rendered by him to the Company as a Member of the Legislature; in other words, that Mr. Garrett, Mr. Waddell, and Mr. Russell, are guilty of bribery and corruption.

Mr.

Mr. Speaker inquired whether Mr. Garrett desired to have any further passages read from the Report.

And Mr. Garrett requesting that the last paragraph but one of the Report should be read,—the same was read by the Clerk, as follows:—

As I do not find that any part of the sum voted by Parliament has actually been paid away to any Member of the Legislative Assembly, or to any person in the service of the Government, I have not felt justified by the terms of my Commission in entering upon a roving, and what would be necessarily an almost interminable inquiry, as to whether any overtures similar to those made to Mr. Proctor were made to any other Members of the Legislative Assembly.

Mr. Garrett having been heard in his place, withdrew.

And the House continuing to sit till after Midnight,—

FRIDAY, 11 NOVEMBER, 1881, A.M.

Sir Henry Parkes moved,—

(1.) That, in the opinion of this House, the evidence taken before the Royal Commission proves that Thomas Garrett, Esquire, a Member of this House for the Electoral District of Camden, opened negotiations with Mr. William Russell, the Solicitor to the Milburn Creek Copper-mining Company, and concluded an arrangement with the said Mr. William Russell whereby he was to benefit himself in an improper manner, while the question of an award of public money as compensation to the said Milburn Creek Copper-mining Company was pending before the Government, and when it must have been known to the said Thomas Garrett, Esquire, that any such award would have to be submitted to the vote of the Legislative Assembly.

(2.) That, in the opinion of this House, the said Thomas Garrett, Esquire, in these transactions, has been guilty of conduct unworthy of a Member of this House, and seriously reflecting upon the honour and dignity of Parliament.

Debate ensued.

Question put.

The House divided.

Ayes, 38.

Mr. R. P. Abbott,	Mr. Pigott,
Mr. Abigail,	Mr. Poole,
Mr. Andrews,	Dr. Renwick,
Mr. Beyers,	Mr. Reid,
Mr. Campbell,	Mr. See,
Mr. Carter,	Mr. Slattery,
Mr. Cass,	Mr. Suttor,
Mr. Henry Clarke,	Mr. Terry,
Mr. H. C. Dangar,	Mr. Trickett,
Mr. Davies,	Mr. James Watson,
Mr. W. J. Foster,	Mr. W. J. Watson,
Mr. Garrard,	Mr. Webb,
Mr. Henson,	Mr. Wilson,
Mr. Hoskins,	Mr. Wisdom,
Mr. Lackey,	Mr. Withers.
Mr. Levin,	<i>Tellers,</i>
Mr. Martin,	
Mr. McCulloch,	Mr. Joseph P. Abbott,
Mr. McElhone,	Mr. Day.
Mr. Murray,	
Sir Henry Parkes,	

Noes, 40.

Mr. Badgery,	Mr. Hay,
Mr. H. H. Brown,	Mr. Jacob,
Mr. John Brown,	Sir Patrick Jennings,
Mr. Burdekin,	Mr. Kidd,
Mr. Burns,	Mr. Levien,
Mr. Byrnes,	Mr. Melville,
Mr. Cameron,	Mr. Myers,
Mr. William Clarke,	Mr. O'Connor,
Mr. Combes,	Mr. Proctor,
Mr. Cramsie,	Mr. R. B. Smith,
Mr. Dillon,	Mr. Stuart,
Mr. Eckford,	Mr. Tarrant,
Mr. Farnell,	Mr. Teece,
Mr. Fawcett,	Mr. Turner,
Mr. Fergusson,	Mr. Vaughn,
Mr. Fitzpatrick,	Mr. Wilkinson,
Mr. Fletcher,	Mr. Young.
Mr. William Forster,	<i>Tellers,</i>
Mr. Fremlin,	
Mr. Fullford,	Mr. Purves,
Mr. Garvan,	Mr. Edmund Barton.

And so it passed in the negative.

2. MINISTERIAL STATEMENT:—Sir Henry Parkes informed the House that Sir John Robertson had resigned the office of Minister of Public Instruction,—and read correspondence that had passed between Sir John Robertson and himself on the subject.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Moffitt's Estate Enabling Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt deceased to sell lease or otherwise dispose of portions of the Real Estate of the said William Moffitt deceased,*"—with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 10th November, 1881.

JOHN HAY,
President.

MOFFITT'S ESTATE ENABLING BILL.

Schedule of the Amendment referred to in Message of 10th November, 1881.

For the Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant.

Page 3, clause 2, line 3. Omit "five" insert "seven."

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendment made by the Legislative Council in this Bill be taken into consideration This Day. (2.)

(2.) Rogers's Estate Bill :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable and authorize Martha Rogers or other the Trustee or Trustees for the time being of the Will of the late George John Rogers to sell and lease the Lands Hereditaments and Premises which are subject to the trusts of the said Will and to make provision for the investment of the proceeds of the sale thereof and for other purposes,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 10th November, 1881.

JOHN HAY,
President.

ROGERS'S ESTATE BILL.

Schedule of the amendments referred to in Message of 10th November, 1881.

For the Clerk of the Parliaments,
ADOLPHUS P. CLAPIN,
Clerk Assistant

Page 1, Preamble, line 11. Omit "borne" insert "born"
Page 5, clause 8, line 12. Omit "and alter and" insert "or"
" 5, clause 8, line 12. Omit "and altering"

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration This Day.

(3.) Trade Union Bill :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to amend the Law relating to Trades Unions,*"—presents the same to the Legislative Assembly for its concurrence.

Legislative Council Chamber,
Sydney, 10th November, 1881.

JOHN HAY,
President.

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

Ordered to be printed, and read a second time on Friday, 25th November.

(4.) Ringbarking on Crown Lands Regulation Bill (No. 2) :—

MR. SPEAKER,

The Legislative Council having had under consideration the Legislative Assembly's Message, dated the 21st October, 1881, in reference to the Ringbarking on Crown Lands Regulation Bill (No. 2), agrees to the Assembly's amendment upon the Council's amendment in clause 4 of the said Bill, which limits the compensation for ringbarking to "one shilling and threepence" per acre.

Legislative Council Chamber,
Sydney, 10th November, 1881.

JOHN HAY,
President.

4. ADJOURNMENT :—Sir Henry Parkes (*by consent*) moved, without notice, 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 twelve minutes before Five o'clock A.M., until *Tuesday next* at Four o'clock.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 73.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 15 NOVEMBER, 1881.

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.) Grape-vines and Grapes Importation Prohibition Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 27.

A Bill, intituled "*An Act to prohibit the Importation of Grape-vines Grape-vine Cuttings and Grapes*,"—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, 15th November, 1881.

- (2.) Sydney Hospital Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 28.

A Bill, intituled "*An Act to incorporate the Sydney Infirmary and Dispensary*,"—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, 15th November, 1881.

2. MINISTERIAL STATEMENT:—Sir Henry Parkes made a Ministerial Statement in reference to the reconstruction of the Ministry, and informed the House that the Honorable Frederick Matthew Darley had accepted the office of Vice-President of the Executive Council, and that Stephen Campbell Brown, Esquire, had accepted the office of Postmaster General.
3. VACANT SEAT:—Sir Henry Parkes moved, That the Seat of Stephen Campbell Brown, Esquire, hath become and is now vacant, by reason of his acceptance of the office of Postmaster General since his Election and Return to serve in this House as a Member for the Electoral District of Newtown. Debate ensued.
Question put and passed.
4. ADJOURNMENT:—Mr. McElhone moved, That this House do now adjourn. Debate ensued.
Question put and negatived.
5. QUESTIONS:—

- (1.) Dredge for the Manning River:—Mr. Young asked the Secretary for Public Works,—
(1.) Will he say what is the cause of the delay in sending the Dredge built for the Manning River to her destination?
(2.) When will she be sent?

Mr. Lackey answered,—The Dredge, when on trial, was not found to work satisfactorily by reason of the circulating pump and ladder-lifting gear not being up to the terms of the contract. These defects are now being remedied, and I trust in a week or two the vessel will be able to be sent to the Manning.

(2.)

- (2.) Real Estate of Intestates:—Mr. Joseph P. Abbott asked the Attorney General,—Have the Judges of the Supreme Court made rules for the ordinary guidance of Administrators in relation to Real Estate administered as Personal Estate Assets by General Rules or otherwise, in accordance with the provisions of the Real Estate of Intestates Distribution Act of 1863; if not, is it their intention to do so; and if so, when?

Mr. W. J. Foster answered,—I have been informed that the Judges of the Supreme Court have not made any rules by General Rules of Court or otherwise for the ordinary guidance of Administrators in relation to Real Estates administered as Personal Estate Assets, in accordance with the provisions of the Real Estates of Intestates Succession Act of 1863 (26 Vic. No. 20 sec. 5), but that the jurisdiction in matters of Probate and Intestacy has since the passing of the Act 22 Vic. No. 14 of 1858 been exercised by the Primary Judge in Equity unless absent, in accordance with sec. 6 of that Act, and that Judge does not appear to have proposed any General Rule to the other Judges, or to have himself made any special rule or order for that purpose. The attention of their Honors will, however, be drawn to the matter at once.

- (3.) Conditional Purchases in District of Mudgee:—Mr. Beyers asked the Secretary for Lands,—Is he aware that Selectors in the District of Mudgee are seriously inconvenienced in consequence of their selections not being measured within the twelve months from date of application?

Mr. Hoskins answered,—I am not.

- (4.) George Rayner's Conditional Purchase:—Mr. Beyers asked the Secretary for Lands,—When will George Rayner's conditional purchase, made on the 12th September, 1878, be measured?

Mr. Hoskins answered,—It has already been surveyed.

- (5.) Survey of Conditional Purchases:—Mr. Beyers asked the Secretary for Lands,—Will he cause all selections made over twelve months to be at once surveyed?

Mr. Hoskins answered,—The number of unsurveyed selections made over twelve months is small, and every endeavour is made to survey all selections as soon as possible after they are taken up. In only one case in the Mudgee District is a selection unsurveyed for which the instructions to survey were issued over twelve months ago, and it is expected that it will be measured this week.

- (6.) Mr. G. H. Cox's application to purchase Improved Lands:—Mr. Beyers asked the Secretary for Lands,—Has the Honorable G. H. Cox made application to purchase improved lands in the County of Wellington and District of Mudgee, the same being within a proclaimed gold field, and which land was withdrawn from sale?

Mr. Hoskins answered,—Yes, for 40 acres, the application for which was refused on the 18th August last. The advisability of cancelling or modifying the reserve is under consideration.

- (7.) "Dummying" on Crown Lands:—Mr. Beyers asked the Secretary for Lands,—How many persons have been prosecuted under the Crown Lands Acts for dummyism since the year 1875?

Mr. Hoskins answered,—One case only has been carried to the stage of prosecution at Quarter Sessions. Another case was brought before a Bench of Magistrates, but the information was dismissed.

- (8.) Reserves in West Sydney:—Mr. Martin asked the Colonial Secretary,—

(1.) Is he aware that West Sydney has considerably less Recreation Ground or Reserves than any other Electorate in the City or Country, though it is the largest and most thickly populated one, and that a comparatively larger proportion of the labouring classes and their families reside therein, to whom such grounds are a great boon?

(2.) Is there any truth in the reports current that the want of those grounds, and the density of the population in this Electorate, have anything to do with the prevalence of small-pox therein?

(3.) Is it the intention of the Government to expend a portion of the money voted by Parliament for this purpose in resuming plots in this part of the City?

Sir Henry Parkes answered,—I am aware that there is very little ground of this kind in the Electorate of West Sydney, and the matter will not be lost sight of in disposing of this money.

- (9.) High-level Bridge over Darling Harbour Railway:—Mr. Martin asked the Secretary for Public Works,—Will he say what is the cause of the delay in the construction of a High-level Bridge over the Darling Harbour Railway Lines at William-Henry-street?

Mr. Lackey answered,—It has not yet been decided to erect the Bridge. The cost, with approaches, will be from £5,000 to £6,000, and, as intimated to a Deputation that waited upon me on the subject, of which the Honorable Member was one, the Government will be prepared to erect the Bridge if the Corporations interested will consent to bear the cost of the approaches.

- (10.) Government Tarpaulins:—Mr. Martin asked the Secretary for Public Works,—Is it true that the Government let out large numbers of tarpaulins, especially at the City Railway Station, at so much per day or week?

Mr. Lackey answered,—The only occasions upon which tarpaulins are rented is during the wool season. If the Railway Department deliver wool at the Wool Stores faster than the owners can take it in the use of tarpaulins at a certain charge per week is allowed for its protection. The contractor for the cartage of the wool from the Railway to the Wool Stores is also allowed the use of tarpaulins in wet weather at so much a day.

- (11.) Mr. C. H. Lay, Superintendent of Railway Telegraph Lines:—Mr. Joseph P. Abbott asked the Postmaster General,—

(1.) Is it a fact that Mr. C. H. Lay, the Superintendent of the Railway Telegraph Lines in the north, has reported Mrs. Newell, the Postmistress at Haydonton, and Mr. Byrnes, the Telegraph Station-master at Murrurundi, for misconduct?

(2.) Has his attention been called to the interference by Mr. Lay with officers in his Department?

Mr. Suttor answered,—No report of the kind has been received from Mr. Lay, except a complaint nearly eighteen months since that the Postmistress at Haydonton closed her office between 1 and 2 p.m.

(12.) Mr. C. H. Lay, Superintendent of Railway Telegraph Lines :—Mr. Joseph P. Abbott asked the Secretary for Public Works,—

- (1.) Is he aware that Mr. C. H. Lay, the Superintendent of the Northern Railway Telegraph Lines, is in the habit of quarrelling with the Railway Station-masters on the Northern Line?
- (2.) Is it a fact that he has so quarrelled with the Station-masters at Tamworth, Quirindi, Murrurundi, Wingen, Scone, Muswellbrook, Singleton, and other places on the Line, and made himself offensive and disagreeable to them?

Mr. Lackey answered,—

- (1.) No complaint of the kind has been received.
- (2.) Inquiry will be made, and the cases dealt with on their merits.

(13.) Museum and Art Gallery :—Mr. H. C. Dangar asked the Colonial Secretary,—

- (1.) What determination, if any, has the Government arrived at with reference to the choice of a site for and the erection of the proposed Museum and Art Gallery?
- (2.) Is it intended that the design last prepared for these buildings shall be adopted?
- (3.) Will the Government, before committing themselves to any site or design, give the House an opportunity of expressing an opinion upon the choice they may make?

Sir Henry Parkes answered,—No definite determination has been arrived at; and I can say that no site will be decided upon without the House having an opportunity of giving its decision.

(14.) Telegraph Offices :—Mr. Burns asked the Postmaster General,—Is it true that the Government has discontinued the system of establishing Telegraph Offices on the guarantee principle?

Mr. Suttor answered,—I have declined to open Telegraph Offices on the guarantee principle in cases where it has been clear to me that there was no probability of such offices paying the working expenses.

(15.) Equity Branch of the Supreme Court :—Mr. Joseph P. Abbott, for Mr. Loughnan, asked the Minister of Justice,—

- (1.) Has one of the Judges of the Supreme Court been appointed by the Government Primary Judge in accordance with the Equity Act; if not, when will such appointment be made?
- (2.) Has any Judge of the Supreme Court sat in Equity since the 16th of September last?
- (3.) Are there not many Causes and matters pending in the Equity Court ripe for hearing?
- (4.) What steps do the Government propose to take to prevent delay in the Administration of Justice in the Equity Branch of the Court?

Mr. W. J. Foster answered,—

- (1.) Yes; Sir William Montague Manning has been duly appointed Primary Judge in Equity.
- (2.) No; but the Court sat for appeals up to 23rd of September last.
- (3.) Yes.
- (4.) Now that the appointment of Primary Judge in Equity has been made, it may fairly be presumed that there will be no delay in the Administration of Justice in the Equity Branch of the Supreme Court.

6. AUSTRALIAN GAS-LIGHT COMPANY'S BILL :—Mr. Poole presented a Petition from the Mayor and Aldermen of the City of Sydney, praying the House to amend this Bill so as to regulate the manufacture and supply of Gas upon a more satisfactory basis, and to restrict the operations of any Company in a similar manner to that adopted in the Mother Country.
Petition received.

7. LICENSING BILL (No. 2) :—

- (1.) Mr. Burns presented a Petition from Residents on the Hunter, Paterson, and Williams Rivers, and in the surrounding Districts, praying the House not to repeal the Acts regulating the sale of Australian Wines, as proposed by the Licensing Bill now under consideration, unless other provision be made for the sale of such Wines.

And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.

- (2.) Mr. R. B. Smith presented a Petition from Wine Producers in the District of Port Macquarie and Hastings River, praying the House to recommit the Licensing Bill for the purpose of reconsidering the clauses relating to the sale of Colonial Wines.
Petition received.

8. RAILWAY PLANS :—Pursuant to the requirements of the Government Railways Act 22 Victoria No. 19,—Mr. Lackey laid upon the Table (*as Exhibits only*) copies of Plans, Sections, and Books of Reference of the following proposed Railway Lines :—

- (1.) From Sydney to Wollongong and Kiama.
- (2.) Junction of the Great Southern and Great Northern Lines.

9. PAPERS :—

Mr. Lackey laid upon the Table,—Return to an Order made on 5th October, 1881,—“Expenditure on Public Works in Electorate of Wentworth.”
Ordered to be printed.

Dr. Renwick laid upon the Table,—Further Papers in connection with the Report upon the Albert Gold Field, especially with regard to the existence of Artesian Water.
Ordered to be printed.

Mr. James Watson laid upon the Table,—

- (1.) Return to an Order made on 15th February, 1881,—“Mineral Leases of Tin Lands.”
- (2.) General Abstract of Bank Liabilities and Assets for the Quarter ended 30th September, 1881.
Ordered to be printed.

10. **SUSAN CLYNE** :—Dr. Ross presented a Petition from Susan Clyne, of Burrawong, near Molong, Widow, representing that her late husband conditionally purchased 100 acres of land at Burrawong, and spent the whole of his time and money in improving the same, and some time after received an intimation from the Lands Office, Sydney, that his selection had been declared void, the land having been previously applied for by the Honorable Francis Lord, in virtue of improvements; and praying the House to take her case into consideration, with a view to relief.
Petition received.
11. **CHARLES AUGUSTUS BLOM CRAWFORD** :—Mr. William Forster presented a Petition from Charles Augustus Blom Crawford, alleging that in the year 1874 he communicated to the Government valuable discoveries for the protection of Ships of War from torpedo attacks, and that the details of the same had been surreptitiously obtained from his residence by a Government agent; and praying the House to take the statements contained in his Petition into consideration, with a view to redress.
Petition received.
12. **MR. E. W. RUDDER** :—Mr. R. B. Smith presented a Petition from Mr. E. W. Rudder, alleging that a practice prevails in this Colony known as "Land Jumping," that is, the occupation of land by unauthorized persons; and praying the House to take the matter into consideration, with a view to the repression of the practice.
Petition received.
13. **PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL** (*Formal Order of the Day*),—on motion of Dr. Renwick, read a third time, and *passed*.
Dr. Renwick then moved, That the Title of the Bill be "*An Act to amend the Pastures and Stock Protection Act.*"
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 Pastures and Stock Protection Act,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 15th November, 1881.
14. **MR. SAMUEL WILSON'S CONDITIONAL PURCHASE AT YASS** (*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 Conditional Purchase of 98 acres of land made by Mr. Samuel Wilson at Yass on the 23rd September, 1875.
Question put and passed.
15. **THE MASTER IN EQUITY** (*Formal Motion*) :—Mr. Joseph P. Abbott 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 has passed between Francis James Plomley and John Parkinson, Esquires, Solicitors of the Supreme Court, and the Department of the Minister of Justice; as also copies of all correspondence which has passed between the said Department and the Master in Equity touching certain complaints made by the said Francis James Plomley and John Parkinson, respectively, against the Master in Equity.
Question put and passed.
16. **SUPPLY** :—The Order of the Day having been read,—on motion of Mr. James 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 1882 a sum not exceeding £1,389, 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.
17. **WAYS AND MEANS** (*Financial Statement*) :—The Order of the Day having been read,—on motion of Mr. James 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.
18. **PAPERS** :—Mr. James Watson laid upon the Table,—
(1.) Estimates of the Ways and Means of the Government of New South Wales for the year 1882.
(2.) Appendix to the Ways and Means for the year 1882.
(3.) Explanatory Statement of the Public Accounts of New South Wales, as embodied in the Ways and Means for the year 1882.
Ordered to be printed.
(4.) Accounts showing the position of the Surplus Revenue Account and the Accounts for 1879 and 1880 of the Consolidated Revenue Fund on the 30th September, 1881.

19. **POSTPONEMENTS** :—The Orders of the Day of Government Business Nos. 3, and 5 to 9 inclusive, postponed until to-morrow.
20. **POSTPONEMENT** :—The Order of the Day for the resumption of the adjourned Debate in reference to the Land Laws postponed until Friday, 2nd December.
21. **LEGAL PRACTITIONERS BILL** :—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Joseph P. Abbott, discharged.
Ordered that the Bill be withdrawn.
22. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Attendants at Parramatta Lunatic Asylum ; consideration in Committee of an Address to the Governor :—*until Friday, 25th November.*
(2.) Institute of Surveyors Incorporation Bill (*as agreed to in Select Committee*) ; second reading ;—*until Friday, 18th November*
(3.) Press Bill ; second reading ;—*until Friday, 25th November.*
(4.) Railway Debt Reduction Bill ; second reading ;—*until Friday, 16th December.*
(5.) Borough of Newcastle Leasing and Improving Bill (*as amended and agreed to in Select Committee*) ; second reading ;—*until Friday, 18th November.*
(6.) Animals Protection Bill ; second reading ;—*until Friday, 25th November.*
(7.) Evidence in Summary Convictions Bill ; further consideration in Committee of the Whole of Legislative Council's amendments ;—*until Friday, 25th November.*
(8.) Mr. Austin Forest Wilshire ; reception of Resolution from Committee of the Whole ;—*until Friday, 9th December.*
(9.) Impounding Law Amendment Bill ; consideration in Committee of the Whole of Legislative Council's amendments ;—*until Friday, 9th December.*
23. **ARMIDALE ROMAN CATHOLIC CHURCH, SCHOOL, AND PRESBYTERY LAND SALE BILL** :—The Order of the Day having been read,—on motion of Mr. Farnell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair ; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Farnell, 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 Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson Trustees of certain Land in the City of Armidale and the Very Reverend John Thomas Monsignor Lynch Trustee of certain other Land in the said City respectively to sell the said respective Lands and to provide for the application of the proceeds thereof,*"—including the amendment in the Title.

*Legislative Assembly Chamber,
Sydney, 15th November, 1881.*

24. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Barristers Admission Bill ; second reading ;—*until Tuesday next.*
(2.) Government Tramways ; resumption of adjourned Debate ;—*until Friday, 25th November.*
(3.) Water Frontages Reservation Bill ; second reading ;—*until Friday, 23rd December.*
(4.) Australian Gas-light Company's Bill (*as agreed to in Select Committee*) ;
second reading ;
(5.) Moffitt's Estate Enabling Bill ; consideration in Committee of the
Whole of Legislative Council's amendment ;
(6.) Rogers's Estate Bill ; consideration in Committee of the Whole of
Legislative Council's amendments ; } *until Friday next.*

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 74.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 16 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Quarantine Station:—*Mr. Teeco*, for Mr. Tarrant, asked the Colonial Treasurer,—Is it a fact that the Commissioners appointed to inquire into the management of the Quarantine Station have refused to receive evidence in relation to this matter prior to June last?

Mr. James Watson answered,—Yes; the Commissioners, in so doing, are acting quite in accordance with their instructions—which direct the inquiry to be commenced from the date of the recent outbreak of small-pox in this City, namely, on or about the 1st day of June last past.

(2.) Steamship “Brisbane”:—*Mr. Teeco*, for Mr. Tarrant, asked the Colonial Treasurer,—

(1.) Is he aware that an important document connected with the Steamship “Brisbane” Correspondence does not appear in the Paper laid upon the Table of this House on the 13th of last September?

(2.) Will he cause this document to be produced without further delay?

Mr. James Watson answered,—I am not aware of any important document having been omitted from Papers laid upon the Table on the 13th September. Those Papers were presumed fully to meet the requirements of the Honorable Member, as indicated by his question of 15th July last, which asked for “correspondence” only. I have since learned that other Papers, irrespective of correspondence, are needed, and these I shall be glad to lay upon the Table next week.

(3.) Public School at Apple-tree Flat:—*Mr. Jacob*, for Mr. Beyers, asked the Secretary for Public Works,—When is it his intention to call for tenders for the erection of a Public School at Apple-tree Flat, near Mudgee?

Mr. Sutor answered,—Tenders for the erection of new Public School Buildings have already been invited by advertisement, and are to be sent in by the 28th of this month. The advertisement appeared in the *Government Gazettes* of the 4th, 8th, and 11th instant.

2. LICENSING BILL (No. 2):—Mr. Burns presented a Petition from Residents on the Hunter, Paterson, and Williams Rivers, and in the surrounding Districts, praying the House not to repeal the Acts regulating the sale of Colonial Wines, as proposed by the Licensing Bill now under consideration, unless other provision be made for the sale of such Wines.

And the same having been read by the Clerk, by direction of Mr. Speaker,—
Petition received.

3. PAPERS:—

Dr. Renwick laid upon the Table,—Return to an Order made on 9th August, 1881,—“Increase of Rabbits and Marsupials.”

Ordered, that the portions of this Return marked A. B. C. D. and the accompanying Plan only be printed.

Sir Henry Parkes laid upon the Table,—

(1.) Notification of resumption of Land, under the Lands for Public Purposes Acquisition Act,—

(a.) At Darlinghurst, for Public School purposes.

(b.) At Pymont, for Public School purposes.

(c.) At Waterloo, for Public School purposes.

(2.) Census of New South Wales, 1881.—Population.

(3.) Amended By-law of the Tamworth Free Public Library.

(4.) Amended By-laws of the Borough of Newcastle, under the Newcastle Paving and Public Vehicles Regulation Act.

(5.)

- (5.) Return to an Order made on 18th October, 1881,—“ Real Property Act.”
 (6.) Return to an Order made on 28th October, 1881,—“ The Volunteer Force.”
 (7.) Supplementary Regulation under the Fisheries Act, 1881.
 (8.) Amended By-laws of the Borough of Alexandria.
 Ordered to be printed.

4. **ALEXANDER CLYNE**:—Dr. Ross presented a Petition from Inhabitants of the County of Gordon, representing that the late Alexander Clyne selected 100 acres of land in the Parish of Burrawong, and that subsequently the Government issued a deed of grant to the Honorable Francis Lord for the same land, he having claimed it by virtue of improvements; that the said Alexander Clyne lost his life while working on the said land, and that his wife and family have been ejected therefrom, and are now in a destitute condition; and praying the House to take the case into early consideration, with a view to granting relief.
 Petition received.
5. **PUBLIC CEMETERY AT COOLAC (Formal Motion)**:—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House copies of Surveyors Reports, and of all correspondence, minutes, memorials, and other documents, having reference to any application of Mr. William Glascock, or other residents in the neighbourhood of or interested in the Public Cemetery at Coolac, in the Electoral District of Gundagai, for a sum of money, or an additional sum, to fence in the said Cemetery.
 Question put and passed.
6. **LICENSING BILL (No. 2)**:—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, 17 NOVEMBER, 1881, A.M.

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

7. **MESSAGES FROM THE LEGISLATIVE COUNCIL**:—Mr. Speaker reported the following Messages from the Legislative Council:—

- (1.) Designs of Towns and Villages Correcting Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled “ *An Act to extend the power of correcting Designs or Plans of Towns and Villages and the limits of Suburban Lands,*”—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
 Sydney, 16th November, 1881.

JOHN HAY,
 President.

- (2.) Dedicated Crown Lands Resumption Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled “ *An Act to authorize the Resumption of certain dedicated Crown Lands,*”—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
 Sydney, 16th November, 1881.

JOHN HAY,
 President.

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

G. WIGRAM ALLEN,
 Speaker.

New South Wales.

No. 75.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 17 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Mr. District Court Judge Docker:—*Mr. Levien*, for Mr. Buchanan, asked the Attorney General,—

(1.) Is it true that two men named Campbell and Burgess were tried before Mr. District Court Judge Docker on a charge of sheep-stealing at the last Court of Quarter Sessions held at Wilcannia?

(2.) Is it true that the Jury could not agree on a verdict after being locked up for over twelve hours, and that on their appearance in the jury-box in the morning the Judge addressed them as follows:—

“Gentlemen,—I have a few remarks to make before sending you back to consider your verdict. You have taken an oath to give a true verdict according to the evidence; you have been chosen as honest and true men to do your duty in the matter—whether agreeable to your will or not does not matter; it's a duty the country calls upon you to perform. If you do not perform that duty—if you give a false verdict, you will be guilty of perjury just as much as a witness who gives false testimony; and you are open to punishment for perjury just as he would be, although the punishment is never inflicted because of the difficulty of obtaining proof, as all that takes place between jurors in a jury-room should be sacred. But I think it quite sufficient punishment for such a man to go forth to the world knowing himself that he is a perjurer. You will allow, gentlemen, my experience of some years, both as Prosecutor and Judge, has given me some practice in reading the faces of witnesses and jurymen, and that I am therefore in a position to judge whether a man is truthful. I noticed from the opening of this case the face of one jurymen, who, I felt convinced, had made up his mind to acquit the prisoners, whatever the evidence might be. I refrain now from looking at the box, that that person may not be identified; but he himself will know who I am referring to. In olden times there were twelve men assembled together, and they were told ‘One of you is a devil.’ They kept asking one another, ‘Is it I?’ None of them knew who it was but one, and that was—Judas Iscariot.”

(3.) If the Government are satisfied that the Judge did actually address this language to a Jury, will they adopt measures to prevent the repetition of such conduct on the part of a Judge?

(4.) Is it true that, after this address, the Jury, on retiring for an hour, brought in a verdict of “guilty”; and if so, will the Government allow such a verdict to stand?

Mr. W. J. Foster answered,—With reference to the Honorable Member's questions, I may perhaps be permitted to state that, prior to the appearance of notice of these questions upon the Business Paper, I had caused a communication to be addressed to Judge Docker for favour of report upon the subject, and that, pending a reply to same, I am unable to say what further action may be necessary. The subject shall, however, receive full consideration in due course.

(2.) Stabbing Women in the Streets of Sydney:—*Mr. Levien*, for Mr. Buchanan, asked the Attorney General,—

(1.) Is it true that a few years ago (three or four) several women in this City were stabbed in the abdomen by a man who was never discovered or arrested?

(2.) Is it true that about the same time an attempt was made to stab Mr. Sub-Inspector Anderson by a man who was arrested and sent to the Lunatic Asylum?

(3.) Is it true that the man above spoken of was liberated from the Lunatic Asylum a few weeks ago, and that since his liberation four women have been stabbed in Sydney, while quietly walking through the streets, by a man who has not yet been arrested, but who the Police believe is the same man who was lately liberated from the Lunatic Asylum, and who is identical with the man who stabbed the women some three or four years ago?

(4.)

(4.) Does the Government intend instantly to set in motion every engine by which the perpetrator of these enormous crimes may be brought to speedy justice?

(5.) If the Police are found to be right in their belief that the man lately liberated from the Lunatic Asylum is the same man who has lately stabbed four women in the abdomen, will the Government make some inquiry into the medical government of that Institution so as to secure the public against the danger of having dangerous lunatics improperly let loose upon society?

Mr. Wisdom answered,—

(1.) Two women were stabbed in Sydney in December, 1877, by a man answering the description of one afterwards in custody, but the women failed to identify him.

(2.) An offender was arrested in December, 1877, for violently assaulting Inspector Anderson and destroying his clothing. On being searched, immediately after arrest, a dagger was found strapped to his right hand and a revolver to his left.

(3.) He was charged with drunkenness and destroying Mr. Anderson's clothing, and remanded to Darlinghurst Gaol for seven days, on Dr. McDonagh's evidence, for observation, his sanity being doubtful, and again remanded for seven days more, when he was discharged upon the recommendation of Drs. Egan and McDonagh. He was never, as far as the Police are aware, in a lunatic asylum. He was in Sydney about a month ago, but has not been seen since the recent outrages.

(4.) A reward of £50 has been offered by the Government for the apprehension and conviction of the offender guilty of the recent outrages, and no effort will be spared to effect his arrest.

(5.) Answered by reply to question No. 3.

(3.) Land resumed for Railway Purposes at Darling Harbour:—Mr. Reid asked the Secretary for Public Works,—

(1.) Referring to question and answer of 5th October last, respecting claims for compensation for land resumed for Railway purposes at Darling Harbour,—Is there still an objection to state the names of the claimants and the amount of the claims?

(2.) What is the total amount of the claims?

(3.) Did the valuers dealing with these claims apply for the assistance of an actuary?

(4.) If so, was the request complied with, or has it been decided to transfer the duty to an auctioneer or firm of auctioneers; and if so, to whom?

Mr. Lackey answered,—

(1 and 2.) I will have this information prepared and laid upon the Table in the shape of a Return in the course of a few days.

(3 and 4.) As the Railway Valuers have their time fully employed in connection with Railway, Tramway, Water Supply, and City Sewerage matters, it became necessary to make special arrangements about this particular case, which is a heavy one. Mr. Mills (of the firm of Mills, Pile, & Gilchrist) has therefore been engaged to undertake the valuation on the part of the Government. He has not applied for the assistance of an actuary.

(4.) The Bishop of Sydney:—Mr. Trickett asked the Colonial Secretary,—

(1.) How long has the Bishop of Sydney been absent from the Colony?

(2.) Can he state whether the Bishop intends to return to this Colony?

Sir Henry Parkes answered,—Leave of absence was granted to the Bishop of Sydney for twelve months on the 24th February last. No communication has been received in the Colonial Secretary's Office from the Bishop with regard to his return to the Colony.

(5.) Stipendiary Magistrates:—Mr. Trickett asked the Attorney General,—Does he intend to proceed with any measure dealing with the appointment and duties of Stipendiary Magistrates for Sydney and Suburbs?

Mr. Wisdom answered,—Yes.

2. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Royal Society of New South Wales Incorporation Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to incorporate a Society called 'The Royal Society of New South Wales,'*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 17th November, 1881.

JOHN HAY,
President.

(2.) Crown Lands Purchases Validation Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to legalise certain Conditional and other Purchases of Crown Land,*"—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 November, 1881.

JOHN HAY,
President.

CROWN LANDS PURCHASES VALIDATION BILL.

Schedule of the Amendments referred to in Message of 17th November, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 4, Schedule A. Omit "William Francis Cox, 40a. Or. Op., 92, Ellis, Brisbane, Muscleebrook, 15th April, 1875—43. Within Reserve from Conditional Purchase on account of Population of the Town of Muscleebrook (Census, 1871)."

Page 9, Schedule A. *Omit* "640a. Or. Op. or less" *insert* "496a. 2r. Op."
 Page 11, Schedule C. *Omit* "Hugh Corrigan, 16a. Or. Op., 82, Wooroooolgan, Richmond,
 "Casino, 5th December, 1878—526, Being of an area less than may be taken up as a
 "Conditional Purchase."

Examined,—

JOSEPH DOCKER,
 Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Wednesday next.

3. LICENSING BILL (No. 2):—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. Wisdom (*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 considering new clauses 26 and 27 and two other clauses dealing with Conditional Licenses and Railway Refreshment Room Licenses."

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 considering new clauses 26 and 27 and two other clauses dealing with Conditional Licenses and Railway Refreshment Room Licenses,—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.

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

4. INFUX OF CHINESE RESTRICTION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council agrees to the Free Conference requested by the Legislative Assembly in its Message, dated 3rd instant, on the subject of the Council's amendments in the Infux of Chinese Restriction Bill, disagreed to by the Assembly and insisted on by the Council; and appoints that the same be held in the Back Library, at the hour of a quarter to Five o'clock in the afternoon of Wednesday, the 23rd instant, and that the Honorable William Busby, the Honorable George Henry Cox, the Honorable Frederick Matthew Darley, Q.C., the Honorable Edward Flood, the Honorable John Frazer, the Honorable James Norton, the Honorable Arthur Alexander Walton Onslow, Captain R.N., the Honorable William Richman Piddington, the Honorable John Stewart, and the Honorable John Brown Watt, be the Managers thereof on its behalf.

Legislative Council Chamber,
Sydney, 17th November, 1881.

JOHN HAY,
 President.

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 76.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FRIDAY, 18 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Police Quarters at Mulbring:—Mr. Burns asked the Colonial Secretary,—Is it the intention of the Government to erect Police Quarters at Mulbring; and if so, when?

Sir Henry Parkes answered,—Steps have been taken for proclaiming a Reserve at Mulbring, with a view to the erection of Police Buildings.

(2.) Lands held under Mineral Leases:—Mr. Fletcher asked the Secretary for Mines,—

(1.) Is it true that individuals are holding large areas of land, with the right to mine for coal and other minerals under the provisions of the present Mining Act, on Commons and Reserves under the 28th section of the Mining Act?

(2.) Is it true that individuals hold thousands of acres beyond the mineral license as above, for which they have not paid one penny to the Consolidated Revenue, or expended one farthing on improvements?

(3.) Is it true that in the permit granted for the land held the annual rental is sixpence per ton royalty on all coal or other mineral wrought, but where no coal is produced no rental is paid?

(4.) Is the Minister aware that individuals so holding land, without having paid rent or made improvements, have sold their interest to others?

(5.) Will the Minister lay a correct copy upon the Table of this House of the leases granted for the right to mine for coal, shale, and minerals other than gold, under the provisions of the Mining Act?

(6.) Is the Minister aware that in all leases granted by private individuals for the right to mine for coal, shale, ironstone, or ore, a royalty per ton is fixed, and in addition to that royalty the lessee has to guarantee an annual minimum rental?

(7.) Is it the intention of the Minister to put an annual minimum rental on all lands taken up in future for the purpose of mining for coal, shale, ironstone, &c.?

(8.) Is the Minister aware that the area of land held under the present Mining Act by certain individuals, and for which they have paid no rental nor made any improvements, is larger than the area of land held by the whole of the Newcastle coal proprietors?

(9.) Will the Minister take immediate steps to compel the present leaseholders, under the 28th or any other section of the Mining Act, to employ labour in accordance with the area held, as required by the Act and Regulations?

Dr. Renwick answered,—

(1.) Yes.

(2.) No mineral license is issued under the 28th section; but persons to whom authority is granted under that section are required to hold a mineral license or miner's right, as the case may be. No royalty or rent is paid other than the license fees until mineral is raised. There are, I believe, cases in which no improvements have yet been made.

(3.) Yes.

(4.) No.

(5.) The form of lease is a Schedule to the Regulations (which will be found annexed to the Mining Act, pages 112 to 117), which were laid upon the Table of the House on 23rd June, 1874; but as regards authorities under the 28th section, I have now almost completed a new system of conditions for such authority, which will, I believe, obviate much of the inconvenience and objections indirectly referred to by the Honorable Member in these questions.

(6.)

- (6.) I believe this practice is frequently adopted.
 (7.) Yes; under section 28 of the Mining Act, with the usual conditions as to labour, royalty, and other matters.
 (8.) I am not aware, because I have no means of knowing what area of land is held by the whole of the Newcastle coal proprietors.
 (9.) Yes; steps are being taken to that end.

(3.) Wharfage Rates at Newcastle:—Mr. Fletcher asked the Colonial Treasurer,—

- (1.) What is the amount of wharfage rates (exclusive of those on coal) collected at the port of Newcastle during the six months ended 30th September, 1881?
 (2.) What was the amount of freight paid for goods between Newcastle and East Maitland for the said six months?
 (3.) What was the amount collected for freight between Newcastle and East Maitland during the corresponding months of 1880?
 (4.) Will the Treasurer state whether the falling off in freight between Newcastle and East Maitland is covered by the amount of wharfage rates collected?
 (5.) Will the Minister lay a Return upon the Table of this House showing the amount received from the collection of wharfage rates at the port of Newcastle, exclusive of coal; also the amount received for freight on the Northern Railway between Newcastle and East Maitland during the same period; and a Return showing the amount of freight received on the Railway between the two points named for the corresponding periods prior to the imposition of the Wharfage Tax in 1879 and 1880?

Mr. James Watson answered,—It will take some time to procure the information asked for by the Honorable Member; when obtained, it will be laid upon the Table in the shape of a Return.

(4.) Railway from Gunnedah to Narrabri:—Mr. T. G. Dangar asked the Secretary for Public Works,—

- (1.) Is it a fact the contractor for the Railway Line (Great North-Western), Gunnedah to Narrabri, has applied for an extension of time to complete his contract, which expires on 30th June next; and if so, the grounds for such application, and if granted, or intended to be so?
 (2.) When is it intended to call for tenders for the erection of Railway Stations and necessary Buildings on the Railway Line, Gunnedah to Narrabri, and at the latter place?

Mr. Lackey answered,—

- (1.) The contractors have not applied for an extension of time.
 (2.) Tenders have been invited for the erection of buildings at Boggabri Station, and the drawings for the buildings for Narrabri Station are being prepared.

(5.) Road Vote:—Mr. Tecce asked the Colonial Treasurer,—Is it his intention to take any steps to render the Road Vote available prior to the passing of the Appropriation Act?

Mr. James Watson answered,—Yes, if found desirable.

(6.) Tramway in George-street West:—Mr. Abigail asked the Secretary for Public Works,—Will he say what is the cause of delay in proceeding with the Tramway and re-making the road along George-street west?

Mr. Lackey answered,—The Municipal Authorities having arrived at a determination as to the material to be used in re-making the road, the work is being proceeded with.

(7.) Constable Francis Deane:—Mr. Burdekin asked the Colonial Secretary,—

- (1.) Whether his attention has been called to the conduct of a Policeman named Francis Deane, tried for assault at the Central Police Office on the 15th October last, found guilty, and fined 20s. and 12s. costs, or in default seven days gaol?
 (2.) Was the other conduct of this Policeman, sworn to by Sergeant James Powell during this trial, known to the Inspector General of Police, and did Sergeant Powell report the matter; and if so reported, why was this man kept in the Police Force?
 (3.) Is Francis Deane still in the Police Force of New South Wales?

Sir Henry Parkes answered,—The following information has been supplied by the Inspector General of Police:—

- (1.) Constable Deane was fined as stated, not for assault, but for misconduct as a Constable.
 (2.) The evidence given by Sergeant Powell was incorrectly stated in the *Daily Telegraph* to refer to Constable Deane, instead of the complainant. This was corrected in a subsequent issue of the paper. Constable Deane has been well conducted during the few months he has been in the Force; and the Inspector General considered the punishment inflicted for the misconduct of which he was guilty sufficient.
 (3.) Constable Deane is still in the service.

2. METROPOLITAN MAGISTRATES BILL:—Mr. W. J. Foster presented a Bill, intituled "*A Bill to authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District and to define in certain respects the powers of Magistrates within the said District*,"—which was read a first time.

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

3. SYDNEY WATER SUPPLY:—Mr. Joseph P. Abbott, for Mr. Edmund Barton, presented a Petition from William Pitt Wilshire, praying the House to cause a just and proper investigation of the source and means of supplying Sydney with Water.
 Petition received.

4. ELECTORAL ACT AMENDMENT BILL:—The Order of the Day having been read,—Mr. R. B. Smith moved, That this Bill be now read a second time.
 Debate ensued.
 Question put.

The House divided.

Ayes, 11.

Mr. Joseph P. Abbott,
Mr. Burns,
Mr. Copeland,
Mr. Fitzpatrick,
Mr. Fletcher,
Mr. Fremlin,
Mr. Jacob,
Mr. Levien,
Mr. Withers.

Tellers,

Mr. R. B. Smith,
Mr. Slattery.

Noes, 33.

Mr. Beyers,	Sir Henry Parkes,
Mr. Brodribb,	Mr. Poole,
Mr. Burdekin,	Mr. Reid,
Mr. Carter,	Dr. Renwick,
Mr. Henry Clarke,	Mr. Sec,
Mr. Cransie,	Mr. Sutor,
Mr. H. C. Dangar,	Mr. Teece,
Mr. T. G. Dangar,	Mr. Terry,
Mr. Fawcett,	Mr. Vaughn,
Mr. Fergusson,	Mr. James Watson,
Mr. W. J. Foster,	Mr. Webb,
Mr. Fullford,	Mr. Wisdom,
Mr. Garvan,	Mr. Young.
Mr. Hoskins,	Tellers,
Mr. Luckey,	
Mr. Martin,	Mr. Garrard,
Mr. McCulloch,	Mr. McLaughlin.
Mr. O'Connor,	

And so it passed in the negative.

Mr. McCulloch moved, That the Order of the Day be discharged.

Question put and passed.

Ordered, that the Bill be withdrawn.

5. **SMALL DEBTS RECOVERY BILL**:—The Order of the Day having been read,—Mr. Joseph P. Abbott 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. Abbott, 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. Abbott (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
6. **WIDTH OF STREETS AND LANES 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 Friday, 2nd December.
7. **POSTPONEMENT**:—The Order of the Day for the second reading of the Institute of Surveyors Incorporation Bill postponed until Friday, 9th December.
8. **BOROUGH OF NEWCASTLE LEASING AND IMPROVING BILL**:—The Order of the Day having been read,—Mr. G. A. Lloyd moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Lloyd, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Lloyd, the report was adopted.
Ordered, that the Bill be read a third time on Tuesday next.
9. **AUSTRALIAN GAS-LIGHT COMPANY'S BILL**:—The Order of the Day for the second reading of this Bill having been read,—Mr. Burns moved, That the Order of the Day be discharged.
Debate ensued.
Question put and passed.
Ordered, that the Bill be withdrawn.
10. **MOFFITT'S ESTATE ENABLING BILL**:—The Order of the Day having been read,—on motion of Mr. Reid, 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. Reid, 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 authorize John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt deceased to sell lease or otherwise dispose of portions of the Real Estate of the said William Moffitt deceased.*"
Legislative Assembly Chamber,
Sydney, 18th November, 1881.
11. **ROGERS'S ESTATE BILL**:—The Order of the Day having been read,—on motion of Mr. Jacob, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.
On motion of Mr. Jacob, the report was adopted.

Ordered,

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

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to enable and authorize Martha Rogers or other the Trustees or Trustees for the time being of the Will of the late George John Rogers to sell and lease the Lands Hereditaments and Premises which are subject to the trusts of the said Will and to make provision for the investment of the proceeds of the sale thereof and for other purposes.*"

Legislative Assembly Chamber,

Sydney, 18th November, 1881.

The House adjourned at 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, 22 NOVEMBER, 1881.

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

DEATH OF MR. P. G. MYERS, M.P.:—The following correspondence respecting the Death of Mr. Phillip George Myers, a Member for the Electoral District of Argyle, was handed to Mr. Speaker by Sir Henry Parkes, and read by Mr. Speaker:—

Legislative Assembly, 18th November, 1881.

My dear Mr. Myers,

I feel grieved to trouble you at the present time in respect to the reported death of Mr. P. G. Myers, but the Legislative Assembly cannot declare the Seat for Argyle vacant, according to law, without positive evidence of the Member's death. May I ask you, therefore, to write me two lines stating the fact, addressed to this place.

Let me express my deep sympathy with you under your severe loss.

Very truly yours,
HENRY PARKES.

I. Myers, Esq.,
&c., &c., &c.

Macquarie-street, 20th November, 1881.

My dear Sir Henry Parkes,

Through being out at Petersham your courteous note of the 18th instant only reached me late on Saturday night.

I deeply regret to say that the news of the death of my dear son, Mr. P. G. Myers, is too true. He left Sydney for Brisbane by the "Wotonga" on Saturday, the 12th November, and died with awful suddenness early Wednesday morning, 16th. He was buried at Brisbane on the 17th instant.

With heartfelt thanks for your very kind expression of sympathy,

I remain yours sincerely,
I. MYERS.

2. VACANT SEAT:—Sir Henry Parkes moved, That the Seat of Phillip George Myers, Esquire, lately serving in this House as a Member for the Electoral District of Argyle, hath become and is now vacant by reason of the death of the said Phillip George Myers, Esquire.

Debate ensued.

Question put and passed.

3. QUESTIONS:—

(1.) Bridge over River Bundarra:—Mr. Stuart asked the Secretary for Public Works,—

- (1.) Total cost of the bridge erected over the River Bundarra?
- (2.) Cost of superstructure delivered at Newcastle?
- (3.) Cost of delivering superstructure at bridge site?
- (4.) Cost of the manufacture and delivery of iron piers at bridge site?
- (5.) Cost of flooring the bridge?
- (6.) Cost of erection?
- (7.) Length of time from acceptance of contract for superstructure to final completion of bridge?
- (8.) Amounts voted by Parliament for bridge?
- (9.) Amount expended on bridge from Votes for Roads?
- (10.) Particulars of tenders not accepted, with names of tenderers?

Mr.

Mr. Lackey answered,—

- (1.) £21,899 17s. 8d.
- (2.) Exclusive of floor, £4,922 9s. 10d.
- (3.) Exclusive of floor, £2,566 10s. 1d.
- (4.) £3,615 12s. 3d.
- (5.) Cost of flooring, including carriage, erection, and metal, £4,397 0s. 6d.
- (6.) £6,398 5s. 10d.
- (7.) Twenty-three months.
- (8.) Voted, £18,000 ; on estimates for carriage, £1,599.
- (9.) £1,122 from Vote for Railway Transport ; £1,178 17s. 8d. to be provided for.
- (10.) Particulars of tenders not accepted, and names of tenderers :—

	<i>Timber Bridge.</i>
Tenders, 30th January, 1877.—J. Ahearn	£7,869 5 0
J. Sorrie	8,331 11 8
E. F. Wright	8,865 12 3
W. M. Moir	8,983 0 0
Tenders, 12 November, 1878.— <i>Piers</i> , ironwork only, J. S. Rodgers	5,130 0 0
<i>Piers</i> , O. Bates... ..	8,100 0 0

	<i>Highway Bridge.</i>	<i>Railway Bridge.</i>
<i>Superstructure</i> .—O. Bates, 5 spans 124ft. each ...	£11,500 0 0	£13,350 0 0
4 „ 151 „ ...	12,100 0 0	14,200 0 0
3 „ 201 „ ...	14,400 0 0	16,800 0 0

Mr. Bates tenders for timber floor.

Tenders, 18th March, 1879.— <i>Piers</i> , J. R. Bubb	£5,600 0 0
<i>Superstructure</i> .—O. Bates... ..	13,600 0 0
G. H. Royce.—Supply... ..	£10,561 0 0
Erection	16,969 4 2
	27,530 4 2
Tenders, 6th July.— <i>Erection only</i> , G. H. Royce & Co....	£9,180 9 10
F. A. Franklin	6,811 10 0 accepted.

Tenders for conveyance of bridge-work—Tamworth to Bundarra.—

C. E. Jacques	£3 10s. to £4 0 0 per ton.
Wheatley & Davies	3 14 0 „
P. Rooney	3 15 0 „
A. Hardcastle	3 17 6 „
Wright, Heaton & Co.	4 0 0 „
E. B. Lumley	4 3 6 „
W. E. Potts	4 5 0 „
W. Cohen	4 15 0 „
B. J. McCaffrey	6 0 0 „

(2.) Resumption of Land at Darling Harbour for Railway Purposes :—*Mr. Davies*, for Mr. McElhone, asked the Secretary for Public Works,—

- (1.) On what date did the Government give notice to the owners and lessees of land on the western shores of Darling Harbour that it would be resumed for Railway purposes ?
- (2.) What are the names of owners and lessees who have applied for compensation, and amount claimed by each, with names and amounts so claimed ?
- (3.) Is Mr. J. Lucas, M.L.C., a claimant ; if so, does he claim as owner or lessee ; and if as lessee, the date and period of his lease, and amount claimed by him for land, as above ?
- (4.) In what year was Mr. John Harris, senior, paid his claim for compensation for injury to his property at Pymont, fronting Darling Harbour, and the amount paid to him ?
- (5.) Was any sum paid to any other person on or about that or any other time by the Government for injury or otherwise to their property at Pymont, fronting Darling Harbour ; if so, the name of each person, and the amount paid to each ?

Mr. Lackey answered,—

- (1.) The notification of resumption appeared in the Supplement to the *Government Gazette* of the 14th June, 1881, No. 233, and in the *Sydney Morning Herald* of the 15th June, 1881, as prescribed by law.
- (2.) The information asked in this question will be found in a Return which I have had prepared in satisfaction of a somewhat similar question asked by the Honorable and learned Member for East Sydney, Mr. Reid. This I will presently lay upon the Table.
- (3.) Yes ; Mr. Lucas claims as lessee. The particulars will be found in the Return alluded to. The amount claimed is £76,945.

(4 and 5.)

(4 and 5.)

Name of Claimant.	Amount of Compensation paid to				Date of Payment.		
	Owners.		Lessees.				
	£	s.	d.	£	s.	d.	
<i>Answer to Question 4—</i>							
Harris John.....	12,500	0	0	.....			24 Sept., 1867
<i>Answer to Question 5—</i>							
Harris George	2,083	6	8	.....			24 " "
Harris John	2,083	6	8	.....			24 " "
Harris Margaret.....	2,083	6	8	.....			24 " "
Harris Matthew	2,083	6	8	.....			24 " "
Harris William Henry	2,083	6	8	.....			24 " "
Harris Nancy Ann	2,083	6	8	.....			24 " "
M'Lumley Charles .....	.....			50	0	0	31 May, 1854
Malpriss Mrs. ....	.....			300	0	0	30 Sept., 1853
Read H. H. ....	.....			100	0	0	20 May, 1857
Luckings John .....	.....			500	0	0	30 Sept., 1853
Stephens Ann.....	.....			150	0	0	30 " "
Hanmore Benjamin .....	.....			20	0	0	30 " "
O'Hara Lucy .....	.....			30	0	0	30 " "
O'Halloran Thomas .....	.....			40	0	0	31 Mar., 1854
Thompson Gabriel .....	.....			100	0	0	31 Oct., 1856
Henson Robert .....	.....			60	0	0	30 Nov., 1853
Magrath Patrick.....	.....			300	0	0	30 Sept., 1853
Furnal William .....	.....			70	0	0	30 " "
M'Larkin James.....	.....			30	0	0	30 " "
Quinn John.....	.....			5	0	0	30 " "
Donovan J. ....	.....			50	0	0	30 June, 1854
Harris John (Ultimo)	2,000	0	0	.....			1 July, 1875
Harris John (Shane's Park)	400	0	0	.....			2 Oct., 1876

(3.) Resumption of Land at Darling Harbour for Railway Purposes:—*Mr. Davies*, for *Mr. McElhone*, asked the Secretary for Public Works,—

(1.) On what date did the Government give notice to the owners and lessees of land on the western shores of Darling Harbour that it would be resumed for Railway or other purposes?

(2.) What are the names of owners and lessees of land, as above, who have applied for compensation, and what amount have they claimed, with the names of the claimants?

(3.) Is *Mr. Thomas Garrett, M.L.A.*, one of the claimants; if so, does he claim as owner or lessee, and what amount has he claimed?

(4.) On what date did *Mr. Garrett* purchase or lease the said land; and can he say from whom and when *Mr. Garrett* obtained the information as to the intention of the Government to resume the land on the west side of Darling Harbour?

(5.) Was *Mr. Garrett* appointed or authorized in any way to purchase the said land for the Government?

Mr. Lackey answered,—

(1 and 2.) I have just given the information asked for in these questions.

(3.) Yes; *Mr. Garrett* claims both as freeholder and leaseholder, under the name of *Thomas Garrett*, for £20,108; and as *Thomas Garrett and J. G. H. Swain*, trading as *Swain & Co.*, for £6,841.

(4.) These particulars, being rather voluminous, will be found in a Return herewith. I cannot say from whom *Mr. Garrett* obtained the information of the intention of the Government in this matter, or if he did receive such information.

(5.) No.

RETURN

RETURN showing names of Claimants and nature and amount of Claims in reference to Land recently resumed by Government on the West Side of Darling Harbour.

Names of Claimants.	Nature of Claims.	Numbers of blocks and allotments.	Area of Land on which Claim is made.	Amount of Claim.	Term of Lease.	Yearly Rental.
			a. r. p.	£. s. d.		
John Harris, of Shane's Park	Tenant in fee simple	Part of block 22	0 0 24	1,100 0 0	Lots 1 and 2—30 years lease, commencing 11 September, 1878. Mr. Garrett purchased residue of lease 30 June, 1881, with right to purchase fee simple.	Mr. £16 for 10 years
Thomas Garrett	Freehold and leasehold	" 33	0 2 7	20,108 0 0	Lots 3 and 4—Fee simple purchased by Mr. Garrett, 15 July, 1881. Lots 6 and 7—30 years lease, commencing 1 October, 1878; residue of lease was assigned to Mr. Garrett 6 May, 1881, with right to purchase during the first 10 years.	£16
John Harris, of Shane's Park	Tenant in fee simple	Part of block 60a	1 2 0	131,533 8 11	Lot 8—30 years lease, commencing 13 July, 1879. Mr. Garrett purchased residue of lease 23 May, 1881, with right to purchase fee simple.	£10 4s. for 10 years
Wm. Sanford	Leasehold	" 60b	0 1 14	13,312 15 0	Lots 11 and 12—Fee simple purchased by Mr. Garrett, 8 July, 1881. Lots 13 to 19—30 years lease to Mr. Garrett, commencing 12 May, 1881, with right to purchase.	£80 for 10 years
John Johnson	Sub-lessee	" 60b	0 1 1	19,884 3 0	Lots 20 and 21—30 years lease, commencing 14 September, 1878. Mr. Garrett purchased residue of lease 5 May, 1881, with right to purchase.	£102 for 10 years
John M'Clarkin	Leasehold	" 60b	0 1 1	400 0 0	Lots 22 and 23—Fee simple purchased by Mr. Garrett, 5 August, 1880. Lot 24—30 years lease, commencing 23 October, 1877. Residue of lease, with right to purchase during the first 10 years was assigned to Mr. Garrett, 4 February, 1881.	£7 4s. for 10 years
Maiden, Hill, & Clarke	Tenant in fee simple	Block 60b	1 1 16	21,381 4 0	Lots 25 and 26—Equity of redemption purchased by Mr. Garrett, 20 June, 1880.	years.
William Henry Harris	Freehold	"	1 1 16	15,180 0 0	99 years, commencing 1 October, 1877	£110
William Webb	Leasehold	"	1 r. 20 p. 13 s. yds.	6,841 0 0	50 " " 1 April, 1880	£80
Thos. Garrett & J. G. H. Swain, trading as Swain & Co.	Leasehold	"		37,265 4 1	Unexpired portion of 50 years, commencing 22 April, 1880; sub-lease commenced 1 April, 1881.	£60
D. & W. Robertson	Freehold	"		25,605 13 0	50 years, commencing 22 April, 1880	£20
Trustees of the late General Sir Edward Macarthur.	Freehold	"		168,577 18 0	50 " " 1 October, 1880	£130
Goodlet & Smith	Leasehold	"		45,151 3 8	7 " " 25 March, 1879	£75
Mrs. Fanny Short	Sub-lessee	"		794 10 0	Swain & Co. purchased residue of lease, 27 July, 1881.	£200
W. W. Bilyard	Mortgagees	"		573 10 0	11 years, commencing 22 March, 1880	
Bradly & Boyd	Leasehold	"		1,617 10 0	Not stated.	
John Cook	Leasehold	"		229 13 0	Length of lease not stated, but expires 1 January, 1953	£53
Geo. Jenkins	Mortgagee of Somerville, lessee of Harris.	" 8		561 0 0	Tenant at a yearly rental, tenancy can be cancelled with 3 months notice.	£240
"	Mortgagee of J. Davis, lessee of Harris.	" 1 & 2		10,000 0 0	30 years, commencing 1 December, 1879	£22 4s. for 10 years
G. F. Want	Sub-lessee of Lucas	"		3,515 1 0	Somerville's lease, 30 years, commencing 1 January, 1879.	£33 4s. for 20 years
J. Harris, of Shane's Park	Seised in fee simple	Part of block 33	0 2 14	761,494 4 2	J. Davis' lease, 30 years from 1 October, 1878	£10 4s. for 20 years
		Total				£22 8s. for 20 years

It must be distinctly understood that these Claims have not yet been examined or reported upon by the Government Valuator.

- (4.) Land Resumed at Darling Harbour for Railway Purposes:—*Mr. Davies*, for *Mr. McElhone*, asked the Secretary for Public Works,—Has he given, or has a party named James G. H. Swain received, instructions to collect rents of properties resumed by the Government on west side of Darling Harbour; if not is he aware that this person (Swain) is collecting rents on above property? *Mr. Lackey* answered,—Yes; *Mr. James G. H. Swain* has received instructions temporarily to collect the rents of properties resumed by the Government on the west side of Darling Harbour.
- (5.) Railway from Wallerawang to Mudgee:—*Mr. Davies*, for *Mr. McElhone*, asked the Secretary for Public Works,—
- (1.) Have *Fishburne & Morton*, contractors for the Railway from Wallerawang to Mudgee, received permission in their portion or contract for above Railway to use white-gum sleepers; if so, who gave the authority?
 - (2.) Is he aware that white-gum is a very inferior timber, and will not last long below the ground, and that *Fishburne & Morton* are using, or going to use, large quantities of these white-gum sleepers on the above works; and if they are not allowed by their contract to use them, will he take steps at once to have them condemned?
- Mr. Lackey* answered,—
- (1.) No.
 - (2.) White-gum is an inferior timber, and the contractors will not be allowed to use such timber for any purpose.
- (6.) Railway from Narrabri to the Queensland Border:—*Mr. Campbell* asked the Secretary for Public Works,—Do the Government intend running a Trial Survey for Railway from Narrabri, through Moree, to the nearest point on the Queensland Border?
- Mr. Lackey* answered,—A Trial Survey has been made from Narrabri to Mungindi (on the Queensland Border), but not by way of Moree. There is no intention at present of making the Trial Survey referred to.
- (7.) The Barwin River:—*Mr. Davies*, for *Mr. T. G. Dangar*, asked the Secretary for Public Works,—Referring to my questions and the Minister's replies thereto (Votes and Proceedings of 15th and 18th March, 1881), as to provision being made for snagging the Barwin River from Brewarrina to Walgett, also the approaches to Dangar Bridge at Walgett; over the Barwin River, delayed for the same reason,—Has the consideration of the extension of the Railway to Walgett from Narrabri been considered; and if so, the result; if not so proposed, will the necessary provision be made at once to enable the residents to take advantage of water carriage, and use the Bridge in flooded seasons, when so urgently required?
- Mr. Lackey* answered,—The question of the extension of the Railway from Narrabri to Walgett has been under consideration by the Government, and the country has been examined, but no determination has been arrived at. I may also state that, pending a decision, the snagging of the river, and the Bridge approaches, must remain in abeyance.
- (8.) Bridge at Manilla:—*Mr. Levien* asked the Secretary for Public Works,—Have the drawings and specifications been prepared for the Bridge at Manilla; if not, when will they be prepared, and when will tenders be called for the erection of the Bridge?
- Mr. Lackey* answered,—Some alterations are being made in the drawings. Tenders will be invited in a fortnight.
- (9.) Road from Bora Creek to Quirindi:—*Mr. Levien* asked the Secretary for Public Works,—When did *Mr. Kelly* survey and report upon the proposed new road from Bora Creek to Quirindi; and when does the Department intend to open up the said road for public use?
- Dr. Renwick* answered,—Plan of survey of this road has not been received; it is understood, however, that it is awaiting the necessary inspection of the District Surveyor. There will be no unnecessary delay in dealing with the case when the plan has been received.
- (10.) Public School at Waybridge:—*Mr. Levien* asked the Minister for Public Instruction,—Is he aware that the residents in and about Waybridge are complaining with reference to the delay in proceeding with the building of the Public School there; and when is it the intention of the Department to commence the work?
- Mr. Suttor* answered,—So far as is known in the Department of Public Instruction no complaints have been made with reference to the delay in proceeding with the erection of a building. Improvements in the present building, which has lately been converted from a Provisional to a Public School, are recommended; and this work will be put in hand at once.
- (11.) Resumption of Land at Darling Harbour for Railway Purposes:—*Mr. Reid* asked the Secretary for Public Works,—
- (1.) Has the Minister any objection to state, in reply to my question of Thursday last, whether any valuator or valuers other than *Mr. Mills*, and before his selection, applied for the services of an actuary in connection with the valuation of certain land resumed for Railway purposes at Darling Harbour?
 - (2.) Was an auctioneer ever appointed before to value land resumed by the Railway Department?
 - (3.) What is to be paid for *Mr. Mills's* services?
- Mr. Lackey* answered,—
- (1.) No valuator or valuers other than *Mr. Mills*, and before his selection, applied for an actuary in connection with the valuation of the land referred to.
 - (2.) It has been found necessary to employ assistance beyond the Government valuers before, as in the cases of the Macquarie-street land, and the land taken for the Free Library in Castlereagh street.
 - (3.) £500.
4. ADJOURNMENT:—*Mr. Melville* moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.

5. SMALL DEBTS RECOVERY BILL (*Formal Order of the Day*),—on motion of Mr. Davies, read a third time, and *passed*.

Mr. Davies then moved, That the Title of the Bill be "*An Act for the better recovery of Judgment Debts in District Courts and in Courts of Petty Sessions.*"

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act for the better recovery of Judgment Debts in District Courts and in Courts of Petty Sessions,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 22nd November, 1881.*

6. BOROUGH OF NEWCASTLE LEASING AND IMPROVING BILL (*Formal Order of the Day*),—on motion of Mr. Fletcher, read a third time, and *passed*.

Mr. Fletcher then moved, That the Title of the Bill be "*An Act to authorize the Leasing and Improving of City Properties in the City of Newcastle.*"

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 Leasing and Improving of City Properties in the City of Newcastle,*"—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 copies of the several *Government Gazettes* containing the Proclamations dedicating the lands described in the Schedules to the Bill to the Borough Council of Newcastle.

*Legislative Assembly Chamber,
Sydney, 22nd November, 1881.*

7. PAPERS :—Mr. W. J. Foster laid upon the Table,—

(1.) Regulation under the Prisons Act of 1874.

(2.) Return to an Order made on 26th October, 1881,—"*Court of Petty Sessions at Windeyer.*"

Ordered to be printed.

8. COOKBUNDOON SLATE QUARRY TRAMWAY BILL :—*Mr. Davies*, for *Mr. Teece*, presented a Petition from *William Davies*, of *Goulburn*, Chairman of the *Cookbundoon Slate Company (Limited)*, praying for leave to bring in a Bill to enable a Company called "*The Cookbundoon Slate Company (Limited)*" to construct a Tramway from the *Cookbundoon Slate Quarries* to the *Great Southern Railway*.

And *Mr. Davies* having produced the *Government Gazette*, and the *Sydney Morning Herald*, the *Goulburn Herald*, the *Southern Daily Argus*, and the *Goulburn Evening Penny Post*, newspapers, containing the notices required by the 59th Standing Order,—

Petition received.

9. WAYS AND MEANS :—The Order of the Day having been read,—on motion of *Mr. James 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 fourteen minutes before Twelve 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, 23 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Access to the Bridge over Cook's River at Croydon:—Mr. Henson asked the Secretary for Mines,—Have any steps been taken to give the public access through the land on the southern side to the bridge over Cook's River at Croydon?

Dr. Renwick answered,—A plan of survey of road to provide access to the bridge over Cook's River has quite recently been received, and steps towards its establishment, under the Parish Roads Act, are now being taken.

(2.) Fire Brigades Bill:—Mr. G. A. Lloyd asked the Colonial Secretary,—

(1.) Is it true that a considerable amount of damage was done at the fire in George-street on Thursday night for want of organization among the Fire Brigades?

(2.) Will the Government bring in the Fire Brigades Bill, to prevent such a result in future?

Sir Henry Parkes answered,—It is reported by the Police that "a good deal of damage was done by water to the stock of Mr. Kerr, jeweller, next door to where the fire originated, through want of judgment on the part of some of the Volunteer Firemen." I may add that it is intended to bring in a Bill for the purpose of regulating Fire Brigades.

(3.) Small-pox—Inspection of Railway Passengers to Victoria:—*Mr. Davies*, for Mr. McElhone, asked the Colonial Treasurer,—

(1.) Has he given any instructions to any doctor, Railway official, or constable, to prevent passengers leaving the Railway carriages on arrival at Albury from Sydney until they are examined by or answer certain questions put to them by this doctor; if so, what is the nature of the instructions, and what pay does the doctor receive from this Government?

(2.) Is he aware that passengers are, or have been, prevented from leaving Railway carriages at Albury on arrival from Sydney until the doctor examines or questions them, and will he give instructions to at once put a stop to this practice?

Mr. James Watson answered,—

(1.) At the time of the outbreak of small-pox in June last, Dr. Andrews, of Albury, was instructed to act with a medical officer to be appointed by the Government of Victoria for the purpose of inspecting passengers per Railway passing to Victoria.

(2.) I am not aware of any special instructions under which Dr. Andrews so acts; but as no complaint has been made to me against that officer, I presume he is acting with judgment and discretion for the preservation of the public health. His rate of remuneration is not yet determined upon.

(4.) Tramway in Elizabeth-street:—Mr. Poole asked the Secretary for Public Works,—Will he state the reason why the work of re-laying the Tramway in Elizabeth-street is suspended, and what steps the Government intend to take in order to have the eastern side of the street made available for vehicle traffic, and safe for pedestrians?

Mr. Lackey answered,—Nothing further can be done till the City Council have determined whether they will have the street formed from kerb to kerb at the proportionate cost of the Government and the Corporation. The question is to be reconsidered by the Council at once.

(5.)

(5.) The Case of John Jones, *alias* Lewis :—Mr. Buchanan asked the Attorney General,—

(1.) Is it true that at Campbelltown on the 23rd of May last a man named John Jones, *alias* Lewis, was charged with being drunk and disorderly, when the crime and punishment were divided as follows :—

1. For being drunk and disorderly, fined 20s. or seven days.
2. For using obscene language, fined 20s. or fourteen days.
3. For resisting the Police in the execution of their duty, sentenced to six months imprisonment without the option of a fine.

(2.) Is it true that both the language and resistance took place while the man was being arrested ?

(3.) Will the Attorney General revise this sentence, so that the man may be released if it is found to be illegal ?

Mr. W. J. Foster answered,—

(1.) No. I am informed that the facts are as follows :—On 23rd May last a man named John Jones, *alias* Lewis, pleaded guilty to a charge of being drunk and disorderly, and was fined 20s. or seven days in gaol, and that the same individual was also charged with using obscene language, to which he also pleaded guilty, and was fined 20s. or fourteen days in gaol. He was also charged with resisting the Police, and pleaded guilty, and was sentenced to six months imprisonment without the option of a fine, under section 3 of the Vagrant Act 15 Victoria No. 4; the several sentences to be concurrent. (2 and 3.) Apparently so, and there would not appear to be any necessity to interfere with the Magistrates decision.

(6.) The Case of George Baynham :—Mr. Buchanan asked the Attorney General,—

(1.) Is it true that the man Baynham, who received six months hard labour at Mudgee for stealing a tumbler, took the tumbler in presence of the publican because the publican refused to serve him with drink, and that he gave back the tumbler before leaving the house, and, so far as the parties were concerned, the matter apparently ended ?

(2.) Is it true that the Police, afterwards hearing of the matter, compelled the publican to prosecute Baynham, when he received six months hard labour for the offence ?

(3.) If this is true, will the Attorney General recommend the release of Baynham, he having already suffered three and a half months imprisonment for the offence ?

Mr. W. J. Foster answered,—

(1.) No; he was detected putting two tumblers in his pocket by the reflection of a mirror in an adjoining room.

(2.) The Police, on arrest, gave notice to Mr. Belcher in the usual manner, and he attended and prosecuted. Baynham did receive six months for the offence.

(3.) There appears to be no grounds for recommending the release of Baynham.

(7.) Census Collectors for Gunnedah :—Mr. Buchanan asked the Colonial Secretary,—

(1.) What is the reason that the Census Collectors for Gunnedah and other places have not been paid, and cannot get paid for the work they have done ?

(2.) Is it a fact that, though the work commenced in March and was completed on the 10th of April last, the men are not yet paid; if so, will the Colonial Secretary state the reason of this ?

Sir Henry Parkes answered,—The following information has been supplied by the Registrar General :—

(1.) The Census Collectors for Gunnedah have been paid. The reason why some few others have not been paid is that it is considered they claim more than is due to them.

(2.) It is true that the work was commenced in March, and if it was completed on the 10th of April, that fact in itself is a proof that those who have not yet been paid are claiming considerably more than is due to them.

(8.) The case of M'Gowan :—Mr. Buchanan asked the Colonial Secretary,—

(1.) Is it true that a boy named M'Gowan, who was fourteen years of age at the time he was sentenced to death by Sir Alfred Stephen, having been found guilty of the crime of rape, afterwards commuted to imprisonment for life, has been eleven years in gaol for this crime ?

(2.) Was a numerously signed Petition presented to His Excellency the Governor, praying for a mitigation of punishment ?

(3.) Has the Government come to any conclusion in reference to this case ?

Mr. W. J. Foster answered,—

(1.) Yes; but the prisoner's age at the time of conviction was sixteen, not fourteen, as mentioned in the Honorable Member's question.

(2.) Yes.

(3.) Yes. I find that the late Minister of Justice was of opinion that the time had not yet arrived for the release of this prisoner; but that when he shall have served twelve years, if his conduct in gaol continues good, his case might be brought forward for reconsideration, without any promise being implied that he would then be released.

(9.) Post and Telegraph Office, Glen Innes :—Mr. Fergusson asked the Colonial Secretary,—

Referring to a promise made in July last, that additions and alterations should be made to the Post and Telegraph Office at Glen Innes,—Is it the intention of the Government to have the additions and alterations made to the above offices, as no provision is made in the Estimates for 1882 ?

Sir Henry Parkes answered,—The Colonial Architect reports that plans have been prepared for the additions, &c., in question, and that the cost of the work can be defrayed from the General Vote for repairs, &c., to Post and Telegraph Offices, for which service the sum of £12,000 is on Estimates for 1882.

(10.) Revenue from District of Grenfell :—*Mr. Abigail*, for *Mr. Vaughn*, asked the Colonial Treasurer,—What amount of money has been paid into the Colonial Treasury from the District of Grenfell during the last five years ?

Mr. James Watson answered,—It will take some time to prepare the information necessary to enable me to answer this question, but when obtained I will lay it upon the Table.

(11.) Railway between Gundagai and Cootamundra :—Mr. William Forster asked the Secretary for Public Works,—When is it probable that the Plans, Sections, and Books of Reference for the Railway between Gundagai and Cootamundra will be laid upon the Table?

Mr. Lackey answered,—In about a month from this date.

2. CUDJEGONG TOWN HALL BILL:—Mr. Terry, 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 28th October, 1881; together with Appendix, and a copy of the Bill as amended and agreed to by the Committee.

Ordered to be printed.

Mr. Terry then moved, That the Bill be read a second time on Friday, 2nd December.

Question put and passed.

3. COMPENSATION TO G. MCGLADE (*Formal Motion*):—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, minutes, reports, memorials, and other documents, dated since last Session of Parliament, having reference to the claim of G. McGlade, or his wife, for payment of a sum of £300 voted by Parliament in the Appropriation Act of last Session by way of compensation for loss or damage incurred by the said G. McGlade in consequence of the seizure and occupation of his premises by bushrangers and attack made upon them therein by the Police in November, 1879.

Question put and passed.

4. COOKBUNDOON SLATE QUARRY TRAMWAY BILL (*Formal Motion*):—Mr. Teece moved, pursuant to Notice, for leave to bring in a Bill to enable a Company called "The Cookbundoon Slate Company (Limited)" to construct a Tramway from the Cookbundoon Slate Quarries to the Great Southern Railway.

Question put and passed.

5. MR. JUSTICE HARGRAVE (*Formal Motion*):—Mr. Buchanan moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of all correspondence between Mr. Justice Hargrave and the Government, or any Member of it, together with all and every communication, and all minutes of the Executive Council, bearing upon Mr. Justice Hargrave's application for leave of absence; and also the same as to his resignation of his office of Judge of the Supreme Court.

Question put and passed.

6. PAPER:—Mr. James Watson laid upon the Table,—Return (*in part*) to an Order made on 22nd July, 1881,—“Electorate of Boorowa.”

Ordered to be printed.

7. COOKBUNDOON SLATE QUARRY TRAMWAY BILL:—Mr. Teece 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 a Company called 'The Cookbundoon Slate Company (Limited)' to construct a Tramway from the Cookbundoon Slate Quarries to the Great Southern Railway,"—read a first time.

8. DENTON'S ESTATE LEASING AND MORTGAGING 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 Trustees of the Will of the late Henry Denton to grant building and improving leases of certain lands devised by the said Will and to borrow money by mortgage of such lands for the purpose of building upon and improving the same,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 23rd November, 1881.

JOHN HAY,
President.

9. INFLUX OF CHINESE RESTRICTION BILL (*Free Conference*):—The time having arrived for holding the Free Conference with the Legislative Council on the subject of certain amendments made by the Council in the Influx of Chinese Restriction Bill, disagreed to by the Assembly, and insisted on by the Council,—the Clerk, by direction of Mr. Speaker, called over the names of the Managers appointed on behalf of the Assembly.

And Mr. Joseph P. Abbott not answering, and the Seat of Mr. Stephen Brown having been declared vacant by reason of his acceptance of the office of Postmaster General,—on motion of Sir Henry Parkes, Mr. G. A. Lloyd and Mr. Turner were appointed in the room of Mr. Abbott and Mr. Brown.

The Managers then proceeded to the Conference, attended by the Sergeant-at-Arms,—the business of the House being suspended during their absence.

The Managers having returned,—Sir Henry Parkes, on their behalf, reported that the Managers chosen by this House had met the Managers appointed by the Legislative Council, and having conferred together with reference to the Assembly's disagreements to certain amendments made by the Council in the Influx of Chinese Restriction Bill, they had agreed to the following arrangement:—

That the Managers for the Legislative Council recommend to the Council not to insist upon its amendments omitting clauses 6 and 8, and that the Managers for the Legislative Assembly recommend to the Assembly to assent to the Council's amendments omitting clauses 7 and 13.

Sir Henry Parkes then (*by consent*) moved, That this House do now resolve itself into a Committee of the Whole for the consideration of the report brought up by its Managers from the Free Conference.

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 no longer insists upon its disagreements from the Council's amendments which omit clauses 7 and 13.

On motion of Sir Henry Parkes, the report was adopted.

10. **WAYS AND MEANS** :—The Order of the Day having been read,—on motion of Mr. James 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.

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 1882, there be granted out of the Consolidated Revenue Fund of New South Wales the sum of £1,389 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.

11. **INFUX OF CHINESE RESTRICTION BILL** :—

(1.) Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated the 3rd November, 1881, and also the report of the Managers on its behalf of the Free Conference with the Legislative Assembly, held this day, in reference to the Influx of Chinese Restriction Bill,—does not insist upon its amendments in this Bill which propose the omission of clauses 6 and 8, but does insist upon its amendments which propose the omission of clauses 7 and 13.

*Legislative Council Chamber,
Sydney, 23rd November, 1881.*

JOHN HAY,
President.

(2.) Ordered, on motion of Sir Henry Parkes, that the following Message be carried to the Legislative Council :—

MR. PRESIDENT,

The Legislative Assembly having taken into consideration the Legislative Council's Message dated the 23rd instant, and also the report of the Managers on behalf of the Assembly at the Free Conference with the Legislative Council, in reference to the Council's amendments in the Influx of Chinese Restriction Bill, disagreed to by the Assembly and insisted on by the Council,—no longer insists upon its disagreements from the Council's amendments which omit clauses 7 and 13.

*Legislative Assembly Chamber,
Sydney, 23rd November, 1881.*

The House adjourned at fifteen 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, 24 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Colonial Sugar Refining Company:—Mr. Poole asked the Colonial Treasurer,—Will he say what number of tons of sugar were refined by the Colonial Sugar Refining Company, and the amount of the duty paid by that Company upon such refined sugar for the year 1880?

Mr. James Watson answered,—Sugar, refined, 1880, 13,303 tons; amount of duty paid, £35,500.

(2.) Patents:—Mr. Poole asked the Minister of Justice,—

(1.) Will he say who are the persons constituting the Board for the granting of Patents?

(2.) The number of Patents granted?

(3.) The total amount of fees paid by the Patentees?

(4.) The amount of the fees received by each Member of the Board for the year 1880 in each case?

Mr. W. J. Foster answered,—

(1.) There is no fixed Board; but when occasion arises two competent persons are chosen to constitute a Board for the granting of Patents, and are selected, according to the nature of the particular case, to examine and report upon each application for Letters of Registration.

(2.) Ninety-five.

(3.) One thousand nine hundred pounds.

(4.) Each Member of the Examining Board received the sum of three guineas for his services in respect of each case.

(3.) Carriage of Fruit from Parramatta to Sydney:—*Mr. Jacob*, for Mr. McCulloch, asked the Secretary for Public Works,—

(1.) Is he aware that the arrangements for the carriage of fruit from Parramatta to Sydney are insufficient, sometimes as long as five and six hours being taken in the journey to Sydney, and that in consequence the market is missed and the fruit wasted?

(2.) Will he cause alterations to be made so as to avoid this alleged inconvenience in future?

Mr. Lackey answered,—Inquiry has been made, and it is stated that no such delay as that represented has taken place; on the contrary, the requirements of the fruit-growers are fully met, and no representation or complaint that they are not met has been made.

(4.) Road between Parramatta and Ryde:—*Mr. Jacob*, for Mr. McCulloch, asked the Secretary for Mines,—Is it the intention of the Government to proclaim the Road recently surveyed between Parramatta and Ryde; and will he say what is the cause of the delay in proceeding with the opening of the Road?

Dr. Renwick answered,—Preliminary notification of this Road, under 4 William IV. No. 11, appeared in the *Government Gazette* of the 16th August last, since which time several objections have been lodged, the consideration of which is delayed awaiting the receipt of papers now with the Crown Solicitor.

(5.) Road between Iron Cove and Parramatta River Bridges:—*Mr. Jacob*, for Mr. McCulloch, asked the Secretary for Public Works,—

(1.) Has the Road between the Iron Cove and Parramatta River Bridges been laid out yet?

(2.) Will the Road be properly made before the completion of the Iron Cove Bridge?

Mr. Lackey answered,—

(1.) The road has been laid out.

(2.) All necessary improvement will be made before completion of Bridge.

(6.)

- (6.) Tramway to Gladesville and Hunter's Hill :—*Mr. Jacob*, for *Mr. McCulloch*, asked the Secretary for Public Works,—Is it his intention to submit any proposals this Session for the construction of a Tramway to Gladesville and Hunter's Hill; if not, when is it likely that such proposals will be submitted?

Mr. Lackey answered,—It is not necessary to submit to Parliament proposals for Tramway Lines in the City and Suburbs of Sydney. These Lines are, by the provisions of the Tramway Act, to be decided by the Governor with the advice of the Executive Council. The question of a Tramway in the direction referred to will be shortly under consideration.

- (7.) Parramatta River Bridge :—*Mr. Jacob*, for *Mr. McCulloch*, asked the Secretary for Public Works,—Is it true that one of the piers of the Parramatta River Bridge is not on solid foundation, and that in consequence of such being the case the Bridge will not carry a Tramway?

Mr. Lackey answered,—No; the Bridge has been tested with 30 tons, and will carry far more on this pier. No suggestion has been made that it would not carry a Tramway, which it will be quite equal to.

- (8.) Railway from Goulburn to Cooma :—*Mr. Rutledge* asked the Secretary for Public Works,—
(1.) Will the Government place upon the Table of the House this Session the Plans, Sections, and Book of Reference of the Railway Line, Goulburn to Cooma?
(2.) Should the Government be unable to have the Plans, &c., for the whole distance prepared, would there be any objection to have them approved for that portion of the Line between Goulburn and Tarago?

Mr. Lackey answered,—Yes, in about a fortnight from date.

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.) Designs of Towns and Villages Correcting Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 29.

A Bill, intituled "*An Act to extend the power of correcting Designs or Plans of Towns and Villages and the limits of Suburban Lands*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 24th November, 1881.

- (2.) Ringbarking on Crown Lands Regulation Bill (No. 2) :—

AUGUSTUS LOFTUS,
Governor.

Message No. 30.

A Bill, intituled "*An Act to regulate Ringbarking on Crown Lands and to limit claims for compensation under the fifteenth section of the 'Lands Acts Further Amendment Act of 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, 24th November, 1881.

- (3.) Dedicated Crown Lands Resumption Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 31.

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

Government House,
Sydney, 24th November, 1881.

- (4.) Armidale Roman Catholic Church, School, and Presbytery Land Sale Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 32.

A Bill, intituled "*An Act to enable the Venerable Samuel John Austin Sheehy and Thomas Cooper Makinson Trustees of certain Land in the City of Armidale and the Very Reverend John Thomas Lynch Trustee of certain other Land in the said City respectively to sell the said respective Lands and to provide for the application 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, 24th November, 1881.

3. PAPER:—Mr. W. J. Foster laid upon the Table,—Return to an Address adopted on 15th November, 1881,—“The Master in Equity.”
Ordered to be printed.
4. COOKBUNDOON SLATE QUARRY TRAMWAY BILL (*Formal Motion*):—Mr. Teece moved, pursuant to Notice,—
(1.) That the Cookbundoon Slate Quarry Tramway Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.
(2.) That such Committee consist of Mr. Davies, Mr. Proctor, Mr. Terry, Mr. Beyers, Mr. Holborow, Mr. Carter, Mr. Byrnes, Mr. Abigail, and the Mover.
Question put and passed.
5. ADDITIONAL SITTING DAY (*Sessional Order*):—Sir Henry Parkes moved, pursuant to Notice, That during the remainder of the present Session, unless otherwise ordered, Monday be a sitting day of this House, and that Government Business take precedence of General Business on that day.
Debate ensued.
Question put.
The House divided.

Ayes, 50.

Mr. R. P. Abbott,	Mr. Kidd,
Mr. Andrews,	Mr. Lackey,
Mr. Russell Barton,	Mr. G. A. Lloyd,
Mr. Beyers,	Mr. Lynch,
Mr. Brodribb,	Mr. Martin,
Mr. John Brown,	Mr. McCulloch,
Mr. Cameron,	Sir Henry Parkes,
Mr. Campbell,	Mr. Purves,
Mr. Carter,	Dr. Renwick,
Mr. Cass,	Mr. Roseby,
Mr. Henry Clarke,	Mr. Rutledge,
Mr. Cooke,	Mr. Byrie,
Mr. Copeland,	Mr. See,
Mr. Cramsie,	Mr. Suttor,
Mr. H. C. Dangar,	Mr. Teece,
Mr. Davies,	Mr. Terry,
Mr. Day,	Mr. Trickett,
Mr. Fawcett,	Mr. Vaughn,
Mr. W. J. Foster,	Mr. James Watson,
Mr. Fullford,	Mr. Wilson,
Mr. Garrard,	Mr. Wisdom,
Mr. Garrett,	Mr. Young.
Mr. Holborow,	
Mr. Hoskins,	<i>Tellers,</i>
Mr. Jacob,	Mr. Fletcher,
Mr. Kerr,	Mr. B. B. Smith.

Noes, 19.

Mr. Abigail,
Mr. Byrnes,
Mr. Dillon,
Mr. Farnell,
Mr. Fergusson,
Mr. Fitzpatrick,
Mr. William Forster,
Mr. Fremlin,
Mr. Garvan,
Mr. Levien,
Mr. Lyne,
Mr. McLaughlin,
Mr. Murray,
Mr. Pigott,
Mr. Poole,
Dr. Ross,
Mr. Tarrant.

Tellers,

Mr. O'Connor,
Mr. Slattery.

And so it was resolved in the affirmative.

6. GRAFTON PRESBYTERIAN CHURCH LAND SALE BILL:—Mr. Burns, 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 28th October, 1881; together with Appendix, and a copy of the Bill as agreed to by the Committee.
Ordered to be printed.
Mr. Burns then moved, That the Bill be read a second time on Friday, 2nd December.
Question put and passed.
7. LICENSING BILL (No. 2):—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. Suttor 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 considering new clauses to stand clauses 21, 33, 68, 69, 70, and 71 of the Bill, and further considering clauses 22, 23, 24, 28, 29, 37, 40, 43, 44, 46, 51, 53, 58, and 75.”
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 considering new clauses to stand clauses 21, 33, 68, 69, 70, and 71 of the Bill, and further considering clauses 22, 23, 24, 28, 29, 37, 40, 43, 44, 46, 51, 53, 58, and 75,—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.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 25 NOVEMBER, 1881, A.M.

Mr. Speaker resumed the Chair; and the Chairman reported the Bill 3^o, with further amendments.
Ordered, that the adoption of the report stand an Order of the Day for This Day.

8. METROPOLITAN MAGISTRATES BILL:—The following Message from His Excellency the Governor was delivered by Mr. W. J. Foster, and read by Mr. Speaker:—

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 authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District, and to define in certain respects the powers of Magistrates within the said District.

*Government House,
Sydney, 24th November, 1881.*

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 80.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 25 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Transfer of a Publican's License to James Fay:—*Mr. Fergusson*, for *Mr. Murray*, asked the Minister of Justice,—

(1.) Did the Bench sitting at the Central Police Court on the 15th instant transfer a publican's license to James Fay?

(2.) Was the same application refused a fortnight previously?

(3.) Did the Police object on the ground that Fay's Hotel has been the nightly resort of reputed gamblers, and that he allowed them to remain until 2 or 3 o'clock in the morning?

(4.) What are the names of the Magistrates who sat in this case, distinguishing those who are on the Roster of that Court, those who were for and against the transfer, and those who were present when the transfer was refused?

(5.) Has the Minister of Justice any objection to lay all the papers in connection with the case upon the Table of the House?

Mr. W. J. Foster answered,—

(1.) Yes.

(2.) Same application refused 28th October, 1881.

(3.) Yes.

(4.)—

Names of Magistrates who sat in the Case.	On Roster.	For the Transfer.	Against the Transfer.	Present when refused.
Messrs. Palmer, Hardy, Graham, Field, *T. Chapman, O'Connor, Calvert, *Woods, Alexander, *R. Fowler, *Hill, Hart, Renwick, *Hogan, Pritchard, Dean, Carter, Palsler, Armstrong, *Playfair, T. R. Smith, and Hyam.	Messrs. Palmer, Graham, Calvert, Alexander, Renwick, Pritchard, Carter, Armstrong, Hyam, Hardy, Field, O'Connor, Hart, Dean, Palsler.	Mr. Graham was the only one who dissented.	Mr. Graham, J.P., moved on the 15th November, "That the license be not granted." No one seconded the motion.	Messrs. Withers, Barden, Graham, Palsler. MEMO. — There were others present, but did not sign.

Those marked thus * were not on the Roster.

(5.) There will be no objection to lay copies of the papers in connection with the case upon the Table of the House.

(2.) Railway between Orange, Molong, and Forbes:—*Mr. Jacob*, for *Dr. Ross*, asked the Secretary for Public Works,—When is it probable that the Plans, Sections, and Books of Reference for the Railway between Orange, Molong, and Forbes will be laid upon the Table?

Mr. Lackey answered,—Every effort will be made to get these Plans ready to lay before Parliament during the present Session.

(3.) Road from Coonamble to Warren:—*Mr. Davies*, for *Mr. Cass*, asked the Secretary for Mines,—

(1.) On what date were instructions issued to the District Surveyor at Dubbo to survey the proposed new Road from Coonamble to Warren?

(2.) Has any report from the District Surveyor on the subject been furnished to the Minister; if not, will he take the necessary steps to have such survey made without delay?

Dr.

Dr. Renwick answered,—

(1.) On the 2nd May, 1881.

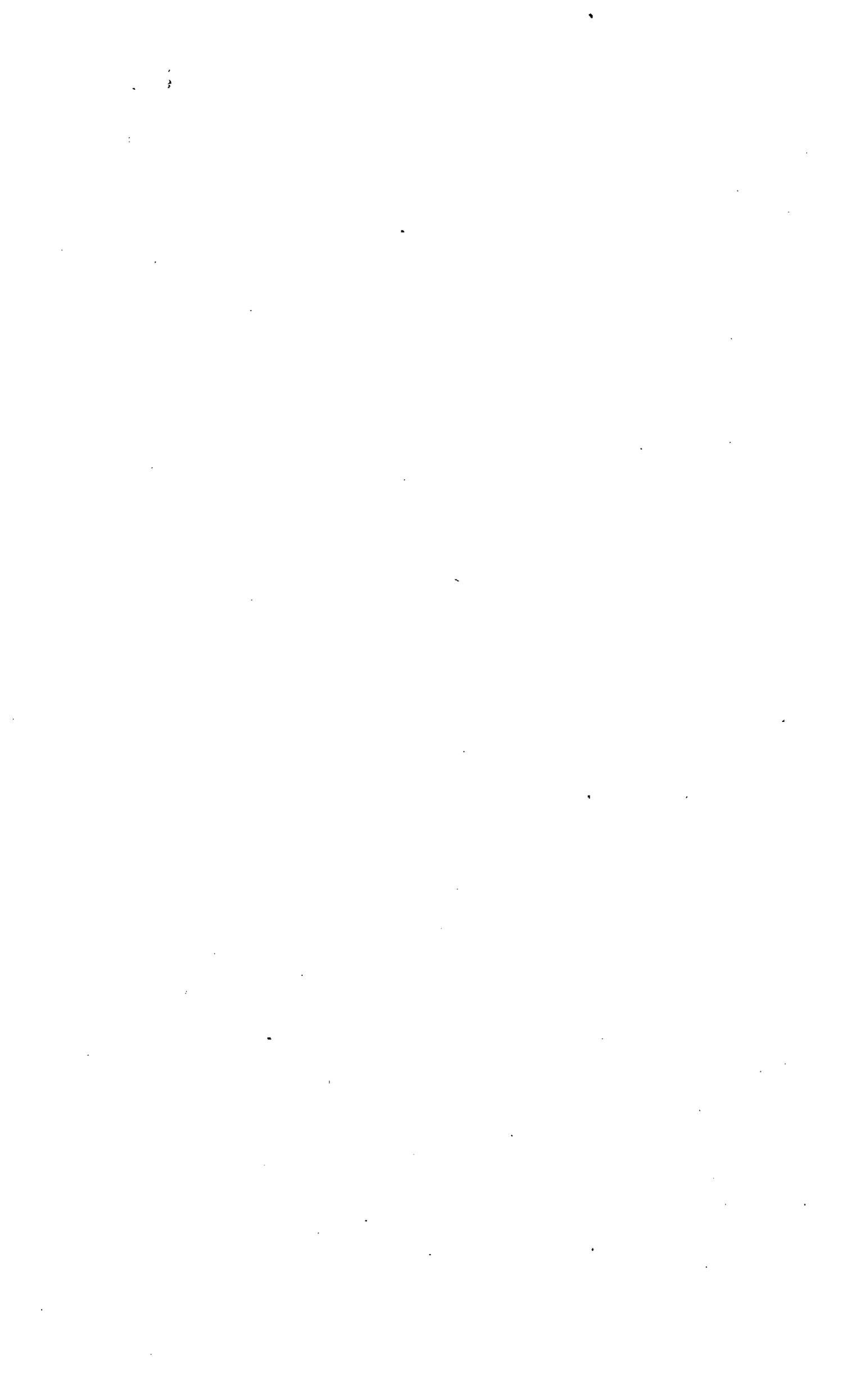
(2.) On the 13th September last the District Surveyor reported that he proposed to employ a Surveyor as soon as possible to make the survey. Steps will be taken to expedite this survey, and to have the road made available.

2. **BURTOFT'S ESTATE BILL** :—Mr. Farnell presented a Petition from Elizabeth Betty Ambro Buibei Burtoft, widow, and Emma Geddes, wife of James Geddes, praying for leave to bring in a Bill to enable Elizabeth Betty Ambro Buibei Burtoft and Emma Geddes, the tenants for life under the Will of John Burtoft, deceased, to borrow the sum of five thousand pounds on mortgage of land in Park-street, Sydney.
And Mr. Farnell having produced the *Government Gazette*, and the *Sydney Morning Herald* newspaper, containing the notices required by the 59th Standing Order,—
Petition received.
3. **PLANTS AND SEEDS DISTRIBUTED AND RECEIVED BY THE CURATOR OF THE BOTANICAL GARDENS, SYDNEY (Formal Motion)** :—Mr. Farnell moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing,—
(1.) The names and number of all trees, plants, shrubs, of any kind whatever, and seeds, indigenous or otherwise, that have been supplied or distributed to other Countries, Colonies, Public Institutions, or to private individuals, by the Curator of the Botanical Gardens during, say, the last five years.
(2.) The value of all such trees, plants, shrubs, and seeds supplied or distributed to each Country, Colony, Public Institution, or private individual.
(3.) The names and number of the trees, plants, shrubs, and seeds that have been received in exchange from other Countries, Colonies, or from private individuals, and the value thereof respectively.
Question put and passed.
4. **PUBLIC AND DENOMINATIONAL SCHOOLS IN THE POLICE DISTRICTS OF CAMDEN AND CAMPBELLTOWN (Formal Motion)** :—Mr. Kidd, for Mr. Stuart, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers and correspondence, either with the Colonial Secretary or with the Department of Public Instruction, relative to the sanitary and moral condition of the Schools—Public and Denominational—in the Police Districts of Camden and Campbelltown, particularly as relating to charges made by the Government Medical Officer as to the sanitary and moral state of the Schools at Camden Park, Theresa Park, and Cobbitty.
Question put and passed.
5. **POSTPONEMENT** :—The Order of the Day for the second reading of the Scrub Destruction on Crown Lands Bill postponed until Friday, 16th December.
6. **TRADE UNION BILL** :—The Order of the Day having been read,—Mr. Garrard moved, "That" this Bill be now read a second time.
Debate ensued.
Mr. Cameron moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion in their place of the words "this Bill be referred to a Select Committee for consideration and report."
(2.) That such Committee consist of Sir Henry Parkes, Dr. Renwick, Mr. Fletcher, Mr. Turner, Mr. Garrard, Mr. Trickett, Mr. Poole, Mr. Henry Clarke, Mr. Burns, and the Mover."
Question proposed,—That the words proposed to be omitted stand part of the Question.
Debate continued.
Proposed amendment, by leave, withdrawn.
Original Question,—That this Bill be now read a second time,—put and passed.
Bill read a second time.
On motion of Mr. Garrard, 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. Garrard (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Monday next.
7. **POSTPONEMENTS** :—The following Orders of the Day postponed :—
(1.) Attendants at Parramatta Lunatic Asylum; consideration in Committee of an Address to the Governor;—*until Friday, 16th December*.
(2.) Press Bill; second reading;—*until Friday next*.
8. **ANIMALS PROTECTION BILL** :—The Order of the Day having been read,—Mr. McLaughlin 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. McLaughlin, 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, and with an amendment in the Title.
On motion of Mr. McLaughlin (*with the concurrence of the House*), the report was adopted.
Ordered, that the Bill be read a third time on Monday next.
9. **EVIDENCE IN SUMMARY CONVICTIONS BILL** :—The Order of the Day having been read,—on motion of Mr. Pigott, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Legislative Council's amendments in this Bill.
Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had disagreed to the Council's amendments.
On motion of Mr. Pigott, the report was adopted.

10. GOVERNMENT TRAMWAYS :—The Order of the Day for the resumption of the adjourned Debate in reference to Government Tramways read,—and, on motion of Mr. Copeland, discharged.
11. BARRISTERS ADMISSION BILL :—The Order of the Day for the second reading of this Bill having been read, and no action being taken thereon, it dropped.

The House adjourned at Eleven o'clock, until Monday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 81.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 28 NOVEMBER, 1881.

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

QUESTIONS :—

(1.) Application of Dominico Rognine & Party to Mine under a Road :—*Mr. Davies*, for *Mr. Buchanan*, asked the Secretary for Mines,—

(1.) Will he say why liberty has not been granted to Dominico Rognine & Party to mine under a certain road, although the Under Secretary has written them a letter a month ago that such liberty would be granted?

(2.) Will the Minister order the liberty to be granted at once?

Dr. Renwick answered,—This, and similar applications to mine, under section 28 of the Mining Act, have been delayed in consequence of the necessity which has arisen of framing other conditions than those hitherto used for all such cases. I have now completed these new conditions, and as soon as they have been sanctioned by the Government the permission asked for will at once be granted.

(2.) *Mr. Plunkett*, J.P., Gulgong :—*Mr. Davies*, for *Mr. Buchanan*, asked the Colonial Secretary,—

(1.) Is he aware that some time ago a Petition from the people of Gulgong was presented to the Government complaining that *Mr. Plunkett*, Justice of the Peace, was at the same time editor and part proprietor of a newspaper published in Gulgong, and that *Mr. Plunkett* wrote violent articles in his newspaper against leading citizens, and afterwards presided on the Bench and adjudicated in matters in which they were concerned?

(2.) What has been the fate of that Petition; and will the Colonial Secretary secure the people of Gulgong against a violent newspaper writer presiding as a Justice of the Peace?

Sir Henry Parkes answered,—A Petition similar to the one characterized by this question has been received at the Colonial Secretary's Office. It will be our duty when new Magistrates are appointed to endeavour to select one or more for Gulgong.

(3.) Boundary between New South Wales and Queensland :—*Mr. T. G. Dangar* asked the Secretary for Lands,—Has *Mr. Surveyor Cameron* completed the survey of the Boundary Line between New South Wales and Queensland easterly from the Warrego River to the M'Intyre River; and if so, the particulars?

Mr. Hoskins answered,—The survey has been completed recently, but the report of *Mr. Cameron*, giving the particulars, has not yet been received.

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

(1.) Further Return to an Address adopted on 6th July, 1877,—“Immigration”—Ship “Northampton.”

(2.) Notification of Land resumed at Thalaba for Public School Purposes, under the Lands for Public Purposes Acquisition Act.

Ordered to be printed.

3. TRADE UNION BILL (*Formal Order of the Day*)—on motion of *Mr. Garrard*, read a third time, and passed.

Mr. Garrard then moved, That the Title of the Bill be “*An Act to amend the Law relating to Trades Unions.*”

Question put and passed.

Ordered.

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 relating to Trades Unions*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Assembly requests the concurrence of the Legislative Council.

Legislative Assembly Chamber,
Sydney, 28th November, 1881.

TRADE UNION BILL.

Schedule of the Amendments referred to in Message of 28th November, 1881.

STEPHEN W. JONES,
Clerk of the Legislative Assembly.

Page 2, clause 7, line 30. *Omit "one acre" insert "seven acres"*
Page 6, clause 19, line 18. *Add to clause "or be allowed to vote at any meeting thereof until he " is eighteen years of age"*
Page 8, clause 31, line 36. *Omit "masters" insert "employers"*
„ 8, clause 31, line 37. *Omit "masters and masters" insert "employers and employers"*

Examined,—

ANGUS CAMERON,
Chairman of Committees.

4. SINGLETON GAS BILL :—Mr. Burns, 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 29th September, 1881 ; together with a copy of the Bill as amended and agreed to by the Committee.

Ordered to be printed.

Mr. Burns then moved, That the Bill be read a second time on Friday, 9th December.

Question put and passed.

5. LICENSING BILL (No. 2) :—The Order of the Day having been read for the adoption of the report 3^o from the Committee of the Whole on this Bill,—Mr. Wisdom 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 30, 33, and 62, to consider two new clauses to stand " clauses 73 and 74 of the Bill, to omit the original clause 21, and to reconsider the Schedules."

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 30, 33, and 62, to consider two new clauses to stand clauses 73 and 74 of the Bill, to omit the original clause 21, and to reconsider the Schedules,—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 4^o, with further amendments.

Ordered, that the adoption of the report stand an Order of the Day for to-morrow.

6. METROPOLITAN MAGISTRATES BILL :—The Order of the Day having been read,—Mr. W. J. Foster moved, That this Bill be now read a second time.

Debate ensued.

Question put.

The House divided.

Ayes, 34.

Mr. Joseph P. Abbott,	Mr. Henson,
Mr. R. P. Abbott,	Mr. Hoskins,
Mr. Andrews,	Mr. Kidd,
Mr. Boyers,	Mr. Lackey,
Mr. Brodribb,	Mr. G. A. Lloyd,
Mr. Cameron,	Mr. Lynch,
Mr. Campbell,	Mr. Murray,
Mr. Carter,	Sir Henry Parkes,
Mr. Cass,	Mr. Reid,
Mr. Cooke,	Dr. Renwick,
Mr. Copeland,	Mr. Suttor,
Mr. T. G. Dangar,	Mr. Tooth,
Mr. Davies,	Mr. James Watson,
Mr. Day,	Mr. Wisdom.
Mr. Douglas,	
Mr. Fawcett,	Tellers,
Mr. W. J. Foster,	Mr. R. B. Smith,
Mr. Fullford,	Mr. Trickett.

Noes, 16.

Mr. Burdekin,
Mr. Burns,
Mr. William Clarke,
Mr. Dillon,
Mr. Fitzpatrick,
Mr. William Forster,
Mr. Garrett,
Mr. Garvan,
Mr. Jacob,
Mr. Martin,
Mr. Poole,
Mr. Tarrant,
Mr. Terry,
Mr. Young.
Tellers,
Mr. See,
Mr. Henry Clarke.

And so it was resolved in the affirmative.

Bill read a second time.

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

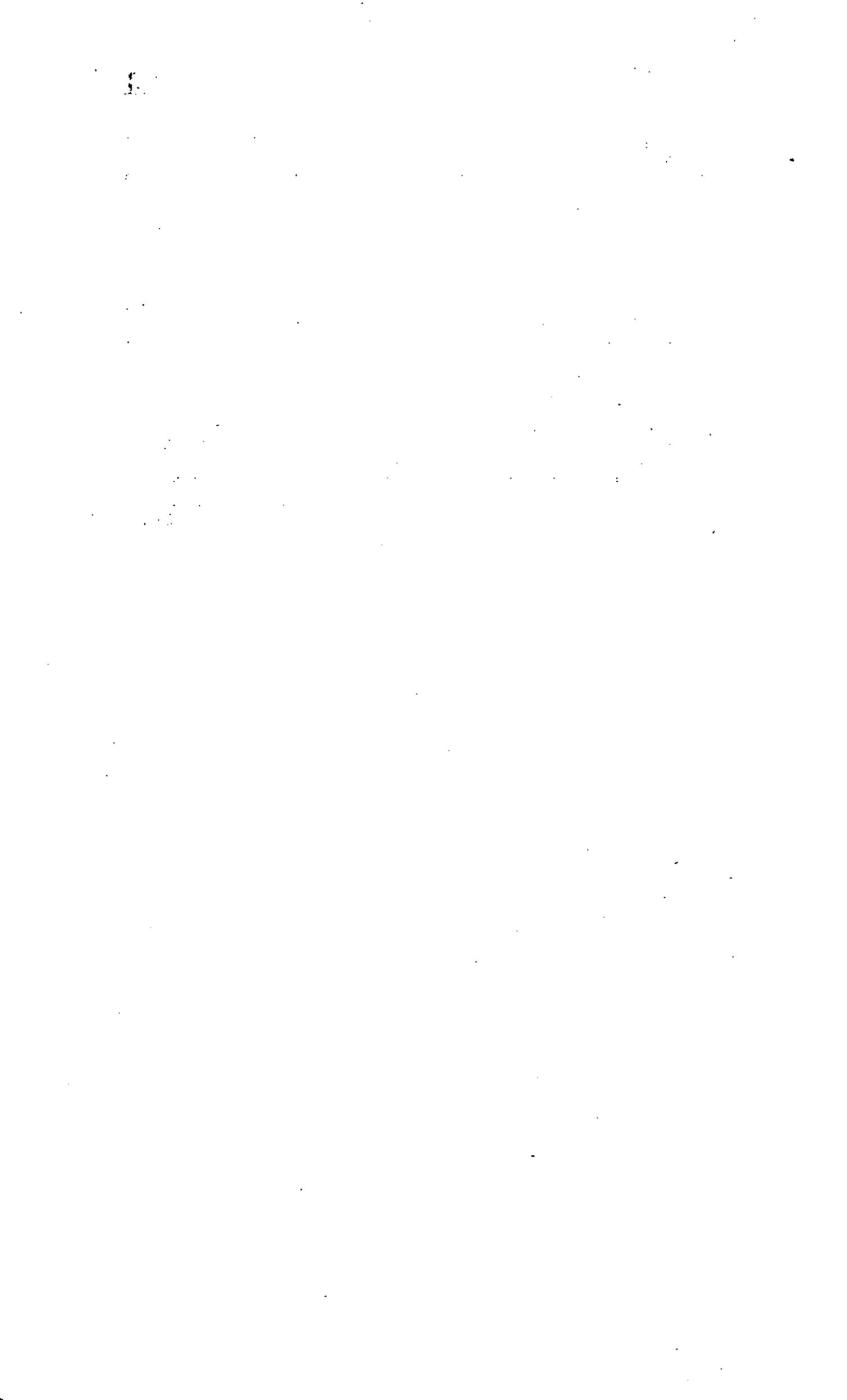
Mr. Speaker resumed the Chair ; and the Chairman reported the Bill with amendments.

Ordered, that the adoption of the report stand an Order of the Day for to-morrow.

7. **POSTPONEMENTS**:—The Orders of the Day Nos. 3, 4, and 5 of Government Business postponed until to-morrow.
8. **LUNACY 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 (*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 Billiard and Bagatelle Licensing Bill postponed until to-morrow.
10. **CATTLE SALE-YARDS ADDITIONAL LOAN 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 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.

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. 82.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 29 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Railway Cuttings at Moonbi Ranges:—*Mr. Davies*, for *Mr. McElhone*, asked the Secretary for Public Works,—

- (1.) What increase, if any, has it been found necessary to make in the earthwork quantities of the cuttings round or about the Moonbi Ranges?
- (2.) What will be the cost of any such increase?
- (3.) If any increase has been made, who is the officer directly responsible for the mistake which caused the increase, and is such officer the same as the one who made the miscalculations in the estimate for the Wallerawang and Mudgee Line?
- (4.) Is such officer still holding his position in the Railway Department?

Mr. Lackey answered,—

- (1 and 2.) Increase in quantity of cuttings, 474,342 cubic yards, at 3s. 6d., £83,009 17s.; less side cutting, 284,852 cubic yards, and estimated amount saved in timber bridges and brick retaining walls, £40,394 15s. The cost of increase is therefore, £42,615 2s.
- (3.) There was no mistake made in taking out the quantities; but the increase in the cuttings is entirely due to large slips and the character of the strata through which the Line passes, making it absolutely necessary to take out the cuttings at a greater slope than shown on the working section. No more excavation, however, has been taken out than was necessary to make the Line safe for traffic.
- (4.) There is no officer blamable in this matter.

(2.) Recreation Ground at Raymond Terrace:—*Mr. Jacob* asked the Secretary for Mines,—

- (1.) Are licenses from time to time granted to take earth and other material from the Reserve for Public Recreation in the Town of Raymond Terrace?
- (2.) If so, how many have been issued during this year, and to whom?
- (3.) Do such licenses come strictly within existing regulations?
- (4.) If they do, will he consider the desirableness of so altering the regulations as to prevent the only Recreation Ground at Raymond Terrace from being rendered unsightly and unsafe?

Dr. Renwick answered,—No. This Reserve, like all others, is not open to the operation of persons holding licenses to remove earth, &c. It is reported by the Bailiff of Crown Lands that two persons are engaged in removing stone from a quarry within the Reserve, but their action appears to me to be illegal. The legitimate method of protecting the interest of the public as regards this Reserve would seem to consist in the appointment of Trustees, if none exist.

(3.) Resumption of Land at Darling Harbour:—*Mr. Reid* asked the Secretary for Public Works,—

- (1.) Has he any objection to lay upon the Table of the House this afternoon (as an exhibit) any sketch or plan showing the position of the land resumed on the western side of Darling Harbour?
- (2.) Will he be good enough to state the total area resumed?
- (3.) Has he any objection to lay upon the Table a Return showing, in a combined form, all the claims made in respect of each lot?
- (4.) What are the names of the applicants for the position of Valuator of the land alluded to, and when was *Mr. Mills* appointed?

Mr.

- Mr. Lackey answered,—
- (1.) I will presently lay this upon the Table as an exhibit only.
 - (2.) About 12 acres and 2 roods.
 - (3.) The Return herewith will give the information as nearly as it can be obtained at present.
 - (4.) I am not aware of any applications for the position of Valuator of the land in question before the appointment of Mr. Mills on the 11th instant.
- (4.) Mr. G. H. Cox's Conditional Purchases :—Mr. Beyers asked the Secretary for Lands,—Did not the Honorable G. H. Cox, M.L.C., on the 7th November, 1878, at Mudgee, select 100 acres adjoining his freehold of 30 acres in the Parish of Prambong, and subsequently, on the 14th April, 1881, another additional conditional purchase of 360 acres; and do the said selections interfere with the rights of others?
- Mr. Hoskins answered,—Mr. Cox selected land on the dates mentioned. I am not aware of such selections interfering with the rights of others. The earlier selection has been duly measured. Upon that made in April last, the Surveyor's report has not yet been received.
- (5.) Road from Stony Creek to Wollar :—Mr. Beyers asked the Secretary for Public Works,—Is the Assistant Engineer about making a road from Stony Creek to Wollar, across the farms of William M'Donough and others; and is the said road required?
- Mr. Lackey answered,—The deviation in question is recommended by the Assistant Engineer and two officers of the Survey Department, one of whom is now engaged in its survey; such deviation is required to improve the road.
- (6.) Court of Petty Sessions for the Eastern Suburbs :—Mr. Trickett asked the Minister of Justice,—
- (1.) Have not representations by letters, deputations, and otherwise, been made at various times during the last three years asking for a Court of Petty Sessions for the Eastern Suburbs?
 - (2.) Will the Minister take steps to have such Court established at an early date?
- Mr. W. J. Foster answered,—
- (1.) Yes.
 - (2.) The subject is now under the consideration of the Government.
- (7.) Endowment of Municipalities :—Mr. Burns, for Mr. Terry, asked the Colonial Secretary,—Is it the intention of the Government to place on the Supplementary Estimates a sum of money as a subsidy to all Municipalities?
- Sir Henry Parkes answered,—A sum will be submitted as an endowment to the Municipalities.
- (8.) Roadway under Railway between Ashfield and Croydon :—Mr. Henson asked the Secretary for Public Works,—When will a roadway under the Railway Lines between Ashfield and Croydon Stations be opened to give the public access from one side of the Borough of Ashfield to the other, the present roadway over the Line at Alt-street being unsafe?
- Mr. Lackey answered,—The question of a roadway under the Line at this place has been before the Government for some time. There would be no objection to give the underway, and the Government would be at the cost of constructing it; but it is thought that the cost of providing the approaches thereto should be borne by the Municipal Council.
- (9.) Mr. C. H. Lay, Inspector of Railway Telegraph Lines :—Mr. Joseph P. Abbott asked the Secretary for Public Works,—
- (1.) Is he aware that the Traffic Manager of the Northern Railway caused the inquiry to be made respecting the conduct of Mr. C. H. Lay, the Inspector of Telegraphs on the Northern Railways, in a hurried manner, and in such a way as not to afford time for proper inquiry?
 - (2.) Will he cause an inquiry to be made by an independent officer not connected with the Northern Line into the conduct of Mr. C. H. Lay, and the relations which exist between himself and the Station-masters?
- Mr. Lackey answered,—
- (1.) I am not aware that the inquiry which I stated in reply to the Honorable Member's question on the 15th instant would be made has yet been instituted.
 - (2.) Mr. Lay is an officer in the Department of the Postmaster General, and any inquiry into his conduct will be instituted by an officer of that Department, assisted, perhaps, by an officer of the Railway Department so far as regards Mr. Lay's alleged disagreement with the Station-masters.
- (10.) Bridge over the Namoi at Gunnedah :—Mr. Joseph P. Abbott asked the Secretary for Public Works,—
- (1.) When will tenders be invited for the erection of the Bridge over the Namoi at Gunnedah?
 - (2.) Is he aware that the plans and specifications have been ready for the invitation of tenders for some considerable time past?
- Mr. Lackey answered,—Tenders have already been invited, to be opened on the 13th December next.
- (11.) Approaches from Narrabri Creek to Railway Station :—Mr. Davies, for Mr. T. G. Dangar, asked the Secretary for Public Works,—Has, or will, any provision be made for the sum of £1,000 necessary to complete the approaches from Narrabri Creek to Narrabri Railway Station?
- Mr. Lackey answered,—Provision will be made from the Vote "Approaches to Railway Stations," and the necessary works will be executed before the Line is opened.
- (12.) Penny Postage in Country Districts :—Mr. Davies, for Mr. T. G. Dangar, asked the Colonial Secretary,—Is it intended to establish the penny rate of postage in Country Districts where letters do not go through a second Post Office?
- Sir Henry Parkes answered,—I am informed that this matter was brought under the notice of the Postmaster General by the Honorable Member in 1878 and 1879, when it was decided that it would not be expedient to make the reduction asked for, and that the question has not since been considered.

(13.) Milburn Creek Copper Mining Company.—Prosecution of Messrs. Baker, Waddell, and Mathison :—Mr. Stuart asked the Colonial Secretary,—

(1.) Have Counsel been retained by the Crown to conduct the prosecution of Messrs. Baker, Waddell, and Mathison ; and if so, what are the names of such Counsel ?

(2.) If so, were such Counsel retained before the proceedings were taken in the Legislative Assembly which resulted in the expulsion of Mr. Baker ?

(3.) At what period did the Government resolve upon abandoning their original determination not to prosecute in the Criminal Court, which Sir John Robertson in his letter of 8th November says he had previously suggested as the proper course to be pursued ?

Sir Henry Parkes answered,—The Honorable Member is under some misapprehension in supposing that the Government ever had any determination not to prosecute in the Criminal Court. From the first time that the Report of the Commissioner was considered, all the Members of the Government, with the exception of Sir John Robertson, took this view : that the Members of the Legislative Assembly whom that Report concerned ought to be dealt with so far as it affected their conduct as Members of the Legislative Assembly by that Assembly, and that the persons concerned whose conduct came under the operation of the law ought to be left in the hands of the Attorney General. With regard to the prosecution, the Government, as a Government, know nothing about it. There has been no consultation, no instruction conveyed, no opinion expressed, but the Attorney General has been left to act in the matter just as he would in other cases. Of course the Government are responsible for their Attorney General's conduct. As to questions Nos. 1 and 2, the Attorney General will reply.

Mr. Wisdom answered,—With regard to question 1, the answer is yes ; Mr. G. C. Davis and Mr. Want.

(2.) Mr. Davis has been retained since the expulsion of Mr. Baker. I have not been able to see Mr. Want or the Crown Solicitor to-day, but will let the Honorable Member know to-morrow.

2. PAPER :—Mr. W. J. Foster laid upon the Table,—Return to an Address adopted on 23rd November, 1881,—“ Mr. Justice Hargrave.”

Ordered to be printed.

3. LUNACY ACT AMENDMENT 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 amend the ‘ Lunacy Act of 1878.’* ”

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 ‘ Lunacy Act of 1878,’* ”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 29th November, 1881.

4. CATTLE SALE-YARDS ADDITIONAL LOAN 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 Municipal Council of Sydney to raise by Debentures the sum of Fifty-five Thousand Pounds in addition to the sum of Twenty-five Thousand Pounds authorized to be borrowed by the ‘ Sydney Corporation Act of 1879’ for the establishment of Cattle Sale-yards and to enlarge the time prescribed by the said Act for their erection.* ”

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 Fifty-five Thousand Pounds in addition to the sum of Twenty-five Thousand Pounds authorized to be borrowed by the ‘ Sydney Corporation Act of 1879’ for the establishment of Cattle Sale-yards and to enlarge the time prescribed by the said Act for their erection,* ”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 29th November, 1881.

5. BURTOFT'S ESTATE BILL (*Formal Motion*) :—Mr. Farnell moved, pursuant to Notice, for leave to bring in a Bill to enable Elizabeth Betty Ambro Buibei Burtoft and Emma Geddes, the tenants for life under the Will of John Burtoft, deceased, to borrow the sum of five thousand pounds on mortgage of land in Park-street, Sydney.

Question put and passed.

6. ANIMALS PROTECTION BILL (*Formal Order of the Day*),—on motion of Mr. McLaughlin, read a third time, and *passed*.

Mr. McLaughlin then moved, That the Title of the Bill be “ *An Act to protect and encourage the Acclimatization of certain 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 and encourage the Acclimatization of certain Animals,* ”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 29th November, 1881.

7. **BURTOFT'S ESTATE BILL**:—Mr. Farnell 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 Elizabeth Betty Ambro Buibei Burtoft and Emma Geddes the tenants for life under the Will of John Burtoft deceased to borrow the sum of Five Thousand Pounds on mortgage of land in Park-street Sydney,*"—read a first time.
8. **ADJOURNMENT**:—Mr. Reid moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
9. **RESCISSON OF ORDER FOR PRINTING**:—Sir Henry Parkes (*by consent*) moved, without notice, That the Order made on the 16th November for printing a Paper laid upon the Table on that day, entitled "*Census of New South Wales, 1881.—Population,*" be rescinded.
Question put and passed.
10. **EVIDENCE IN SUMMARY CONVICTIONS BILL**:—*Mr. Jacob*, for Mr. Pigott, 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 28th September, 1881, requesting its concurrence in certain amendments made by the Council in the Evidence in Summary Convictions Bill,—

Disagrees to the amendments in clause 1, for the following reasons:—

1st. Because if the wife of any defendant be permitted to give evidence she may be compelled to do so, and may be cross-examined, and this would be calculated to lessen the confidence which should always exist between husband and wife, and would tend to create discord and unhappiness between them.

2nd. Because the proviso in clause 1 renders the Bill practically inoperative, as the cases are very few in which the punishment of imprisonment does not follow upon summary conviction.

3rd. Because there are sixty-four cases in which Magistrates are authorized to imprison upon summary conviction without the option of a fine, and there are more than six hundred cases in which imprisonment must follow in case of sufficient goods not being found to satisfy a levy and distress.

That some of the cases in which Magistrates are authorized to imprison upon summary conviction, and in which defendants should be allowed to give evidence, are as under, viz. :—

Disobedience of apprentices.
Apprentice refusing to serve.
Common assault.
Begging alms.
Betting in a street.
Working cattle without leave.
Cruelty to animals.
Stealing dogs.
Desertion of foreign seamen.
Disobedience of same.

Continued disobedience or neglect of duty of same.
Assaults on officers of foreign ships by the crew.
Larceny by juvenile offenders under sixteen years of age.
Larceny of beasts or birds.
Larceny of trees in gardens, &c.
Larceny of plants, fruits, vegetables, &c.
Complaints between master and servants.
Offences by merchant seamen.
All offences under the Vagrant Act.

Disagrees to the amendment which proposes to omit clause 2,—because for easier citation the Short Title should be retained.

*Legislative Assembly Chamber,
Sydney, 29th November, 1881.*

Question put and passed.

11. **LICENSING BILL (No. 2)**:—The Order of the Day having been read for the adoption of the report 4^o from the Committee of the Whole on this Bill,—Mr. James Watson moved, That the report be now adopted.
Question put and passed.
Ordered, that the Bill be read a third time to-morrow.
12. **METROPOLITAN MAGISTRATES 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. James Watson moved, That the report be now adopted.
Debate ensued.
Question put.
The House divided.

Ayes, 39.

Mr. Joseph P. Abbott,	Mr. McCulloch,
Mr. Andrews,	Mr. McLaughlin,
Mr. Russell Barton,	Mr. Murray,
Mr. Beyers,	Sir Henry Parkes,
Mr. Brodribb,	Mr. Proctor,
Mr. Cameron,	Mr. Reid,
Mr. Campbell,	Dr. Renwick,
Mr. Cooke,	Mr. Slattery,
Mr. Copeland,	Mr. R. B. Smith,
Mr. Day,	Mr. T. R. Smith,
Mr. Douglas,	Mr. Suttor,
Mr. Fawcett,	Mr. Tecce,
Mr. Fergusson,	Mr. Tooth,
Mr. W. J. Foster,	Mr. James Watson,
Mr. Garrard,	Mr. Wilkinson,
Mr. Holborow,	Mr. Wisdom.
Mr. Hoskins,	
Mr. Lackey,	<i>Tellers,</i>
Mr. Levin,	Mr. Wilson,
Mr. G. A. Lloyd,	Mr. Trickett.
Mr. Lynch,	

Noes, 17.

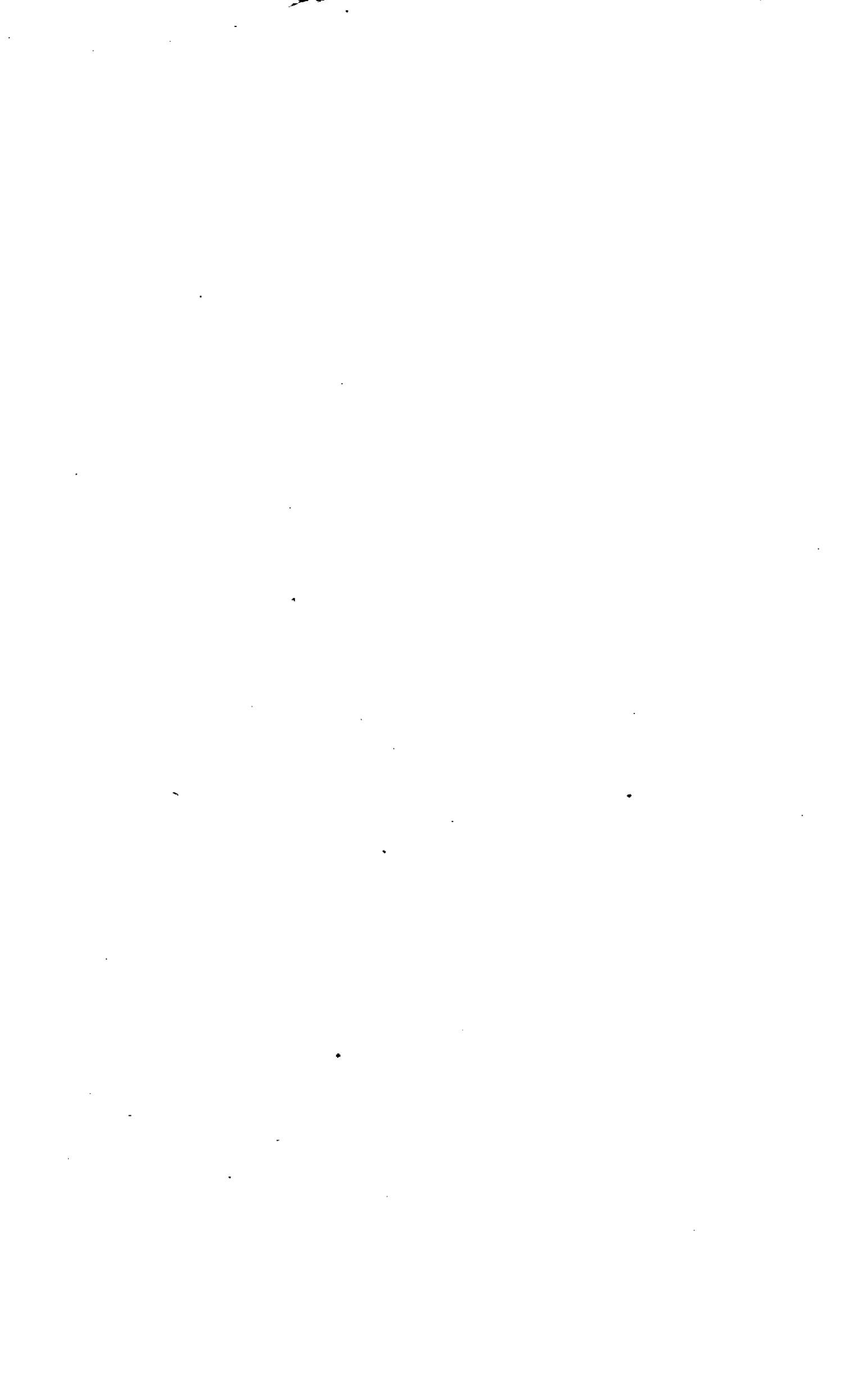
Mr. Bowman,
Mr. John Brown,
Mr. Burdekin,
Mr. Burns,
Mr. Byrnes,
Mr. Henry Clarke,
Mr. William Clarke,
Mr. Davies,
Mr. Fitzpatrick,
Mr. Fletcher,
Mr. Garrett,
Mr. Lyne,
Mr. Martin,
Mr. Sutherland,
Mr. Terry.
<i>Tellers,</i>
Mr. See,
Mr. Garvan.

And so it was resolved in the affirmative.
Ordered, that the Bill be read a third time to-morrow.

13. SUPPLY :—The Order of the Day having been read for the resumption of the Committee of Supply,—
Mr. James 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 the Committee of Supply.
Mr. Speaker resumed the Chair; and the Chairman reported progress, and obtained leave to sit again.

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. 83.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 30 NOVEMBER, 1881.

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

QUESTIONS:—

(1.) Re-survey of Crown Grants:—Mr. Fremlin asked the Secretary for Lands,—Is it his intention to have all Crown Grants re-surveyed, in order that any surplus land within the original boundaries held by the occupiers of the whole or any portion of such Grants shall revert to the Crown; if so, from what portion of the said Grants shall the surplus be taken?

Mr. Hoskins answered,—There is no general intention of re-survey for the purpose indicated. Where re-survey is made the circumstances must govern each case.

(2.) Steam-punt at Raymond Terrace:—Mr. Jacob asked the Secretary for Public Works,—

(1.) Is it a fact that steamers plying up and down the river Hunter, and more especially the "Kembla," have several times cut the wire-rope of the steam-punt at Raymond Terrace?

(2.) If the rope has been so cut, how often has this been done during the last twelve months, and by which steamers?

(3.) If steamers do, in the manner indicated, obstruct the traffic and incommode the public, will he consider whether steps cannot be taken to prevent a repetition of the mischief done?

Mr. Lackey answered,—

(1.) Yes.

(2.) Four times; once by "City of Brisbane," once by "Coonanbara," twice by "Kembla."

(3.) Steps will be taken to sue the owners, or the captains, if the former will not pay, for the damage done. It is believed this will prevent repetition.

(3.) Site for a Public School at The Wilderness, Rothbury:—Mr. Burns asked the Minister for Public Instruction,—Is it the intention of the Government to resume at The Wilderness, Rothbury, sufficient land for a site for a Public School; and if so, when?

Mr. Suttor answered,—Steps have been taken to resume the land for the purpose indicated.

(4.) Permanent Works in the City of Sydney:—Mr. Withers asked the Colonial Secretary,—Is it the intention of the Government to bring in a Bill to enable the City Council to borrow £250,000 to carry out the Permanent Works in the City of Sydney?

Sir Henry Parkes answered,—An application has been made to the Government to introduce a Bill of this character. The Government is now in communication with the Mayor as to a reduction of the amount.

(5.) Inspectors of Schools:—Mr. Withers asked the Minister for Public Instruction,—

(1.) How many Inspectors of Schools are there in the Department of Public Instruction who were District Inspectors under the late Council of Education?

(2.) Are these Inspectors being paid smaller salaries this year, 1881, than they received last year, 1880?

(3.) Are the salaries now paid to these Inspectors, or any of them, and if so, how many, less than the sum of the salary and rent of house paid to and for Teachers of Schools of the First Class.

(4.) Will the Government provide residences for Inspectors of Schools for the ensuing year 1882; if not, will rent allowance equal to the sum paid as house-rent for Teachers of First Class Schools be paid to Inspectors of Schools?

(5.) As Teachers have been, or are being, compensated for loss of income under the Minister, will Inspectors be in the like manner compensated for loss of income under the Minister?

Mr.

Mr. Suttor answered,—

- (1.) Six ; but these are not "District Inspectors" in the sense in which the term is now used.
- (2.) Four being paid smaller salaries this year than they were paid in 1880.
- (3.) The salaries of four are less than the sum of the salary and rent of house paid to and for Teachers of Schools ranking in Class I.
- (4 and 5.) I cannot give a decided answer to these questions.

(6.) *Fetlers on Western and Richmond Railways*:—*Mr. Davies*, for *Mr. T. B. Smith*, asked the Secretary for Public Works,—Is it a fact that the fetlers employed on the Western and Richmond Lines have not been paid the amount deducted from their wages consequent on the introduction of the eight-hour system ; if so, will he give instructions for same to be paid to them forthwith ?

Mr. Lackey answered,—There has been no unnecessary delay. After the decision was arrived at to refund the money deducted, the time of each man had to be calculated and vouchers prepared. No time will be lost in completing the arrangements, but it will not be till the 12th proximo that all can be paid.

2. PAPERS :—

Sir Henry Parkes laid upon the Table,—

- (1.) Return showing the Strength and Distribution of the Police Force on the 31st October, 1881.
- (2.) Amended By-laws of the Borough of Victoria, relating to the Public Wharf at Blue's Point.
- (3.) By-laws of the Municipal District of Yass.
- (4.) By-laws of the Municipal District of Casino.

Ordered to be printed.

Mr. W. J. Foster laid upon the Table,—Papers respecting the Transfer of a Publican's License to *James Fay*.

Ordered to be printed.

3. ROAD BETWEEN ROUND SWAMP AND THE TURON RIVER:—*Mr. Combes* presented a Petition from Residents of Sofala, Turon River District, Mudgee Road, and others, praying that the original Road between Round Swamp and the Turon River, may be re-formed.
Petition received.

4. BURTOFT'S ESTATE BILL (*Formal Motion*):—*Mr. Farnell* moved, pursuant to Notice,—

- (1.) That *Burtoft's Estate Bill* be referred to a Select Committee for consideration and report, with power to send for persons and papers.
- (2.) That such Committee consist of *Mr. Jacob*, *Mr. Burns*, *Mr. Terry*, *Mr. Fawcett*, *Mr. Teece*, *Mr. Fergusson*, *Mr. Holborow*, *Mr. Fremlin*, *Mr. Burdekin*, and the Mover.

Question put and passed.

5. SYDNEY CORPORATION ACT AMENDMENT BILL (*Formal Motion*):—

- (1.) *Mr. Poole* 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.

- (2.) *Mr. Poole* 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 on Friday next.

6. RAILWAY FROM SYDNEY TO WOLLONGONG AND KIAMA:—*Mr. Lackey* moved, pursuant to Notice, That this House approves of the Plans, Sections, and a Book of Reference of a proposed Railway from Sydney to Wollongong and Kiama, laid before the House on the 15th November, 1881, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.

Debate ensued.

Question put.

The House divided.

Ayes, 54.

Mr. Abigail,	Mr. Hoskins,
Mr. Badgery,	Mr. Kidd,
Mr. Russell Barton,	Mr. Lackey,
Mr. Beyers,	Mr. Lynch,
Mr. Brodribb,	Mr. Martin,
Mr. Brunker,	Mr. McCulloch,
Mr. Burdekin,	Mr. O'Connor,
Mr. Burns,	Sir Henry Parkes,
Mr. Byrnes,	Mr. Poole,
Mr. Cameron,	Mr. Purves,
Mr. Campbell,	Dr. Renwick,
Mr. Carter,	Mr. Roseby,
Mr. Henry Clarke,	Dr. Ross,
Mr. Cooke,	Mr. Sec,
Mr. T. G. Dangar,	Mr. R. B. Smith,
Mr. Davies,	Mr. Stuart,
Mr. Eckford,	Mr. Sutherland,
Mr. Farnell,	Mr. Suttor,
Mr. Fawcett,	Mr. Tarrant,
Mr. Fletcher,	Mr. Terry,
Mr. W. J. Foster,	Mr. Trickett,
Mr. Fremlin,	Mr. James Watson,
Mr. Fullford,	Mr. Wisdom,
Mr. Garrard,	Mr. Young.
Mr. Garrett,	
Mr. Garvan,	<i>Tellers,</i>
Mr. Henson,	Mr. Pigott,
Mr. Hezlet,	Mr. William Clarke.

Noes, 11.

Mr. Bowman,
Mr. John Brown,
Mr. Day,
Mr. Fergusson,
Mr. William Forster,
Mr. Holborow,
Mr. Levin,
Mr. Lyne,
Mr. McElhonn.

Tellers,

Mr. Joseph P. Abbott,
Mr. H. G. Dangar.

And so it was resolved in the affirmative.

7. LICENSING BILL (No. 2):—The Order of the Day having been read,—Mr. James Watson moved, That this Bill be now read a third time.

Debate ensued.

Question put.

The House divided.

Ayes, 59.

Mr. Joseph P. Abbott,	Mr. Hoskins,
Mr. R. P. Abbott,	Mr. Lackey,
Mr. Abigail,	Mr. Levin,
Mr. Andrews,	Mr. G. A. Lloyd,
Mr. Badgery,	Mr. Lynch,
Mr. Russell Barton,	Mr. Lyne,
Mr. Beyers,	Mr. Martin,
Mr. Brodribb,	Mr. McCulloch,
Mr. John Brown,	Mr. Melville,
Mr. Byrnes,	Sir Henry Parkes,
Mr. Cameron,	Mr. Pigott,
Mr. Campbell,	Mr. Poole,
Mr. Carter,	Mr. Purves,
Mr. Henry Clarke,	Dr. Renwick,
Mr. Cooke,	Dr. Ross,
Mr. Copeland,	Mr. See,
Mr. H. C. Dangar,	Mr. R. B. Smith,
Mr. T. G. Dangar,	Mr. Suttor,
Mr. Davies,	Mr. Teece,
Mr. Douglas,	Mr. Terry,
Mr. Farnell,	Mr. Trickett,
Mr. Fawcett,	Mr. James Watson,
Mr. Fergusson,	Mr. Wilkinson,
Mr. Fletcher,	Mr. Wilson,
Mr. W. J. Foster,	Mr. Wisdom,
Mr. Frenlin,	Mr. Young.
Mr. Garrard,	
Mr. Garrett,	<i>Tellers,</i>
Mr. Garvan,	Mr. Day,
Mr. Hezlet,	Mr. Bruncker.
Mr. Holborow,	

Noes, 5.

Mr. Fitzpatrick,
Mr. William Forster,
Mr. Jacob.

Tellers,

Mr. McLaughlin,
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 remodel the Law relating to Publicans and other Persons engaged in the Sale of Liquor.*"

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 remodel the Law relating to Publicans and other Persons engaged in the Sale of Liquor,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 30th November, 1881.*

8. METROPOLITAN MAGISTRATES 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, 39.

Mr. Joseph P. Abbott,	Mr. Lackey,
Mr. R. P. Abbott,	Mr. Levien,
Mr. Andrews,	Mr. G. A. Lloyd,
Mr. Russell Barton,	Mr. Lynch,
Mr. Beyers,	Mr. McCulloch,
Mr. Brodribb,	Sir Henry Parkes,
Mr. Cameron,	Dr. Renwick,
Mr. Campbell,	Mr. R. B. Smith,
Mr. Carter,	Mr. Suttor,
Mr. Cass,	Mr. Teece,
Mr. Cooke,	Mr. Tooth,
Mr. Copeland,	Mr. Trickett,
Mr. H. C. Dangar,	Mr. James Watson,
Mr. T. G. Dangar,	Mr. Wilkinson,
Mr. Day,	Mr. Wilson,
Mr. Fawcett,	Mr. Wisdom.
Mr. Fergusson,	
Mr. W. J. Foster,	<i>Tellers,</i>
Mr. Garrard,	Mr. Pigott,
Mr. Henson,	Mr. Douglas.
Mr. Hoskins,	

Noes, 28.

Mr. Abigail,	Mr. See,
Mr. Badgery,	Mr. Sutherland,
Mr. John Brown,	Mr. Tarrant,
Mr. Bruncker,	Mr. Terry,
Mr. Burdekin,	Mr. Young.
Mr. Burns,	
Mr. Byrnes,	<i>Tellers,</i>
Mr. Henry Clarke,	Mr. Frenlin,
Mr. Combes,	Mr. Garvan.
Mr. Fitzpatrick,	
Mr. William Forster,	
Mr. Garrett,	
Mr. Hezlet,	
Mr. Jacob,	
Mr. Kidd,	
Mr. Levin,	
Mr. Lyne,	
Mr. McElhone,	
Mr. O'Connor,	
Mr. Poole,	
Mr. Purves,	

And so it was resolved in the affirmative.

Bill read a third time.

Mr.

Mr. W. J. Foster then moved, That this Bill do now *pass*.

Debate ensued.

Question put.

The House divided.

Ayes, 43.

Mr. Joseph P. Abbott,	Mr. Lackey,
Mr. R. P. Abbott,	Mr. Levien,
Mr. Andrews,	Mr. G. A. Lloyd,
Mr. Russell Barton,	Mr. Lynch,
Mr. Beyers,	Mr. McCulloch,
Mr. Brodribb,	Mr. Murray,
Mr. Cameron,	Sir Henry Parkes,
Mr. Carter,	Mr. Pigott,
Mr. Cass,	Dr. Renwick,
Mr. Cooko,	Mr. R. B. Smith,
Mr. Copeland,	Mr. T. R. Smith,
Mr. H. C. Dangar,	Mr. Suttor,
Mr. T. G. Dangar,	Mr. Teece,
Mr. Davies,	Mr. Tooth,
Mr. Day,	Mr. Trickett,
Mr. Douglas,	Mr. James Watson,
Mr. Fawcett,	Mr. Wilkinson,
Mr. Ferguson,	Mr. Wisdom.
Mr. W. J. Foster,	
Mr. Garrard,	<i>Tellers,</i>
Mr. Henson,	Mr. Campbell,
Mr. Holbrow,	Mr. Wilson.
Mr. Hoskins,	

Noes, 27.

Mr. Badgery,	Mr. Terry,
Mr. John Brown,	Mr. Young.
Mr. Brunker,	<i>Tellers,</i>
Mr. Burdekin,	
Mr. Burns,	Mr. Kidd,
Mr. Byrnea,	Mr. Tarrant.
Mr. Henry Clarke,	
Mr. Combes,	
Mr. Farnell,	
Mr. Fitzpatrick,	
Mr. William Forster,	
Mr. Fremlin,	
Mr. Garrett,	
Mr. Garvan,	
Mr. Hezlet,	
Mr. Jacob,	
Mr. Levin,	
Mr. Lyne,	
Mr. McElhone,	
Mr. O'Connor,	
Mr. Poole,	
Mr. See,	
Mr. Sutherland,	

And so it was resolved in the affirmative.

Whereupon Mr. Foster moved, That the Title of the Bill be "*An Act to authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District and to define in certain respects the powers of Magistrates within the said District.*"

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 appointment of Stipendiary Magistrates within the Metropolitan Police District and to define in certain respects the powers of Magistrates within the said District,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 30th November, 1881.

9. SUPPLY :—The Order of the Day having been read,—on motion of Mr. James 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, 1 DECEMBER, 1881, A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 84.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 1 DECEMBER, 1881.

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

QUESTIONS :—

(1.) Road from Main Northern Road to Warkworth :—Mr. John Brown asked the Secretary for Public Works,—

(1.) Will he state the reason, if any, why the grant of money for the Road from the Main Northern Road by Minimbar Creek to Warkworth was not granted for the present year ?

(2.) Is he aware that the Mail is carried six times per week by coach, and the road is in a very bad state of repair ?

(3.) Has the grant of money been omitted ; if so, will he have it placed upon the Estimates of 1882 ?

Mr. Lackey answered,—

(1.) In consequence of a disagreement among the Trustees it was deemed expedient to omit the grant for this Road for the present year from the Schedule of Roads under Trustees.

(2.) I am not aware of the bad state of the Road.

(3.) Yes, for the reason above stated ; but it has been restored to the Schedule for 1882, to be expended by the Department.

(2.) Permits to Mine for Coal and Shale :—Mr. Fletcher asked the Secretary for Mines,—

(1.) Is it true that permits have been granted to individuals giving them the right to mine for coal and shale under large areas of land by their merely holding a mineral license or miner's right, as the case may be ?

(2.) Have any permits been granted unconditionally beyond stipulating for the payment of sixpence per ton for all coal produced ?

(3.) If so, what are the names of the parties to whom such permits have been granted ?

(4.) What are the dates upon which these permits were granted ?

(5.) Have any permits been granted in which it is stipulated that improvements shall be made on the land so held, or that a stipulated amount of labour be employed beyond the sixpence per ton royalty ; if so, have the parties holding permits with this condition fulfilled them ?

(6.) Is the Minister aware of any land held by these permits having been improved ; if so, what is the name or names of the individuals who have so improved the land, and to what extent has it been effected ?

Dr. Renwick answered,—

(1.) Such permits have been granted to holders of mineral licenses or miners rights, but all such permits contain a condition that work is to be carried on to the satisfaction of the Secretary for Mines.

(2.) No. See answer to No. 1.

(3 and 4.) As regards the names of the persons to whom permission has been granted, the information is contained in a Return laid upon the Table of this House on the 16th September, 1881.

(5.) The improvements to be made, or the number of men to be employed, is not stipulated ; but a condition is inserted that the work is to be carried on to the satisfaction of the Secretary for Mines. In some cases the condition has not been complied with, and steps are being taken to deal with them.

(6.) In some cases the land has been improved ; but a complete statement cannot be supplied without further inquiry, and the information to a great extent must necessarily depend upon the statements of the parties concerned. [*Eg.* it has been alleged that the following sums have been expended under permissions of the kind referred to :—Teralba, £1,500 ; Moore Park, £4,000 ; Blackheath, from £200 to £300 ; Jervis Bay, £1,500, still going on. On land adjoining, Fullerton Cove, £700. There are other similar cases, and the A. A. Company, Newcastle, have paid royalty on a large amount of coal.]

(3.)

- (3.) Timber Reserves in Namoi Electorate :—Mr. T. G. Dangar asked the Secretary for Mines,—Has the tracing or lithograph of the Timber Reserves in the Namoi Electorate (see Votes and Proceedings of 22nd February, 1881, No. 23) been procured from the Lands Department; if so, when will a copy be laid upon the Table of the House, as promised?

Dr. Renwick answered,—The tracing has not yet been supplied; but a map showing the Timber Reserves in the Namoi Electorate will be laid upon the Table of the House to-morrow, and tracings will be supplied as soon as they can be prepared.

- (4.) Milburn Creek Copper-mining Company—Prosecution of Mr. Baker :—Mr. William Forster, for *Mr. Stuart*, asked the Attorney General,—When did he determine to take criminal proceedings against Mr. Baker?

Mr. Wisdom answered,—From the time of reading the Commissioner's Report on the matter of the Milburn Creek Compensation Claim I had it in contemplation to prosecute the Trustees; but I did not wish it to be known while the House was dealing with the question affecting Messrs. Garrett and Baker.

2. FIRE BRIGADES BILL (*Formal Motion*) :—Sir Henry Parkes moved, pursuant to Notice, That this House will, on Monday next, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to make better provision for the extinction of Fires in Sydney and its Suburbs. Question put and passed.

3. LANDS FOR PUBLIC PURPOSES ACQUISITION ACT AMENDMENT BILL (*Formal Motion*) :—

(1.) Mr. Wisdom moved, pursuant to Notice, for leave to bring in a Bill to amend the Lands for Public Purposes Acquisition Act. Question put and passed.

(2.) Mr. Wisdom presented a Bill, intituled "*A Bill to amend the Lands for Public Purposes Acquisition Act*,"—which was read a first time. Ordered to be printed, and read a second time on Monday next.

4. 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.

(4.) Abstract of Alterations of Designs of Towns and Villages, under the 22nd section of the Act 43 Victoria No. 29.

Ordered to be printed.

5. RAILWAY TO CONNECT THE GREAT SOUTHERN AND NORTHERN LINES :—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plans, Sections, and a Book of Reference of a proposed Railway to connect the Great Southern and Northern Lines, laid before the House on the 15th November, 1881, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.

Debate ensued.

Mr. Brunker moved, That the Question be amended by the addition at the end thereof of the words "but, in approving of the said Plans and Book of Reference, this House is of opinion that there should be a Branch Line from the present Northern Line at East Maitland to a point near Cooranbong, on the proposed Line, and also from a point at or near Pearce's Corner, on the proposed Line, to the deep waters of Port Jackson on the North Shore."

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

Debate continued.

Question put,—That the words proposed to be added be there added.

The House divided.

Ayes, 27.

Mr. R. P. Abbott,	Mr. Poole,
Mr. Badgery,	Mr. Reid,
Mr. Beyers,	Mr. Teece,
Mr. Bowman,	Mr. Withers.
Mr. John Brown,	<i>Tellers,</i>
Mr. Burns,	
Mr. Cass,	Mr. Brunker,
Mr. William Clarke,	Mr. McLaughlin.
Mr. Eckford,	
Mr. Farnell,	
Mr. Fawcett,	
Mr. Fergusson,	
Mr. Fitzpatrick,	
Mr. Fremlin,	
Mr. Fullford,	
Mr. Garrett,	
Mr. Garvan,	
Sir Patrick Jennings,	
Mr. McElhono,	
Mr. Murray,	
Mr. O'Connor,	

Noes, 40.

Mr. Edmund Barton,	Mr. Lackey,
Mr. Russell Barton,	Mr. Levin,
Mr. Brodribb,	Mr. G. A. Lloyd,
Mr. Burdekin,	Mr. Martin,
Mr. Byrnes,	Mr. McCulloch,
Mr. Cameron,	Sir Henry Parkes,
Mr. Campbell,	Mr. Pigott,
Mr. Carter,	Dr. Renwick,
Mr. Henry Clarke,	Mr. Roseby,
Mr. Cooke,	Mr. Suttor,
Mr. H. C. Dangar,	Mr. Tarrant,
Mr. Davies,	Mr. Tooth,
Mr. Day,	Mr. Trickett,
Mr. Douglas,	Mr. James Watson,
Mr. William Forster,	Mr. Wilkinson,
Mr. W. J. Foster,	Mr. Wisdom,
Mr. Garrard,	Mr. Young.
Mr. Henson,	<i>Tellers,</i>
Mr. Holborow,	
Mr. Hoskins,	Mr. See,
Mr. Jacob,	Mr. Kidd.

And so it passed in the negative.

Original

Original Question put,—That this House approves of the Plans, Sections, and a Book of Reference of a proposed Railway to connect the Great Southern and Northern Lines, laid before the House on the 15th November, 1881, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.

The House divided.

Ayes, 57.

Mr. R. P. Abbott,	Mr. Kidd,
Mr. Badgery,	Mr. Lackey,
Mr. Edmund Barton,	Mr. Levin,
Mr. Russell Barton,	Mr. G. A. Lloyd,
Mr. Beyers,	Mr. Lynch,
Mr. Brodribb,	Mr. Martin,
Mr. Burdekin,	Mr. McCulloch,
Mr. Burns,	Sir Henry Parkes,
Mr. Byrnes,	Mr. Pigott,
Mr. Cameron,	Mr. Reid,
Mr. Campbell,	Dr. Renwick,
Mr. Carter,	Mr. Roseby,
Mr. Cass,	Mr. See,
Mr. William Clarke,	Mr. R. B. Smith,
Mr. Cooke,	Mr. Sutherland,
Mr. Davies,	Mr. Suttor,
Mr. Day,	Mr. Tarrant,
Mr. Douglas,	Mr. Tecece,
Mr. Farnell,	Mr. Tooth,
Mr. Fletcher,	Mr. Trickett,
Mr. W. J. Foster,	Mr. James Watson,
Mr. Fremlin,	Mr. Wilkinson,
Mr. Fullford,	Mr. Wisdom,
Mr. Garrard,	Mr. Withers,
Mr. Garrett,	Mr. Young.
Mr. Henson,	
Mr. Holborow,	<i>Tellers,</i>
Mr. Hoskins,	Mr. Henry Clarke,
Mr. Jacob,	Mr. Fergusson.
Sir Patrick Jennings,	

Noes, 13.

Mr. Bowman,
Mr. John Brown,
Mr. Brunker,
Mr. H. C. Dangar,
Mr. Eckford,
Mr. Fawcett,
Mr. William Forster,
Mr. McElhone,
Mr. McLaughlin,
Mr. Murray,
Mr. Poole.

Tellers,

Mr. Garvan,
Mr. O'Connor.

And so it was resolved in the affirmative.

6. TRADE UNION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

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 relating to Trades Unions.*"

Legislative Council Chamber,
Sydney, 1st December, 1881.

JOHN HAY,
President.

7. FIRE BRIGADES 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.

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 make better provision for the extinction of Fires in Sydney and its Suburbs.

Government House,
Sydney, 1st December, 1881.

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

8. SUPPLY:—The Order of the Day having been read for the resumption of the Committee of Supply,—Mr. James 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 the Committee of Supply.

And the Committee continuing to sit till after Midnight,—

FRIDAY, 2 DECEMBER, 1881, A.M.

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

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. 85.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 2 DECEMBER, 1881.

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

QUESTIONS:—

(1.) Prisoners in Gaols under sentences from Courts Martial:—*Mr. Jacob*, for *Mr. Joseph P. Abbott*, asked the Colonial Secretary,—

(1.) What number of prisoners are there in the Gaols of the Colony under sentences from Courts Martial held by officers of Her Majesty's Royal Navy?

(2.) Will he lay a Return upon the Table of this House showing the names of such prisoners, the date of their conviction, the sentence of each, and the offence for which they were convicted?

(3.) At whose expense are such prisoners maintained in the Gaols of the Colony?

Mr. W. J. Foster answered,—In reply to the Honorable Member's questions, I will presently lay upon the Table the desired information in the shape of a Return.

(2.) Clerks in Deeds Branch of Registrar General's Office:—*Mr. Melville* asked the Colonial Secretary,—

(1.) The annual salary of each of the clerks in the Deeds Branch of the Registrar General's Office for the years 1880 and 1881 respectively; also all other moneys paid to each of them in 1880 and 1881 up to the present time, specifying the services for which paid?

(2.) The amounts due at the present time to each officer, but not yet paid, showing the services for which claimed?

Sir Henry Parkes answered,—I will lay upon the Table in the course of the afternoon a Return giving the information desired.

(3.) Bridge over the Billabong, Town of Bourke:—*Mr. Russell Barton* asked the Secretary for Public Works,—When does he intend to redeem his promise to the inhabitants of Bourke and District by constructing a Bridge over the Billabong, on the continuation of Mitchell-street, and on the main road down the Darling River to South Wilcannia, &c., such Billabong being in times of flood quite impassable to ordinary traffic, and dividing the Town of Bourke in two, thereby causing great loss and serious inconvenience?

Mr. Lackey answered,—This Bridge has hitherto been distinctly refused, as being a strictly Municipal work in a district to benefit which a very large expenditure is being made. The promise was, as is usual, to inquire into the matter—not to build the Bridge. It has, accordingly, been referred to the Roads Department, who report that it is advisable to wait the commencement of Railway Station, so that the Bridge be placed in the best position to meet the traffic.

(4.) Crossing of the Barwon River at Brewarrina:—*Mr. Russell Barton* asked the Secretary for Public Works,—Does he intend to take any action in the matter of the crossing of the Barwon River at Brewarrina, to enable the wool grown on the Bokira, Culgoa, and Birie Rivers to be sent to Sydney *via* Dubbo, and secure that extensive trade to Sydney, now forced to Brisbane, Melbourne, and Adelaide; and if so, when?

Mr. Lackey answered,—The question is under consideration, and is complicated by the necessity for considering it in connection with the Bourke as well as the Narrabri Railway Extension.

(5.) Railway from Girilambone to Cobar:—*Mr. Russell Barton* asked the Secretary for Public Works,—Are the Government aware that another rich copper-mine, with a large capital, and which will employ a great number of people, producing a large and valuable export, has been successfully started in the Cobar District, this making no less than six copper-mines employing many thousands of people now at work; and do they intend to place a sum of money upon the

Loan

Loan Estimates for the purpose of constructing a Railway from Girilambone to Cobar, or to take such other steps as they may deem expedient to that end, Cobar being on the direct line to Wilcannia?

Mr. Lackey answered,—A trial survey has been made from Ningen to Cobar, but it has not yet been decided what further steps will be taken.

- (6.) Hand-rail on Dam at Parramatta :—*Mr. Jacob*, for Mr. Byrnes, asked the Secretary for Public Works,—When is it his intention to have the hand-rail erected on the Fresh Water Dam at Parramatta?

Mr. Lackey answered,—Tenders will be invited for this work next week.

- (7.) Recreation Reserve at Waterloo :—*Mr. Fremlin* asked the Colonial Secretary,—
 (1.) Does he remember promising on 12th July last that a decision should be arrived at in about three weeks relative to the Recreation Reserve at Waterloo?
 (2.) Has anything yet been determined on either for Waterloo or Redfern applications for these Reserves?

Sir Henry Parkes answered,—This matter is still under consideration. I have in my hand a complete mass of papers relating to it, though it seems so simple a matter. I think it will be decided in a short time.

- (8.) Gardeners and Labourers, Botanical Gardens :—*Mr. Garrard*, for Mr. Withers, asked the Colonial Secretary,—Has he received a Petition from the gardeners and labourers under Mr. Moore, of the Botanical Gardens, asking for eight hours to constitute a day's work; if so, what action has been taken in reference thereto?

Sir Henry Parkes answered,—A Petition of this character has been received, and it has been under the consideration of Government, but has not finally been dealt with.

- (9.) Recreation Ground for Petersham :—*Mr. Henson* asked the Colonial Secretary,—Has anything been done towards securing for the inhabitants of the Borough of Petersham a piece of land suitable for a Public Recreation Ground; if not, is it the intention of the Government to purchase land for the abovenamed purpose?

Sir Henry Parkes answered,—This application for a Recreation Ground is in exactly the same position as the one for Redfern. A decision will probably be arrived at in a fortnight or three weeks.

- (10.) *Mr. Frederick Dalton* :—*Mr. Cooke* asked the Colonial Secretary,—
 (1.) Is the Government aware of the sudden and mysterious disappearance of Mr. Fredk. Dalton, late Police Magistrate and Gold Fields Warden of Forbes, now about a year ago?
 (2.) Will the Minister be good enough to state when he was last heard of, and where?
 (3.) Has the Government taken any steps to ascertain Mr. Dalton's whereabouts, and with what results?
 (4.) Will the Government, if they do not know what has become of him, use all the means in their power to find out if he is dead or alive?
 (5.) Have the accounts in connection with the offices of Police Magistrate and Warden at Forbes and Parkes been examined since Mr. Dalton's departure, and were they, or were they not, found to be correct?

Mr. W. J. Foster answered,—

- (1.) Yes.
 (2.) Mr. Dalton was last heard of near Murrumburrah, about the 28th November, 1880.
 (3.) Yes; the most pressing inquiries have been made here and in all the other Colonies, but without success. His appearance was remarkable; he was in an infirm state of health, and his eyesight was very defective.
 (4.) Should any means suggest themselves not already tried, no effort will be spared.
 (5.) Mr. Dalton does not appear to have been a collector of public revenue, and therefore had no accounts requiring to be examined. The mining revenue of the Forbes District is collected by the Mining Registrar.
- (11.) Tramway from Breadalbane to Crookwell :—*Mr. Fitzpatrick* asked the Secretary for Public Works,—
 (1.) Has any preliminary survey been yet made for a line of Tramway from Breadalbane to Crookwell *via* Garunda?
 (2.) Will the Secretary for Works cause such a survey to be made before finally dealing with the application for a Tram-line from Crookwell to Goulburn?

Mr. Lackey answered,—

- (1.) An exploration only of the country between Breadalbane and Crookwell, *via* Garunda, has been made.
 (2.) Yes.
2. ELECTORATE OF NEWTOWN :—
 (1.) *Issue and Return of Writ* :—*Mr. Speaker* informed the House, that upon the passing of the Resolution of the 15th November last, declaring the Seat of Stephen Campbell Brown, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Brown; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Joseph Mitchell, Esquire, to serve as a Member for the Electoral District of Newtown.
 (2.) *Member Sworn* :—Joseph Mitchell, 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 Newtown.

3. PAPERS :—

Mr. W. J. Foster laid upon the Table a Return of Prisoners confined in Gaol under Sentences from Naval Courts Martial.

Ordered to be printed.

Dr. Renwick laid upon the Table a Tracing showing the Timber Reserves in the Namoi Electorate.

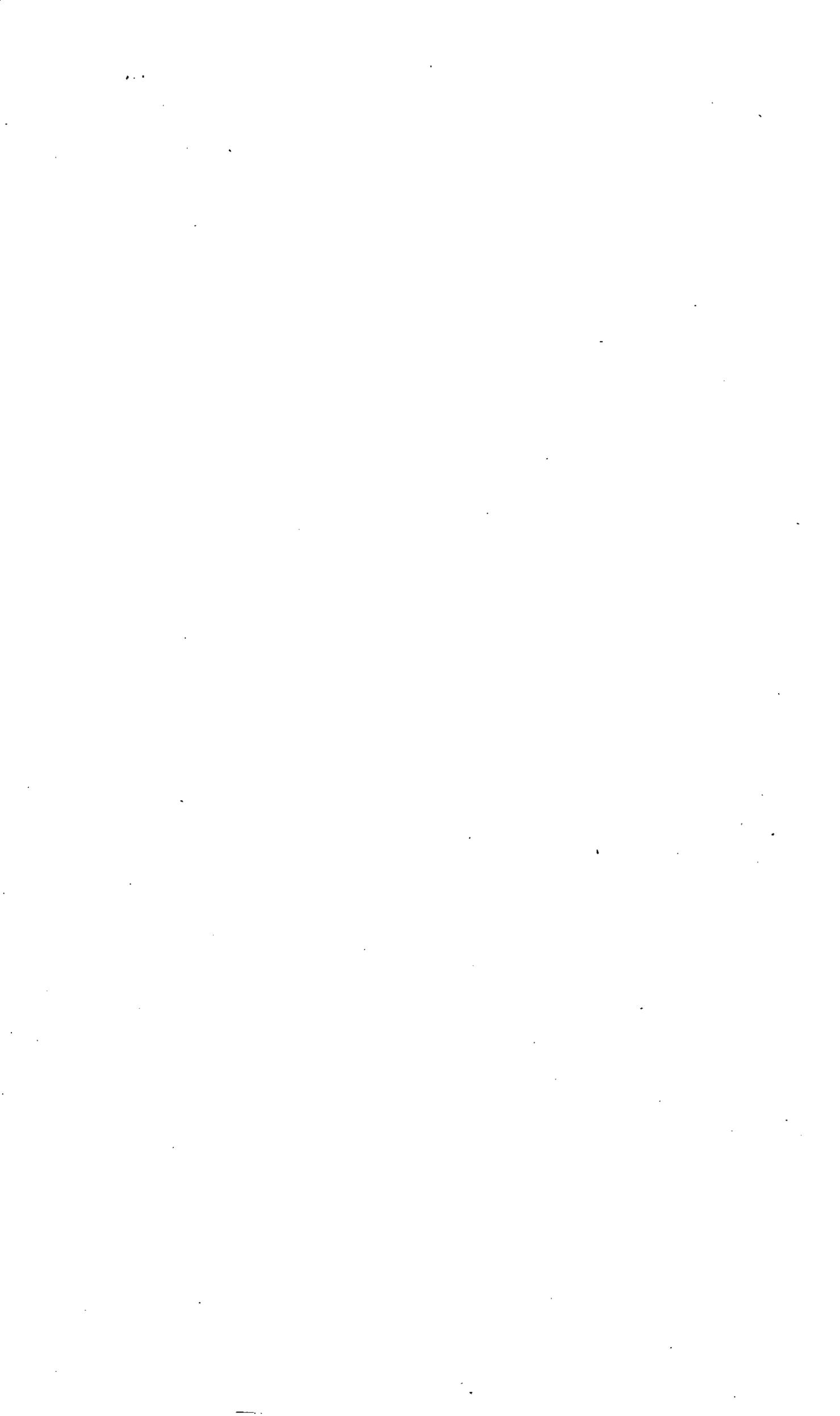
Sir

Sir Henry Parkes laid upon the Table a Statement in reference to Clerks in the Deeds Branch of the Registrar General's Office.
Ordered to be printed.

4. RAILWAY PLANS :—Pursuant to the requirements of the Government Railways Act 22 Victoria No. 19,—Mr. Lackey laid upon the Table (*as Exhibits only*) copies of Plans, Sections, and Books of Reference of the following proposed Railway Lines :—
(1.) From Goulburn to Cooma, *via* Tarago, Bungendore, and Queanbeyan.
(2.) From Murrumburrah to Blayney, from the junction with the Great Southern Railway near Murrumburrah to Young.
5. HILL'S ESTATE BILL :—Mr. Jacob, 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 19th October, 1881 ; together with a copy of the Bill as agreed to by the Committee.
Ordered to be printed.
Mr. Jacob then moved, That the Bill be read a second time on Friday next.
Question put and passed.
6. COOKBUNDON SLATE QUARRY TRAMWAY BILL :—Mr. Teece, 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 24th November, 1881 ; together with Appendix, and a copy of the Bill as agreed to by the Committee.
Ordered to be printed.
Mr. Teece then moved, That the Bill be read a second time on Friday next.
Question put and passed.
7. JOHNSON (CONSTABLE) *v.* DONALDSON (*Formal Motion*) :—Mr. Pigott moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House copies of the information, summons, depositions if any, and conviction, taken and made in a case Johnson (constable) *v.* Donaldson, heard at the Police Court, Newtown, on or about the 9th day of August last.
Question put and passed.
8. POSTPONEMENT :—The Order of the Day for the resumption of the adjourned Debate in reference to the Land Laws postponed until Friday, 16th December.
9. WIDTH OF STREETS AND LANES BILL :—The Order of the Day having been read,—Mr. Burns moved, That the report from the Committee of the Whole on this Bill be now adopted.
Mr. McLaughlin moved, That this Debate be now adjourned.
Debate ensued.
Motion, by leave, withdrawn.
Original Question,—That the report be now adopted,—put and passed.
Ordered, that the Bill be read a third time on Monday next.
10. CUDGEGONG TOWN HALL BILL :—The Order of the Day having been read,—Mr. Terry moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Terry, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.
Mr. Speaker resumed the Chair; and the Chairman reported the Bill without amendment.
On motion of Mr. Terry, the report was adopted.
Ordered, that the Bill be read a third time on Monday next.
11. GRAFTON PRESBYTERIAN CHURCH LAND SALE BILL :—The Order of the Day having been read,—Mr. Burns moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
On motion of Mr. Burns, 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. Burns, the report was adopted.
Ordered, that the Bill be read a third time on Monday next.
12. PRESS BILL :—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Garrett, discharged.
Ordered, that the Bill be withdrawn.
13. SYDNEY CORPORATION ACT AMENDMENT BILL :—The Order of the Day having been read,—Mr. Poole 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. Poole, 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. Poole, the report was adopted.
Ordered, that the Bill be read a third time on Monday next.

The House adjourned at three minutes before Six o'clock, until Monday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 86.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 5 DECEMBER, 1881.

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

QUESTIONS:—

(1.) Mr. Riches, late Railway Clerk, Orange:—Mr. William Clarke asked the Secretary for Public Works,—

(1.) What was the nature of the charge preferred against Mr. Riches, lately Clerk at the Goods Shed, Orange?

(2.) Who preferred the charge?

(3.) What was the form of inquiry into the case of Riches, and who conducted it?

(4.) Will the Minister lay upon the Table of this House the report of the officers who inquired into Riches's conduct?

(5.) Is he aware that a highly influential Petition was addressed to him praying that Mr. Riches should be retained in his position as Clerk at the Orange Railway Station, and was his offence so great that the Petitioners prayer could not be complied with?

Mr. Lackey answered,—

(1.) That he supplied information to persons outside the department from documents which came into his possession from Wright, Heaton, & Co.

(2.) Mr. Heaton, of Wright, Heaton, & Co.

(3.) The Railway Traffic Inspector of the District held a personal inquiry into the matter.

(4.) There will be no objection to lay the whole of the papers upon the Table of the House.

(5.) I duly received the Petition in question, and regretted that I felt myself unable to comply with its prayer. The officers of the department had often been accused, I believe unjustly, with supplying information to persons outside. This was the first case of the kind established, and Mr. Riches in being transferred from Orange to Wagga Wagga without loss of pay for the offence was not severely dealt with. Now that a warning has been given the next officer found guilty of such an offence will be dismissed.

(2.) Small-pox—Mr. F. J. Smith's Case:—Mr. Davies, for Mr. Garrard, asked the Colonial Treasurer,—

(1.) Is it true that on the 26th of September (at the request of the authorities) Mr. F. J. Smith, of Balmain, sent in his claim for goods destroyed by the Disinfecting Corps, and for loss of time in being shut up in his house through an alleged case of small-pox in his family?

(2.) When will this and other claims arising out of the small-pox epidemic be settled?

(3.) Is he aware that the delay in settling these claims deters medical men and others from reporting fresh cases of the disease?

Mr. James Watson answered,—

(1.) Yes.

(2.) As soon as Parliament makes provision for payment of such claims.

(3.) No.

(3.) Small-pox—Watch-house, Erskine and Clarence Streets:—Mr. Martin asked the Colonial Treasurer,—Is it a fact that the Government are in the habit of lodging small-pox patients in the old Watch-house, corner of Erskine and Clarence Streets; if so, how long will this practice be continued?

Mr. James Watson answered,—No; the employment of the old Watch-house has been of rare occurrence, and only under special circumstances. It has long ceased to be used for Police purposes, and since June last has been set apart for the reception of those occasional cases of reputed small-pox for which at the moment there is no other accommodation. Altogether there have been

been only two persons placed there whose detention for sanitary purposes has not exceeded a single night prior to their removal to the Quarantine Station. After the removal of each case the building is thoroughly cleansed and disinfected, and, as I am advised, that with this precaution no danger to the public health will ensue.

2. PAPER:—Dr. Ronwick laid upon the Table,—Return to an Order made on 13th October, 1881,—“Mr. H. Margules, late Mining Registrar at Temora.”
Ordered to be printed.
3. DUBBO GAS COMPANY'S INCORPORATION BILL:—Mr. Cass presented a Petition from James Samuels, junior, William Moffatt, and others, Trustees and Directors of the Dubbo Gas Company (Limited), praying for leave to bring in a Bill to incorporate the Dubbo Gas Company (Limited), and to enable the said Dubbo Gas Company (Limited) to construct Gasworks within the Town of Dubbo. And Mr. Cass having produced the *Government Gazette*, and the *Sydney Morning Herald* and the *Dubbo Daily Express*, newspapers, containing the notices required by the 59th Standing Order,—Petition received.
4. CUDGEGONG TOWN HALL 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 enable the Council of the Borough of Cudgegong to erect a Town Hall and Municipal Council Chambers and Offices on a parcel of Land situate in Market and Douro Streets in the Town of Mudjee and to borrow moneys for the purpose of erecting and completing the said buildings and for other purposes therein mentioned.*”
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 Council of the Borough of Cudgegong to erect a Town Hall and Municipal Council Chambers and Offices on a parcel of Land situate in Market and Douro Streets in the Town of Mudjee and to borrow moneys for the purpose of erecting and completing the said buildings and for other purposes therein mentioned,*”—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.
*Legislative Assembly Chamber,
Sydney, 5th December, 1881.*
5. GRAFTON PRESBYTERIAN CHURCH 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 William Cowan the younger John Edward Chapman Arthur Hyde Samuel Avery and David Kirk Trustees of certain Land situate in the Town of Grafton to sell the said Land and 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 William Cowan the younger John Edward Chapman Arthur Hyde Samuel Avery and David Kirk Trustees of certain Land situate in the Town of Grafton to sell the said Land and 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.
*Legislative Assembly Chamber,
Sydney, 5th December, 1881.*
6. SYDNEY CORPORATION ACT AMENDMENT BILL (*Formal Order of the Day*),—on motion of Mr. Poole, read a third time, and *passed*.
Mr. Poole 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, 5th December, 1881.*
7. FIRE BRIGADES 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 better provision for the extinction of Fires in 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 make better provision for the extinction of Fires in Sydney and its Suburbs.
On motion of Sir Henry Parkes, the Resolution was read a second time, and agreed to.

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

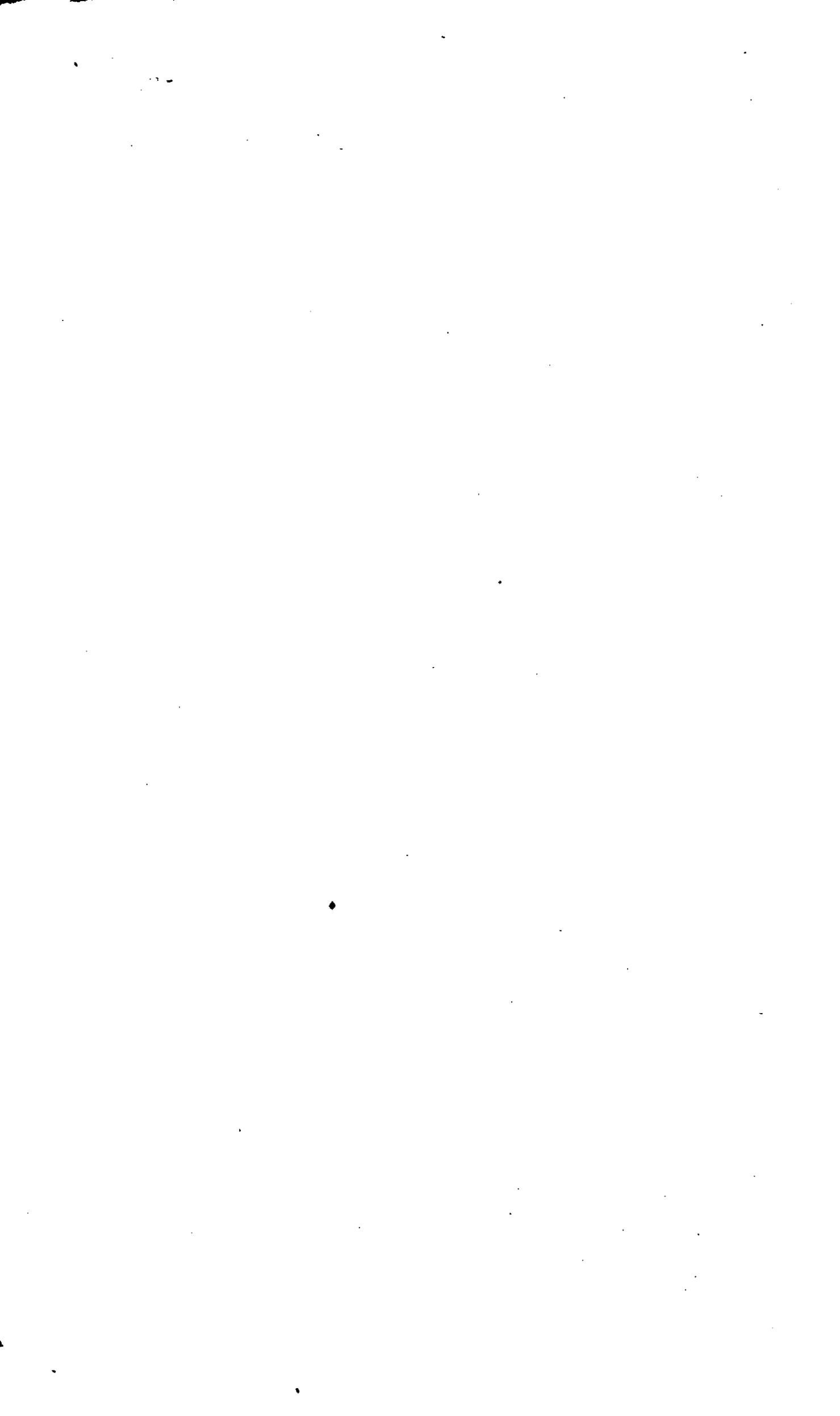
And the Committee continuing to sit till after Midnight,—

TUESDAY, 6 DECEMBER, 1881, A.M.

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

The House adjourned at fifteen minutes after Six o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 87.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 6 DECEMBER, 1881.

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

INFLUX OF CHINESE RESTRICTION 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. 35.

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

Government House,
Sydney, 6th December, 1881.

2. QUESTIONS:—

(1.) Recreation Ground for Singleton:—Mr. John Brown asked the Colonial Secretary,—Have any, and what, decisions been arrived at by the Government in reference to the application of the Borough Council of Singleton for the removal of the Lock-up from Burdekin Park, and for the purchase by the Government of land for a Recreation Reserve for the inhabitants of Singleton? Sir Henry Parkes answered,—No final decision has been arrived at in this matter, but a decision will be come to probably in the course of a fortnight.

(2.) Schools at Ophir and Pretty Plains:—Mr. Davies, for Mr. William Clarke, asked the Minister for Public Instruction,—

(1.) Is he aware that there are no Primary or other Schools established at Ophir and Pretty Plains, although Petitions have been presented to the Minister to establish such Schools?

(2.) Is he aware that the conditions under which the residents of the districts named may have Schools, viz., by providing a schoolroom and furniture, are such as to effectually prevent the establishment of Schools in these places, the people being too poor to provide them; if so, will he give instructions to have Schools opened in these localities as early as conveniently practicable, and dispense with the said conditions?

Mr. Suttor answered,—

(1.) I am aware that there are no Schools of the character mentioned in the places named, but petitions have been received by the Minister for Public Instruction asking for their establishment.

(2.) Although I cannot see my way clear to the establishment of Schools at these places, I hope to devise some means by which the children may receive instruction.

(3.) District Court at Merriwa:—Mr. McLaughlin asked the Minister of Justice,—

(1.) Is it the intention of the Government to inquire from any persons besides the District Court Judges about the necessity of establishing a District Court at Merriwa?

(2.) Is the Minister aware that the Judges who reported upon the application were never in Merriwa?

Mr. W. J. Foster answered,—

(1.) Yes; the matter is now under the consideration of the District Court Judges most concerned.

(2.) Yes, I am informed such is the case.

- (4.) Public School at Katoomba :—Mr. Henson asked the Minister for Public Instruction,—Has an application been received from the inhabitants of Katoomba for the erection of a Public School near the Railway Station ; if so, has the District Inspector reported upon the subject, and is it the intention of the Minister to sanction the erection of the School ?

Mr. Suttor answered,—An application has been received for the establishment of a Public School at Katoomba, but no mention of the Railway Station is made therein. The District Inspector has reported upon the subject, and it is the Minister's intention to sanction the erection of the necessary buildings on a site about 500 yards from the Railway Station. Meanwhile a tent has been sent up with the necessary furniture, so that school-work may be commenced at once.

- (5.) Parliamentary Refreshment Room :—Mr. Henson asked the Colonial Secretary,—

- (1.) To whom are the Parliamentary Refreshment Room Committee responsible ?
- (2.) Do the Committee furnish reports as to management ?
- (3.) What is the date of the last report ?
- (4.) Are the reports printed ?
- (5.) Is the Colonial Secretary aware that the Committee have made rules which prevent some Honorable Members from obtaining necessary refreshment ?
- (6.) By whom, and out of what funds, are the persons employed in the Parliamentary Refreshment Room paid ; and what is the total amount paid annually ?

Sir Henry Parkes answered,—I am quite unable to answer these questions. With regard to the last, I believe the waiters are paid out of funds voted by the House. I do not know what are the arrangements of the Committee, as I have not served upon it ; but of course the Joint Committee are responsible to this and to the other House.

- (6.) Tramway to Canterbury :—Mr. Henson asked the Secretary for Public Works,—Is it the intention of the Government to authorize the extension of the Tramway to Canterbury ?

Mr. Lackey answered,—This question has not yet been finally determined.

- (7.) Underground Railway into the City :—Mr. H. C. Dangar asked the Secretary for Public Works,—Will he have any objection to order a special survey and estimate to be made of the plan for an Underground Railway from Redfern to a central point in the City of Sydney proposed by the City Surveyor ?

Mr. Lackey answered,—After consultation with the Engineer-in-Chief for Railways, I find that it would not be desirable to undertake surveys of private proposals. I may state, however, that a survey is now being made to ascertain the practicability of constructing an Underground Railway through Kent-street to the different wharfs, including the Circular Quay.

- (8.) Stock and Agricultural Returns :—Mr. Davies, for Mr. T. G. Dangar, asked the Secretary for Mines,—Has it been decided that Stock Inspectors shall collect the Stock and Agricultural Returns of the Colony in the various Police Districts in lieu of the Police (see Votes and Proceedings 1st April, 1881) ?

Dr. Renwick answered,—This matter has been under consideration, but in consequence of the Estimates having been prepared before the necessary information required to arrive at a decision was obtained, it is now too late to make any change this year. The subject, however, will be dealt with in time for the collection of the Returns for 1882.

- (9.) Mr. District Court Judge Docker :—Mr. Buchanan asked the Minister of Justice,—Has Mr. District Court Judge Docker replied to the request of the Government to explain his conduct in reference to his address to a Jury at Wilcannia ; if so, will the Minister lay the Judge's reply upon the Table of the House ?

Mr. W. J. Foster answered,—Yes ; and there will be no objection to lay a copy of the Judge's reply upon the Table of the House, together with a copy of a communication addressed by me to the Judge upon the subject in question.

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

Debate ensued.

Question put and negatived.

4. FIRE BRIGADES BILL :—Sir Henry Parkes presented a Bill, intituled "*A Bill to make better provision for the extinction of Fires in Sydney and its Suburbs*,"—which was read a first time.

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

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

- (1.) Return showing Contracts obtained by Messrs G. H. Royce & Co. for Bridges, Engines, and other Works.

Ordered to be printed.

- (2.) Further Return in reference to the same subject.

6. INFECTIOUS DISEASE SUPERVISION BILL (*Formal Motion*) :—Mr. James 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 further provision to prevent the spread of the disease known as Small-pox, and for other purposes.

Question put and passed.

7. INTESTATE ESTATE OF WILLIAM ROBINSON BAIN (*Formal Motion*) :—Mr. Withers 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 Curator of Intestate Estates and the Minister of Justice, or the Colonial Treasurer, or any person or persons, together with all minutes, opinions, or other documents, having reference to the administration of the Intestate Estate of William Robinson Bain, deceased.

Question put and passed.

8. EXPENSES IN ELECTIONS LIMITATION BILL (*Formal Motion*) :—Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to limit the Money Expenditure of Candidates in contesting Elections to the Legislative Assembly.

Question put and passed.

9. DUBBO GAS COMPANY'S INCORPORATION BILL (*Formal Motion*):—Mr. Cass moved, pursuant to Notice, for leave to bring in a Bill to incorporate the Dubbo Gas Company (Limited), and to enable the said Dubbo Gas Company (Limited) to construct Gasworks within the Town of Dubbo. Question put and passed.
10. EXPENSES IN ELECTIONS LIMITATION BILL:—Mr. Buchanan presented a Bill, intituled "*A Bill to limit the Money Expenditure of Candidates in Elections to the Legislative Assembly*,"—which was read a first time.
Ordered to be printed, and read a second time on Friday next.
11. DUBBO GAS COMPANY'S INCORPORATION BILL:—Mr. Cass 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 the Dubbo Gas Company (Limited) and to enable the said Dubbo Gas Company (Limited) to construct Gasworks within the Town of Dubbo*,"—read a first time.
12. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Borough of Newcastle Leasing and Improving Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the Leasing and Improving of City Properties in the City of Newcastle*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 6th December, 1881.

JOHN HAY,
President.

(2.) Balmain Cemetery Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable certain persons carrying on business under the name of the Balmain Cemetery Company to enter the Dead in any part of the land near the Balmain Road belonging to them and now used as a Cemetery*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 6th December, 1881.

JOHN HAY,
President.

BALMAIN CEMETERY BILL.

Schedule of the Amendments referred to in Message of 6th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 2, clause 1, line 24. Omit "forty" insert "sixty"
 " 2, clause 1, line 24. Omit "north and south"
 " 2, clause 1, line 24. After "boundaries" insert "thereof"
 " 2, clause 1, line 26. Omit "laterally"
 " 2, clause 1, line 26. Omit "two" insert "one"
 " 2, clause 1, line 26. Omit "s" from "adults"
 " 2, clause 1, line 27. After "in each grave" insert "unless they be members of the same family when two adults may be so buried"
 " 2, clause 1, line 27. After "feet" insert "laterally"
 " 2, clause 1, line 28. After "to" insert "interments within sixty feet from the boundaries of the said land and as to interments within"
 " 2, clause 1, line 28. After "feet" insert "laterally from any other grave"
 " 2, clause 1, line 32. After "therein" omit remainder of clause, insert "and which is now enclosed or shall be enclosed within six months after the passing of this Act"
 " 2, clause 2, line 34. Omit "shall" insert "may"
 " 2, clause 2, lines 34 to 38. Omit "deemed and taken to be a Public Act and shall be judicially taken notice of as such by the Judges of the Supreme Court of New South Wales and by all other Judges Justices and others within the Colony of New South Wales and its dependencies without being specially pleaded and the same whenever"
 " 2, clause 2, lines 38 and 39. Omit "shall be sufficiently described"

Examined,—

W. R. PIDDINGTON,
Deputy Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Friday next.

13. SUPPLY:—The Order of the Day having been read,—on motion of Mr. James 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,—

WEDNESDAY, 7 DECEMBER, 1881, A.M.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 88.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

WEDNESDAY, 7 DECEMBER, 1881.

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.) Rogers's Estate Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 36.

A Bill, intituled "*An Act to enable and authorize Martha Rogers or other the Trustee or Trustees for the time being of the Will of the late George John Rogers to sell and lease the lands hereditaments and premises which are subject to the trusts of the said Will and to make provision for the investment of the proceeds of the sale thereof 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, 6th December, 1881.

- (2.) Moffitt's Estate Enabling Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 37.

A Bill, intituled "*An Act to authorize John Williams or other the Trustees or Trustee for the time being of the Will of the late William Moffitt deceased to sell lease or otherwise dispose of portions of the Real Estate of the said William Moffitt deceased,*"—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, 6th December, 1881.

- (3.) Denton's Estate Leasing Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 38.

A Bill, intituled "*An Act to enable the Trustees of the Will of the late Henry Denton to grant building and improving leases of certain lands devised by the said Will and to borrow money by mortgage of such lands for the purpose of building upon and improving the same,*"—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, 6th December, 1881.

2. QUESTIONS:—

(1.) The Volunteer Force:—Mr. Levien asked the Colonial Secretary,—

- (1.) Do Officers of the Volunteer Force receive forage allowance at the same rate as the Permanent Artillery, considering that the Volunteer Officers are only called upon to use their horses for military purposes twenty times per annum?
- (2.) Is there any reason for the Officer in charge of the Cadet Corps receiving allowance in lieu of forage at the rate of £54 per annum, whereas the other Officers are estimated at £52 per annum?
- (3.) Does the Staff Surgeon receive cab-hire at the rate of £64 per annum, instead of forage at £52?
- (4.) Comparing the allowance in lieu of quarters with last year's estimate, why has the allowance for Lieutenants been omitted?
- (5.) Has the pay, as laid down in *Gazette* of 23rd September, 1878, and authorized by the Executive Council, been altered, and by whose authority?
- (6.) Does the Officer in charge of the Cadet Corps devote the whole of his time to military work, or is he allowed to supplement his pay by any private occupation; does this Officer appear under any other Vote as Superintendent of Drill?
- (7.) Is there any reason why there should be only one shilling per diem difference in pay between Captains and Lieutenants in the New South Wales Artillery?
- (8.) Is it the intention of the Government to adopt the recommendations of the Royal Commission on the Defences of the Colony as regards the Estimates for 1882?

Sir Henry Parkes answered,—The following information has been supplied by the Commandant:—

- (1.) Yes; although Volunteer Officers are only called upon to use horses for the twenty detached drills and the six days continuous training, they have yet to maintain trained horses for military purposes all the year round.
- (2.) The rate of £64, not £54, was settled by Parliament after debate on the question of forage allowances generally.
- (3.) Yes.
- (4.) Because sufficient quarters in barracks now exist to accommodate all Officers of this class.
- (5.) Volunteer Lieutenant-Colonels of Artillery and Infantry, instead of receiving consolidated pay of £100 per annum, will receive £70 as ordinary pay, and £30 as command pay. Major of Engineers, instead of receiving consolidated pay of £70 per annum, will receive £50 as ordinary pay, and £20 as command pay. Major of Torpedo Corps, instead of receiving consolidated pay of £200 per annum, will receive £150 as ordinary pay, and £50 as command pay. This re-distribution does not affect the gross amount of emolument hitherto received by these Officers whilst in the performance of their duties. The forage allowance to Officers commanding regiments, fixed at £64 per annum each, was reduced by Parliament to £40; increase from latter sum to £52 recommended by the Government for 1882. The horse allowance to Majors, fixed at £25 each per annum, recommended by the Government to be increased to £52 each per annum.
- (6.) Although this Officer's name appears on the Military Estimate his duties are connected with the civil department of Public Instruction; he does not supplement his pay as indicated. This Officer does appear under another Vote as Superintendent of Drill.
- (7.) The exceptionally high rate of pay was given to Lieutenants because it was felt that a lower rate of emolument would not enable them to maintain their position in ordinary comfort.
- (8.) With regard to this question, I cannot at present state what the intentions of the Government are.

(2.) School Attendance Officers:—Mr. Davies, for Mr. Byrnes, asked the Minister for Public Instruction,—

- (1.) How many School Attendance Officers have been appointed up to date?
- (2.) What are the names of the districts to which such officers have been appointed?
- (3.) What was the average attendance at the schools in such districts prior to the appointment of the School Attendance Officers?
- (4.) What is the average attendance at the present time?

Mr. Suttor answered,—

- (1.) Thirty-one.
- (2.) The districts are those of which the following places may be considered the centres:—Sydney, Ashfield, Blacktown, St. Leonards, Parramatta, Peurith, Windsor, Campbelltown, Newcastle, Wallsend, Maitland, Raymond Terrace, Paterson, Singleton, Seone, Mittagong, Kiama, Nowra, Goulburn, Queanbeyan, Lithgow, Kelso, Bathurst, Orange, Wellington.
- (3.) 47,725.
- (4.) It is not practicable to give the average attendance at the present time; but for the September quarter it was 47,330. Fears arising from the outbreak of small-pox has seriously lowered the number. In one of the country districts it is reported, however, that there are no children absent from school that by law ought to be in attendance.

(3.) Tide-waiters:—Mr. Fletcher, for Mr. Edmund Barton, asked the Colonial Treasurer,—

- (1.) Is it not a fact that the ordinary working hours for the discharge of ships were extended on or about the 1st day of July, 1875, the hours previous to that date being from 9 a.m. to 4 p.m. all the year round; since then from 6 a.m. to 5 p.m. in summer, and 7 a.m. to 5 p.m. in winter?
- (2.) Is it not also a fact that since the 1st day of July, 1875, all the landing-waiters have received increases to their yearly salaries as compensation for the extended hours in lieu of payment for overtime previously received?
- (3.) Is it not part of a tide-waiter's duties to assist the landing-waiter when required in tallying, weighing, or measuring the cargo of a ship?
- (4.) Is it not a fact that tide-waiters, when assisting the landing-waiters in taking account of ships cargoes, were paid, previous to the 1st July, 1875, at the rate of 10s. 6d. per day, from 9 a.m. to 4 p.m., with overtime at 1s. per hour; have they not also received as compensation for the extended hours in lieu of payment for overtime (from the above date to 31st July, 1881) 4s. 6d. per day extra, making their pay, up to 31st July, 1881, 15s. per day when employed at that particular work?
- (5.) On whose authority was this 4s. 6d. per day extra paid to tide-waiters? Mr.

Mr. James Watson answered,—

(1.) Yes.

(2.) Yes.

(3.) Tide-waiters are simply watching, and sometimes tallying, officers. They do not perform landing-waiters duty.

(4.) Prior to 1875, tide-waiters were paid 10s. 6d. per day of twenty-four hours attendance on board ship, with an extra allowance of 1s. per hour whenever ships were discharged beyond the authorized hours. As tide-waiters they have been paid 10s. 6d. per day; under the name of assistant landing-waiters some of the tide-waiters have been paid 15s. per day.

(5.) No authority exists for the payment of more than 10s. 6d. per day to tide-waiters.

(4.) Road from Walgett to Coonamble :—Mr. T. G. Dangar asked the Secretary for Public Works,—Referring to my questions and replies, 22nd February last, Votes and Proceedings No. 23,—Has a final decision been arrived at as to the Road from Walgett to Coonamble, *via* Nugil Swamp, and is it intended to make such passable for traffic in the winter, or adopt the deviation Road suggested by Cumbogoland; and if the latter, has or will provision be made for a Bridge over the Castlereagh River at Cumbogoland?

Mr. Lackey answered,—It has been decided to deviate, and a Bridge at Cumbogoland is provided for on Estimates.

(5.) Census Collectors for Murrumbidgee District :—Mr. Douglas asked the Colonial Secretary,—

(1.) Have all the Census Collectors for the Murrumbidgee District been paid for work done?

(2.) Is it true that the Department has paid the Enumerator all claims made for himself, but not those of the Collectors, telling them they must sue the Enumerator?

(3.) Did the Enumerator contract with any of these men to take certain large and distant portions of the district at a certain lump sum in place of fees, being unable otherwise to obtain Collectors?

(4.) Is it true that the Department refuses to carry out the said agreement; if not, when will the Government pay those men who have done their work well, and in some cases at great loss to themselves?

Sir Henry Parkes answered,—The following information has been supplied by the Registrar General :—

(1.) No; there are five yet unpaid, whose claims are considered exorbitant. Most of those who have been paid have consented to a reduction of the amounts they originally claimed.

(2.) The Enumerator has been paid for his services.

(3.) The Enumerator had no authority to make any contract for a lump sum with any Collector. The instructions issued to Enumerators were so issued by virtue of the 5th clause of the Census Act, and no Enumerator had power to bind the Government to anything not contained in such instructions.

(4.) The department never authorized any such agreement, and never sanctioned it. The five Collectors still unpaid have been offered certain amounts, calculated on the same basis as the amounts paid to those who have submitted to certain reductions.

(6.) *Buckley v. Woods* :—Mr. Davies, for Mr. Garrard, asked the Minister of Justice,—

(1.) Is it true that in the recent case of *Buckley versus Woods* the sum of £5 4s. was charged for thirteen days possession fees?

(2.) Is he aware that Bailiff Thomas has received this money, and refuses to pay the man who was in possession?

(3.) Will he cause inquiries to be made, so that the man who actually did the work may receive his wages?

Mr. W. J. Foster answered,—

(1.) Yes; this appears to be the amount regularly payable.

(2 and 3.) Yes. The Bailiff has received the money by virtue of his office, but the plaintiff in the action being the person who held possession of the goods as a matter of convenience to himself, and at his own desire, does not appear to be entitled to be paid for such services.

(7.) Mr. J. F. Plunkett, J.P., Gulgong :—Mr. Buchanan asked the Colonial Secretary,—

(1.) Is Mr. J. F. Plunkett, J.P., of Gulgong, proprietor, or part proprietor, of the newspaper called *The People's Advocate*, published there?

(2.) Is that newspaper registered, or was it registered when published; if not registered, has the fine for non-registration been exacted?

(3.) Is it the intention of the Government to do anything in reference to the Petition from the people of Gulgong against Mr. Plunkett being allowed to sit as a Magistrate while he is at the same time the editor of a local newspaper, and writes in his paper against people who come before him as suitors?

Sir Henry Parkes answered,—

(1 and 2.) I am informed by the Minister of Justice that Mr. J. F. Plunkett, J.P., is described as one of the proprietors of *The People's Advocate*, in an affidavit filed in the Prothonotary's Office of the Supreme Court, in pursuance of the Act 8 Geo. IV. No. 2 sec. 2, &c.; and that from the papers registered and filed in that Office it would appear that the requirements of the various Newspaper Acts have been complied with in the case of *The People's Advocate*.

(3.) I find that the Honorable Member has another question with regard to this Petition.

(8.) Mr. J. F. Plunkett, J.P., Gulgong :—Mr. Buchanan asked the Colonial Secretary,—Will he refer the Petition as to Mr. Plunkett, of Gulgong, to the Police Magistrate of Gulgong for his report?

Sir Henry Parkes answered,—I have no objection to refer the Petition for the report of the Police Magistrate of Gulgong.

(9.) Dedication of Land in Macquarie-street, Parramatta :—Mr. Davies, for Mr. Byrnes, asked the Secretary for Lands,—

(1.) Has a report been furnished by the Commissioners of the Court of Claims upon the application of the Borough Council of Parramatta for the dedication of a piece of land situated in Macquarie-street, Parramatta; if so, has the report been submitted to the Attorney General for his opinion?

(2.) Has the Attorney General given any opinion thereon; and if such opinion has been given, what do the Government intend doing in this matter?

Mr.

Mr. Hoskins answered,—

(1.) Yes.

(2.) Yes. The opinion of the Attorney General, which is not altogether in accord with the report of the Commissioners of the Court of Claims, is now under consideration.

(10.) Telegraph Line to Mundooran :—Mr. Cass asked the Colonial Secretary,—

(1.) When will the Telegraph Line to Mundooran be completed ?

(2.) Is he aware that no suitable premises for Post and Telegraph Offices are available in that township ?

(3.) Will the Minister take immediate steps to have the necessary buildings provided ?

Sir Henry Parkes answered,—The Postmaster General has furnished me with the following information :—

(1.) About the end of January.

(2 and 3.) Premises have been rented as a temporary measure until more suitable premises can be obtained.

(11.) Water Supply for Cargo :—Dr. Ross asked the Secretary for Public Works,—Is he aware that the residents of Cargo are suffering great and continued privations arising from a scarcity of water, and is it the intention of the Government to proceed with the construction of the Water Reservoir ; if so, when ; and what is the cause of the delay ?

Mr. Lackey answered,—This matter has not escaped my attention ; but owing to the large number of similar cases which demand attention equally with this, I am unable yet to definitely reply to the Honorable Member's question.

(12.) Eugowra Roads :—Dr. Ross asked the Secretary for Public Works,—Is it true that the inhabitants of Eugowra have, by petition or otherwise, complained of the dangerous and impassable state of the roads in that locality ; if so, is it the intention of the Government to take steps to have the roads put into a proper and thorough state of repair ?

Mr. Lackey answered,—Application was made some time ago for repairs to road from Eugowra through some farms on the Mandagery Creek to Nanama, on the Lachlan, where there is a bad ford, by which the road Forbes to Goolagong can be reached. The local officer has reported that the traffic does not justify any expenditure.

3. LUNACY 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 'Lunacy Act of 1878,'*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 7th December, 1881.

JOHN HAY,
President.

LUNACY ACT AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 7th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Preamble, lines 1 and 2. *Omit* "being the Act forty-second Victoria number seven"

Page 2, clause 2, line 24. *After* "Fourteen" *insert* "of the said Act"

Examined,—

W. R. PIDDINGTON,
Deputy Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

4. PAPERS :—

Mr. Lackey laid upon the Table,—

(1.) Schedule showing Classification and proposed Distribution of Vote for Subordinate Roads under Officers of the Roads Department for 1882.

(2.) Schedule showing Classification and proposed Distribution of Vote for Subordinate Roads under Trustees for 1882.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—By-laws of the Municipal District of Leichhardt.

Ordered to be printed.

5. SYDNEY CORPORATION ACT AMENDMENT BILL, No. 2 (*Formal Motion*) :—Sir Henry Parkes moved, pursuant to Notice, for leave to bring in a Bill to amend the Sydney Corporation Act in certain particulars.

Question put and passed.

6. DUBBO GAS COMPANY'S INCORPORATION BILL (*Formal Motion*) :—Mr. Cass moved, pursuant to Notice,—

(1.) That the Dubbo Gas Company's Incorporation Bill be referred to a Select Committee for consideration and report, with power to send for persons and papers.

(2.) That such Committee consist of Mr. Jacob, Mr. Trickett, Mr. Beyers, Mr. Burns, Mr. Fremlin, Mr. Poole, Mr. Kidd, Sir Patrick Jennings, and the Mover.

Question put and passed.

7. INFECTIOUS DISEASE SUPERVISION BILL:—

(1.) The Order of the Day having been read,—on motion of Mr. James 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 further provision to prevent the spread of the disease known as Small-pox, and for other purposes.

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

Ordered, on motion of the Chairman (*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 further provision to prevent the spread of the disease known as Small-pox, and for other purposes.

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 make further provision to prevent the spread of the disease known as Small-pox and for other purposes*,"—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,

Message No. 39.

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 make further provision to prevent the spread of the disease known as Small-pox, and for other purposes.

Government House,

Sydney, 7th December, 1881.

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

8. ELECTORATE OF CARCOAR:—Mr. Speaker informed the House that upon the passing of the Resolution of the 9th November last declaring the Seat of Ezekiel Alexander Baker, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Baker, and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of George Campbell, Esquire, to serve as a Member for the Electoral District of Carcoar.

9. SUPPLY:—The Order of the Day having been read,—on motion of Mr. James 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, 8 DECEMBER, 1881, A.M.

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

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

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 89.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 8 DECEMBER, 1881.

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

QUESTIONS:—

- (1.) Grafton and New England Railway:—Mr. Fergusson asked the Secretary for Public Works,—
If the Government have reconsidered the Grafton and New England Railway; if so, is it the intention of the Government to take action this Session?

Mr. Lackey answered,—The Government will not be in a position to submit any proposal for this Railway during the present Session.

- (2.) Public Works, Parramatta:—*Mr. Jacob*, for Mr. McCulloch, asked the Secretary for Public Works,—

(1.) The cost of dredging the Parramatta River between Newington and Parramatta since the Town of Parramatta was incorporated?

(2.) The cost of the drain from Lennox Bridge to Charles-street, on Parramatta River?

(3.) The cost of foot-bridge at Cumberland Mills, across Parramatta River?

(4.) The cost of iron bridge in Parramatta Park?

(5.) The cost of the new dam across the Parramatta River, at King's School?

Mr. Lackey answered,—

(1.) The sum of £2,614 12s. 4d.

(2.) The sum of £6,861 14s. 6d.

(3.) The sum of £211 14s.

(4.) The sum of £874 2s.

(5.) The sum of £3,373 3s. 2d.

- (3.) The Manning River:—Mr. Young asked the Secretary for Public Works,—Has the Engineer who was recently instructed to report on the possible improvements to the entrance of the Manning River yet furnished such report; if not, will the Minister say when it is likely that he will do so?

Mr. Lackey answered,—The report in question will be ready very shortly. I may explain that in order to its completion it was necessary to sink trial shafts in the locality referred to for the purpose of testing the quality of the stone in view of the possibility of the construction of a breakwater or dyke at some future time. These shafts have now been finished, and the report is in course of preparation.

- (4.) Mr. A. B. Rae:—*Mr. Kerr*, for Mr. Combes, asked the Minister of Justice,—

(1.) Has he received a letter from Mr. A. B. Rae, of Bathurst, relative to a decision given in the Water Police Court early in November last?

(2.) Will the Minister be good enough to say what has been done in the matter?

Mr. W. J. Foster answered,—

(1.) Yes.

(2.) The letter in question was referred to the Water Police Magistrate for report, which is now under consideration.

- (5.) F. A. Taylor, late Warder in Berrima Gaol:—Mr. William Forster asked the Minister of Justice,—

(1.) Did F. A. Taylor recently, or at any time, resign his office of Warder in Berrima Gaol?

(2.) Was he compelled, or ordered to resign?

(3.) Was his resignation the consequence of any offence; and if so, of what?

(4.)

- (4.) Did the Minister of Justice, before his late accession to office, inquire into the case and satisfy himself that F. A. Taylor had committed no offence deserving punishment?
 (5.) Has the Minister of Justice, since his accession to office, discovered any such offence?
 (6.) Has it been decided that F. A. Taylor is ineligible for re-appointment?
 (7.) Is it intended to make provision, as in similar cases, for retiring allowance in this case?

Mr. W. J. Foster answered,—

- (1 and 2.) Yes. Ex-warder Taylor was permitted to resign his office at Berrima Gaol.
 (3.) It was in consequence of conduct which rendered his continuance in his then position inconsistent with the well-being of that branch of the public service.
 (4.) The papers in this case were perused by me before my accession to office, by the permission of the late Minister of Justice, and I then saw no reason for dissenting from the decision arrived at by my predecessor, who, after full inquiry into the case, declined to interfere with the decision arrived at by the Comptroller General of Prisons.
 (5.) I have since seen no reason to re-open the matter.
 (6.) Having regard to all the circumstances of the case, Taylor ought not to be re-appointed in a similar capacity, and he has informed me that he does not desire it.
 (7.) No; there is no sufficient reason for such a course.

(6.) Mr. Bell's Contract, South Wagga:—Mr. Buchanan asked the Secretary for Public Works,—

- (1.) What has been done with the money retained by the Government to pay the men engaged by Mr. Bell on his contract at South Wagga?
 (2.) Will the Government pay the men with the money they retained?

Mr. Lackey answered,—

- (1.) It has been expended in completing the work, and has not proved sufficient for the purpose.
 (2.) No money is left for this purpose.

2. MEMBER SWORN:—George Campbell, 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 Carcoar.
3. PAPERS:—Mr. W. J. Foster laid upon the Table,—
 (1.) Correspondence respecting an address to a Jury at Wilcannia Quarter Sessions by Mr. District Court Judge Docker.
 (2.) Return to an Address adopted on 2nd December, 1881,—“Johnson (Constable) v. Donaldson.” Ordered to be printed.
4. TRIALS OF COAL FROM COAL MINES ON GREAT SOUTHERN RAILWAY (*Formal Motion*):—Mr. Kidd moved, pursuant to Notice, That there be laid upon the Table of this House copies of all the Reports made during the last five years as to trials of coal from Coal Mines situated on the Great Southern Railway.
 Question put and passed.
5. SUPPLY:—The Order of the Day having been read,—on motion of Mr. James 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, 9 DECEMBER, 1881, A.M.

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

6. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Dedication by User Limitation Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled “*An Act to limit the application of the Doctrine of Dedication by User in certain cases*,”—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
 Sydney, 7th December, 1881.

JOHN HAY,
 President.

DEDICATION BY USER LIMITATION BILL.

Schedule of the Amendments referred to in Message of 7th December, 1881.

JOHN J. CALVERT,
 Clerk of the Parliaments.

- Page 1, clause 1, line 6. Omit “over Crown Lands”
 „ 1, clause 1, line 7. After “against” omit “the”
 „ 1, clause 1, line 8. Omit “having the legal estate where the” insert “holding”
 „ 1, clause 1, line 8. Omit “are held”
 „ 1, clause 1, lines 9 and 10. Omit “within the meaning of any Act regulating the alienation of Crown Lands” insert “and this whether in proceedings instituted by or on behalf of the Crown or not”
 „ 1, clause 1, line 13. After “Act” omit remainder of clause.

Examined,—

W. R. PIDDINGTON,
 Deputy Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Monday next. (2.)

(2.) Licensing Bill (No. 2) :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to remodel the Law relating to Publicans and other Persons engaged in the sale of Liquor*,"—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 December, 1881.

JOHN HAY,
President.

LICENSING BILL (No. 2.)

Schedule of the Amendments referred to in Message of 8th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 2, clause 3, line 27. Omit "Barrel" is a measure of capacity and means thirty-six gallons "
- " 2, clause 3, line 31. After "Court" insert "or Licensing Court"
- Page 4, clause 6, line 12. After "guilty of" insert "a"
- Page 5, clause 8, line 2. After "gaol" insert "or lockup"
- " 5, clause 8, line 5. After "gaol" insert "or lockup"
- Page 7, clause 12, line 12. Omit "for the sale of liquors" insert "or for the renewal removal or transfer of a license under Part II. hereof"
- " 7, clause 13, line 22. After "license" omit "or"
- " 7, clause 13, line 22. After "removal" insert "or transfer"
- Page 8, clause 18, line 32. After "licensed" insert "or in which the sale of liquor is permitted to be carried on"
- Page 9, clause 21, line 37. After "such" insert "officer or"
- Page 10, clause 22. After Sub-section (v.) insert new Sub-section (vi.)
" (vi.) Colonial wine at such refreshment rooms or stalls at the Railway Stations throughout the country as may be sanctioned for that purpose by the Commissioner for Railways and under regulations made by him for that purpose"
- " 10, clause 23, line 34. After "stand" insert "and six months"
- " 10, clause 24, lines 38 and 39. Omit "and in accordance with the certificate of classification hereinafter prescribed"
- " 10, clause 25, line 45. Omit "certified as"
- " 10, clause 25, line 46. Omit "provided" insert "prescribed"
- Page 13, clause 34, line 34. Omit "and month"
- " 13, clause 34, line 46. Omit "four" insert "five"
- Page 14, clause 34, lines 15 and 16. Omit "by drawing a line through it with his pencil"
- " 14, clause 34, line 16. Omit "s" from "desires"
- " 14, clause 34, line 17. Omit "Otherwise" insert "If he do not desire so to record his vote"
- " 14, clause 34, line 17. Omit "in like manner"
- Page 16, clause 36, line 58. Omit "shall"
- Page 19, clause 49, line 45. After "person" insert "so offending"
- " 19, clause 50, line 50. After "age" insert "to be supplied with liquor"
- " 19, clause 50, line 53. After "be" insert "each"
- " 19, clause 51, line 58. Omit "of the appurtenances thereof" insert "in or upon any part of the premises or grounds belonging thereto"
- Page 20, clause 56, line 53. After "Justices" insert "in Petty Sessions"
- Page 22, clause 64, line 21. Omit "seven" insert "five"
- " 22, clause 64, line 23. Omit "seven" insert "five"
- " 22, clause 67, line 54. Omit "so drinking" insert "purchasing liquor in any unlicensed house or place"
- Page 29, clause 91, line 46. Omit "shall" insert "may"
- " 29, clause 91, line 50. Omit "any two Justices sitting at the" insert "a Licensing Magistrate or"
- " 29, clause 91, line 55. Omit "Justices" insert "Magistrate"
- " 29, clause 91, line 57. Omit "Justices" insert "Magistrate"

Examined,—

W. R. PLDDINGTON,
Deputy Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Monday next.

7. TAMWORTH GAS AND COKE COMPANY'S BILL :—Mr. Burdekin, 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 10th August, 1881; together with a copy of the Bill as amended and agreed to by the Committee.

Ordered to be printed.

Mr. Burdekin then moved, That the Bill be read a second time on Wednesday next.

Question put and passed.

8. ADDITIONAL ESTIMATES FOR THE YEAR 1882, AND ESTIMATE ON ACCOUNT OF PUBLIC WORKS FOR THE YEAR 1882 PROPOSED TO BE PROVIDED FOR BY LOAN:—The following Message from His Excellency the Governor was delivered by Mr. James 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 consideration of the Legislative Assembly the accompanying Additional Estimates of the Expenditure of the Government for the year 1882, and an Estimate on account of Public Works for the year 1882 proposed to be provided for by Loan.

*Government House,
Sydney, 8th December, 1881.*

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

9. SYDNEY CORPORATION ACT AMENDMENT BILL (No. 2):—Sir Henry Parkes *presented* a Bill, intituled "A Bill to amend the Sydney Corporation Act in certain particulars,"—which was read a first time. Ordered to be printed, and read a second time on Monday next.

The House (*by consent*) adjourned at eight minutes before Four o'clock A.M., until Seven o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 90.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 9 DECEMBER, 1881.

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

QUESTIONS:—

- (1.) Railway from Redfern to the Circular Quay:—Mr. Murray asked the Secretary for Public Works,—Is it the intention of the Government to have a Railway Survey made from the present Terminus at Redfern to the Circular Quay, on the plan proposed by Messrs. Kirkwood and Sircom?

Mr. Lackey answered,—I can only repeat the answer I gave to Mr. Dangar, the Honorable Member for East Sydney, on the 6th instant, to a similar question, namely: That after consultation with the Engineer-in-Chief for Railways, I find that it would not be desirable to undertake surveys of private proposals. I may state, however, that a survey is now being made to ascertain the practicability of constructing an Underground Railway through Kent-street to the different wharfs, including the Circular Quay.

- (2.) Tanks on Road from Namoi to the Castlereagh River:—Mr. T. G. Dangar asked the Secretary for Public Works,—There being no water on the road from Namoi to the Castlereagh River in dry seasons, a distance of 70 miles, and no provision being made on the Estimates for a Tank at Baradine, as promised,—Is it intended to provide for such out of the General Vote on the Estimates of £12,000 for construction of Tanks, &c., if passed?

Mr. Lackey answered,—This, with similar applications for Tanks, will be taken into consideration after the General Vote for Tanks on the Additional Estimates has been passed.

- (3.) Tramway to Canterbury:—Mr. Pigott asked the Secretary for Public Works,—

(1.) Have any, and if any what, steps been taken towards surveying a line for a Tramway to Canterbury?

(2.) Will he cause such survey to be made without delay?

Mr. Lackey answered,—

(1.) A survey has not yet been made.

(2.) The question whether it is desirable to take the Tramway to Canterbury should first be determined. Statistics of the probable traffic are now being prepared.

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

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

4. CHRISTIE v. HOSKINS (*Formal Motion*):—Mr. Murray moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House a Return showing the costs in the case Christie v. Hoskins, with the names of the witnesses on behalf of the Government, showing the time engaged, the distance travelled, distinguishing the names of those who gave evidence.
Question put and passed.

5. MR. AUSTIN FORREST WILSHIRE:—The Order of the Day having been read,—Mr. Farnell moved, That the following Resolution reported from the Committee of the Whole be now received:—

Resolved,—That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be placed on the Estimates for 1881 a sum not exceeding £2,000 to compensate Mr. Austin Forrest Wilshire for losses sustained by him as set forth in his Petition of the 18th May, 1880.

Question put.

The House divided.

Ayes, 23.

Mr. Buchanan,	Mr. Levien,
Mr. Byrnes,	Mr. G. A. Lloyd,
Mr. George Campbell,	Mr. Ryrie,
Mr. Carter,	Mr. R. B. Smith,
Mr. Cooke,	Mr. Teece,
Mr. Davies,	Mr. Terry,
Mr. Douglas,	Mr. Wilkinson.
Mr. Farnell,	<i>Tellers,</i>
Mr. Fawcett,	Mr. Joseph P. Abbott,
Mr. Fergusson,	Mr. Murray.
Mr. Fletcher,	
Mr. Hozlet,	
Mr. Holborow,	
Sir Patrick Jennings,	

Noes, 25.

Mr. Andrews,	Mr. McLaughlin,
Mr. Beyers,	Mr. Mitchell,
Mr. Bodel,	Mr. Pigott,
Mr. Brodribb,	Mr. Poole,
Mr. Burdekin,	Mr. Purves,
Mr. Cass,	Dr. Renwick,
Mr. Henry Clarke,	Mr. Tarrant,
Mr. W. J. Foster,	Mr. Wisdom,
Mr. Fullford,	Mr. Young.
Mr. Garrard,	<i>Tellers,</i>
Mr. Henson,	Mr. Trickett,
Mr. Hoskins,	Mr. Dillon.
Mr. Jacob,	
Mr. Lackey,	

And so it passed in the negative.

6. IMPOUNDING LAW AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Byrnes, 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. Byrnes, 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 in certain particulars the Impounding Act 29th Victoria No. 2.*"

*Legislative Assembly Chamber,
Sydney, 9th December, 1881.*

7. POSTPONEMENT:—The Order of the Day for the second reading of the Institute of Surveyors Incorporation Bill postponed until Friday, 23rd December.

8. SINGLETON GAS BILL:—The Order of the Day having been read,—Mr. Burns moved, That this Bill be now read a second time.

Debate ensued.

Mr. Speaker called the attention of the House to certain new clauses introduced into this Bill by the Select Committee to which it was referred, and gave his opinion that as no notification had been given either in the Petition upon which the Bill had been introduced or in the notices published in the *Government Gazette* and newspapers of the provisions contained in such clauses, the Bill was not properly before the House.

Whereupon Mr. Jacob moved, That this House dissents from Mr. Speaker's ruling.

Debate ensued.

Motion, by leave, withdrawn.

On motion of Mr. Cameron, the Order of the Day for the second reading of the Bill was discharged, and the Bill withdrawn.

9. HILL'S ESTATE BILL:—The Order of the Day having been read,—Mr. Jacob moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

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

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

10. COOKBUNDOON SLATE QUARRY TRAMWAY BILL:—The Order of the Day having been read,—Mr. Teece moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

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

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

11. POSTPONEMENT:—The Order of the Day for the second reading of the Expenses in Elections Limitations Bill postponed until Friday next.

12. **BALMAIN CEMETERY BILL** :—The Order of the Day having been read,—on motion of Mr. Burns, 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. Burns, 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 certain persons carrying on business under the name of the Balmain Cemetery Company to inter the Dead in any part of the land near the Balmain Road belonging to them and now used as a Cemetery.*"

Legislative Assembly Chamber,

Sydney, 9th December, 1881.

13. **WIDTH OF STREETS AND LANES BILL** :—The Order of the Day having been read,—Mr. Reid 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. Reid, *passed.*

Mr. Reid then moved, That the Title of the Bill be "*An Act to regulate the Width of Streets and Lanes and for certain 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 regulate the Width of Streets and Lanes and for certain 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.

Legislative Assembly Chamber,

Sydney, 9th December, 1881.

14. **FORFEITED GOLD-MINING AND MINERAL LEASES** :—Mr. Fergusson moved, pursuant to Notice, That, in the opinion of this House, in future all gold-mining leases and mineral leases forfeited by the Crown should not be open for re-selection or occupation till fourteen days after such forfeiture has been published in the *Government Gazette.*

Debate ensued.

Motion, by leave, withdrawn.

Notice was taken that there was not a Quorum present.

Mr. Speaker counted the House, and there being only seventeen Members present, exclusive of Mr. Speaker, namely—Mr. Beyers, Mr. Bodel, Mr. Bowman, Mr. Brodribb, Mr. Fawcett, Mr. Fergusson, Mr. W. J. Foster, Mr. Holborow, Sir Patrick Jennings, Mr. Murray, Mr. Reid, Dr. Renwick, Mr. R. B. Smith, Mr. Suttor, Mr. Trickett, Mr. Wisdom, and Mr. Withers,—

Mr. Speaker adjourned the House at fifteen minutes after Eleven o'clock, until Monday next at Four o'clock.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 91

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 12 DECEMBER, 1881.

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

DEATH OF MR. MICHAEL FITZPATRICK, M.P.—Sir Henry Parkes informed the House of the decease, since it last met, of Mr. Fitzpatrick, the Member for the Electoral District of Yass Plains,—and moved, That this House do now adjourn.

And Mr. Stuart having seconded the motion,—

Debate ensued.

Question put and passed.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 92.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 13 DECEMBER, 1881.

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

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

Debate ensued.

Question put and negatived.

2. QUESTIONS:—

(1.) Roberts's Conditional Purchases at Lawson:—*Mr. Cameron*, for *Mr. Abigail*, asked the Secretary for Lands,—

(1.) Is it true that an engine-driver named Roberts has made selections of land at Lawson, Blue Mountains?

(2.) Is he complying with the residence clause of the Land Act; if not, will the Minister forfeit his selections without delay?

Mr. Hoskins answered,—

(1.) Roberts resides at Lawson, having charge of the engine used for pumping water for the locomotive engines employed on the Western Railway, and has made selections as described.

(2.) The selector is reported resident.

(2.) Railway employé Roberts:—*Mr. Cameron*, for *Mr. Abigail*, asked the Secretary for Public Works,—

(1.) Is he aware that at a recent sittings of the Quarter Sessions a Railway employé named Roberts swore that he had selected Crown Land upon the Blue Mountains for another person named Hay?

(2.) Upon whose recommendations was this man employed in the Government service?

Mr. Lackey answered,—

(1.) I am informed that this is the case.

(2.) Upon the recommendations of *Mr. Badgery* and *Mr. McElhone*.

(3.) Railway from Goulburn to Cooma:—*Mr. Ryrie* asked the Secretary for Public Works,—Have the Government any objection to lay upon the Table of this House copies of correspondence, and such plans as are in the Railway Department, having reference to the proposed deviation of the Line from Goulburn to Cooma at a point between Tarago and Boro?

Mr. Lackey answered,—These plans can be seen at the Railway Department; but it is an unusual proceeding to lay plans upon the Table of the House which are not intended for adoption.

(4.) Railway from Murrumburrah to Blayney:—*Mr. George Campbell* asked the Secretary for Public Works,—

(1.) Is the survey of the proposed Line of Railway, Murrumburrah to Blayney, being proceeded with at the Blayney end?

(2.) What progress has been made with such survey?

(3.) Will the survey be so far advanced to enable the plans, sections, &c., of a length of 8 miles on the Blayney end to be submitted for approval of Parliament this Session?

(4.) Is it the case that the Minister has promised that the sections, &c., of such length would be submitted during the present Session?

Mr. Lackey answered,—

(1.) Yes.

(2.) The working surveys are nearly completed to Carcoar, a distance of about 10 miles.

(3.) No plans or sections of this Line can be laid before Parliament this Session, but will be laid upon the Table immediately on the reassembling of Parliament.

(4.) No such promise has been made.

(5.)

(5.) School Board Districts:—*Mr. Rutledge*, for *Mr. Wilson*, asked the Minister for Public Instruction,—

- (1.) How many School Board Districts have been proclaimed?
- (2.) At what rate are the descriptions being prepared?
- (3.) How long will it take to complete the proclamation for the whole Country?
- (4.) In how many Districts have the Boards been appointed?

Mr. Suttor answered,—

- (1.) Fifty-one.
- (2.) Descriptions have been prepared as far as fifty-eight.
- (3.) Information on this point not at present available.
- (4.) Nineteen.

(6.) Public Park for Burwood:—*Mr. Pigott* asked the Colonial Secretary,—Has the Government decided as to the resumption of any particular parcel of land for the purpose of a Public Park for Burwood?

Sir Henry Parkes answered,—No decision has yet been arrived at, as there appears to be a conflict of opinion among the people of Burwood as to which of two pieces of land would be most desirable for the purpose. I will try to have the matter decided in two or three days.

(7.) Railway Accident:—*Mr. Buchanan* asked the Secretary for Public Works,—What was the cause of the late accident on the Western Line, and what guarantee have the public that a similar accident may not any day happen to a passenger train?

Mr. Lackey answered,—The accident was caused by the breaking of a waggon axle. The liability of a carriage axle to break is not nearly so great as that of a waggon. The weight of dead loading in a vehicle is more severe upon the axles than that of living freight; and the guarantee which the public has that a similar accident will not occur to a passenger train consists in the precautions taken by the responsible officers of the department in not alone constantly examining into the condition of the axles but by providing that they are made only of the best materials.

(8.) Tamworth Bridge:—*Mr. Burdekin* asked the Secretary for Public Works,—Will he cause to be laid upon the Table of this House copies of all correspondence and minutes having reference to footways to the new Iron Bridge now in course of construction at Tamworth; also the correspondence and minutes in reference to openings for the escape of flood waters in the earthwork of the said bridge?

Mr. Lackey answered,—The papers will be submitted as soon as they can be copied.

(9.) *Mr. J. Stocks, J.P.*:—*Mr. Carter* asked the Minister of Justice,—

(1.) Is it true that a complaint has been made to the Police Department against *J. Stocks, J.P.*, Lismore, to the effect that in the early part of this year a warrant was signed by *Mr. Stocks* to search for stolen property in *Mrs. Maxwell's* house, and that while the search was being proceeded with *Mr. Stocks* appeared and asked Constable *Sharpe* for the warrant, and then and there tore off his signature; and that the Constable did not go any further with the search, fearing he might be acting illegally?

(2.) If true, will he cause the papers connected with this matter to be laid upon the Table of the House?

Mr. W. J. Foster answered,—

(1.) Yes; a complaint of the nature indicated in the Honorable Member's question was received, and the facts as stated are substantially correct.

(2.) There will be no objection to lay the papers upon the Table of the House in the form of a Return, if moved for in the regular manner.

(10.) The late *Louis Dettman*:—*Mr. Beyers* asked the Colonial Secretary,—

(1.) Was *Louis Dettman* in the Civil Service from October, 1865, to March, 1873?

(2.) Did he during that time pay to the Superannuation Fund the sum of £126?

(3.) Will the £126 be paid to his widow upon her applying for the same?

Sir Henry Parkes answered,—

(1.) Yes.

(2.) The late *Mr. Dettman's* payments to the Superannuation Fund amounted to £66 8s. 4d.

(3.) This sum could not be refunded to the widow without the sanction of Parliament, as she has no legal claim.

(11.) Road from Glebe Island Bridge to the Abattoirs:—*Mr. Garrard* asked the Secretary for Public Works,—

(1.) Is he aware that owing to the non-completion of certain necessary improvements the road between Glebe Island Bridge and the Abattoirs is in a most dangerous condition?

(2.) Will he cause this work to be at once completed, and so reduce the risk incurred by the very large number of travellers using this road?

Mr. Lackey answered,—This work will be proceeded with as soon as funds are available, which will be almost immediately.

(12.) Tramway to Ryde:—*Mr. Garrard* asked the Secretary for Public Works,—

(1.) What progress has been made with the survey of the proposed Tramway Line to Ryde *via* Balmain?

(2.) In view of the speedy completion of the Iron Cove Bridge, will he give instructions to push on with the surveys for this Line?

(3.) Has he any objection to lay upon the Table of the House copies of all letters, minutes, reports, and plans in reference to this proposed Line?

Mr. Lackey answered,—

(1.) No complete survey has yet been made.

(2.) The survey of the Tramway Line to Ryde will be proceeded with as soon as possible.

(3.) It is considered undesirable to make public any correspondence on the subject before the Line is decided upon.

(13.)

- (13.) Board of Health :—Mr. Tarrant asked the Colonial Treasurer,—
- (1.) The names of the gentlemen who compose the Board of Health ?
 - (2.) What remuneration do they receive for their services ?
 - (3.) How many meetings have they held ?
 - (4.) The names of the gentlemen who attended each meeting ?

Mr. James Watson answered,—

- (1.) The Mayor of Sydney, the Under Secretary for Finance and Trade, the Inspector General of Police, the Health Officer, the Colonial Architect, Alfred Roberts, Esquire—appointed 11th July, 1881; Dr. Mackellar, Dr. West—appointed 7th September, 1881.
 - (2.) The members who are public officers do not receive any remuneration. The medical members so far have received no remuneration, but it is intended they should receive a fee for each sitting; the amount has not yet been determined.
 - (3.) Twenty-six.
 - (4.) The Mayor has attended five meetings; the Under Secretary for Finance and Trade, eighteen meetings; the Inspector General of Police, twenty-four meetings; the Health Officer, nineteen meetings; the Colonial Architect, twenty meetings. Mr. Alfred Roberts has attended every meeting, and Drs. Mackellar and West every meeting since their appointment (*i.e.*, eight meetings.)
- (14.) Land near Railway Terminus, at Narrabri :—*Mr. Trickett*, for Mr. T. G. Dangar, asked the Secretary for Lands,—
- (1.) Do the Government intend to sell land for Town Purposes at the proposed Narrabri Railway Station, to the injury of those who have bought Government land at very high prices in the Town of Narrabri on the understanding such would not be the case ?
 - (2.) Have any applications been received or granted, or intended to be granted, to buy or lease land at the proposed Narrabri Railway Terminus; if so, the names of the applicants, date, area applied for, and grounds of such applications, or purposes required for ?

Mr. Hoskins answered,—

- (1.) There is no present intention of offering land in the vicinity of the proposed Railway Terminus at Narrabri.
 - (2.) An application to lease, for the purpose of erecting a store, two portions of 2 acres each, near the Narrabri Railway Terminus, was received in the Department of Mines on the 21st ultimo, and has (in consequence of definite information not having been supplied) not yet been dealt with.
- (15.) Marrickville and Cook's River Tramways :—*Mr. John Brown*, for Mr. Levien, asked the Secretary for Public Works,—
- (1.) When will tenders be called for the construction of the Tramway from the Parramatta-street Junction to Newtown, and from the Railway Station, Newtown, to Cook's River ?
 - (2.) When will the Tramway from Marrickville to Newtown be opened for public use ?

Mr. Lackey answered,—

- (1.) The plan and section of the Tramway to Newtown has just been completed, and tenders will be called for at once. The plans for the extension of the line to Cook's River are in hand, and tenders will be invited when they have been completed.
 - (2.) The Tramway to Marrickville will be opened for traffic during this month.
3. LANDS GRANTED TO THE AUSTRALIAN AGRICULTURAL COMPANY :—*Mr. Joseph P. Abbott*, as Chairman, brought up the Report from, and laid upon the Table the Minutes of Proceedings of, and Evidence taken before the Select Committee for whose consideration and report this subject was referred on 8th July, 1881; together with Appendix.
Ordered to be printed.
4. VACANT SEAT :—*Sir Henry Parkes* moved, That the Seat of Michael Fitzpatrick, Esquire, lately serving in this House as Member for the Electoral District of Yass Plains, hath become, and is now vacant by reason of the death of the said Michael Fitzpatrick, Esquire.
Question put and passed.
5. RAILWAY PLANS :—Pursuant to the requirements of the Government Railways Act 22 Victoria No. 19,—*Mr. Lackey* laid upon the Table (*as Exhibits only*) copies of Plans, Sections, and Books of Reference of the following proposed Railway Lines :—
- (1.) From Cootamundra to Gundagai.
 - (2.) From Narrandera to Jerilderie.
 - (3.) From Orange to near Forbes.
6. RAILWAY EXTENSION TO FORBES :—
- (1.) *Mr. Lynch* presented a Petition from Thomas Finn, J.P., Chairman of a Public Meeting held at Canowindra, affirming that the Railway to Forbes should start from Blayney instead of from Orange; and praying the House to alter the decision arrived at in April last, and make Blayney the starting point, or postpone the matter for further consideration.
 - (2.) *Mr. Bodel* presented similar Petitions from W. P. Costello, Chairman of a Public Meeting held at Goolagong, and from James Jardine, Chairman of a Public Meeting held at Forbes.
 - (3.) *Mr. Cooke* presented a Petition from James Jardine, Chairman of a Public Meeting held at Forbes, affirming that a line of Railway from Murrumburrah to Forbes is a better line to connect the Southern and Western Railways than the line proposed by the Government from Murrumburrah to Blayney; and praying the House to take the matter into consideration, with a view to having a loop-line that would embrace more and better country than the Murrumburrah to Blayney link-line would.
Petitions received.
7. THE LAND LAWS :—*Mr. Holborow* presented a Petition from John Broderick, Chairman of the Free Selectors Union of Crookwell, representing that they consider it desirable that a Royal Commission should be appointed to inquire into the working of the Land Laws; and praying the House to give the matter favourable consideration.
Petition received.

8. PAPERS:—

Mr. Suttor laid upon the Table,—Notification of resumption of Land for Public School Purposes under the Lands for Public Purposes Acquisition Act,—

- (1.) At Albion-street.
- (2.) At Rothbury.
- (3.) At Surrey Hills
- (4.) At Willow Tree.

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—

- (1.) Further correspondence respecting certain Resolutions published in the Minutes of Proceedings of the Intercolonial Conference.
- (2.) By-laws of the Municipal District of Wickham.

Ordered to be printed.

9. WITHDRAWAL OF ADDITIONAL ESTIMATES FOR THE YEAR 1882:—The following Message from His Excellency the Governor was delivered by Mr. James Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,

Message No. 41.

Governor.

With reference to His Excellency's Message No. 40, of 8th December, 1881, transmitting for the consideration of the Legislative Assembly Additional Estimates of the Expenditure of the Government for the year 1882, and an Estimate on account of Public Works for the year 1882, proposed to be provided for by Loan, the Governor requests that the Additional Estimates may be returned to him, with a view to the substitution of other Estimates.

Government House,

Sydney, 13th December, 1881.

Ordered to be printed.

Mr. Watson then moved, That His Excellency's Message No. 41 be now taken into consideration. Question put and passed.

And the Message having been read by the Clerk, by direction of Mr. Speaker,—

Mr. Watson moved, That the request contained in His Excellency's Message No. 41 be complied with, and that an Address be accordingly presented to His Excellency returning the Estimates which accompanied his Message No. 40 of the 8th December instant.

Question put and passed.

10. ADDITIONAL ESTIMATES FOR THE YEAR 1882:—The following Message from His Excellency the Governor was delivered by Mr. James Watson, and read by Mr. Speaker:—

AUGUSTUS LOFTUS,

Message No. 42.

Governor.

In accordance with the provisions contained in the 54th clause of the Constitution Act, the Governor recommends for the consideration of the Legislative Assembly the accompanying Additional Estimates of the expenditure of the Government for the year 1882, in substitution of those submitted with His Excellency's Message No. 40 of the 8th December, 1881.

Government House,

Sydney, 13th December, 1881.

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

11. HILL'S ESTATE BILL (*Formal Order of the Day*),—on motion of Mr. Jacob, read a third time, and passed.

Mr. Jacob then moved, That the Title of the Bill be "*An Act 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.

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 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.*"—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 Marriage Settlement of Mrs. Sophia Mary Hill.

Legislative Assembly Chamber,

Sydney, 13th December, 1881.

12. COOKBUNDOON SLATE QUARRY TRAMWAY BILL (*Formal Order of the Day*),—on motion of Mr. Teece, read a third time, and passed.

Mr. Teece then moved, That the Title of the Bill be "*An Act to enable a Company called 'The Cookbundoon Slate Quarry Company (Limited)' to construct a Tramway from the Cookbundoon Slate Quarries to the Great Southern Railway.*"

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 a company called 'The Cookbundoon Slate Quarry Company (Limited)' to construct a Tramway from the Cookbundoon Slate Quarries to the Great Southern Railway.*"—presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.

Legislative Assembly Chamber,

Sydney, 13th December, 1881.

13. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council.—

(1.) Metropolitan Magistrates Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District and to define in certain respects the powers of Magistrates within the said District*,"—with the amendment indicated by the accompanying Schedule, in which amendment the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 13th December, 1881.

JOHN HAY,
President.

METROPOLITAN MAGISTRATES BILL.

Schedule of the Amendment referred to in Message of 13th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, clause 6, line 22. Omit "passing of this Act" insert "thirty-first day of January one thousand eight hundred and eighty-two"

Examined,—

W. R. PIDDINGTON,
Deputy Chairman of Committees.

Ordered, that the amendment made by the Legislative Council in this Bill be taken into consideration to-morrow.

(2.) Pastures and Stock Protection Act Amendment Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Pastures and Stock Protection Act*,"—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 December, 1881.

JOHN HAY,
President.

PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 13th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, clause 2, line 11. After "sections" insert "and Schedules A and B"
- Page 2, clause 4, line 8. After "Board" insert "three members of which shall form a quorum"
- " 2, clause 4, line 12. Omit "or otherwise" insert "at such rate"
- " 2, clause 4, line 15. Omit "sums" insert "rates"
- " 2, clause 4, line 17. At end of clause add "Provided that where in any case the Principal Act requires a Director to sign a certificate of the delivery or destruction of scalps it shall be deemed to be sufficient if such certificate be signed by any person duly authorized by the Board in that behalf"
- " 2, clause 5, line 19. Omit "noxious animals" insert "rabbits"
- " 2, clause 5, lines 21 and 22. Omit "to the satisfaction of the Board of the District wherein the land is situated"
- " 2, clause 5, lines 23 and 24. Omit "in the form of Schedule B to the Principal Act"
- " 2, clause 5, line 24. Omit "animals" insert "rabbits"
- " 2, clause 5, line 26. After "steps" insert "to the satisfaction of the Justices before whom any prosecution shall be instituted"
- " 2, clause 5, line 30. After "enter" insert "by any gate or ordinary opening"
- " 2, clause 5, line 31. Omit "animals" insert "rabbits"
- " 2, clause 5, line 35. After "(if any)" insert "within a distance of two miles"
- " 2, clause 5. At end of clause add "Provided also that the said Board shall be liable from and out of the moneys at its disposal to make good any claim or part of any claim for damage not recovered from such person aforesaid"
- " 2, clause 6, line 44. Omit "of" insert "after"
- " 2, clause 6, lines 45 and 46. Omit "first meeting and thereafter at some meeting to be held in the month of May in each year" insert "election"
- " 2, clause 6, lines 48 and 49. Omit "an annual assessment on stock at a rate not exceeding three pence per head of large stock and not exceeding" insert "assessments on stock not exceeding in the annual aggregate three pence per head of large stock and"
- " 2, clause 6, line 51. At end of clause add "and shall make assessments on watered and unstocked runs within its district not exceeding in the annual aggregate twice the amount of rent payable for such runs to the Crown"
- Page 3, clause 8, line 4. After "liberate any" insert "wild or tame"
- " 3, clause 9, line 16. After "animals" insert "other than rabbits"
- " 3, clause 9, line 16. Omit "that" insert "whether or not"
- " 3, clause 9, line 17. Omit "the necessary" insert "any"
- " 3, clause 9, line 17. Omit "enforce" insert "promote"
- " 3, clause 9, line 18. After "District" insert "to exercise all the powers conferred on the Board under this and the Principal Act and"

- Page 3, clause 9, lines 19 and 20. *Omit* "in the form of Schedule B to the Principal Act" *insert* "requiring him to destroy such animals"
- " 3, clause 9, line 22. *Omit* "to take steps"
- " 3, clause 9, lines 22 to 24. *After* "same" *omit* "remainder of clause" *insert* "he shall be liable to a penalty not exceeding fifty pounds and for any subsequent neglect as aforesaid he shall be liable to a like penalty. Provided that no two convictions shall take place within a period of two months and provided also that it shall be held that an owner is not neglecting to destroy the noxious animals aforesaid on proof being adduced that he has expended in the destruction of such animals during the then preceding twelve months a sum of money equal to twice the amount at which he has been rated or might have been rated under this Act during the current year or on proof that being the owner of any unstocked country he has expended in like manner during the preceding twelve months a sum equal to twice the amount of rent payable annually to the Crown for such country"
- " 3, clause 10. *After* clause 10 *insert* the following two new clauses 11 and 12, viz. :—
- " 11. Trustees of all commons and of public reserves shall for the purposes of the Principal Act and of this Act be considered to be the owners of the stock grazing by the authority of such trustees upon such commons and reserves and to be the owners of the land comprised within such commons and reserves."
- " 12. Any person desirous of keeping in his possession hares or other animals which by reason of their excessive increase may inflict serious loss and damage upon owners or the occupiers of gardens orchards cropped or any cultivated lands and to which the provisions of this and the Principal Act shall by reason of such damage and loss be hereafter applied shall make application to the Governor for permission to do so. And the Governor may grant such permission and make such regulations in terms of the thirtieth clause of the Principal Act as may be necessary for limiting and enclosing the land on which such person shall desire to keep such hares or other animals and for the means by which such hares and other animals shall be prevented from escaping from their enclosures. And all hares and such other animals so securely enclosed shall be exempt from this Act."
- Page 3, Schedule, line 33. *After* "10" *insert* "and not exceeding 500"
- " 3, Schedule, line 35. *After* "Owners of" *insert* "more than"
- " 3, Schedule, line 35. *After* "stock" *add* "or the superintendents of more than 2,000 and not exceeding 3,000 head of large stock"
- " 3, Schedule, line 36. *Omit* "or superintendents"
- " 3, Schedule, line 37. *After* "stock" *add* "or the superintendents of more than 3,000 and not exceeding 5,000 head of large stock."

Examined,—

W. R. PIDDINGTON,
Deputy Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

(3.) Grafton Presbyterian Church Land Sale Bill :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable William Cowan the younger John Edward Chapman Arthur Hyde Samuel Avery and David Kirk Trustees of certain land situate in the Town of Grafton to sell the said land and provide for the appropriation of the proceeds thereof*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 13th December, 1881.

JOHN HAY,
President.

14. RAILWAY FROM GOULBURN TO COOMA :—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plan, Section, and Book of Reference of the proposed Railway Extension from Goulburn to Cooma, *via* Tarago, Bungendore, and Queanbeyan, laid before the House on the 2nd December, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19. Debate ensued. Question put and passed.
15. SUPPLY :—The Order of the Day having been read,—on motion of Mr. James 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,—

WEDNESDAY, 14 DECEMBER, 1881, 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 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 1881 AND PREVIOUS YEARS.

Services chargeable against the Surplus Revenue Account.

- (2.) Resolved, that there be granted to Her Majesty, a sum not exceeding £200,002 10s. 8d., to defray supplementary charge under the head "Services chargeable against the Surplus Revenue Account."

SERVICES

Trustees of commons owners of the stock land &c.

Exemption of animals kept on enclosed land in certain cases.

Services of 1879.

(3.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,344 5s. 10d., to defray supplementary charge under the head "Services of 1879."

Services of 1880.

(4.) Resolved, that there be granted to Her Majesty, a sum not exceeding £56,679 15s. 3d., to defray supplementary charge under the head "Services of 1880."

Services of 1881.

(5.) Resolved, that there be granted to Her Majesty, a sum not exceeding £199,897 1s. 4d., to defray supplementary charge under the head "Services of 1881."

ESTIMATES OF EXPENDITURE—1882.

No. II.—EXECUTIVE AND LEGISLATIVE.

- (6.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,060, for Department of His Excellency the Governor, for the year 1882.
 (7.) Resolved, that there be granted to Her Majesty, a sum not exceeding £928, for Executive Council, for the year 1882.
 (8.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,125, for Legislative Council, for the year 1882.
 (9.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,037, for Legislative Assembly, for the year 1882.
 (10.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,250, for Legislative Council and Assembly, for the year 1882.
 (11.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,520, for Parliamentary Library, for the year 1882.

No. III.—COLONIAL SECRETARY.

- (12.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,439, for Department of Colonial Secretary, for the year 1882.
 (13.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,050, for Parliamentary Reporting Staff, for the year 1882.
 (14.) Resolved, that there be granted to Her Majesty, a sum not exceeding £73,506, for Permanent and Volunteer Military Forces, for the year 1882.
 (15.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,815, for Naval Brigade, for the year 1882.
 (16.) Resolved, that there be granted to Her Majesty, a sum not exceeding £221,762, for Police, for the year 1882.
 (17.) Resolved, that there be granted to Her Majesty, a sum not exceeding £650, for Government Analyst, for the year 1882.
 (18.) Resolved, that there be granted to Her Majesty, a sum not exceeding £73,559, for Lunacy, for the year 1882.
 (19.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,150, for Department of Master in Lunacy, for the year 1882.
 (20.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, for Medical Board, for the year 1882.
 (21.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,990, for Medical Adviser, Vaccination, Medical Officers, &c., for the year 1882.
 (22.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,250, for Department of Audit, for the year 1882.
 (23.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,695, for Department of Registrar General, for the year 1882.
 (24.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,750, for Department of Agent General for the Colony, for the year 1882.
 (25.) Resolved, that there be granted to Her Majesty, a sum not exceeding £76,086, for Immigration, for the year 1882.
 (26.) Resolved, that there be granted to Her Majesty, a sum not exceeding £360, for City of Sydney Improvement Board, for the year 1882.
 (27.) Resolved, that there be granted to Her Majesty, a sum not exceeding £650, for Charitable Institutions—Inspector of Public Charities—for the year 1882.
 (28.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,310, for Fisheries Commission, for the year 1882.
 (29.) Resolved, that there be granted to Her Majesty, a sum not exceeding £19,860, for Asylums for the Infirm and Destitute, for the year 1882.
 (30.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,250, for Erysipelas Hospital and Branch Asylum for the Infirm and Destitute, for the year 1882.
 (31.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,160, for State Children's Relief Department, for the year 1882.
 (32.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,990, for Botanic Gardens, for the year 1882.
 (33.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,160, for State Nursery, for the year 1882.
 (34.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,533, for Government Domains, for the year 1882.
 (35.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,117, for Garden Palace Grounds, for the year 1882.

(36.)

(36.) Resolved, that there be granted to Her Majesty, a sum not exceeding £72,391, for Charitable Allowances, for the year 1882.

(37.) Resolved, that there be granted to Her Majesty, a sum not exceeding £41,133, for Miscellaneous Services, for the year 1882.

NO. IV.—TREASURER AND SECRETARY FOR FINANCE AND TRADE.

(38.) Resolved, that there be granted to Her Majesty, a sum not exceeding £17,905, for Treasury, for the year 1882.

(39.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,010, for Stamp Duties Department, for the year 1882.

(40.) Resolved, that there be granted to Her Majesty, a sum not exceeding £48,200, for Customs, for the year 1882.

(41.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,375, for Colonial Distilleries and Refineries, for the year 1882.

(42.) Resolved, that there be granted to Her Majesty, a sum not exceeding £255, for Gold Receivers, for the year 1882.

(43.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,800, for Gold and Escort, for the year 1882.

(44.) Resolved, that there be granted to Her Majesty, a sum not exceeding £45,089, for Government Printer's Department, for the year 1882.

(45.) Resolved, that there be granted to Her Majesty, a sum not exceeding £77,856, for Stores and Stationery, for the year 1882.

(46.) Resolved, that there be granted to Her Majesty, a sum not exceeding £9,417, for Ordnance and Barrack Department, for the year 1882.

(47.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,055, for Health and Emigration Officers, for the year 1882.

(48.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,441, for Quarantine, for the year 1882.

(49.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100, for Board of Pharmacy, for the year 1882.

(50.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,325, for Shipping Masters, for the year 1882.

(51.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,145, for Glebe Island Abattoir, for the year 1882.

(52.) Resolved, that there be granted to Her Majesty, a sum not exceeding £39,228, for Marine Board of New South Wales, for the year 1882.

(53.) Resolved, that there be granted to Her Majesty, a sum not exceeding £700, for Lifeboats, for the year 1882.

(54.) Resolved, that there be granted to Her Majesty, a sum not exceeding £57,831, for Miscellaneous Services, for the year 1882.

(55.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100,000, for Advance to Treasurer.

NO. V.—PUBLIC INSTRUCTION.

(56.) Resolved, that there be granted to Her Majesty, a sum not exceeding £610,073, for Public Instruction, under the Act 43 Vict. No. 23, for the year 1882.

(57.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,500, for Public Scholarships, for the year 1882.

(58.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,251, for Industrial Schools, for the year 1882.

(59.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,020, for Orphan Schools, Parramatta, for the year 1882.

(60.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,740, for Observatory, for the year 1882.

(61.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,050, for Museum, for the year 1882.

(62.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,829, for Free Public Library, for the year 1882.

(63.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,020, for Church and School Lands, for the year 1882.

(64.) Resolved, that there be granted to Her Majesty, a sum not exceeding £40,982, for Grants in aid of Public Institutions, for the year 1882.

NO. VI.—ADMINISTRATION OF JUSTICE.

(65.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,978, for Department of Justice, for the year 1882.

(66.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,974, for Department of Master in Equity, for the year 1882.

(67.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,111, for Department of Prothonotary, for the year 1882.

(68.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,292, for Department of Sheriff, for the year 1882.

(69.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,645, for Insolvency Court, for the year 1882.

(70.) Resolved, that there be granted to Her Majesty, a sum not exceeding £8,162, for District Courts, for the year 1882.

(71.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,460, for Coroners' Inquests, for the year 1882.

(72.)

- (72.) Resolved, that there be granted to Her Majesty, a sum not exceeding £74,723, for Petty Sessions, for the year 1882.
 (73.) Resolved, that there be granted to Her Majesty, a sum not exceeding £100,223, for Prisons, for the year 1882.
 (74.) Resolved, that there be granted to Her Majesty, a sum not exceeding £329, for The Shaftesbury Reformatory for Girls, for the year 1882.
 (75.) Resolved, that there be granted to Her Majesty, a sum not exceeding £220, for Registrar of Copyright, for the year 1882.
 (76.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,541, for Miscellaneous Services, for the year 1882.

NO. VII.—THE ATTORNEY GENERAL.

- (77.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,935, for Department of the Attorney General, for the year 1882.
 (78.) Resolved, that there be granted to Her Majesty, a sum not exceeding £1,299, for Department of Parliamentary Draftsman, for the year 1882.
 (79.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,526, for Department of Crown Solicitor, for the year 1882.
 (80.) Resolved, that there be granted to Her Majesty, a sum not exceeding £22,314, for Quarter Sessions, for the year 1882.
 (81.) Resolved, that there be granted to Her Majesty, a sum not exceeding £200, for Miscellaneous Services, for the year 1882.

NO. VIII.—SECRETARY FOR LANDS.

- (82.) Resolved, that there be granted to Her Majesty, a sum not exceeding £18,408, for Department of Lands, for the year 1882.
 (83.) Resolved, that there be granted to Her Majesty, a sum not exceeding £28,270, for Conditional Land Sales, for the year 1882.
 (84.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,825, for Land Agents, Appraisers, and others, for the year 1882.
 (85.) Resolved, that there be granted to Her Majesty, a sum not exceeding £326,861, for Survey of Lands, for the year 1882.
 (86.) Resolved, that there be granted to Her Majesty, a sum not exceeding £21,470, for Triangulation and General Survey of the Colony, for the year 1882.
 (87.) Resolved, that there be granted to Her Majesty, a sum not exceeding £24,702, for Miscellaneous Services, for the year 1882.

NO. IX.—SECRETARY FOR PUBLIC WORKS.

- (88.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,352, for Department of Public Works, for the year 1882.
 (89.) Resolved, that there be granted to Her Majesty, a sum not exceeding £130,736, for Harbours and Rivers Navigation, for the year 1882.
 (90.) Resolved, that there be granted to Her Majesty, a sum not exceeding £261,861, for Department of Colonial Architect, for the year 1882.
 (91.) Resolved, that there be granted to Her Majesty, a sum not exceeding £639,096, for Roads and Bridges, for the year 1882.
 (92.) Resolved, that there be granted to Her Majesty, a sum not exceeding £60, for Miscellaneous Services, for the year 1882.

NO. IX.—RAILWAYS.

- (93.) Resolved, that there be granted to Her Majesty, a sum not exceeding £7,120, for General Establishment, for the year 1882.
 (94.) Resolved, that there be granted to Her Majesty, a sum not exceeding £13,416, for Engineering Establishment, for the year 1882.
 (95.) Resolved, that there be granted to Her Majesty, a sum not exceeding £883,075, for Existing Lines—Working Expenses—for the year 1882.
 (96.) Resolved, that there be granted to Her Majesty, a sum not exceeding £5,113, for Miscellaneous Services, for the year 1882.

NO. X.—THE POSTMASTER GENERAL.

- (97.) Resolved, that there be granted to Her Majesty, a sum not exceeding £293,721, for Post Office, for the year 1882.
 (98.) Resolved, that there be granted to Her Majesty, a sum not exceeding £12,370, for Money Order and Government Savings Bank Department, for the year 1882.
 (99.) Resolved, that there be granted to Her Majesty, a sum not exceeding £135,501, for Electric Telegraphs, for the year 1882.
 (100.) Resolved, that there be granted to Her Majesty, a sum not exceeding £11,843, for British and Australian Cable Subsidy, for the year 1882.
 (101.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,500, for New Zealand Cable Subsidy, for the year 1882.

NO. XI.—SECRETARY FOR MINES.

- (102.) Resolved, that there be granted to Her Majesty, a sum not exceeding £47,999, for Department of Mines, for the year 1882.
 (103.) Resolved, that there be granted to Her Majesty, a sum not exceeding £4,800, for Minor Roads, for the year 1882.

- (104.) Resolved, that there be granted to Her Majesty, a sum not exceeding £22,198, for Occupation of Lands, for the year 1882.
- (105.) Resolved, that there be granted to Her Majesty, a sum not exceeding £15,046, for Prevention of Scab in Sheep, for the year 1882.
- (106.) Resolved, that there be granted to Her Majesty, a sum not exceeding £720, for Imported Stock, for the year 1882.
- (107.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,175, for Registration of Brands, for the year 1882.
- (108.) Resolved, that there be granted to Her Majesty, a sum not exceeding £14,752, for Public Tanks and Wells, for the year 1882.
- (109.) Resolved, that there be granted to Her Majesty, a sum not exceeding £500, for Management of Pounds and Commons, for the year 1882.
- (110.) Resolved, that there be granted to Her Majesty, a sum not exceeding £20,000, for Miscellaneous, for the year 1882.

ADDITIONAL ESTIMATES FOR 1882.

Chargeable against the Revenue of 1882.

No. III.—COLONIAL SECRETARY.

- (111.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,923, to defray additional charge under the head "Police."
- (112.) Resolved, that there be granted to Her Majesty, a sum not exceeding £3,500, to defray additional charge under the head "Charitable Allowances."
- (113.) Resolved, that there be granted to Her Majesty, a sum not exceeding £6,000, to defray additional charge under the head "Miscellaneous."

No. IX.—SECRETARY FOR PUBLIC WORKS.

- (114.) Resolved, that there be granted to Her Majesty, a sum not exceeding £2,250, to defray additional charge under the head "Harbours and Rivers Navigation."

Chargeable against the Surplus of 1881.

No. III.—COLONIAL SECRETARY.

- (115.) Resolved, that there be granted to Her Majesty, a sum not exceeding £30,000, to defray additional charge under the head "Charitable Allowances."
- (116.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50,000, to defray additional charge under the head "Municipalities."

No. V.—PUBLIC INSTRUCTION.

- (117.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50,000, to defray additional charge under the head "Public Instruction."

No. IX.—SECRETARY FOR PUBLIC WORKS.

- (118.) Resolved, that there be granted to Her Majesty, a sum not exceeding £257,500, to defray additional charge under the head "Colonial Architect—Public Works and Buildings."
- (119.) Resolved, that there be granted to Her Majesty, a sum not exceeding £27,500, to defray additional charge under the head "Roads and Bridges."
- (120.) Resolved, that there be granted to Her Majesty, a sum not exceeding £50,000, to defray additional charge under the head "Tanks and Wells."

SPECIAL APPROPRIATIONS.

- (121.) Resolved, that there be granted to Her Majesty, a sum not exceeding £232,130, to defray additional charge under the head "Special Appropriations."

LOAN ESTIMATE—1882.

RAILWAYS.

- (122.) Resolved, that there be granted to Her Majesty, for the year 1882, to be raised by Loan, a sum not exceeding £500,000, for providing Additional Rolling Stock.

HARBOURS AND RIVERS NAVIGATION.

- (123.) Resolved, that there be granted to Her Majesty, for the year 1882, to be raised by Loan, a sum not exceeding £500,000, towards completing Darling Harbour Wharf, and extending the Railway to the deep waters of Port Jackson, including compensation for land, &c., resumed.

On motion of Mr. Watson, the Resolutions were read a second time, and agreed to.

16. **WAYS AND MEANS:**—The Order of the Day having been read,—on motion of Mr. James 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:—

(2.) *Resolved*,—That towards making good the Supply granted to Her Majesty for the Supplementary Service of the year 1881 and previous years, the sum of £469,923 13s. 1d. be granted out of the Consolidated Revenue Fund of New South Wales.

(3.) *Resolved*,—That towards making good the supply granted to Her Majesty for the Service of the year 1882, the sum of £5,713,447 be granted out of the Consolidated Revenue Fund of New South Wales.

(4.) *Resolved*,—That towards making good the Supply granted to Her Majesty during the present Session, a sum not exceeding £1,000,000 be raised by the issue and sale of Debentures, or in the form of Funded Stock in the Colony or in London, secured upon the Consolidated Revenue Fund 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.

17. APPROPRIATION BILL:—

(1.) Ordered, on motion of Mr. James Watson, that a Bill be brought in, founded on Resolutions of Ways and Means Nos. 2 and 3, 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 1882, and for the year 1881, 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 1882 and for the year 1881 and previous years*,"—which was read a first time.

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

18. PUBLIC WORKS LOAN BILL:—

(1.) Ordered, on motion of Mr. James Watson, that a Bill be brought in, founded on Resolution of Ways and Means No. 4, to enable the Government to raise a Loan for Public Works.

(2.) Mr. Watson then presented a Bill, intituled "*A Bill to enable the Government to raise a Loan for Public Works*,"—which was read a first time.

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

19. CATTLE SALE-YARDS ADDITIONAL LOAN BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable the Municipal Council of Sydney to raise by Debentures the sum of Fifty-five Thousand Pounds in addition to the sum of Twenty-five Thousand Pounds authorized to be borrowed by the 'Sydney Corporation Act of 1879' for the establishment of Cattle Sale-yards and to enlarge the time prescribed by the said Act for their erection*,"—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 December, 1881.

JOHN HAY,
President.

CATTLE SALE-YARDS ADDITIONAL LOAN BILL.

Schedule of the Amendments referred to in Message of 13th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 2, Preamble, line 8. Omit "forty" insert "fifty"
 " 2, clause 1, line 45. After "number" insert "as"
 " 3, clause 3, line 21. Omit "make"
 " 3, clause 3, lines 22 and 23. Omit "by this Act"
 " 3, clause 3, lines 26 and 27. Omit "made and"
 " 3, clause 4, line 49. Omit "by writing under his hand" insert "with the advice of the
 " Executive Council"
 " 4, clause 4, line 3. Omit "not"

Examined,—

W. R. PIDDINGTON,
Deputy Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

20. LICENSING BILL (No. 2):—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 a *Point of Order* had arisen in the Committee, and obtained leave to sit again so soon as Mr. Speaker's ruling had been given thereon.

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

An amendment of the Legislative Council, exempting Colonial Wine from the operation of the Bill, being under consideration, an Honorable Member proposed to amend the amendment by inserting the words "and Colonial and other Beers,"—and exception being taken to this proposal, he (the Chairman) decided that the amendment was admissible. Whereupon, on motion of Mr. Joseph P. Abbott, the following question was referred to Mr. Speaker for his decision:—That the amendment to insert the words "and Colonial and other Beers" is not in order, not being consequent on or relevant to the Council's amendment but an amendment of the Bill.

Mr. Speaker ruled that the amendment could not be entertained by the Committee, inasmuch as the insertion of the proposed words would be an amendment of the Bill as already passed by this House, not consequent upon the Council's amendment, nor necessary for carrying it into effect.

On motion of Sir Henry Parkes, Mr. Speaker left the Chair, and the Committee resumed.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Sir Henry Parkes, the report was adopted.

Ordered,

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

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the amendments made by the Legislative Council in the Bill, intituled "*An Act to remodel the Law relating to Publicans and other Persons engaged in the sale of Liquor.*"

*Legislative Assembly Chamber,
Sydney, 14th December, 1881, A.M.*

21. DEDICATION BY USER LIMITATION 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 the Council's amendments.

On motion of Mr. Hoskins, 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 limit the application of the Doctrine of Dedication by User in certain cases.*"

*Legislative Assembly Chamber,
Sydney, 14th December, 1881, A.M.*

22. POSTPONEMENT :—The Order of the Day for the second reading of the Sydney Corporation Act Amendment Bill (No. 2) postponed until to-morrow.

23. LUNACY ACT AMENDMENT 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 amend the 'Lunacy Act of 1878.'*"

*Legislative Assembly Chamber,
Sydney, 14th December, 1881, A.M.*

24. INFECTIOUS DISEASE SUPERVISION BILL :—The Order of the Day having been read,—Mr. James Watson moved, That this Bill be now read a second time.

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

Debate ensued.

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

Original 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.

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

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 93.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

WEDNESDAY, 14 DECEMBER, 1881.

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

ELECTORATE OF ARGYLE:—Mr. Speaker informed the House that upon the passing of the Resolution of the 22nd November last, declaring the Seat of Phillip George Myers, Esquire, vacant, he had issued a Writ for the election of a Member to serve in the room of Mr. Myers, and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of John Thomas Gannon, Esquire, to serve as a Member for the Electoral District of Argyle.

2. QUESTIONS:—

(1.) The Outer Domain:—*Mr. Cameron*, for Mr. Garrard, asked the Colonial Secretary,—

(1.) By whose authority are children prevented from playing cricket in the Outer Domain?

(2.) Will he give instructions to allow the children the same facilities for recreation in the Domain as are granted to adults?

Sir Henry Parkes answered,—The ground set apart for cricketing in the Outer Domain is vested in Trustees, and is used, I understand, only by clubs paying an annual fee, which is expended in keeping the ground in order. In all other parts of the Domain cricketing is prohibited, as it would be dangerous to children and others visiting the Domain to allow the game to be played in all parts indiscriminately.

(2.) Railway from Cootamundra to Gundagai:—Mr. William Forster asked the Secretary for Public Works,—

(1.) Have any instructions recently, or at any time, been issued to a Surveyor or Surveyors to survey or examine a new line, or portion of a line, to or towards Spring Flat, whether from Gundagai or at an angle to any line already surveyed or projected?

(2.) Is any such survey or examination being made, or intended to be made?

(3.) Is there any intention on the part of the Government to supersede or divert the proposed line from Cootamundra to Gundagai, or any portion of it, by a new line or divergence to Spring Flat, or to any other place than Gundagai?

Mr. Lackey answered,—The plan laid upon the Table shows the line proposed to be constructed from Cootamundra to Gundagai, and there is no intention to diverge from it, or to make any other surveys or examinations in the locality.

(3.) Railway from Glen Innes to Tenterfield:—Mr. Dillon asked the Secretary for Public Works,—When will tenders be called for the extension of the Great Northern Railway from Glen Innes to Tenterfield?

Mr. Lackey answered,—The working plans and sections are being prepared, and tenders will be called as early as practicable.

(4.) The Eight-hour System of Labour on the Railways:—*Mr. Cameron*, for Mr. Roseby, asked the Secretary for Public Works,—

(1.) Has a Petition been presented by a number of the employés of Darling Harbour and Sydney Station, complaining that they were compelled to work such long hours, and asking for the privilege enjoyed by the mechanics and others of eight hours per day?

(2.) Will the Minister make inquiry into the matter, and give the prayer of the Petitioners his favourable consideration?

Mr.

Mr. Lackey answered,—

(1.) A Petition to the above effect has now been received ; it has been in the hands of the Traffic Manager for about three weeks, who has been making inquiry as to the means of meeting the wishes of the men.

(2.) Inquiry has been made, and it is found that the requirements of the traffic will not admit of the eight-hour system being extended to the men employed in the Traffic Branch.

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

(1.) Amended By-laws of the Municipal District of Penrith.

(2.) Amended By-laws of the Borough of Newcastle.

(3.) By-law of the Borough of East Maitland.

Ordered to be printed.

4. PETITION OF CHARLES AUGUSTUS BLOM CRAWFORD (*Formal Motion*):—Mr. William Forster moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence, minutes, reports, and other documents having reference to the Petition of Charles Augustus Blom Crawford, received by this House on 15th November, or to its contents.
Question put and passed.

5. APPRAISEMENT OF RUNS IN THE NEW ENGLAND, AND CLARENCE, AND MACLEAY DISTRICTS (*Formal Motion*):—Mr. Dillon moved, pursuant to Notice, That there be laid upon the Table of this House a Return showing the results of the appraisement of runs for 1881 and 1882 in the New England and the Clarence and Macleay Pastoral Districts, specifying the names of the runs, the names of the lessees, the area, grazing capabilities, and rent of each run ; and showing also as regards stock capabilities the rate per head represented by the rent as determined ; also the names of the appraisers, date when award was made by the appraiser, and the previous rents of the runs.
Question put and passed.

6. MR. J. STOCKS, J.P. (*Formal Motion*):—Mr. Cameron, for Mr. Carter, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all papers relative to a complaint that has been made to the Police Department against J. Stocks, J.P., Lismore, to the effect that in the early part of this year a warrant was signed by Mr. Stocks to search for stolen property in Mrs. Maxwell's house, and that while the search was being proceeded with Mr. Stocks appeared and asked Constable Sharpe for the warrant, and then and there tore off his signature ; and that the Constable did not go any further with the search, fearing he might be acting illegally.
Question put and passed.

7. BURTOFT'S ESTATE 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 30th November, 1881 ; together with a copy of the Bill as agreed to by the Committee.
Ordered to be printed.

8. RAILWAY EXTENSION TO FORBES:—Mr. Bodel presented a Petition from Laurence Kirby, Chairman of a Public Meeting held at Eugowra, affirming that the Western Extension of Railway to Forbes should start from Blayney instead of from Orange ; and praying that the Main Western Line may be taken from Blayney westward instead of going north-west by way of Molong.
Petition received.

9. RAILWAY EXTENSION FROM MURRUMBURRAH TO BLAYNEY:—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plan, Section, and Book of Reference of the first part of the proposed Railway Extension from Murrumburrah to Blayney, viz., from the junction with the Great Southern Railway near Murrumburrah to Young, laid before the House on the 2nd December, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.
Debate ensued.
Question put and passed.

10. RAILWAY FROM COOTAMUNDRA TO GUNDAGAI:—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plan, Section, and Book of Reference of the proposed Railway from Cootamundra to Gundagai, laid before the House on the 13th instant, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.
Debate ensued.
Question put and passed.

11. RAILWAY FROM NARRANDERA TO JERILDERIE:—Mr. Lackey moved, pursuant to Notice, That this House approves of the Plan, Section, and Book of Reference of the proposed Railway from Narrandera to Jerilderie, laid before the House on the 13th instant, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.
Question put and passed.

12. RAILWAY FROM ORANGE TO NEAR FORBES:—Mr. Lackey moved, pursuant to Notice, "That" this House approves of the Plan, Section, and Book of Reference of the proposed Railway from Orange to near Forbes, extending from Orange to Manildra, *via* Molong, being a distance of 36 miles, laid before the House on the 13th instant, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.
Debate ensued.

Mr. Vaughn 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 further consideration of "the Plan and Book of Reference under consideration be postponed until next Session of "Parliament."

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, 63.

Mr. R. P. Abbott,	Mr. Jacob,
Mr. Abigail,	Sir Patrick Jennings,
Mr. Andrews,	Mr. Kerr,
Mr. Russell Barton,	Mr. Lackey,
Mr. Beyers,	Mr. Lynch,
Mr. Bodel,	Mr. Martin,
Mr. Brodribb,	Mr. McElhone,
Mr. Brunker,	Mr. McLaughlin,
Mr. Burns,	Mr. Melville,
Mr. Byrnes,	Mr. Murray,
Mr. Cameron,	Sir Henry Parkes,
Mr. George Campbell,	Dr. Renwick,
Mr. W. R. Campbell,	Mr. Roseby,
Mr. Carter,	Dr. Ross,
Mr. Cass,	Mr. Rutledge,
Mr. Henry Clarke,	Mr. R. B. Smith,
Mr. William Clarke,	Mr. Stuart,
Mr. Cooke,	Mr. Sutherland,
Mr. H. C. Dangar,	Mr. Suttor,
Mr. T. G. Dangar,	Mr. Tece,
Mr. Davies,	Mr. Terry,
Mr. Day,	Mr. Tooth,
Mr. Dillon,	Mr. Trickett,
Mr. Douglas,	Mr. Turner,
Mr. Fawcett,	Mr. James Watson,
Mr. Fletcher,	Mr. W. J. Watson,
Mr. William Forster,	Mr. Wisdom,
Mr. W. J. Foster,	Mr. Withers.
Mr. Fremlin,	
Mr. Garvan,	<i>Tellers,</i>
Mr. Henson,	Mr. Fergusson,
Mr. Hezlet,	Mr. Kidd.
Mr. Hoskins,	

Noes, 7.

Mr. Joseph P. Abbott,
Mr. Garrard,
Mr. McCulloch,
Mr. Proctor,
Mr. Young.
Tellers,
Mr. Lyne,
Mr. Vaughn.

And so it was resolved in the affirmative.

Original Question put,—That this House approves of the Plan, Section, and Book of Reference of the proposed Railway from Orange to near Forbes, extending from Orange to Manildra, *via* Molong, being a distance of 36 miles, laid before the House on the 13th instant, in accordance with the 9th section of the Government Railways Act 22 Victoria No. 19.

The House divided.

Ayes, 63.

Mr. R. P. Abbott,	Sir Patrick Jennings,
Mr. Abigail,	Mr. Kerr,
Mr. Andrews,	Mr. Kidd,
Mr. Russell Barton,	Mr. Lackey,
Mr. Beyers,	Mr. Lynch,
Mr. Bodel,	Mr. Martin,
Mr. Brodribb,	Mr. McElhone,
Mr. Brunker,	Mr. McLaughlin,
Mr. Burns,	Mr. Melville,
Mr. Byrnes,	Sir Henry Parkes,
Mr. Cameron,	Dr. Renwick,
Mr. George Campbell,	Mr. Roseby,
Mr. W. R. Campbell,	Dr. Ross,
Mr. Carter,	Mr. Rutledge,
Mr. Cass,	Mr. R. B. Smith,
Mr. Henry Clarke,	Mr. Stuart,
Mr. Cooke,	Mr. Sutherland,
Mr. T. G. Dangar,	Mr. Suttor,
Mr. Davies,	Mr. Tece,
Mr. Day,	Mr. Terry,
Mr. Dillon,	Mr. Tooth,
Mr. Douglas,	Mr. Trickett,
Mr. Fawcett,	Mr. Turner,
Mr. Fergusson,	Mr. Vaughn,
Mr. Fletcher,	Mr. James Watson,
Mr. William Forster,	Mr. W. J. Watson,
Mr. W. J. Foster,	Mr. Wisdom,
Mr. Fremlin,	Mr. Withers.
Mr. Garvan,	
Mr. Henson,	<i>Tellers,</i>
Mr. Hezlet,	Mr. William Clarke,
Mr. Hoskins,	Mr. Murray.
Mr. Jacob,	

Noes, 5.

Mr. Garrard,
Mr. Lyne,
Mr. Young.
Tellers,
Mr. Joseph P. Abbott,
Mr. McCulloch.

And so it was resolved in the affirmative.

13. DUBBO GAS COMPANY'S INCORPORATION BILL.—Mr. Cass, 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 7th December, 1881; together with a copy of the Bill as agreed to by the Committee.

Ordered to be printed.

Mr. Cass then moved, That the Bill be read a second time on Tuesday next.

Question put and passed.

14. **METROPOLITAN MAGISTRATES BILL**:—The Order of the Day having been read,—on motion of Mr. W. J. Foster, 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. Foster, 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 authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District and to define in certain respects the powers of Magistrates within the said District.*"

*Legislative Assembly Chamber,
Sydney, 14th December, 1881.*

15. **PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL**:—The Order of the Day having been read,—on motion of Dr. Renwick, 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 Dr. Renwick, the report was adopted.

16. **CATTLE SALE-YARDS ADDITIONAL LOAN 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 Municipal Council of Sydney to raise by Debentures the sum of Fifty-five Thousand Pounds in addition to the sum of Twenty-five Thousand Pounds authorized to be borrowed by the 'Sydney Corporation Act of 1879' for the establishment of Cattle Sale-yards and to enlarge the time prescribed by the said Act for their erection.*"

*Legislative Assembly Chamber,
Sydney, 14th December, 1881.*

17. **APPROPRIATION BILL**:—

(1.) The Order of the Day having been read,—Mr. James 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 now read a third time.

(2.) 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 1882 and for the year 1881 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 1882 and for the year 1881 and previous years,*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 14th December, 1881.*

18. **PUBLIC WORKS LOAN BILL**:—The Order of the Day having been read,—Mr. James 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.

19. **POSTPONEMENT**:—The Order of the Day for the second reading of the Sydney Corporation Act Amendment Bill (No. 2) postponed until to-morrow.

20. **INFECTIOUS DISEASE SUPERVISION BILL**:—The Order of the Day having been read,—Mr. James Watson moved, That this Bill be now read a third time.
Question put and passed.
Bill read a third time.
Mr. Watson moved, That this Bill do now *pass*.
Debate ensued.

And the House continuing to sit till after Midnight,—

THURSDAY, 15 DECEMBER, 1881, A.M.

Question,—That this Bill do now *pass*,—put and passed.
Mr. Watson then moved, That the Title of the Bill be “*An Act to make further provision to prevent the spread of the disease known as Small-pox and for other purposes.*”
Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled “*An Act to make further provision to prevent the spread of the disease known as Small-pox and for other purposes,*”—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 15th December, 1881, A.M.*

21. **POSTPONEMENT**:—The Order of the Day for the second reading of the Fire Brigades Bill postponed until to-morrow.
22. **LANDS FOR PUBLIC PURPOSES ACQUISITION ACT AMENDMENT 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.
23. **CROWN LANDS PURCHASES VALIDATION 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 the Council's amendments.
On motion of Mr. Hoskins, 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 legalise certain Conditional and other Purchases of Crown Land.*”
*Legislative Assembly Chamber,
Sydney, 15th December, 1881, A.M.*
24. **BILLIARD AND BAGATELLE 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.
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 minutes after Two o'clock A.M., until Four o'clock P.M. This Day.

G. WIGRAM ALLEN,
Speaker.



New South Wales.

No. 94.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

THURSDAY, 15 DECEMBER, 1881

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

QUESTIONS:—

(1.) Sydney Water Supply:—Mr. Poole asked the Secretary for Public Works,—

(1.) Are the sections of the Prospect Dam, as shown in the Commissioner's Report on the Sydney Water Supply, confirmed by recent borings?

(2.) Is he aware that Mr. Moriarty, at page 125 of his Report, states that the water would be drawn off from the Prospect Reservoir through a water tower into a tunnel excavated in solid rock through the hill on which the dam abuts at its eastern end?

(3.) Is he aware that Mr. Moriarty's sections of recent borings show that there is no solid rock in the position stated?

(4.) Is he now aware that the cost of the Prospect Dam must far exceed the first estimates?

(5.) Will he lay upon the Table of this House, at the earliest date, a statement of the probable excess of such estimates, if any?

(6.) Will he now state what is the estimated difference of cost between the Kenny Hill and Prospect Dams?

(7.) Will he lay upon the Table of this House the names of all claimants on account of land from the source of Supply to Sydney, and the acreage and amount of each claim?

(8.) Is he now aware that already nearly one-half of the Water Supply for Sydney and Suburbs is required above the Crown-street level?

(9.) Is he now aware that Mr. Clark's estimate for pumping above Crown-street must be largely exceeded?

(10.) Is he aware that water pressure is already used in European and American Cities for generating electricity for lighting and motive power purposes?

(11.) Will he say that a searching investigation into the merits of the two schemes by competent professional authorities ought not now to be made?

Mr. Lackey answered,—The information asked by the Honorable Member shall be prepared and laid upon the Table; but with regard to question No. 11, I may at once say that it is not the intention of the Government to reopen a question which has been the subject of searching investigations, and has been decided by a large majority in the Assembly.

(2.) Wagga Wagga, Bathurst, and Orange Railway Stations:—Mr. William Clarke asked the Secretary for Public Works,—What was the amount of revenue received at the Wagga Wagga, Bathurst, and Orange Railway Stations, respectively, for the year 1880 for coaching and carriage of merchandise, excluding the carriage of coal for departmental purposes?

Mr. Lackey answered,—Coaching revenue at the undermentioned Stations for the year 1880 was for—South Wagga Wagga, £12,606 19s.; Bathurst, £12,580 6s. 4d.; Orange, £12,189 18s. 10d. Goods revenue for—South Wagga Wagga, £25,907 2s. 2d.; Bathurst, £21,549 9s. 10d.; Orange, £60,517 2s. 2d. Orange was the terminus of the Western Line until the 1st June, 1880, and is, of course, credited with the revenue derived from the carriage of goods for places beyond.

(3.)

- (3.) Residence for Station-master at Orange :—Mr. William Clarke asked the Secretary for Public Works,—Is it the intention of the Secretary for Public Works to authorize the erection of a new residence for the Station-master at Orange in consequence of the unsuitableness and unhealthiness of the present residence ?

Mr. Lackey answered,—If a new residence is found to be absolutely necessary it will of course be erected. The objection to the present residence is on account of its dampness, and the engineer thinks he can remedy this by the addition of a balcony to the building.

- (4.) Salaries of the Supreme Court Judges :—Mr. McLaughlin asked the Minister of Justice,—Is it the intention of the Government to submit to Parliament any proposal to increase the salaries of the Supreme Court Judges ; and if so, when ?

Mr. W. J. Foster answered,—The matter is under the consideration of the Government.

- (5.) High-level Bridge across the Hunter River on Road from Denman to Muswellbrook :—Mr. McLaughlin asked the Secretary for Public Works,—Is it the intention of the Government to place on the Additional Estimates for the year 1882 a sum of money for the erection of a High-level Bridge across the Hunter River on the road from Denman to Muswellbrook, in the place of the one washed away by the recent flood in that river ?

Mr. Lackey answered,—I regret that circumstances prevented the dealing with this matter before the passing of the Additional Estimates for 1882, but the case will receive early attention with a view to have ample provision made before the reassembling of Parliament.

- (6.) Railway Carriages :—Mr. Henson asked the Secretary for Public Works,—How many of the Railway Carriages originally imported from England are now in use on the Railway Lines, and on what Lines are they running ?

Mr. Lackey answered,—There are ninety-four of these carriages in use on the Southern and Western Lines, and thirty-nine on the Northern Line.

- (7.) Public School at Forbes :—Mr. Bodel asked the Minister for Public Instruction,—

(1.) Is he aware that the size of the Infant School-room of the Forbes Public School is only 17 feet by 24 feet, and has an average attendance of 130 pupils ?

(2.) Will he cause new buildings to be immediately erected to provide necessary accommodation for the school children ?

Mr. Suttor answered,—

(1.) Yes, but the highest average attendance for any month was 123.

(2.) The Architect states that plans for a new Infant School are already prepared, and specifications are nearly ready ; tenders can be invited in a few days.

- (8.) Mining on Church and School Lands at Copeland :—Mr. Jacob asked the Minister for Public Instruction,—

(1.) Has he come to any determination with reference to the question of mining on Church and School Lands at Copeland, brought under his notice about three weeks ago by a deputation ?

(2.) If he has decided on any course of action, has he any objection to state what is intended to be done ?

Mr. Suttor answered,—I have not, so far, arrived at any decision in this case, but I will promise the Honorable Member that no unnecessary delay shall take place.

- (9.) Grafton Railway :—Mr. Fergusson asked the Colonial Secretary,—

(1.) Has the Grafton Railway been under consideration of the Cabinet, as promised, with a view of introducing a Loan Estimate this Session ?

(2.) Will the Colonial Secretary state what steps the Government intend taking in reference to this Railway—that is, do they really intend to construct the line ; if so, when will any action be taken in the matter ?

(3.) Have the Government decided upon the route for this Railway ?

Sir Henry Parkes answered,—Yesterday morning I had a consultation with Mr. Whitton, at my request, as I desired to be informed myself of what was going on with regard to this Railway, and also as to the plans so far as plans had been prepared. It appeared that two lines had been pretty well surveyed, or surveyed so far as to ascertain the character of the country ; the first from Lawrence to Tenterfield and the other from South Grafton to Glen Innes. The line from Lawrence to Tenterfield must traverse such difficult country that its cost will be very great, indeed, so far as I can learn, it appears in reality impracticable. With regard to the line from South Grafton to Glen Innes, it seems to be the easiest route that can be discovered so far as the country has been examined ; and Mr. Whitton seems to think, giving it only as his opinion—his estimate not being based upon any calculation—that it might be constructed at something like a reasonable expense. But he assures me that the survey is yet so very incomplete, even as a trial survey, that it will take five or six months to have the surveys brought into such a state that steps may be taken in the matter. The Government intend, if it can be done at any reasonable expense, to construct this Railway.

- (10.) Recreation Reserve at Baradine :—Mr. T. G. Dangar asked the Secretary for Lands,—Referring to Votes and Proceedings No. 41, 25th March, 1881,—Have instructions been issued, and what progress made, as to surveying and dedicating the Recreation Reserve at Baradine, and fixing the site for Tank ?

Mr. Hoskins answered,—Instructions have been issued, and the Surveyor reminded and requested to expedite the survey.

- (11.) Pastoral and Agricultural Association, Coonabarabran :—Mr. T. G. Dangar asked the Secretary for Lands,—Has an application been made (with sketch) from the Pastoral and Agricultural Association of Coonabarabran, asking that 10 acres may be granted as a site upon which to hold their Shows ; and if so, will the same be granted ?

Mr. Hoskins answered,—An application has been made, and it has been referred to the District Surveyor for report and measurement of the area applied for if unobjectionable.

(12.) Railway Station Buildings, Armidale :—Mr. Proctor asked the Secretary for Public Works,—When will tenders be called for the Railway Station Buildings at Armidale?

Mr. Lackey answered,—In about a fortnight.

(13.) Mr. Charles Pearson Higgs :—Mr. Dillon asked the Colonial Secretary,—Is Dr. Charles P. Higgs, who has been gazetted an additional Government Vaccinator for Dungog, a duly qualified medical practitioner?

Sir Henry Parkes answered,—Mr. Charles Pearson Higgs is not a legally qualified medical practitioner, but is the holder of a certificate of proficiency in vaccination from a person authorized by the Privy Council to give such certificates; and upon this certificate he was appointed upon the recommendation of the Medical Advisor to the office.

(14.) Bridges over the Bogan River at Gongolgon and over Tarrion Creek :—Mr. Young, for Mr. Russell Barton, asked the Secretary for Public Works,—Has he let the contracts for the Bridges over the Bogan River at Gongolgon and over the Tarrion Creek?

Mr. Lackey answered,—Tenders for both these Bridges have been accepted.

(15.) Railway Rates Board :—Mr. William Clarke asked the Secretary for Public Works,—

(1.) When will the report of the Railway Rates Board be laid upon the Table of this House?

(2.) If not ready in time for this Session of Parliament, will he have the same printed and circulated amongst the Members during the recess?

Mr. Lackey answered,—

(1.) Directly it is received, if Parliament be in Session.

(2.) Yes.

(16.) Railway from Young to Forbes, *via* Grenfell :—Mr. Vaughn asked the Secretary for Public Works,—When will the trial survey for a Railway from Young to Forbes, *via* Grenfell, be resumed and completed, as promised by him?

Mr. Lackey answered,—A survey is now being made from Parkes, through Forbes, to join the trial survey recently made from Young to Grenfell.

(17.) Recreation Reserve for West Maitland :—Mr. McElhone asked the Colonial Secretary,—

(1.) Is it a fact that the Government have granted, or promised to grant, £5,000 to purchase a Recreation Reserve for West Maitland; and if so, is it intended to purchase the Racecourse, West Maitland?

(2.) If so, is he aware that it is reported in Maitland that a Member of this House has lately purchased it in conjunction with a friend?

Sir Henry Parkes answered,—West Maitland is among the places where a Recreation Ground is most badly wanted, and there has been a considerable difficulty in deciding upon a suitable place. A property—I do not know whether it is identical with that named in this question—a property belonging to Mr. Eales has been before the Government for some time, but the money wanted by Mr. Eales for this property was quite beyond what they could entertain for the purchase of a Recreation Ground for West Maitland. Yesterday morning the Honorable Member for West Maitland, Mr. Fullford, and another gentleman, whose name I do not recollect, called upon me, and the result of our consultation was that I told them that if the Municipal Council of West Maitland could arrange for a piece of land that would be in all respects suitable for the town, I was willing to appropriate £5,000 from the Vote, they making up the balance of the purchase money, whatever that might be. That is all that has taken place.

(18.) Articles made in Gaols :—Mr. W. J. Watson asked the Colonial Treasurer,—Is he aware that a large quantity of useful articles is made in the various Gaols throughout the Colony; and if so, will he give directions that such articles may be utilised in the Government Departments?

Mr. James Watson answered,—I am aware of the fact alluded to by the Honorable Member, and am glad to inform him that regulations and an agreed scale of prices are in existence, under which prison-made articles are used in the Government Departments without coming into competition with free labour.

(19.) Immigrant Ship "Northampton" :—Mr. Abigail, for Mr. Carter, asked the Colonial Secretary,—

(1.) Who composed the Board of Inquiry on the arrival of the Immigrant ship "Northampton" on 7th November last?

(2.) Who acted as Chairman on that occasion?

(3.) Who usually occupies the chair on these occasions?

Sir Henry Parkes answered,—The following information has been supplied by the Agent for Immigration :—

(1.) The Very Reverend Dean Sheridan and the Reverend Samuel Wilkinson.

(2.) The Very Reverend Dean Sheridan.

(3.) The Health Officer, Dr. Alleyne.

2. PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL :—Ordered, on motion of Dr. Renwick, 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 13th December, 1881, requesting its concurrence in certain amendments made by the Council in the Pastures and Stock Protection Act Amendment Bill,—

Agrees to the amendment in clause 2, line 11, but proposes to amend it by omitting the words "and B," in which amendment the Assembly requests the concurrence of the Council,—because Schedule B is necessary for certain provisions retained in the Bill in clause 9, hereafter referred to.

Agrees to the amendments in clause 4.

Disagrees

Disagrees from the amendment in clause 5, line 19,—because it is necessary for the proper operation of the Act that the clause should be retained in its original form, and further, the provisions in clause 9 destroy the power of the Board in regard to noxious animals and place the power in the hands of the Minister instead of the Board.

Agrees to the amendment in lines 21 and 22.

Disagrees from the amendment in lines 23 and 24, for the reasons already given.

Disagrees from the amendment in line 24, for the same reasons.

Agrees to the amendments in lines 26 and 30.

Disagrees from the amendment in line 31, for the reasons already given.

Agrees to the remaining amendments in clause 5.

Disagrees from the amendment in clause 6, lines 44, 45, and 46,—because the period suggested by amendments of Legislative Council will be inconvenient and unworkable.

Agrees to the remaining amendments in the clause, but proposes to amend the last amendment by omitting therefrom the words “watered and,” in which amendment the Assembly requests the concurrence of the Council,—because these words under the Legislative Council’s amendment are practically useless, there being scarcely any watered unstocked country in the Colony; further, it would be difficult to prove what is watered and what is not watered country; and lastly, noxious animals, as a rule, require but little water, and are therefore to be found in large numbers in waterless country.

Disagrees from the amendment in clause 8, line 4,—because the words inserted are unnecessary.

Disagrees from the amendments in clause 9, line 16, for the reasons given in connection with clause 5.

Agrees to the amendments in line 17.

Disagrees from the amendment in line 18,—because too large power would be conferred on the inspector, and sufficient authority is provided by the words originally contained in the Bill.

Disagrees from the amendments in lines 19 and 20,—because, as already stated, the Schedule B of the principal Act is necessary for the proper working of the Bill.

Agrees to the remaining amendments in clause 9.

Agrees to the insertion of two new clauses to follow clause 10, but proposes to amend new clause 12 by omitting the word “other” before “animals” in line 2 of the clause, and inserting after “animals” in the same line the words “other than rabbits,” in which amendments the Assembly requests the concurrence of the Council,—because it might be held that wild rabbits could be kept within enclosures of even considerable extent, which cannot be reasonably supposed possible.

Agrees to the remaining amendments in the Bill.

Legislative Assembly Chamber,

Sydney, 15th December, 1881.

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.) 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.

4. PUBLIC WORKS LOAN BILL (*Formal Order of the Day*),—on motion of Mr. James 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 Public Works.*”

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled “*An Act to enable the Government to raise a Loan for Public Works,*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 15th December, 1881.

5. LANDS FOR PUBLIC PURPOSES ACQUISITION ACT AMENDMENT 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 amend the ‘Lands for Public Purposes Acquisition Act.’*”

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 ‘Lands for Public Purposes Acquisition Act,’*”—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,

Sydney, 15th December, 1881.

6. MR. J. F. PLUNKETT, J.P. (*Formal Motion*):—Mr. Terry moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House a copy of the Petition and all other papers received by the Government from Gulgong, wherein the name of Mr. J. F. Plunkett, J.P., is mentioned in connection with the administration of justice in that town.

Question put and passed.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Hill's Estate Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act 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*,"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 15th December, 1881.

JOHN HAY,
President.

(2.) Cookbundoon Slate Quarry Tramway Bill:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to enable a Company called 'The Cookbundoon Slate Company (Limited)' to construct a Tramway from the Cookbundoon Slate Quarries to the Great Southern Railway*,"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 15th December, 1881.

JOHN HAY,
President.

COOKBUNDOON SLATE QUARRY TRAMWAY BILL.

Schedule of the Amendments referred to in Message of 15th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 7, clause 18, line 39. *After* "arbitrators" *omit* remainder of clause *insert* "Appointed in accordance with the Act thirty-first Victoria number fifteen intituled 'An Act to make 'arbitrations more effectual' and all the provisions of the said Act shall apply to arbitrations under this Act."

Pages 8 and 9, clauses 19 to 30 inclusive. *Omit* clauses 19 to 30 inclusive.

Page 10, clause 39, lines 32 to 36. *Omit* "said 'Justices' shall mean Justices of the Peace in and for the territory of New South Wales and where any matters shall be authorized or required to be done by two Justices the expression 'two Justices' shall mean two Justices assembled and acting together in Petty Sessions and the "

" 10, clause 40, lines 39 and 40. *Omit* "shall be deemed and taken to be a Public Act and the same whenever" *insert* "may be"

" 10, clause 40, line 40. *Omit* "shall be sufficiently described"

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

(3.) Sydney Corporation Act Amendment Bill:—

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, 15th December, 1881.

JOHN HAY,
President.

SYDNEY CORPORATION ACT AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 15th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, Preamble, line 3. *After* "for" *insert* "And whereas it is provided by the said recited Act that an assessment of all ratable property within the City of Sydney should be made from time to time such assessment to be subject to the power of appeal in the said Act contained And whereas an assessment has been made and confirmed in accordance with the said provisions of the said Act against which assessment no appeal now lies And whereas it is deemed advisable that there should be an annual right of appeal against such or any other assessment"

" 1, clause 1, line 8. *Omit* "himself aggrieved by" *insert* "dissatisfied with and who may be desirous of appealing from"

" 1, clause 1, line 9. *After* "assessment" *insert* "for the time being"

" 1, clause 1, line 9. *Omit* "and who"

" 1, clause 1, line 9. *Omit* "have given seven clear" *insert* "give fourteen"

" 1, clause 1, line 10. *After* "writing" *insert* "before the sitting of the Court hereinafter mentioned"

Page 1, clause 1, line 11. *Omit "so"*
 „ 1, clause 1, line 11. *Omit "do" insert "appeal and"*
 „ 1, clause 1, lines 15 and 16. *Omit "Act forty-third Victoria number twenty-seven" insert*
"Sydney Corporation Act Amendment Act 1880"

Examined,—

JOSEPH DOCKER,
 Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

8. **ADJOURNMENT** :—Mr. Joseph P. Abbott moved, That this House do now adjourn.
 Debate ensued.
 Question put and negatived.
9. **POSTPONEMENTS** :—The Orders of the Day Nos. 2 and 3 postponed, to follow after the General Business on the Paper for to-day.
10. **BILLIARD AND BAGATELLE LICENSING BILL** :—The Order of the Day having been read,—Mr. James Watson 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 regulate the keeping of Billiard-tables and Bagatelle-boards.*"
 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 keeping of Billiard-tables and Bagatelle-boards,*"—presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber,
Sydney, 15th December, 1881.
11. **POSTPONEMENTS** :—The Orders of the Day Nos. 6 to 9 inclusive postponed until Monday next.
12. **LAND IN MACQUARIE-STREET, PARRAMATTA** :—Mr. Byrnes 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 application of the Borough Council of Parramatta to the Government for a piece of land situated in Macquarie-street in that Borough.
 (2.) That such Committee consist of Mr. Hoskins, Mr. Burns, Mr. Poole, Mr. Hezlet, Mr. Teece, Mr. Farnell, Mr. Jacob, Mr. Fremlin, Mr. Holborow, and the Mover.
 Debate ensued.
 Question put.
 The House divided.

Ayes, 40.

Mr. R. P. Abbott,	Mr. Kidd,
Mr. Abigail,	Mr. Lyne,
Mr. Andrews,	Mr. McLaughlin,
Mr. Russell Barton,	Mr. Purves,
Mr. Bodel,	Dr. Ross,
Mr. Burdekin,	Mr. See,
Mr. Cameron,	Mr. Slattery,
Mr. W. R. Campbell,	Mr. Stuart,
Mr. Carter,	Mr. Sutherland,
Mr. Henry Clarke,	Mr. Teece,
Mr. Combes,	Mr. Terry,
Mr. Cooke,	Mr. Trickett,
Mr. Davies,	Mr. Furner,
Mr. Fawcett,	Mr. Vaughn,
Mr. William Forster,	Mr. W. J. Watson,
Mr. Garrard,	Mr. Webb,
Mr. Garvan,	Mr. Young.
Mr. Hezlet,	
Mr. Holborow,	<i>Tellers,</i>
Mr. Jacob,	Mr. Fremlin,
Sir Patrick Jennings,	Mr. Byrnes.

Noes, 22.

Mr. Joseph P. Abbott,	<i>Tellers,</i>
Mr. Brodribb,	
Mr. Buchanan,	Mr. R. B. Smith,
Mr. Copeland,	Mr. Fletcher.
Mr. Day,	
Mr. Dillon,	
Mr. Douglas,	
Mr. Hoskins,	
Mr. Lackey,	
Mr. G. A. Lloyd,	
Mr. Martin,	
Mr. McCulloch,	
Mr. Mitchell,	
Sir Henry Parkes,	
Dr. Renwick,	
Mr. Roseby,	
Mr. Rutledge,	
Mr. Suttor,	
Mr. James Watson,	
Mr. Wisdom,	

And so it was resolved in the affirmative.

13. **AGENT GENERAL FOR THE COLONY** :—Mr. William Forster moved, pursuant to Notice, That this House, having considered the Minute Paper for the Executive Council, dated 7th October, 1879, signed "Henry Parkes," and included in correspondence under heading "Recall of the Agent General," ordered by the Legislative Assembly to be printed on 28th October, 1879, and in particular the expression of opinion in that Minute by the Colonial Secretary with special reference to certain alleged duties or functions of the Agent General in England, in the following terms, namely :—

"It is obvious that in these greatly altered relations of the Office the Agent General should endeavour to establish and maintain the most intimate and confidential communication with his own Government, while his intercourse with the Imperial Authorities, with the Representatives of other Colonies, and with all parties in England, should be uniformly courteous and considerate, even when pressing the claims or defending the interests of the Colony.

"The present Agent General has not, however, made any extra-official communication to the Minister charged with the business of the Agent General's Office, or afforded information in any form whatever outside his official letters, during the period of more than nine months, since the assumption of the duties of administration by His Excellency's present Advisers. The inconvenience

inconvenience and frequent public injury arising from this entire absence of intimate and confidential communication between the Government and the Representative of the Colony in "England can scarcely be over estimated,"—Is of opinion—

(1.) That all public and official correspondence of any sort between the Executive Government, or any Member thereof in his official capacity, and the Agent General in England, or any officer of the Government in his official capacity, is, by its very nature, and always ought to be, of a public and official character, and accordingly, though its publication may not be in every case necessary or imperative, and might be in any case properly withheld from publication with the acquiescence or consent of Parliament, is yet subject at any time to be laid before Parliament upon motion, order, or address, of either House to that effect, duly passed, resolved upon, or agreed to, as in the case of other official papers, despatches, or correspondence.

(2.) That consequently, though neither the Agent General nor any other public officer is debarred from private and confidential correspondence with the Colonial Secretary, or any other Minister of the Crown, yet such private and confidential correspondence is not necessarily included among the public or official duties or functions of the Agent General, nor is it in any way incumbent or compulsory upon him, in his official capacity, to make to the Minister charged with the business of the Agent General's Office, or to any other Minister of the Crown, any extra-official communication, or to afford information, in any form, outside his official letters, such as might be capable of being construed as of such a character as to be properly withheld from the knowledge and confidence of Parliament.

Debate ensued.

Motion, by leave, withdrawn.

14. LAND AT ASHFIELD SOLD BY THE GOVERNMENT:—Mr. William Forster moved, pursuant to Notice, That this House will, on Friday next, resolve itself into a Committee of the Whole to consider the circumstances under which 17½ acres of land at Ashfield, formerly in possession of the Department of Education, were sold by the Government for the sum of £6,000 to Mr. Jamieson, of the firm of Prince, Ogg, & Co.

Debate ensued.

Question put.

The House divided.

Ayes, 7.

Mr. Copeland,
Mr. William Forster,
Sir Patrick Jennings,
Mr. Lyne,
Mr. Stuart.

Tellers,

Mr. Garvan,
Mr. Melville.

Noes, 46.

Mr. Joseph P. Abbott,	Mr. Kerr,
Mr. Andrews,	Mr. Lackey,
Mr. Boyers,	Mr. G. A. Lloyd,
Mr. Brodribb,	Mr. Lynch,
Mr. Burdekin,	Mr. McCulloch,
Mr. Cameron,	Sir Henry Parkes,
Mr. Carter,	Mr. Purves,
Mr. Cass,	Dr. Renwick,
Mr. Henry Clarke,	Dr. Ross,
Mr. Combee,	Mr. See,
Mr. Cooke,	Mr. R. B. Smith,
Mr. H. C. Dangar,	Mr. Sutherland,
Mr. T. G. Dangar,	Mr. Suttor,
Mr. Davies,	Mr. Tecce,
Mr. Douglas,	Mr. Vaughn,
Mr. Farnell,	Mr. James Watson,
Mr. Fawcett,	Mr. Webb,
Mr. Fletcher,	Mr. Wilson,
Mr. W. J. Foster,	Mr. Wisdom,
Mr. Garrard,	Mr. Withers.
Mr. Garrett,	<i>Tellers,</i>
Mr. Hezlet,	Mr. Trickett,
Mr. Holborow,	Mr. W. J. Watson.
Mr. Hoskins,	

And so it passed in the negative.

15. ANIMALS PROTECTION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to protect and encourage the Acclimatization of certain Animals*,"—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, 15th December, 1881.

JOHN HAY,
President.

ANIMALS PROTECTION BILL.

Schedule of Amendments referred to in Message of 15th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

- Page 1, Title. Omit "and encourage the Acclimatization of certain Animals" insert "certain
"Imported and other Birds"
" 1, Preamble, line 2. Omit "and other Animals"
" 1, clause 2, line 11. Omit "Animals" insert "Birds"
" 1, clause 3, line 12. Omit "Animal" insert "Bird"
" 1, clause 3, line 13. Omit "animal" insert "bird"
" 1, clause 3, lines 18 and 19. Omit "Game"—All animals mentioned in the First and Second
"Schedules of this Act"

Page

- Page 1, clause 3, line 20. *Omit "August" insert "July"*
 " 1, clause 3, line 21. *Omit "eighth" insert "fifth"*
 " 1, clause 3, line 21. *Omit "February" insert "December"*
 Page 2, clause 4, line 1. *Omit "animal" insert "bird"*
 " 2, clause 4, lines 2 and 3. *Omit "Government"*
 " 2, clause 4, line 5. *Omit "animal" insert "bird"*
 " 2, clause 5, line 9. *Omit "animal"*
 " 2, clause 9, line 32. *After "any" insert "scheduled"*
 " 2, clause 9, line 32. *Omit "mentioned in the First Schedule to this Act"*
 " 2, clause 10. *Omit clause 10 insert the following new clause 10 :—*
 10. "Nothing in this Act shall apply to the taking or killing of any bird in a domesticated
 " state or ordinarily in confinement by the owner thereof or to the taking or destroying of the eggs
 " of any such bird by him or to any eggs taken from or bird taken or killed within any mew or
 " breeding place by the owner thereof Provided that the bird so killed or taken shall not have
 " been originally caught or taken during the close season."
 Page 2, clause 11, line 44. *Omit "Government"*
 " 2, clause 11, line 46. *Omit "such owner" insert "the owner thereof"*
 " 2, clause 11, line 47. *Omit "s" "from birds"*
 Page 3, clause 14, line 9. *Omit "Acclimatization" insert "Zoological"*
 " 3, clause 14, line 9. *After "Society" omit remainder of clause*
 " 3, clause 15, line 12. *Omit "use a gun or"*
 " 3, Schedule 3, line 35. *Omit "Swallow"*
 " 3, Schedule 3, line 36. *Omit "Marten"*
 " 3, Schedule 3, line 43. *Omit "Miner" insert "Minah"*
 " 3, Schedule 3, line 45. *Omit "Butcher Bird"*
 " 3, Schedule 3. At end of Schedule *add "Magpie other than the Black Magpie—Curlew—*
" Regent Bird—Rifle Bird"

Examined,—

JOSEPH DOCKER,
 Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration to-morrow.

16. THE HONORABLE SIR ALFRED STEPHEN, M.L.C. :—Sir Patrick Jennings 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 1882 the sum of £3,000, in satisfaction of the increased Pension Claim preferred by the ex-Chief Justice, the Honorable Sir Alfred Stephen, M.L.C.

Debate ensued.

Mr. Brodribb moved, That the Question be amended by the omission of all the words after the word "placed," with a view to the insertion in their place of the words "on the Supplementary " Estimates the sum of £1,680, being the arrears of the pension of the late Chief Justice at the " rate provided by the Constitution Act."

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

Debate continued.

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

Original Question then put.

The House divided.

Ayes, 11.

Mr. Brodribb,
 Mr. Combes,
 Mr. William Forster,
 Sir Patrick Jennings,
 Mr. G. A. Lloyd,
 Mr. R. B. Smith,
 Mr. Stuart,
 Mr. Trickett,
 Mr. Webb.

Tellers,

Mr. Reid,
 Mr. McCulloch.

Noes, 28.

Mr. Joseph P. Abbott,	Mr. McElhone,
Mr. Beyers,	Mr. Melville,
Mr. Carter,	Sir Henry Parkes,
Mr. Cass,	Dr. Renwick,
Mr. Cooke,	Mr. Roscby,
Mr. Copeland,	Mr. Sutherland,
Mr. Farnell,	Mr. Vaughn,
Mr. Fletcher,	Mr. James Watson,
Mr. W. J. Foster,	Mr. W. J. Watson,
Mr. Hezlet,	Mr. Wisdom,
Mr. Holborow,	Mr. Withers.
Mr. Hoskins,	
Mr. Lackey,	Tellers,
Mr. Lynch,	Mr. Henry Clarke,
Mr. Lyne,	Mr. See.

And so it passed in the negative.

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

G. WIGRAM ALLEN,
Speaker.

New South Wales.

No. 95.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FRIDAY, 16 DECEMBER, 1881.

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.) Trade Union Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 43.

A Bill, intituled "*An Act to amend the Law relating to Trades Unions*,"—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 December, 1881.

(2.) Impounding Law Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 44.

A Bill, intituled "*An Act to amend in certain particulars the Impounding Act 29 Victoria No. 2*,"—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 December, 1881.

(3.) Royal Society of New South Wales Incorporation Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 45.

A Bill, intituled "*An Act to incorporate a Society called 'The Royal Society of New South Wales'*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 16th December, 1881.

(4.) Grafton Presbyterian Church Land Sale Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 46.

A Bill, intituled "*An Act to enable William Cowan the younger John Edward Chapman Arthur Hyde Samuel Avery and David Kirk Trustees of certain land situate in the Town of Grafton to sell the said land and provide for the appropriation of the proceeds thereof*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 16th December, 1881.

(5.)

(5.) Balmain Cemetery Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 47.

A Bill, intituled "*An Act to enable certain persons carrying on business under the name of the Balmain Cemetery Company to inter the Dead in any part of the land near the Balmain Road belonging to them and now used as a Cemetery*,"—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, 16th December, 1881.

(6.) Borough of Newcastle Leasing and Improving Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 48

A Bill, intituled "*An Act to authorize the Leasing and Improving of City Properties in the City of Newcastle*,"—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, 16th December, 1881.

2. QUESTIONS :—

(1.) Appointment of a Magistrate unable to Read and Write :—*Mr. Trickett*, for *Mr. Rutledge*, asked the Colonial Secretary,—

(1.) Is it a fact that a recently appointed Magistrate who could not write was sworn in at the last Assize Court at Bathurst, Sir George Innos being the presiding Judge?

(2.) If so, has the Colonial Secretary any objection to state the name of the Magistrate, the name of the person recommending, and the circumstances of his appointment?

(3.) Is it a fact that the name of this same Magistrate, as stated in a local newspaper, was, with others, struck out of the Jury List because of his being unable to read or write?

Sir Henry Parkes answered,—I do not think that any good would arise from my giving the name in this case. It is sufficient for me to say that the circumstance as to inability to read and write is quite true; but I ought to state that the person who was appointed is a person who, as far as I can learn, is of great respectability of character, and the gentlemen who recommended him for the Commission of the Peace are, beyond doubt, gentlemen of position and of high public and private character. The facts appear to be these :—That this gentleman, by his good conduct, has amassed wealth, and has obtained for himself a position of great respectability; he has conducted a large business, and even those connected with him in business were under the impression that he could read and write perfectly, as they frequently received documents in a clear handwriting bearing his signature, but it now turns out that these were written either by a relative or some one in confident connection with him. As there can be no doubt as to the man's entire respectability, I do not think he should be subjected to the indignity of having his name published. What course the Government may take in the matter I am not prepared to say.

(2.) Glebe Point Tramway.—Bridge to connect Glebe Point and Balmain.—Glebe Island Road :—*Mr. Garrard* asked the Secretary for Public Works,—

(1.) Where is the proposed Glebe Point Tramway to terminate?

(2.) What is the estimated cost of a Bridge to connect Glebe Point and Balmain?

(3.) Is he aware that the Glebe Island Road cannot safely accommodate the enormous traffic now carried thereon?

Mr. Lackey answered,—

(1.) Between Forsyth-street and Leichhardt-street.

(2.) An estimate has not been made.

(3.) I am not aware that this is the case.

(3.) Alignment of Streets in the Borough of Petersham :—*Mr. Henson* asked the Secretary for Lands,—When will the alignments of John and Barker Streets, Sydenham Ward, Borough of Petersham, be proclaimed?

Dr. Renwick answered,—Confirmation under Act 4 William IV No. 11 of these Streets has this day been recommended, upon an undertaking asked for and just received from the Municipal Council that they will meet all claims for compensation which may be made on account of these Streets, and alignment under Act 2 Victoria No. 2 will follow in due course.

3. PROROGATION OF PARLIAMENT :—*Sir Henry Parkes* informed the House that he had it in Command to state that His Excellency the Governor would prorogue Parliament on Tuesday next at Twelve o'clock (noon).4. PAPERS :—*Dr. Renwick* laid upon the Table,—

(1.) Return to an Order made on 13th September, 1881,—"*Binda and Fish River Road*."

Ordered to be printed.

(2.) Plan of Roads through the Wheco Estate towards the Fish River (*Exhibit only*).

5. CAPTAIN P. B. WALKER, TORPEDO AND SIGNALLING CORPS (*Formal Motion*) :—*Mr. Fullford* moved, pursuant to Notice, That an Address be presented to the Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this House, copies of all Minutes of His Excellency the Governor, Colonel Richardson, and Major Cracknell, having reference to the suspension of Captain P. B. Walker, of the Torpedo and Signalling Corps; also copies of all the papers relating to the Court of Inquiry in reference to the same, together with the evidence taken by the Court, and the opinion expressed.

Question put and passed.

6. STATE AID TO RELIGION FINAL ABOLITION BILL (*Formal Motion*):—

(1.) Mr. Buchanan moved, pursuant to Notice, for leave to bring in a Bill to terminate simultaneously with the termination of State Aid to Denominational Schools all State Aid by grants of money or otherwise to Religion.

Question put and passed.

(2.) Mr. Buchanan presented a Bill, intituled "*A Bill to secure that all Grants of Money or otherwise by the State to Religion shall terminate with all State Aid to Denominational Schools,*"—which was read a first time.

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

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

Debate ensued.

Question put and negatived.

8. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Appropriation Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain Sums to make good the Supplies granted for the Service of the year 1882 and for the year 1881 and previous years,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 16th December, 1881.*

JOHN HAY,
President.

(2.) Public Works Loan Bill:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Government to raise a Loan for Public Works,*"—returns the same to the Legislative Assembly without amendment.

*Legislative Council Chamber,
Sydney, 16th December, 1881.*

JOHN HAY,
President.

9. PASTURES AND STOCK PROTECTION ACT AMENDMENT BILL:—Mr. Combes presented a Petition from Archibald Stevenson, J.P., Chairman of a Public Meeting of Inhabitants of Oberon, praying that certain amendments may be made in this Bill.

Petition received.

10. RAILWAY DEBT REDUCTION BILL:—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Reid, discharged.

Ordered, that the Bill be withdrawn.

11. SCRUB DESTRUCTION ON CROWN LANDS BILL:—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Garrett, discharged.

Ordered, that the Bill be withdrawn.

12. POSTPONEMENT:—The Order of the Day in reference to Attendants at Parramatta Lunatic Asylum postponed until Tuesday next.

13. THE LAND LAWS:—The Order of the Day in reference to the working of the Land Laws of the Colony read,—and, on motion of Mr. Reid, discharged.

14. POSTPONEMENT:—The Order of the Day for the second reading of the Expenses in Elections Limitation Bill postponed until Monday next.

15. COOKBUNDOON SLATE QUARRY TRAMWAY BILL:—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 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. Teece, 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 a Company called 'The Cookbundoon Slate Company (Limited)' to construct a Tramway from the Cookbundoon Slate Quarries to the Great Southern Railway.*"

*Legislative Assembly Chamber,
Sydney, 16th December, 1881.*

16. SYDNEY CORPORATION ACT AMENDMENT BILL:—The Order of the Day having been read,—on motion of Mr. Poole, 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. Poole, 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, 16th December, 1881.*

17. ANIMALS PROTECTION BILL:—The Order of the Day having been read,—on motion of Mr. McLaughlin, 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. Ordered, that the adoption of the report stand an Order of the Day for Monday next.

18. PASTURES AND STOCK PROTECTION ACT 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 15th December, 1881, in reference to the Pastures and Stock Protection Act Amendment Bill,—does not insist upon its amendments so disagreed to by the Assembly, and agrees to the Assembly's amendments upon the Council's amendments in this Bill.

Legislative Council Chamber,
Sydney, 16th December, 1881.

JOHN HAY,
President.

19. BILLIARD AND BAGATELLE LICENSING 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 keeping of Billiard-tables and Bagatelle-boards,*"—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 December, 1881.

JOHN HAY,
President.

BILLIARD AND BAGATELLE LICENSING BILL.

Schedule of the Amendments referred to in Message of 16th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 1. At end of clause *add* "but without prejudice to any permission for the playing of billiards or bagatelle granted under the 29th section of the said Act and in force at the commencement of this Act."

Page 2, clause 3, lines 16 and 17. *Omit* "under this section"

" 2, clause 4, line 19. *Omit* "proper"

" 2, clause 4, line 25. *Omit* "s" from "sums."

" 2, clause 4, line 25. *Omit* "respectively"

Page 3. *After* clause 10 *add* the following new clause:—

11. "No unmarried woman (not being a widow) shall be capable of holding a Billiard or Bagatelle License under this Act"

Page 4, Schedule 3, lines 44 and 45. *Omit* "and to allow such tables to be used between the hours of ten in the morning and twelve at night" *insert* "to be used only during lawful hours"

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be forthwith taken into consideration.

Whereupon, on motion of Mr. W. J. Foster, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Council's amendments.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Foster, 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 keeping of Billiard-tables and Bagatelle-boards.*"

Legislative Assembly Chamber,
Sydney, 16th December, 1881.

20. INFECTIOUS DISEASE SUPERVISION BILL:—Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to make further provision to prevent the spread of the disease known as Small-pox and for other purposes,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 16th December, 1881.

JOHN HAY,
President.

INFECTIOUS

Disqualification.

INFECTIOUS DISEASE SUPERVISION BILL.

Schedule of the Amendments referred to in Message of 16th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 2, line 17. *Omit "personally"*
Page 2, clause 2, line 3. *Omit "in like manner"*
" 2, clause 2, line 4. *Omit "Police"*

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be forthwith taken into consideration.

Whereupon, on motion of Mr. James Watson, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Council's amendments.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. 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 amendments made by the Legislative Council in the Bill, intituled "*An Act to make further provision to prevent the spread of the disease known as Small-pox and for other purposes.*"

*Legislative Assembly Chamber,
Sydney, 16th December, 1881.*

21. LANDS FOR PUBLIC PURPOSES ACQUISITION 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 'Lands for Public Purposes Acquisition Act,'*"—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 December, 1881.*

JOHN HAY,
President.

LANDS FOR PUBLIC PURPOSES ACQUISITION ACT AMENDMENT BILL.

Schedule of the Amendments referred to in Message of 16th December, 1881.

JOHN J. CALVERT,
Clerk of the Parliaments.

Page 1, clause 2, line 16. *After "Claimant" insert "and without reference to any alteration in such value arising from the establishment of Railways or other public works upon or for which such land was resumed."*

Page 2, clause 2, line 6. *At end of clause add "Provided always that if either party be dissatisfied with the verdict it shall be open to such party to move for a new trial in accordance with the practice of the Supreme Court."*

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be forthwith taken into consideration.

Whereupon, 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 Council's amendments.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. 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 'Lands for Public Purposes Acquisition Act.'*"

*Legislative Assembly Chamber,
Sydney, 16th December, 1881.*

22. WIDTH OF STREETS AND LANES 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 Width of Streets and Lanes and for certain other purposes,*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, 16th December, 1881.*

JOHN HAY,
President.

WIDTH

WIDTH OF STREETS AND LANES BILL.

*Schedule of the Amendments referred to in Message of 16th December, 1881.*JOHN J. CALVERT,
Clerk of the Parliaments.Page 1, clause 1. *Omit* clause 1 *insert* the following new clause:—

1. "Every street laid out or defined after the passing of this Act shall be sixty-six feet wide at least and every lane laid out or defined after the passing of this Act shall be twenty feet wide at least"

Pages 1 and 2, clause 2. *Omit* clause 2.Page 2, clause 4, lines 15 and 16. *Omit* "the building-line of"" 2, clause 4, line 16. *After* "Act" *insert* "unless such house and its appurtenances be twenty-three feet at the least from such lane"" 2, clause 4, line 20. *After* "encroachment" *insert* "and"" 2, clause 4, line 21. *Omit* "and"" 2, clause 4, line 21. *Omit* "in that case"" 2, clause 5, lines 37 to 41. *Omit* Proviso

Examined,—

JOSEPH DOCKER,
Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be taken into consideration on Monday next.

23. SMALL DEBTS RECOVERY 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 the better recovery of Judgment Debts in District Courts and in Courts of Petty Sessions*,"—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 December, 1881.*JOHN HAY,
President.

SMALL DEBTS RECOVERY BILL.

*Schedule of the Amendments referred to in Message of 16th December, 1881.*JOHN J. CALVERT,
Clerk of the Parliaments.Page 1, clause 2, lines 14 and 15. *Omit* "lodge with the officer of" *insert* "apply to"Pages 1 and 2, clause 2, lines 15 and 1 to 7. *Omit* "an affidavit stating the name address and description of any person or persons who are residing within the jurisdiction of such Court and whom he considers are debtors to the judgment debtor and the Court shall thereupon issue an order addressed to the judgment debtor commanding him to appear and produce all necessary books and documents and shall orally examine him as to any or what debts are due owing or accruing to him from any person or persons mentioned in such affidavit" *insert* "for an order that the judgment debtor be orally examined as to whether any and what debts are owing to him and the Court may thereupon make an order for the examination of such judgment debtor and for the production of any books or documents and shall cause him to be orally examined touching the premises"Page 2, clause 2, line 9. *After* "shall" *omit* remainder of clause *insert* "be subject to all the penalties to which a witness duly subpoenaed to attend at such Court and failing to appear at the time appointed would be subject"" 2, clause 3, line 12. *After* "Court" *insert* "or in any other District Court or Court of Petty Sessions"" 2, clause 3, line 17. *After* "and" *omit* "is within the jurisdiction" *insert* "resides within the jurisdiction of the Court to which such application is made"" 2, clause 6, line 39. *After* "garnishee" *insert* "appears upon summons and"" 2, clause 6, line 40. *After* "may order" *omit* remainder of clause *insert* "the hearing of such summons to stand adjourned until some day to be appointed for that purpose and may direct that upon such adjourned hearing any question necessary for determining the liability of the garnishee be tried or determined and the order for such adjournment shall be served upon the garnishee and shall operate as a plaint entered against him to obtain payment of the sum claimed to be due by him to the judgment debtor"" 2, clause 7, line 55. *Before* "Where" *insert* "The costs of any application for an attachment of debt and of any proceedings arising from or incidental to such application shall be in the discretion of the Court but"Page 3, clause 9. *Omit* Clause 9." 3, clause 11, line 27. *Omit* "as is in the Schedule hereunder provided"" 3, clause 12, line 35. *Omit* "in the said District Courts"" 3, clause 12, line 40. *Omit* "Government"" 3, clause 16, line 56. *Omit* "shall be styled and"

Pages

Pages 4 to 9, Schedules A to L. Omit Schedules A to L inclusive *insert* the following new Schedules:—

“ SCHEDULE A.

“ *Order for examination of Judgment Debtor.*

Section 2.

“ No.

“ In the District Court of
“ holden at

}

“ *or in proceedings in Petty Sessions.*

“ In the Court of Petty Sessions for the }
“ District of

“ Between Judgment Creditor and Judgment Debtor.

“ UPON the application of the abovenamed judgment creditor it is ordered that the abovenamed judgment debtor attend this Court on the day of 188 at the th hour of the clock in the noon and be examined as to whether any and what debts are owing to him and that the said judgment debtor produce all necessary books and documents at the time of the examination.

“ Dated this day of 188

“ By the Court.

“ Registrar.

“ To the abovenamed judgment debtor.

“ SCHEDULE B.

Section 3.

“ *Affidavit to ground Garnishee order.*

“ No.

“ In the District Court of
“ holden at
“ (Seal.)

}

“ *or in proceedings in Petty Sessions.*

“ In the Court of Petty Sessions for the }
“ District of

“ Between Judgment Creditor and Judgment Debtor.

“ I of the abovenamed judgment creditor [*or* attorney or agent for the abovenamed judgment creditor] make oath and say—

- “ (1) That I [*or* the abovenamed judgment creditor] on the day of last past recovered judgment in the District Court holden at [*or* in the Court of Petty Sessions at] against the abovenamed judgment debtor for the sum of £ and costs.
- “ (2) That the said judgment is still wholly unsatisfied [*or* is still unsatisfied to the extent of the sum of £]
- “ (3) That E.F. [*state description*] is indebted to the said judgment debtor in the sum of £
- “ (4) That the said E.F. resides within the jurisdiction of this Court.

“ Sworn at this day of 188 before me

“ This affidavit is filed on behalf of the abovenamed judgment creditor.

“ SCHEDULE C.

Section 3.

“ *Garnishee order attaching Debt*

“ No.

“ In the District Court of
“ holden at
“ (Seal.)

}

“ *or in the proceedings in Petty Sessions.*

“ In the Court of Petty Sessions for the }
“ District of

“ Between Judgment Creditor and Judgment Debtor and Garnishee.

“ UPON hearing and reading the affidavit of filed the day of 188 and upon

“ it is ordered that all debts owing and accruing due from the abovenamed garnishee to the abovenamed judgment debtor be attached to answer a judgment recovered against the said judgment debtor by the abovenamed judgment creditor in the District Court of holden at [*or* in the Court of Petty Sessions in the District of] on the day of 188 for the sum of £ s. d. on which judgment the sum of £ s. d. remains due and unpaid.

“ (And it is further ordered that the said garnishee attend this Court on the day of 188 at of the clock in the noon to show cause why he should not pay into Court the debt due from him to the said judgment debtor or so much thereof as may be sufficient to satisfy the said judgment.)”

“ Dated this day of 188

“ By the Court.

“ Registrar.

“ To the abovenamed garnishee.

“ (To the abovenamed judgment debtor.)

“ NOTE.—If the garnishee pay the amount of debt or so much thereof as will satisfy the judgment debt into Court five clear days before the hearing of this summons he will incur no costs. If the garnishee ‘does’ not ‘appear’ and dispute the debt the Court may order execution to issue against him.

“ SCHEDULE

Section 5.

" SCHEDULE D.

" *Judgment against Garnishee.*

" No.
 " In the District Court }
 " holden at }
 " (Seal.) }
 " *or in proceedings in Petty Sessions.*

" In the Court of Petty Sessions for the }
 " District of }

.Between A.B. Judgment Creditor and C.D. Judgment Debtor and E.F. Garnishee.

Acknowledg-
 ment of payment
 into Court.
 £ s. d.

" IT is ordered that the said A.B. the abovenamed judgment creditor do recover against the said
 " E.F. the abovenamed garnishee the sum of £ [insert the amount of the judgment debt or
 " so much thereof as the debts amount to when the same are less than the judgment debt] and £
 " for costs amounting altogether to the sum of £ and it is further ordered that the garnishee
 " do pay the same to the Registrar of the Court on the day of 188 [or by
 " instalments of for every days the first instalment to be paid on the
 " day of 188]
 " [In case default be made in payment of any one of such instalments and execution issue
 " it shall be for the whole of the above amount then remaining due.]
 " Dated this day of 188 ..

Section 5.

" SCHEDULE E.

" *Execution against Garnishee.*

" No. Folio in Ledger.
 " No. of Warrant.
 " In the District Court of }
 " holden at }
 " (Seal.) }

" *or in proceedings in Petty Sessions.*

" In the Court of Petty Sessions for the }
 " District of }

" Between A.B. Judgment Creditor and C.D. Judgment Debtor and E.F. Garnishee.

" WHEREAS on the day of 188 the judgment creditor obtained a judgment
 " in this Court against the garnishee for the sum of £ being [portion of] the amount
 " due by him to the judgment debtor and it was thereupon ordered that the garnishee should pay
 " the sum to the Registrar on the day of 188 [or by instalments of
 " for every days.]
 " And whereas default has been made in payment according to the said order These are therefore
 " to require and order you forthwith to make and levy by distress and sale of the goods and
 " chattels of the said E.F. wheresoever they may be found within the district of this Court (except
 " the wearing apparel and bedding of him and his family and the tools and implements of his trade
 " if any to the value of ten pounds) the sum stated at the foot of this warrant being the amount
 " due to the said A.B. under this order including the costs of this execution and also to seize and
 " take any money or bank-notes cheques bills of exchange promissory-notes bonds specialties or
 " securities for money of the defendant which may there be found or such part or so much thereof
 " as may be sufficient to satisfy this execution and the cost of making and executing the same and
 " to pay what you shall have so levied to the Registrar of this Court and to make return of what
 " you have done under this warrant immediately upon the execution thereof.

" Given under the seal of this Court this day of 188 .
 " By the Court
 Registrar.

" To the Bailiff of the said Court and others the Assistant Bailiffs thereof.

" *Amount for which judgment was obtained*

	£	s.	d.
" Amount of Judgment...
" Costs
" Mileage
" Paid into Court
<hr/>			
" Total amount to be levied	...£		

" NOTICE.—The goods and chattels are not to be sold until after the end of five days next
 " following the day on which they were seized unless they be of a perishable nature or at the
 " request of the said E.F.

" Application was made to the Registrar for the warrant at minutes past the
 " hour of in the noon of the day of 188 .

" SCHEDULE

"SCHEDULE F.

Section 6.

"Order for trial.

"No.

"In the District Court
 "holden at
 "(Seal.)

}

"or in proceedings in Petty Sessions.

"In the Court of Petty Sessions
 "in the District of

}

"Between A.B. Judgment Creditor and C.D. Judgment Debtor and E.F. Garnishee.

"WHEREAS the Judgment Creditor at a Court holden at _____ on the
 " _____ day of _____ 188 _____ obtained a judgment against C.D. of
 " for the sum of £ _____ and costs and which judgment now remains unsatisfied And whereas the
 " judgment creditor having filed an affidavit stating that the said E.F. was indebted to the said C.D.
 " a summons was issued calling upon the garnishee to show cause why he should not pay into
 " Court the amount so due or so much thereof as might be sufficient to satisfy the judgment debt
 " and the said garnishee appeared upon the said summons and disputed his liability It is
 " ordered that the hearing of the said summons be adjourned until the _____ day of
 " _____ 188 _____ at the hour of _____ in the _____ noon and upon such adjourn-
 " ment the liability of the garnishee to pay to the judgment debtor the sum of £ _____
 " according to the particulars hereunto annexed be tried and determined [or insert any special
 " direction as to question to be tried].

"Dated this _____ day of _____ 188 _____

Registrar.

	£	s.	d.
"Debt or claim
"Cost of summons
"Attorney's costs...
	<hr/>		
	£		"

Examined,—

JOSEPH DOCKER,
 Chairman of Committees.

Ordered, that the amendments made by the Legislative Council in this Bill be forthwith taken into consideration.

Whereupon, on motion of Mr. Joseph P. Abbott, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Council's amendments.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had agreed to the Council's amendments.

On motion of Mr. Abbott, 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 the better recovery of Judgment Debts in District Courts and in Courts of Petty Sessions.*"

Legislative Assembly Chamber,
 Sydney, 16th December, 1881.

And the House continuing to sit till after Midnight,—

SATURDAY, 17 DECEMBER, 1881, A.M.

24. TAMWORTH GAS AND COKE COMPANY'S BILL:—The Order of the Day having been read,—Mr. Burdekin moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

On motion of Mr. Burdekin, 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 Monday next.

The House adjourned at eight minutes after Twelve o'clock A.M., until Monday next at Four o'clock.

G. WIGRAM ALLEN,
 Speaker.



New South Wales.

No. 96.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

MONDAY, 19 DECEMBER, 1881.

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

QUESTIONS:—

(1.) Traffic from Field of Mars District:—Mr. Garrard asked the Secretary for Public Works,—How does the Government intend to provide for the traffic from the Field of Mars District *via* Parramatta and Iron Cove Bridges?

Mr. Lackey answered,—By Tramway; but until the proposed Railway survey is completed it will not be possible to say definitely what means of traffic will be adopted.

(2.) Rosselle Bay and White's Bay:—Mr. Garrard asked the Secretary for Public Works,—

(1.) What is the cause of delay in fixing the reclamation line of Rosselle Bay?

(2.) Is he aware that a large quantity of sewage and other filth has accumulated at the head of White's Bay, thereby endangering the health of the inhabitants of the large and populous district adjacent thereto?

(3.) Will he cause a report and estimate to be made of the cost of a Retaining Wall across the Bay, with a view of reclaiming the same?

Mr. Lackey answered,—

(1.) The reclamation line has been already fixed for a considerable extent of Rosselle Bay; but the limit line of reclamation cannot be further laid down until it shall have been determined by the Government as to whether the head of the Bay will be reclaimed for public purposes or not.

(2.) It is believed that there is a considerable amount of sewerage and other filth accumulated at the head of White's Bay.

(3.) Yes; the matter shall receive attention.

(3.) Grafton and Glen Innes Railway:—Mr. Fergusson asked the Secretary for Public Works,—Will he give instructions at once to have the survey of the Grafton and Glen Innes Railway Line completed, so that the Government will be in a position next Session to submit to Parliament an estimate for its construction?

Mr. Lackey answered,—The survey will be commenced immediately, and completed as early as practicable.

(4.) Johnston's Bay:—Mr. Garrard asked the Secretary for Public Works,—

(1.) Is it true that, at the request of certain inhabitants of Glebe Point, a dredge has been engaged for several months removing silt and other offensive matter from the western or Glebe Point side of Johnston's Bay?

(2.) Is he aware that a larger, more offensive, and dangerous quantity of filth has accumulated on the eastern or Pymont side of the Bay?

(3.) Will he grant the same relief to the inhabitants of Pymont as given to the residents of Glebe Point?

Mr. Lackey answered,—It is true that a dredge is at present employed in removing silt and other offensive matter from the western side of Johnston's Bay. The eastern side will be dealt with as soon as the western is completed, which will be very soon.

(5.) Scalps of Marsupials:—Mr. Combes, for Mr. Cooke, asked the Secretary for Mines,—

(1.) Is he aware that several storekeepers and others at Parkes, Forbes, and Condobolin, hold large numbers of marsupial scalps, and that they have applied to the respective Boards appointed in accordance with the "Pastures and Stock Protection Act," and have been refused payment for the scalps?

(2.) Will the Minister be good enough to say why payment has been refused?

(3.) If the Boards have not money to meet these demands, will he state how and when they are to be met, or what he intends doing in the matter?

Dr.

Dr. Renwick answered,—

- (1.) It has been represented to me that there are several storerooms in the districts named who hold certificates for scalps for which they cannot get payment.
- (2.) Payment has been refused because the funds at the disposal of the Boards have been exhausted.
- (3.) I presume these claims, and others of similar nature, will be dealt with as soon as the assessment for the coming year is paid.

(6.) Storage of Public Documents:—Mr. Garrard asked the Secretary for Lands,—

- (1.) Is it true that plans of original surveys that have cost the Country over a million pounds sterling are stored in a number of places in different parts of the City?
- (2.) Is he aware that several of these store-rooms are unfit to contain such valuable papers?
- (3.) Is it intended to have a fire-proof room built in connection with the new Lands Office?

Mr. Hoskins answered,—

- (1.) Yes.
- (2.) They are not fire proof.
- (3.) Yes.

(7.) H. V. Harris, late Accountant, Department of Lands:—Mr. Davies, for Mr. Stuart, asked the Secretary for Lands,—

- (1.) When was H. V. Harris appointed to the office of Accountant in the Department of Lands?
- (2.) On how many charges of embezzlement or forgery, whilst in that capacity, has he been committed to take his trial or convicted?
- (3.) Have any other similar cases been discovered against him since the date of his appointment; if so, how many; and is there any reason to suspect any further irregularities?
- (4.) What is the total amount of Harris's defalcations as known up to the present time?

Mr. Hoskins answered,—

- (1.) He was appointed on the 14th December, 1880, his appointment taking effect from the 1st November preceding; he was first appointed to the Department on the 10th April, 1879.
- (2.) One charge of stealing a cheque, and three charges of forgery.
- (3.) Yes; thirty-one frauds by forgeries, and five embezzlements. The frauds having been nearly wholly committed by forgeries, and chiefly on the Department of the Treasury, it cannot be positively stated that others will not be discovered; but none for any amount are anticipated.
- (4.) £1,060. A Board will be appointed by the Colonial Treasurer to thoroughly investigate the forgeries, and the system of payments and refunds by the Departments of Lands and Treasury, and the mode of audit by the Department of Audit.

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.) Licensing Bill (No. 2):—

AUGUSTUS LOFTUS,
Governor.

Message No. 49.

A Bill, intituled "*An Act to remodel the Law relating to Publicans and other Persons engaged in the sale of Liquor*,"—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, 19th December, 1881.

(2.) Metropolitan Magistrates Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 50.

A Bill, intituled "*An Act to authorize the appointment of Stipendiary Magistrates within the Metropolitan Police District and to define in certain respects the powers of Magistrates within the said District*,"—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, 19th December, 1881.

3. MEMBER SWORN:—John Thomas Gannon, 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 Argyle.

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.) Cattle Sale-yards Additional Loan Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 51.

A Bill, intituled "*An Act to enable the Municipal Council of Sydney to raise by Debentures the sum of Fifty-five Thousand Pounds in addition to the sum of Twenty-five Thousand Pounds authorized to be borrowed by the 'Sydney Corporation Act of 1879' for the establishment of Cattle Sale-yards and to enlarge the time prescribed by the said Act for their erection*,"—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, 19th December, 1881.

(2.)

(2.) Crown Lands Purchases Validation Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 52.

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

Government House,
Sydney, 19th December, 1881.

(3.) Dedication by User Limitation Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 53.

A Bill, intituled "*An Act to limit the application of the Doctrine of Dedication by User in certain cases*,"—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, 19th December, 1881.

(4.) Lunacy Act Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 54.

A Bill, intituled "*An Act to amend the Lunacy Act of 1878*,"—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, 19th December, 1881.

(5.) Cookbundoon Slate Quarry Tramway Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 55.

A Bill, intituled "*An Act to enable a Company called 'The Cookbundoon Slate Company (Limited)' to construct a Tramway from the Cookbundoon Slate Quarries to the Great Southern Railway*,"—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, 19th December, 1881.

(6.) Sydney Corporation Act Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 56.

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, 19th December, 1881.

(7.) Hill's Estate Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 57.

A Bill, intituled "*An Act 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*,"—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, 19th December, 1881.

5. ADJOURNMENT:—Sir Patrick Jennings moved, That this House do now adjourn.

Debate ensued.

Question put and negatived.

6. RAILWAY FROM GRAFTON *via* GLEN INNES TO INVERELL:—Mr. Murray presented a Petition from James H. Hindmarsh, Chairman of a Public Meeting of Residents of Inverell and District, in favour of the construction of a Line of Railway from Grafton *via* Glen Innes to Inverell; and praying the House to take the matter into consideration.
Petition received.

7. PAPERS:—

Mr. W. J. Foster laid upon the Table,—Return to an Address adopted on 6th December, 1881,—
“Intestate Estate of William Robinson Bain.”

Ordered to be printed.

Mr. Hoskins laid upon the Table,—Return (*in part*) to an Order made on 22nd July, 1881,—
“Electorate of Boorowa.”

Ordered to be printed.

Sir Henry Parkes laid upon the Table,—Return to an Order made on 23rd November, 1881,—
“Compensation to E. McGlede.”

Ordered to be printed.

8. SPECIAL ADJOURNMENT:—Sir Henry Parkes moved, pursuant to Notice, That this House at its rising This Day do adjourn until half-past Eleven o'clock a.m. To-morrow.
Question put and passed.

9. POSTPONEMENTS:—The Orders of the Day Nos. 1 to 6 of Government Business postponed until to-morrow.

10. LAND TAKEN FROM MR. HENRY HALLORAN BY THE BOROUGH OF ASHFIELD:—Mr. Combes moved, pursuant to Notice, That there be laid upon the Table of this House copies of all letters, plans and other papers relating to a portion of land taken from Mr. Henry Halloran, of Mowbray, by the Borough of Ashfield.
Question put and passed.

11. ROAD THROUGH MR. H. POLSON'S LAND:—*Mr. Burns*, for Mr. Copeland, moved, pursuant to Notice, That there be laid upon the Table of this House copies of all correspondence between Mr. H. Polson and the Department of Public Instruction, and between Mr. H. McKinnon, School Teacher at Redbank, and the same Department, in reference to a right of road through land belonging to Mr. Polson.
Question put and passed.

12. POSTPONEMENTS:—The following Orders of the Day postponed until to-morrow:—

(1.) State Aid to Religion Final Abolition Bill; second reading.

(2.) Expenses in Elections Limitation Bill; second reading.

13. BIRDS PROTECTION BILL (*Heretofore* ANIMALS PROTECTION BILL):—The Order of the Day having been read,—Mr. McLaughlin moved, That the report from the Committee of the Whole on the Legislative Council's amendments in this Bill be now adopted.

Question put and passed.

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

MR. PRESIDENT,

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 15th December, 1881, requesting its concurrence in certain amendments made by the Council in the Animals Protection Bill,—

Agrees to the amendments in the Title, Preamble, and in clause 2.

Agrees to the amendments in clause 3, lines 12, 13, 18, and 19.

Agrees to so much of the amendment in line 20 as omits the word “August,” but proposes to substitute “September” (for the word July, proposed by the Council), and

Disagrees to the amendments in line 21,—because it is more desirable that the close season should commence on the first day of September and end on the twenty-eighth day of February in each year than to commence on the first day of July and end on the twenty-fifth day of December, as proposed by the Legislative Council, and that it should include the Christmas holidays.

Agrees to the amendments in clauses 4, 5, and 9.

Agrees to the omission of clause 10, and the insertion of new clause 10,—but proposes to amend such new clause by inserting between “or” and “bird” in line 4 of the clause the words “any such,” in which amendment the Assembly requests the concurrence of the Council.

Agrees to the remaining amendments in the Bill.

Legislative Assembly Chamber,

Sydney, 19th December, 1881.

14. WIDTH OF STREETS AND LANES BILL:—The Order of the Day having been read for the consideration in Committee of the Whole of the Legislative Council's amendments in this Bill,—Mr. Reid 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 agreed to the Council's amendments.

On motion of Mr. Reid, 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 Width of Streets and Lanes and for certain other purposes.*”

Legislative Assembly Chamber,

Sydney, 19th December, 1881.

The House adjourned at twenty-one minutes after Nine o'clock, until To-morrow at *half-past Eleven o'clock* A.M.

G. WIGRAM ALLEN,

Speaker.

New South Wales.

No. 97.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

TUESDAY, 20 DECEMBER, 1881.

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.) Lands for Public Purposes Acquisition Act Amendment Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 58.

A Bill, intituled "*An Act to amend the 'Lands for Public Purposes Acquisition Act,'*"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of 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 December, 1881.

- (2.) Small Debts Recovery Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 59.

A Bill, intituled "*An Act for the better recovery of Judgment Debts in District Courts and in Courts of Petty Sessions,*"—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 December, 1881.

- (3.) Infectious Disease Supervision Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 60.

A Bill, intituled "*An Act to make further provision to prevent the spread of the Disease known as Small-pox 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 numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 20th December, 1881.

- (4.) Billiard and Bagatelle Licensing Bill:—

AUGUSTUS LOFTUS,
Governor.

Message No. 61.

A Bill, intituled "*An Act to regulate the keeping of Billiard-tables and Bagatelle-boards,*"—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 December, 1881.

(5.)

(5.) Width of Streets and Lanes Bill : —

AUGUSTUS LOFTUS,
Governor.

Message No. 62.

A Bill, intituled "*An Act to regulate the Width of Streets and Lanes and for certain 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 numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 20th December, 1881.

(6.) Pastures and Stock Protection Act Amendment Bill :—

AUGUSTUS LOFTUS,
Governor.

Message No. 63.

A Bill, intituled "*An Act to amend the Pastures and Stock Protection Act*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of 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 December, 1881.

2. BIRDS PROTECTION BILL :—Mr. Speaker reported the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council having taken into consideration the Legislative Assembly's Message, dated 19th December, 1881, in reference to the Animals Protection 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, 20th December, 1881.

JOHN HAY,
President.

3. QUESTIONS :—

(1.) Railway from Armidale to Glen Innes :—Mr. Fremlin asked the Secretary for Public Works,—
When will tenders be called for constructing Railway from Armidale to Glen Innes ?

Mr. Lackey answered,—A tender for the construction of this Railway was accepted on the 21st January last.

(2.) New South Wales Artillery :—Mr. Levien asked the Colonial Secretary,—

(1.) Is it a fact that an addition was made to the quarters now occupied by Major Airey, to enable the Commandant to live in barracks ; if so, will he say why Colonel Richardson does not occupy these quarters ?

(2.) What did this addition cost ?

(3.) If three subaltern officers were allowed £50 per annum for quarters, could not room be made in the barracks for the Commandant, Brigade-Major, and other officers who are drawing rent allowances ?

(4.) Will the Government cause these rent allowances to be rectified next Session ?

Sir Henry Parkes answered,—The following information has been supplied by the Commandant :—
(1 and 2.) No.

(3.) No, inasmuch as officers of the superior rank are entitled to more accommodation than the subalterns ; and as it is essential, in a disciplinary point of view, that the subaltern officers of the New South Wales Artillery, who have personal relations with the men such as staff officers have not, should reside in barracks with them.

(4.) It does not appear to be necessary that the Government should do anything in the matter.

4. DISPOSAL OF GOVERNMENT BUSINESS :—The Orders of the Day Nos. 1 to 6 of Government Business discharged, on motion of Sir Henry Parkes.

5. DUBBO GAS COMPANY'S INCORPORATION BILL :—The Order of the Day for the second reading of this Bill read,—and, on motion of Mr. Cass, discharged.
Ordered, that the Bill be withdrawn.

6. ATTENDANTS AT PARRAMATTA LUNATIC ASYLUM :—The Order of the Day in reference to this subject read,—and, on motion of Mr. Byrnes, discharged.

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

MR. SPEAKER,

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

Accordingly Mr. Speaker, with the House, went to the Legislative Council, where Mr. Speaker addressed His Excellency, as follows :—

MAY IT PLEASE YOUR EXCELLENCY,—

The Legislative Assembly has granted to Her Majesty the necessary Supplies for the year 1882, and for the Services of the year 1881 and previous years. The Legislative Assembly has also voted a sum of money, to be raised by loan, for the purpose of carrying on certain Public Works.

I have now the honor to present to your Excellency for the Royal Assent,—

(1.) 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 1882 and for the year 1881 and previous years.

(2.) A Bill to enable the Government to raise a Loan for Public Works.

8.

8. ASSENT TO BILLS:—His Excellency was then pleased to subscribe, and declare his Assent, in the name and on the behalf of Her Majesty, to the Bills presented by Mr. Speaker, viz.:—

- (1.) "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain Sums to make good the Supplies granted for the Service of the year 1882 and for the year 1881 and previous years.*"
- (2.) "*An Act to enable the Government to raise a Loan for Public Works.*"

Mr. Speaker then presented to His Excellency for the Royal Assent "*A Bill to protect certain imported and other Birds,*"—which Bill His Excellency was pleased to subscribe and Assent to in the name and on the behalf of Her Majesty.

9. PROROGATION:—His Excellency then delivered to both Houses of Parliament the following Speech:—

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

It affords me much satisfaction to be enabled to release you from your arduous labours before the end of the year.

2. Many of the measures which you have passed into law are calculated to confer large benefits upon the Country.

3. The law to restrict the influx of Chinese will be effective in securing its main object, without doing any injustice to persons of the Chinese race now resident in the Colony, or working prejudicially to the interests of commerce.

4. The authority which you have given for carrying out the Administration of Justice in the Metropolitan Police Courts by Stipendiary Magistrates will, there is every reason to believe, lead to a marked improvement in the conduct of business in those Courts, and give satisfaction to all classes of the public.

5. The important Act for remodelling the law relating to the Liquor Trade will be received by the people generally as a measure of long-needed reform, and I fervently hope that it will be attended by lasting benefits to the community. The principles which it embodies, while giving to the State greater powers of control and restriction, connect the operation of the law with the responsibility of the citizen. Under its provisions abuse cannot long exist without the corrective power which resides in the Act being applied.

6. Other Acts introducing valuable amendments in the Navigation Laws and in the laws regulating the sale and occupation of Land, and effecting many improvements of general concern to the public, have resulted from your labours during the Session.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

7. I thank you for the adequate provision which you have made for the Public Service. Every care will be taken to secure the utmost economy consistent with a proper regard for efficiency in the Departments of Government.

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

8. The new lines of Railway which have received your sanction are being constructed at a rate of progress which compares favourably with the progress of former years. The total length of our Railway lines open to the public is now 1,000 miles. During the year 1882 it is calculated that additional lengths to the extent of 225 miles will be completed, while the other authorized extensions will be rapidly proceeded with. No time will be lost in carrying out the extensions, amounting to nearly 450 miles, which have lately received your approval. Within a very few years no important district of our extensive territory will be outside our system of Railway communication.

9. In connection with the Defences of the Colony, it is my duty to inform you that, at the instance of my Advisers, I made a request to the Imperial Government some months ago for Her Majesty's ship "*Wolverene*" to be transferred to this Government, and that I have received a reply agreeing to the transfer of the vessel with her guns and stores to the Colony. It will be a great advantage in our organizations for purposes of defence to have a body of men, such as the Naval Brigade, drilled to the effective handling of an armed ship, and the "*Wolverene*" is admirably suited to afford the means of drill and discipline in this branch of the Defence Service.

10. Since the Colonial Treasurer made his Statement on the 15th November the Revenue from all sources, including the Customs, has been more than sustained, showing a gratifying increase upon the calculations then entertained.

11. The continued prosperity of the Colony is a source of happiness to me, and is a just subject for public congratulation. All classes appear to participate in the steady progress which has marked the year now drawing to a close.

12. In releasing you from your Parliamentary duties, I pray that the blessing of Providence may follow you in your private avocations.

13. I now declare this Parliament prorogued until Tuesday, the 28th day of February next.

G. WIGRAM ALLEN,
Speaker.

1881.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS UNDISPOSED OF AT THE CLOSE OF THE SESSION.

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. State Aid to Religion Final Abolition Bill ; second reading.
 2. Expenses in Elections Limitation Bill ; second reading.
 3. Tamworth Gas and Coke Company's Bill ; to be further considered in Committee.
 4. Water Frontages Reservation Bill ; second reading.
 5. Institute of Surveyors Incorporation Bill (*as agreed to in Select Committee*) ; second reading.
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ATTENDANCES OF MEMBERS IN DIVISIONS AND COUNTS-OUT, DURING THE SESSION OF 1881.

	Divisions in the House.	Divisions in Committee.	Counts-out.	Total.
Abbott, Joseph Palmer, Esq.	37	69	.....	106
Abbott, Robert Palmer, Esq.	28	29	.....	57
Abigail, Francis, Esq.	23	40	1	64
Allen, The Hon. Sir George Wigram, Knt. (<i>Speaker</i>)	*1	.....	.....	.....
Andrews, Joseph, Esq....	39	60	1	100
Badgery, Henry Septimus, Esq.	16	17	.....	33
Baker, The Hon. Ezekiel Alexander, Esq. (<i>to 9 Nov., 1881, a.m., expelled</i>)	13	13	1	27
Barton, Edmund, Esq....	9	23	.....	32
Barton, Russell, Esq.	24	43	.....	67
Beyers, Hugo Louis, Esq.	42	102	2	146
Bodel, John, Esq.	29	71	2	102
Bowman, Alexander, Esq.	5	41	1	47
Brodribb, William Adams, Esq.	42	88	1	131
Brown, Herbert Harrington, Esq.	16	44	.....	60
Brown, John, Esq....	20	56	.....	76
Brown, Stephen Campbell, Esq. (<i>to 15 Nov. 1881</i>)	11	16	1	28
Brunker, James Nixon, Esq.	23	46	1	70
Buchanan, David, Esq....	13	14	1	28
Burdckin, Sydney, Esq.	30	86	.....	116
Burns, John Fitzgerald, Esq....	35	84	1	120
Byrnes, Charles Joseph, Esq....	30	50	1	81
Cameron, Angus, Esq. (<i>Chairman of Committees</i>)... ..	41	*2	2	45
Campbell, George, Esq. (<i>from 8 December, 1881</i>)	3	9	.....	12
Campbell, William Robert, Esq.	26	55	.....	81
Carter, George Lord, Esq.	37	90	.....	127
Cass, George Edwin, Esq.	35	29	.....	64
Clarke, Henry, Esq.	37	63	.....	100
Clarke, William, Esq.	27	55	1	83
Combes, Edward, Esq., C.M.G.	14	41	.....	55
Cooke, Henry Harry, Esq.	23	69	1	93
Copeland, Henry, Esq....	29	62	1	92
Cramsie, John, Esq.	18	27	.....	45
Dangar, Henry Carey, Esq.	32	72	.....	104
Dangar, Thomas Gordon Gibbons, Esq.	18	24	.....	42
Davies, John, Esq., C.M.G.	43	104	1	148
Day, George, Esq.	32	76	2	110
Dillon, John, Esq.	18	30	.....	48
Douglas, James Henry, Esq.	17	43	1	61
Eckford, Joseph, Esq....	5	10	.....	15
Farnell, James Squire, Esq.	24	63	.....	87
Fawcett, Charles Hugh, Esq.	46	89	1	136
Fergusson, William John, Esq.	38	72	1	111
Fitzpatrick, Michael, Esq. (<i>to 13 December, 1881, deceased</i>)	33	57	.....	90
Fletcher, James, Esq.	35	76	.....	111
Forster, William, Esq.	34	32	2	68
Foster, The Hon. William John, Esq. (<i>to 14 October, and from 25 October, 1881</i>)	40	94	1	135
Fremlin, Alfred Reginald, Esq.	29	42	1	72
Fullford, James, Esq.	26	20	.....	46
Gannon, John Thomas, Esq. (<i>from 19 December, 1881</i>) ... ..	.....	1	.....	1
Garrard, Jacob, Esq.	37	62	2	101
Garrett, Thomas, Esq.	30	77	.....	107
Garvan, James Patrick, Esq.	44	88	.....	132
Hay, William, Esq.	11	31	.....	42
Henson, William, Esq....	34	72	1	107
Hezlet, William, Esq.	34	47	1	82
Holborow, William Hillier, Esq.	28	81	1	110
Hoskins, The Hon. James, Esq.	50	107	3	160
Jacob, Archibald Hamilton, Esq.	38	96	1	135
Jennings, Sir Patrick Alfred, K.C.M.G.	17	42	1	60
Kerr, Andrew Taylor, Esq.	17	23	.....	45
Kidd, John, Esq.	34	67	1	102
Lackey, The Hon. John, Esq.	41	103	2	146

* Casting votes.

	Divisions in the House.	Divisions in Committee.	Counts-out	Total.
Levien, Robert Henry, Esq.	16	26	.....	42
Levin, Leyser, Esq.	20	26	.....	46
Lloyd, George Alfred, Esq.	29	97	1	127
Loughnan, George Cumberlege, Esq.	14	54	.....	68
Lynch, Andrew, Esq.	21	47	.....	68
Lyne, William John, Esq.	16	56	.....	72
Martin, William Fraser, Esq.	36	50	.....	86
M'Culloch, Andrew Hardie, junr., Esq.	33	68	.....	101
McElhone, John, Esq.	20	27	.....	47
McLaughlin, John, Esq.	30	62	.....	92
Melville, Ninian, junr., Esq.	30	71	.....	101
Mitchell, Joseph, Esq. (<i>from 2 December, 1881</i>)	2	11	.....	13
Murray, Richard Lennon, Esq.	32	79	3	114
Myers, Phillip George, Esq. (<i>to 22 November, 1881, deceased</i>)	20	61	2	83
O'Connor, Daniel, Esq.	34	48	.....	77
Parkes, The Hon. Sir Henry, K.C.M.G.	38	83	3	124
Pigott, William Hilson, Esq.	30	39	1	70
Pilcher, Charles Edward, Esq.	7	16	.....	23
Poole, William Thomas, Esq.	39	76	1	116
Proctor, William Consett, Esq.	32	66	.....	98
Purves, John Mitchell, Esq.	16	67	.....	83
Reid, George Houstoun, Esq.	22	43	1	66
Renwick, The Hon. Arthur, Esq., M.D. (<i>to 12 October, and from 19 October, 1881</i>)	38	76	1	115
Roseby, John, Esq.	24	72	2	98
Ross, Andrew, Esq., M.D.	19	40	.....	59
Rutledge, Thomas, Esq.	18	33	.....	51
Ryrie, Alexander, Esq.	14	44	.....	58
Sec, John, Esq.	28	53	1	82
Slattery, Thomas Michael, Esq.	27	55	2	84
Smith, Robert Burdett, Esq.	35	75	2	112
Smith, Thomas Richard, Esq.	14	24	.....	38
Stuart, Alexander, Esq.	16	34	.....	50
Sutherland, John, Esq.	13	37	.....	50
Suttor, The Hon. Francis Bathurst, Esq.	41	108	4	153
Tarrant, Harman John, Esq.	23	47	.....	70
Teece, William, junr., Esq.	38	48	.....	86
Terry, Samuel Henry, Esq.	34	38	1	73
Tooth, Robert Lucas, Esq.	13	16	.....	29
Trickett, William Joseph, Esq.	36	70	1	107
Turner, William, Esq.	17	39	.....	56
Vaughn, Robert Matteson, Esq.	15	33	.....	48
Watson, The Hon. James, Esq.	45	103	1	149
Watson, William John, Esq.	15	10	.....	25
Webb, Edmund, Esq.	15	48	.....	63
Wilkinson, Robert Bliss, Esq.	21	38	.....	59
Wilson, Alexander, Esq.	20	51	.....	71
Wisdom, The Hon. Robert, Esq.	48	105	3	156
Withers, George, Esq.	18	42	1	61
Young, James Henry, Esq.	36	86	1	123

1881.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS OF THE LEGISLATIVE ASSEMBLY OF NEW SOUTH WALES
DURING THE SESSION OF 1881.

1. New Writs issued	...	...	...	...	...	...	...	...	...	6
2. Select Committees :—										
On Public Matters	...	...	...	...	4	...	...	...	...
On Private Bills	...	...	...	...	21	...	...	...	...	25
3. Standing Committees	...	...	...	...	—	...	...	...	...	4
4. Public Bills :—										
Originated in the Assembly—										
Received the Royal Assent	...	...	...	...	29					
Dropped or otherwise disposed of	...	...	...	...	23					
					—	52				
Brought from the Council—										
Received the Royal Assent	...	...	...	...	1					
Dropped or otherwise disposed of	...	...	...	...	1					
					—	2	...	...	...	54
5. Private Bills :—										
Originated in the Assembly—										
Received the Royal Assent	...	...	...	...	17					
Dropped or otherwise disposed of	...	...	...	...	7					
					—	24				
Brought from the Council—										
Received the Royal Assent	...	...	...	...	0					
Dropped or otherwise disposed of	...	...	...	...	0					
					—	0	...	...	...	24
6. Petitions received :—										
Printed	...	...	...	...	334					
Not printed	...	...	...	...	24					
					—					358
7. Divisions :—										
In the House	...	...	...	...	50					
In Committee of the Whole	...	...	...	...	112					
					—					162
8. Sittings :—										
Days of Meeting	...	...	...	...	...	...	...	...	...	97
Hours of Sitting	...	...	...	...	...	...	...	...	...	612 h. 20 m.
Hours of Sitting after Midnight	...	...	...	...	...	...	...	...	...	35 h. 48 m.
Daily Average	...	...	...	...	...	...	...	...	...	6 h. 19 m.
Adjourned for want of a Quorum—										
Before commencement of Business	...	...	...	...	1					
After commencement of Business	...	...	...	...	3					
					—					4
9. Votes and Proceedings	...	...	...	...	...	...	...	...	...	97
Entries in Votes and Proceedings—										
Of Business done	...	...	...	...	1,014					
Of Notices of Motions	...	...	...	...	2,163					
Of Orders of the Day	...	...	...	...	2,147					
Of Questions	...	...	...	...	1,839					
Of Contingent Notices	...	...	...	...	24					
					—					7,187
Daily Average	...	...	...	...	...	...	...	...	...	74
10. Contingent Notices	...	...	...	...	...	...	...	...	...	19
Entries in Contingent Notice Paper	...	...	...	...	...	...	...	...	...	97
11. Orders for Papers	...	...	...	...	...	...	...	...	...	61
12. Addresses for Papers	...	...	...	...	...	...	...	...	...	10
13. Other Addresses	...	...	...	...	...	...	...	...	...	3
14. Papers laid upon the Table :—										
By Message	...	...	...	...	18					
By Command	...	...	...	...	205					
By Speaker	...	...	...	...	2					
In Return to Orders	...	...	...	...	69					
In Return to Addresses	...	...	...	...	13					
Reports from Standing and Select Committees	...	...	...	...	24					
					—					331
Ordered to be printed	...	...	...	...	319					
Not ordered to be printed	...	...	...	...	12					
					—					331

Legislative Assembly Offices,
Sydney, 20 December, 1881.

STEPHEN W. JONES,
Clerk of Legislative Assembly.

